

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 August 26, 2003.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
8-25-03	Pebblespring Holding Company (to be renamed Eagle National Bancorp, Inc.), Berwyn, to acquire 100% of the voting shares of Eagle National Bank, Upper Darby	Berwyn	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-1-03	Firsttrust Savings Bank Conshohocken Montgomery County	The Pavilion No. 207 261 Old York Road Jenkintown Montgomery County	Opened
8-21-03	Sharon Savings Bank Darby Delaware County	1900-02 South St. Philadelphia Philadelphia County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
8-25-03	Freedom Credit Union, Philadelphia, and Montco Teachers Federal Credit Union, Willow Grove Surviving Institutions— Freedom Credit Union, Philadelphia	Philadelphia	Approved

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 03-1747. Filed for public inspection September 5, 2003, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Request for Qualified Contractors

Retention of a Surveying/Engineering Firm Project Reference No. FDC-500-903

The Department of Conservation and Natural Resources (Department) will retain two surveying firms or surveying/engineering firm for a contract for various

engineering surveys located throughout this Commonwealth. The services will encompass topographic and cross-sectional surveys of construction sites at various State parks and/or State forests to supply the design and engineering staff of the Bureau of Facility Design and Construction the data needed to construct or repair various buildings, roadways, bridges and other structures.

Other services may encompass surveys of new or existing State forest or State park boundary lines. These services will include courthouse research of adjoining ownerships, preliminary field surveys, computation of final lines and corners, establishment or reestablishment of monuments and marking boundary.

General Requirements and Information

Letters of interest for this project will only be accepted from individuals, firms or corporations duly authorized to engage in the practice of surveying.

The surveying and/or engineering firms shall have the capability of providing survey crews of either two or three persons when requested by the Department. Survey crews shall report to project sites within 7 days of notification by the Department. Firms will be responsible for providing their own survey instruments, such as transits, levels, electronic distance measuring devices and all necessary support equipment. Also, all materials such as stakes, markers, field books, and the like, will be furnished by the selected firms.

Information Concerning Socially and Economically Restricted Businesses (SERBs)

SERBs are small businesses whose economic growth and development have been restricted based on social and economic bias. These small businesses are Bureau of Contract Administration and Business Development (BCABD)-certified minority- and women-owned businesses, other disadvantaged businesses and businesses whose development has been impeded because their primary or headquarters facilities are physically located in areas designated by the Commonwealth as being Designated Enterprise Zones. A small business will not be considered socially/economically restricted if it has gross annual revenues of \$8 million (\$18 million for those businesses in the information technology sales or services business) or more, is dominant in its field of operation or employs more than 100 persons.

A company and its affiliates have achieved success and are graduated from this State-sponsored program when its gross annual revenues are \$8 million (\$18 million for those businesses in the information technology sales or service business) or more. Other small business in which an owner of the graduated firm has a financial interest or control over, either directly or through family members, will not qualify for SERB status. Control is defined as the power, whether or not exercised, to direct or cause the direction of the management and policies of a firm, whether through the ownership of voting shares, by contract or otherwise, or through the making of day-to-day as well as major decisions in matters of policy, management and operations. A determination of control shall include, but shall not be limited to, the following factors: capital investment and all other financial, property, acquisition, contract negotiation and legal matters; officer-director-employee selection and comprehensive hiring, operating responsibility, cost-control matters and income and dividend matters; financial transactions; and rights of other shareholders or joint partners.

Contractors and others seeking to identify businesses for joint venture and subcontracting opportunities are encouraged to contact the Department of General Services, Bureau of Contract Administration and Business Development, Room 613, North Office Building, Harrisburg, PA 17125, (717) 787-6708, fax (717) 772-0021, gs-cabdinternet@state.pa.us, website www.dgs.state.pa.us, DGS Keyword "BCABD."

SERB Information

To receive credit for being a SERB, entering into a joint venture agreement with a SERB or subcontracting to a SERB (including purchasing supplies and/or services through a purchase agreement), a company must include

proof of SERB qualification in the SERB portion of the proposal:

1. SERBs qualifying as a result of MBE/WBE certification from BCABD must provide their BCABD certification number or a photocopy of their BCABD certificate.
2. SERBs qualifying as a result of having their headquarters located in an enterprise Zone must provide proof of this status, including proof of the location of their headquarters (such as a lease or deed) and confirmation of the enterprise zone in which they are located (obtained from their local enterprise zone office). More information on the locations of enterprise zones can be obtained by calling the Department of Community and Economic Development (DCED), (717) 720-7409, fax (717) 787-4088, akartorie@state.pa.us.
3. SERBs qualifying as disadvantaged businesses certified by the Small Business Administration must submit proof of Small Business Administration Certification.
4. Companies claiming SERB status, whether as a result of BCABD certification, Small Business Administration certification as a disadvantaged business or the location of their headquarters in an enterprise zone, must submit proof that their gross annual revenues are less than \$8 million (\$18 million for those businesses in the information technology sales or services business). This can be accomplished by including a recent tax or audited financial statement.

In addition to these verifications, the SERB portion of the proposal should include the following information:

1. The name and telephone number of the project contact person for SERBs.
2. The company name, address and telephone number of the prime contact person for each specific SERB business included in the proposal. The SERB businesses to which commitments are made must be specified. Credit will not be received by stating a SERB will be found after the contract is awarded or by listing several companies and stating one will be selected later.
3. The specific work, goods, or services the SERBs will perform or provide.
4. The location where the SERBs will perform these services.
5. The timeframe for the SERBs to provide or deliver the goods or services.
6. The amount of capital, if any, the SERB will be expected to provide.
7. The form and amount of compensation each SERB will receive. In the SERB information portion of the proposal, provide the estimated dollar value of the contract to each SERB.
8. The percent of the total value of services or products purchased/subcontracted under the proposal that will be provided by the SERBs.
9. In the case of a joint venture agreement, a copy of the agreement, signed by all parties, must be included in the SERB portion of the proposal. If subcontracting, a signed subcontract or letter of intent must be included in the SERB portion of the proposal.

The SERB portion of the proposal must be identified as SERB information and bound and sealed separately from the remainder of the proposal. Only one copy of the SERB section is needed.

The dollar value ratio designated for SERB commitment should be placed in a separate sealed envelope and stapled to the SERB section of the proposal or included in the bound and sealed envelope.

The selected contractor's SERB commitment amount, name of SERB and services to be provided including timeframe for performing services will be included as a contractual obligation when the contract is executed.

SERB Participation

The following options will be considered as part of the final criteria for selection:

Priority Rank 1. Proposals submitted by SERBs.

Priority Rank 2. Proposals submitted from a joint venture with a Commonwealth-approved SERB as a joint venture partner.

Priority Rank 3. Proposals submitted with subcontracting commitments to SERBs.

Each proposal will be rated for its approach to enhancing the utilization of SERBs. Each approach will be evaluated, with option number one receiving the greatest value and the succeeding options receiving values in accordance with the listed priority ranking.

SERB Contract Requirements

Contracts containing SERB participation must also include a provision requiring the contractor to meet and maintain those commitments made to SERBs at the time of proposal submittal or contract negotiation, unless a change in the commitment is approved by the contracting Commonwealth agency upon recommendation by the BCABD. Contracts containing SERB participation must include a provision requiring SERB contractors and SERBs in a joint venture to incur at least 50% of the cost of the subcontract or SERB portion of the joint venture, not including materials.

Commitments to SERBs made at the time of proposal submittal or contract negotiation must be maintained throughout the term of the contract. Any proposed change must be submitted to the BCABD, which will make a recommendation as to a course of action to the contracting officer.

If a contract is assigned to another contractor, the new contractor must maintain the SERB participation of the original contract.

The contractor will complete the Prime Contractor's Quarterly Utilization Report (or similar type document containing the same information) and submit it to the contracting officer of the agency that awarded the contract and the Bureau of Contract Administration and Business Development within 10 workdays at the end of each quarter the contract is in force. If there was no activity, the form must also be completed stating "No activity in this quarter." This information will be used to determine the actual dollar amount paid to SERB subcontractors, suppliers and joint ventures. Also, it is a record of fulfillment of the commitment the firm made and for which it received SERB points.

Equal Employment Opportunity and contract compliance statements referring to company Equal Employment Opportunity policies or past contract compliance practices do not constitute proof of SERB status or entitle a proposer to receive credit for SERB utilization.

Additional Information and Requirements

The selected firms must gather site data sufficient to prepare drawings with contour intervals as small as 1 foot. Field data will be gathered by use of electronic data collectors. Data will be in AutoCAD format when turned over to the Department. Submission of digital point data will also be required.

Boundary work will typically be closed loop traverse with lineal accuracy of 1 foot to 5,000 feet or better and an angular accuracy of 30 seconds (30") times the square root of the number of setups or 8 seconds (8") per setup, whichever is less. Courthouse research will entail gathering information on adjoining landowners sufficient to accurately locate boundary on the ground. The Commonwealth's ownership and prior survey data will be provided by the Department. Preliminary work may be subject to review by the Department. Final boundaries will be marked to Department specifications. All information on the project, including field notes, computations, survey map and research information, shall be turned over to the Department at the conclusion of each project. Firms will meet with a representative of the Department at the conclusion of the project to familiarize the Department's representative with the location of the new boundary.

A standard Department of General Services (DGS) Form 150-ASP must accompany the proposal and shall indicate the individual in charge of the firm's survey operations. Form 150-ASP is available by downloading from the DGS website at <http://www.dgs.state.pa.us> under "Forms," "Professional Selections." Form 150-ASP may also be obtained in hard copy or on disk (in Word '97 format only) by contacting the Selections Committee, Department of General Services, Room 104, 18th and Herr Streets, Harrisburg, PA 17125, pbianchi@exec.gsinc.state.pa.us.

Prospective firms should submit the following:

1. A letter of intent indicating the firm's approach to completing the project.
2. A standard DGS Form 150-ASP.
3. SERB information in a separate sealed envelope.

Travel subsistence payment will be in accordance with the Commonwealth's Travel and Subsistence Reimbursement Rules and Regulations, as amended.

Each proposal must include the firm's Federal identification number and the project reference number. Length of contract will be 1 year, with a renewal option of up to 3 additional years. Proposals will be subject to review by a Technical Review Committee.

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

Criteria evaluated by the Technical Review Committee will include:

1. Professional's understanding of the problem as demonstrated in letter of interest.
2. Qualifications of firm.
3. Professional personnel in firm.
4. Soundness of approach as demonstrated in letter of interest.

- 5. Equitable distribution of contracts.
- 6. Geographic proximity.
- 7. SERB participation (evaluated by DGS).

Proposers shall relate their proposals to the previous criteria.

Firms interested in performing the required services for this project are invited to submit letters of interest to the Department of Conservation and Natural Resources, Attention: Eugene J. Comoss, Director, Bureau of Facility Design and Construction, 8th Floor, Rachel Carson State Office Building, Harrisburg, PA 17105-8451. Contact Duane Carson at (717) 783-7945 for general information concerning the work.

One copy of the SERB section, bound and sealed separately from the remainder of the proposal, and six copies of the complete set consisting of the letter of interest and the required forms must be received by 12 p.m. on September 26, 2003. The six copies shall be submitted in six complete sets that shall be spiral bound in folders or secured by binder clips.

It is the intent of the Department to select one firm in the eastern part of this Commonwealth and one firm in the western part of this Commonwealth to assign these services. However, the Department reserves the right to reject all proposals submitted, cancel the solicitation requested under this notice and/or readvertise solicitation for this service.

The Department will not offer a debriefing session to the unsuccessful firms. The Department disclaims any liability whatsoever to its review of the proposal submitted and in formulating a recommendation for selec-

tions. Recommendations made by the Department will be final.

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 03-1748. Filed for public inspection September 5, 2003, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Approval of Policies and Procedures

The Department of Education's policies and procedures under the Individual with Disabilities Education Act, Part B, regulatory provisions in 34 CFR 300.121—300.156, were approved by the United States Department of Education. The document is available for public inspection at any school district, intermediate unit or the offices of the Pennsylvania Training and Technical Assistance Network. Copies may be requested by writing to Patty Todd, Department of Education, Bureau of Special Education, 333 Market Street, Harrisburg, PA 17126-0333 or by accessing: http://www.pde.state.pa.us/special_edu/Grants then click "IDEA-B PA Policies and Procedures 2003." Individuals who require this information in an alternate format should call Nancy Zeigler, (717) 783-6134, (TDD) (717) 787-7367.

VICKI L. PHILLIPS, Ed.D.,
Secretary

[Pa.B. Doc. No. 03-1749. Filed for public inspection September 5, 2003, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges related to industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFOs). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal waste; discharge into groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

For NPDES renewal applications 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 applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 individual permits and individual stormwater construction permits in Sections IV and VI, the Department, based upon preliminary reviews, has made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. 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 proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on an NPDES application are invited to submit a statement to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on a WQM permit 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 the respective comment periods will be considered in the final determinations regarding the applications. 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 will also accept requests for a public hearing on applications. A public hearing may be held 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 within the relevant geographical area. The Department will postpone its final determination until after any public hearings are held.

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>
PA0043892	Utilities Inc. of Maryland 3311 Village Drive North Upper Marlboro, MD 20772	Chester County West Bradford Township	UNT to East Branch of Brandywine Creek	Y
PA0055263	Executive Center Condo Association P. O. Box 376 Fountainville, PA 18923	Bucks County Plumstead Township	UNT to North Branch Neshaminy 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>
PA-0061107 Sewage	Stillwater Sewer Corporation c/o NEPA Management Associates 304 Park Avenue Stroudsburg, PA 18360	Coolbaugh Township, Monroe County	UNT Stillwater Lake (1E)	Yes
PA-0043044	Ringtown Sewer Authority P. O. Box 202 Ringtown, PA 17967	Ringtown Borough Schuylkill County	Dark Run (5E)	Yes
PA-00061671 Sewage	Greenfield Township Sewer Authority P. O. Box 501 Carbondale, PA 18407-0501	Lackawanna County Greenfield Township	Unnamed Tributary to Dundaff Creek (5A)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0113298 Sewerage Public	Elkland Borough Authority 105 Parkhurst Street Elkland, PA 16920	Tioga County Elkland Borough	Cowanessque River 4A	Y

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.

PA-0062952, Industrial Waste, SIC Code 3081, **Laminations Inc.**, 1300 Meylert Avenue, Scranton, PA 18509.

This proposed facility is located in Scranton City, **Lackawanna County**.

Description of Proposed Activity: This proposed action is for the renewal of an NPDES permit to discharge 0.055 mgd of no-contact cooling water into the Lackawanna River in Scranton City, Lackawanna County.

The receiving stream, Lackawanna River, is in the State Water Plan watershed No. 05A and is classified for: aquatic life, warm water fish, water supply and recreation. The nearest downstream public water supply intake for Danville Borough Water Authority is located on the Susquehanna River, 60 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.055 MGD.

Parameter	Mass (lb/day)		Concentration (mg/l)	
	Average Monthly	Maximum Daily	Average Monthly	Instantaneous Maximum
Oil and Grease			15	30
pH	6.0 to 9.0 standard units at all times			

The EPA waiver is in effect.

PA-0029017, Sewage, **Schuylkill Haven Municipal Authority**, 12 West Main Street, Schuylkill Haven, PA 17972-1900.

This proposed facility is located in Schuylkill Haven Borough, **Schuylkill County**.

Description of Proposed Activity: renewal of NPDES permit.

The receiving stream, Schuylkill River, is in the State Water Plan watershed No. 3A and is classified for: cold water fishery. The nearest downstream public water supply intake for Pottstown Water Authority is located on Schuylkill River over 40 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 2.8 MGD.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N (5/1 to 10/31)	16		
Fecal Coliform (5/1 to 9/30)	200/100 ml as a geometric mean		
(10/1 to 4/30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times		
Total Residual Chlorine	0.5		1.76
Color (Pt. Co.)	550	825	1,100

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

1. WETT Monitoring
2. Operation/Implementation Pretreatment Program

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

PA0082791, Industrial Waste, SIC Code 4953, **Chester County Solid Waste Authority**, 7224 Division Highway, Narvon, PA 17555.

This facility is located in Caernarvon Township, **Lancaster County**.

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

The receiving stream, the Conestoga River, is in Watershed 7-J, and classified for warm water fisheries, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Lancaster Municipal Water Authority is located on the Conestoga River. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 0.07 MGD are:

Parameter	Average Monthly	Maximum Daily	Instantaneous Maximum
CBOD ₅	85	170	212
Total Suspended Solids	100	200	250

<i>Parameter</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
NH ₃ -N (May 1 to Oct. 31)	25	50	125
Oct. 1 to Apr. 30)	75	150	187
Phosphorus	4.4	9	11
Fecal Coliform (May 1 to Sept. 30)		200 as a geometric average	
(Oct. 1 to Apr. 30)		3,000 as a geometric average	
pH		6.0 to 9.0	
Total Residual Chlorine	0.5	—	1.6
Total Iron		Monitor	
Dissolved Iron	13	26	32
p-chloro-m-cresol	1.3	2.6	3.2
dichlorobromomethane	0.15	0.3	0.37

Outfall 100: The proposed effluent limits for Outfall 100 based on a design following of 0.05 MGD are:

<i>Parameter</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
BOD ₅	37	140	175
Total Suspended Solids	27	88	110
NH ₃ -N	4.9	10	12.5
a-terpineol	0.016	0.033	0.041
Benzoic acid	0.071	0.12	0.18
P-Cresol	0.014	0.025	0.035
Phenol	0.015	0.026	0.038
Total Zinc	0.11	0.2	0.28
Total Iron	3.5	—	7.0
pH		6.0 to 9.0	

Outfall 101: The proposed effluent limits for Outfall 101 based on a design following of 0.02 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Iron		Monitor	
Dissolved Iron		Monitor	
Total Aluminum		Monitor	
pH		Monitor	

Outfall 002—008 for Stormwater:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Organic Carbon	Monitor		
Chemical Oxygen Demand		Monitor	
Total Dissolved Solids		Monitor	
NH ₃ -N		Monitor	
NO ₂ + NO ₃		Monitor	
Dissolved Iron		Monitor	
pH		Monitor	
Total Zinc		Monitor	
Total Copper		Monitor	
Total Chromium		Monitor	
Total Cadmium		Monitor	
Total Lead		Monitor	
Total Aluminum		Monitor	
Total Arsenic		Monitor	
Total Cyanide		Monitor	
Total Iron		Monitor	
P-Cresol		Monitor	
a-terpineol		Monitor	

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

The EPA waiver is in effect.

PA0026743, Sewage, **City of Lancaster**, 120 North Duke Street, Lancaster, PA 17608.

This facility is located in Lancaster City, **Lancaster County**.

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

The receiving stream, Conestoga River, is in Watershed 7-J, and classified for warm water fishery, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Holtwood Power Plant is located on the Susquehanna River, approximately 22 miles downstream. The discharge is not expected to affect the water supply.

The amendment is to include an additional outfall (002A) to reflect a necessary repair to the existing Engleside Diversion Chamber.

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

The EPA waiver is not in effect.

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

PA0228737, Sewage 4952, **Westover Borough**, P. O. Box 199, Westover, PA 16692-0199.

This proposed facility is located in Westover Borough, **Clearfield County**.

Description of Proposed Activity: Applicant is applying for NPDES coverage for treated sewage discharge from 0.051 MGD wastewater treatment plant.

The receiving stream, Chest Creek, is in the State Water Plan watershed 8B and is classified for: CWF. The nearest downstream public water supply intake for PA American Water Company in White Deer is located on West Branch of the Susquehanna River and is 243 miles below the point of discharge.

The propose effluent limits for Outfall 001 are based on a design flow of 0.051 MGD.

Parameter	Average		Maximum	Instantaneous
	Monthly (mg/l)	Weekly (mg/l)	Daily (mg/l)	Maximum (mg/l)
Flow				Monitor
Fecal Coliform				
(May 1 to September 31)		200/100 mL		
(October 1 to April 30)		2,000/100 mL		
C-BOD ₅	15	40	50	
Total Suspended Solids	30	45	60	
Dissolved Oxygen		3.0 minimum at all times		
pH		within range of 6.0 to 9.0		

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

PA0252468, Industrial Waste, SIC 4941, **Kittanning Suburban Joint Water Authority**, R. R. No. 1, Box 23, Adrian, PA 16210-9712.

This application is for issuance of an NPDES permit to discharge treated backwash water, clarifier sludge, filter-to-waste water and untreated storm water runoff from KSJWA Water Treatment Plant in East Franklin Township, **Armstrong County**.

The following effluent limitations are proposed for discharge to the receiving waters, Allegheny River, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is PA-American Water Company, located at Kittanning, 1.14 miles below the discharge point.

Outfall 001: new discharge, design flow of 0.0614 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
Total Suspended Solids			30		60
Total Iron			2		4
Aluminum (T)			4		8
Manganese (T)			1		2
Total Residual Chlorine			0.5		1.0
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

PA0098043, Sewage, **Somerset County Industrial Development Authority**, P. O. Box 48, 125 North Center Avenue, Somerset, PA 15552.

This application is for renewal of an NPDES permit to discharge treated sewage from Gnagey's Restaurant and International Trailer, Inc. STP in Elk Lick Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Unnamed Tributary of the Casselman River, which are classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Ohiopyle Borough Waterworks.

Outfall 001: existing discharge, design flow of 0.002 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ Day	25			50
Suspended Solids	30			60
Ammonia Nitrogen (May 1 to Oct. 31)	6.0			12.0
(Nov. 1 to Apr. 30)	18.0			36.0
Fecal Coliform (May 1 to Sep. 30)	200/100 ml as a geometric mean			
(Oct. 1 to Apr. 30)	5,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0098060, Sewage, **Eugene J. Smith, Jr.**, R. D. No. 1, Box 341-J, Lancaster Road, Fombell, PA 16123.

This application is for renewal of an NPDES permit to discharge treated sewage from the Smithwind Mobile Home Park STP in Franklin Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as tributary of Slippery Rock Creek, which are classified as a cold water fishery 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: Beaver Falls Municipal Authority.

Outfall 001: existing discharge, design flow of .0022 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ Day	25			50
Suspended Solids	30			60
Ammonia Nitrogen (May 1 to Oct. 31)	2.5			5.0
(Nov. 1 to Apr. 30)	6.0			12.0
Fecal Coliform (May 1 to Sep. 30)	200/100 ml as a geometric mean			
(Oct. 1 to Apr. 30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.06			0.14
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0216216, Sewage, **Burgettstown-Smith Township Joint Sewerage Authority**, P. O. Box 358, Atlasburg, PA 15004.

This application is for renewal of an NPDES permit to discharge treated sewage from Raccoon Creek Wastewater Treatment Plant in Smith Township, **Washington County**.

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

Outfall 001: existing discharge, design flow of 0.8 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ Day	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen (June 1 to Oct. 31)	3.0	4.5		6.0
(Nov. 1 to May 31)	7.0	10.5		14.0

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Fecal Coliform (May 1 to Sep. 30)	200/100 ml as a geometric mean			
(Oct. 1 to Apr. 30)	2,000/100 ml as a geometric mean			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0218049, Sewage, **Midway Sewerage Authority**, P. O. Box 600, Midway, PA 15060.

This application is for renewal of an NPDES permit to discharge treated sewage from Midway Sewerage Authority Wastewater Treatment Plant in Robinson Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Robinson Run, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply, and recreation. The first downstream potable water supply intake from this facility is the: West View Borough Municipal Authority.

Outfall 001: existing discharge, design flow of 0.5 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅ Day	25	38		50
Suspended Solids	30	45		60
Fecal Coliform (May 1 to Sep. 30)	200/100 ml as a geometric mean			
(Oct. 1 to Apr. 30)	2,000/100 ml as a geometric mean			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0252492, Sewage, **Shippingport Borough**, P. O. Box 76, Shippingport, PA 15077.

This application is for issuance of an NPDES permit to discharge treated sewage from Shippingport STP in Shippingport Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Ohio River, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Midland Borough Municipal Authority on the Ohio River.

Outfall 001: new discharge, design flow of 0.0985 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅ Day	25			50
Suspended Solids	30			60
Fecal Coliform (May 1 to Oct. 31)	200/100 ml as a geometric mean			
(Nov. 1 to Apr. 30)	2,000/100 ml as a geometric mean			
*Total Residual Chlorine	0.7			1.6
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

* This parameter shall be effective if chlorination is used for disinfection.

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

PA0239267, Sewage, **Floyd L. McClellan, Jr. SRSTP**, 20871 Ross Road, Corry, PA 16407

This proposed facility is located at Ross Road, Index No. 3-12-39-10, in Concord Township, **Erie County**.

Description of Proposed Activity: The applicant requests an NPDES permit for the discharge of treated domestic sewage from an SRSTP serving a single dwelling. Treatment consists of a septic tank, Biotube effluent filter, recirculating crushed boiler slag filter and ultraviolet disinfection.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing downstream potable water supply considered during the evaluation is the Franklin General Authority, located at Franklin, PA, approximately 98 miles below the point of discharge.

The receiving stream, unnamed tributary to the South Branch of French Creek, is in the French Creek watershed 16-A and classified for: CWF.

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	Monitor and Report		
CBOD ₅	10		20
Total Suspended Solids	20		40
Fecal Coliform	200/100 ml as a geometric average		
pH	6.0 to 9.0 standard units at all times		
Ultraviolet Light Unit	Monitor and Report on operation		

The EPA Waiver is in effect.

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

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

WQM Permit No. 0903414, Sewerage, **Girl Scout of Freedom Valley**, 100 Juliette Low Way, P. O. Box 814, Valley Forge, PA 19482-0814.

This proposed facility is located in Haycock and East Rockhill Townships, **Bucks County**.

Description of Proposed Action/Activity: Construction of on-site wastewater treatment facilities to serve existing campground.

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

WQM Permit No. 4003403, Sewerage, **Sand Springs Development Corporation**, 4511 Falmer Drive, Bethlehem, PA 18020.

This proposed facility is located in Butler Township, **Luzerne County**.

Description of Proposed Action/Activity: Construction of a sewer pump station and sewer collection system to serve a residential subdivision known as Sand Springs—A Golf Course Community.

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

WQM Permit No. 5603404, Sewerage, **Deborah J. Miller**, 878 Husband Road, Somerset, PA 15501.

This proposed facility is located in Lincoln Township, **Somerset County**.

Description of Proposed Action/Activity: Application for the Construction and Operation of a Single Residence Sewerage Treatment Plant to serve the Miller Residence.

WQM Permit No. 6303404, Sewerage, **Theodore J. Taylor III**, 608 East McMurray Road, McMurray, PA 15317.

This proposed facility is located in Peters Township, **Washington County**.

Description of Proposed Action/Activity: Application for the Construction and Operation of a Sewerage Pumping Station to serve Old Trail Phase 9.

IV. NPDES Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Department Protocol (Y/N)</i>
PAI136117	West Taylor Township 712 Cooper Avenue Johnstown, PA 15906	Cambria	West Taylor Township		Y
PAI136118	South Strabane Township 550 Washington Road Washington, PA 15301	Washington	South Strabane Township		Y
PAI136119	South Connellsville Borough 1503 South Pittsburgh Street Connellsville, PA 15425	Fayette	South Connellsville Borough		Y
PAI136120	Upper Yoder Township 302 Elim Street Johnstown, PA 15905-3199	Cambria	Upper Yoder Township		Y

V. Applications for NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Department Protocol (Y/N)</i>
PAG136251	Youngstown Borough P. O. Box 56 Youngstown, PA 15696	Westmoreland	Youngstown Borough		Y
PAG136253	Sewickley Heights Borough Country Club Lane Sewickley, PA 15143	Allegheny	Sewickley Heights Borough		Y
PAI136114	Somerset Township 615 Vanceville Road Eighty Four, PA 15330	Washington	Somerset Township		Y
PAI136118	South Strabane Township 550 Washington Road Washington, PA 15301	Washington	South Strabane Township		Y
PAI136119	South Connellsville Borough 1503 South Pittsburgh Street Connellsville, PA 15425	Fayette	South Connellsville Borough		Y

Northwest Region: Water 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>	<i>Department Protocol (Y/N)</i>
PAG138324	Wayne Township 1418 Wampum Road Ellwood City, PA 16116	Lawrence	Wayne Township		Y

The following municipalities have submitted information requested by the Department to assist it in determining the need for Municipal Separate Storm Sewer System (MS4) Permits in Potential Urbanized Areas, under 25 Pa. Code § 92.2 and 40 CFR 123.35(b). * Indicates whether the Department has tentatively designated the Municipality's MS4 as a Regulated MS4, requiring an NPDES Phase II permit. Comments are sought on this tentative determination.

<i>Regulated MS4 (Yes/No)*</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
Yes	City of Butler 140 West North Street Butler, PA 16001	Butler	City of Butler	Sullivan Run/WWF, Connoquenessing Creek/WWF and Coal Creek/WWF
Yes	City of Meadville 984 Water Street Meadville, PA 16335	Crawford	City of Meadville	French Creek/WWF and Unnamed Tributaries to French Creek/WWF
Yes	City of New Castle 230 North Jefferson Street New Castle, PA 16101-2220	Lawrence	City of New Castle	Mahoning River/WWF, Neshannock Creek/TSF, Shenango River/WWF and Big Run/WWF
No	City of Oil City 21 Seneca Street Oil City, PA 16301	Venango	City of Oil City	Allegheny River/WWF, Oil Creek/WWF, Sage Run/CWF, Cornplanter Run/CWF and Holiday Run/CWF
No	City of Warren 318 West Third Avenue Warren, PA 16365-2388	Warren	City of Warren	Allegheny River/WWF Conewango Creek/WWF

VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities

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>
PAI01 1503076	Greg Stevens VPRL Inc. Development 2393 Kimberton Road Suite 200 Kimberton, PA 19442	Chester	West Vincent Township	Unnamed Tributary Pickering Creek (HQ-TSF)
PAI01 1503077	Joyce Realty Corporation Joyce Realty Corp. Suites 30 and 31 P. O. Box 3739 Greenville, DE 19807-0739	Chester	Westtown Township	Hunter's Run (HQ-TSF)
PAI01 1503078	SHC, Inc./Cannon Custom Homes Lewis Tract 300 S. Pennell Rd., Suite 400 Glen Riddle, PA 19037	Chester	East Nottingham Township	West Branch Big Elk Creek (HQ-TSF-MF)
PAI01 1503079	Great Valley School District Bacton Hill Rd. Athletic Fields 47 Church Road Malvern, PA 19355	Chester	East Whiteland Township	Valley Creek (EV)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023903029	Nic Zawarski and Sons Developers 1441 Linden St. Allentown, PA 18018	Lehigh	South Whitehall Twp.	Little Lehigh Creek HQ-CWF
PAI023903030	Realen Homes, LP 1040 Stoney Hill Rd. Ste. 100 Yardley, PA 19067	Lehigh	Lower Macungie Twp.	Little Lehigh Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024803022	James Carty 619 East Lawn Rd. Nazareth, PA 18064	Northampton	Bushkill Twp.	Bushkill Creek HQ-CWF
PAI024803023	Walter Smerconish Main Street Group, Inc. 3359 Durham Road Doylestown, PA 18901	Northampton	Hanover Twp.	Monocacy Creek HQ-CWF

VII. List of NOIs for NPDES and/or Other General Permit Types

PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

MS4 Notices of Intent Received

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Department Protocol (Y/N)</i>
PAG136253	Sewickley Heights Borough Country Club Lane Sewickley, PA 15143	Allegheny	Sewickley Heights Borough		Y

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

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

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

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office 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. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

Thunderbird Terrace Mobile Home Court, Dover Township, **York County**. Environmental Products & Services, Inc., 5140 Paxton Street, Harrisburg, PA, 17111, on behalf of Property Management, Incorporated (PMI), 1300 Market Street, Suite 201, Lemoyne, PA 17043, submitted a Notice of Intent to Remediate site soils contaminated with PHCs. The applicant proposes to remediate the site to meet the Statewide Health Standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Daily Record and York Dispatch* on August 15, 2003.

Lettich Radiator, Borough of Gratz, **Dauphin County**. Chambers Environmental Group, 629 East Rolling Ridge Drive, Bellefonte, PA 16823, on behalf of Lettich Radiator, 638 East Main Street, Gratz, PA 17030, submitted a Notice of Intent to Remediate site soils contaminated with unleaded gasoline. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Upper Dauphin Sentinel* on August 12, 2003.

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

Farmers Valley Wax Plant, Keating Township, **McKean County**. Dayne M. Crowley, PG (on behalf of Honeywell, Inc., P. O. Box 3367, Smethport, PA 16749) has submitted a Notice of Intent to Remediate Soil and Groundwater contaminated with Lead, Heavy Metals, BTEX, PHCs, PAHs and Solvents. The applicant proposes to remediate the site to meet the Statewide Health and Site-specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bradford Era* on July 15, 2003.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

Applications received or withdrawn under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the act of June 28, 1988 (P. L. 525, No. 93) (35 P. S. §§ 6019.1—6019.6) and regulations to transport infectious and chemotherapeutic waste.

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

Renewal Applications Received

Abington Memorial Hospital, 1200 Old York Road, Abington, PA 19001. License No. PA-HC0095. Received on August 4, 2003.

Onyx Waste Services, Inc., P. O. Box O, Rt. 219 North, Brockway, PA 15824. License No. PA-AH0199. Received on August 4, 2003.

Weavertown Transport Leasing, Inc., 201 South Johnson Road, Houston, PA 15342. License No. PA-AH0020. Received on July 11, 2003.

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 regu-

lated 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 the 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 a 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 before the application. 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 (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.

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

01-05023A: Carmeuse Lime, Inc. (11 Stanwix Street, Pittsburgh, PA 15222) for modifying the fuel oil fired in their three lime kilns controlled by wet scrubbers at the Hanover Lime plant in Oxford Township, **Adams County**.

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

61-007B: IA Construction Corp.—Franklin Plant (Route 8 and Route 62, Franklin, PA 16323) to modify existing permit 61-007A by replacing burner, dryer, baghouse, including exhaust fan and automatic damper at

their Franklin Hot Mix Asphalt Plant in Sugar Creek Township, **Venango County**. The plant will increase rated capacity from 180 tons to 400 tons per hour. Alternative fuels: Reprocessed Fuel No. 5, No. 2 Fuel Oil, Liquid Propane and Natural Gas will be burned.

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

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

23-0059: Lyondale Chemical Corp. (3801 West Chester Pike, Newtown Square, PA 19073-2387) for installation of R and D Propylene Oxide Pilot Plant and a Flameless Thermal Oxidizer their facility in Newtown Township, **Delaware County**. This facility is a non-Title V facility. The Plan Approval will contain record keeping, operating and performance testing requirements designed to keep the facility operating within the allowable emission limitations and all applicable air quality requirements.

15-0094: Metallurgical Products Co., Inc. (810 Lincoln Avenue, West Chester, PA 19380) for installation of a Baghouse and upgrades to the vent hoods for the copper alloying process at their facility in West Goshen Township, **Chester County**. This facility is a non-Title V facility. The Plan Approval will contain recordkeeping conditions, operating conditions 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. Contact: Mark J. Wejkszner, New Source Review Chief, (570) 826-2531.

48-303-007A: Eastern Industries, Inc.—Bethlehem Blacktop Plant (4401 Camp Meeting Rods, Suite 200, Center Valley, PA 18034) for modification of a batch asphalt plant to allow the combustion of alternate fuels, specifically to allow the use of recycled fuel oil, No. 2 fuel oil and natural gas at their facility in the City of Bethlehem, **Northampton County**. The facility is a non-Title V facility. The particulate emissions from the plant are controlled by a fabric collector. The particulate emission rate from the fabric collector will be less than 0.04 grain/dscf. The plan approval will contain operating restrictions, monitoring, reporting and recordkeeping requirements designed to keep the source operating within all applicable air quality requirements.

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

31-03032: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) for installation and operation of a limestone crushing and screening plant at their Canoe Valley Aggregate Facility in Morris Township, **Huntingdon County**. A diesel engine operated generator will supply electric to power the plant. Particulate emissions will be controlled by wet suppression. Potential particulate emissions have been estimated to be 69.15 tons/year. Actual emissions are not expected to exceed 16.0 tons/year. Potential NOx emissions have been estimated to be 146.1 tons/year. Actual NOx emissions will be

limited to less 33.35 tons/year. This installation is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. The plan approval will include an annual hourly operating limit for the diesel engine generator, emission limitations, monitoring, recordkeeping, reporting and work practice standards designed to keep the facility operating within all applicable air quality requirements.

PUBLIC HEARINGS

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

13-308-104: Horsehead Resource Development Company Inc. (900 Delaware Avenue, Palmerton, PA 18071) for modification to their existing Kiln No. 1 to allow the kiln to operate either as Waelzing or Calcine kiln and to install two silos with bin vents at their facility in Palmerton Borough, **Carbon County**.

The Department will hold a public hearing on October 7, 2003, at 7 p.m. at the West End Fire Company No. 2, 855 Princeton Avenue, Palmerton, PA to take testimony concerning the Plan Approval application.

An emergency generator will also be installed. Particulate emissions, including PM10, will not exceed 0.0028 grain/dscf (1.35 lbs/hr) from kiln No. 1 and the kiln will not operate more than 7,884 hours/year (12-month rolling sum). Particulate emissions from the bin vents shall not exceed 0.01 grain/acf. The emergency generator will not operate more than 100 hours/year (12-month rolling sum). With the modification of Kiln No. 1 and associated sources, the annual emission increases above the 2000/2001 base-line from the facility shall not exceed the following:

<i>Pollutant</i>	<i>Tons/Year (TPY) (12-month rolling sum)</i>
Total Particulate (including PM10)	7.07
SOx	7.10
NOx	33.05
VOC	29.73
CO	96.65
Lead	0.14

The plan approval will include all appropriate testing, monitoring, recordkeeping and reporting requirements designed to keep the source operating within all applicable air quality requirements. This Plan Approval No. 13-308-104 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.

Those wishing to present testimony during the hearing should contact Mark Carmon, Community Relations Coordinator, (570) 826-2035 by October 6, 2003, to register.

Those unable to attend the hearing, but wishing to comment, should provide written comment to Thomas DiLazaro, Regional Air Quality Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18711-0790 on or before October 7, 2003.

Copies of the Plan Approval Application are available for review from 8 a.m. to 4 p.m. in the Department's office, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Persons with disabilities who wish to attend the hearing who require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Chris Domashinski, (570) 826-2101 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

OPERATING PERMITS

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

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

36-05072: Mount Joy Wire Corp. (1000 East Main Street, Mount Joy, PA 17552) for operation of a steel wire manufacturing facility in Mount Joy Borough, **Lancaster County**. The facility's major operations include the cleaning, drawing, patenting, hardening and plating of steel wire, which primarily emit Hydrochloric Acid (HCL). The Title V operating permit will contain monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. This action is a renewal of the facility's Title V operating permit.

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

49-00001: Mount Carmel Cogeneration, Inc. (P. O. Box 409 Marion Heights Road, Marion Heights, PA 17832). Under 25 Pa. Code §§ 127.521 and 127.541, the Department intends to issue a revised Title V Operating Permit to Mt. Carmel Cogeneration Inc. for their cogeneration facility in Mount Carmel Township, **Northumberland County**. In accordance with 25 Pa. Code § 127.541, this Title V Operating Permit revision is to include Title IV, Phase II (acid rain) requirements as specified in 40 CFR Part 72 into their Title V operating permit. This facility is also subject to the Acid Rain Requirements of 25 Pa. Code § 127.531. Phase II is a continuation of the Acid Rain Program and it became effective on January 1, 2000, for SO₂ and NOx. The Title IV, Phase II permit authorizes the permittee to purchase sulfur oxide allowances for the facility's 623.5 MMBTU/hr circulating fluidized bed boiler (Source ID 031). The revised Title V operating permit includes all applicable requirements including monitoring, recordkeeping and reporting.

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

24-00131: SGL Carbon Corp.—St. Marys Plant (900 Theresia Street, St. Marys, PA 15857) in St. Marys Borough, **Elk County** to reissue a Title V Operating Permit. The permit is being re-issued for a new 5 year term. The permit is also being amended to incorporate conditions from Plan Approval Numbers PA-24-131D, PA-24-131F and PA-24-131G.

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

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

46-00024: McNeil Consumer and Specialty Pharmaceutical (7050 Camp Hill Road, Fort Washington, PA 19034) for operation of a pharmaceutical preparation plant in Whitemarsh Township, **Montgomery County**. The permit is for a non-Title V (State only) facility. The facility has elected to cap their Volatile Organic Compounds, Nitrogen Oxide and Particulate Matter emissions to Minor Source threshold levels (less than 25 tons per year each) to remain a Synthetic Minor. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the plant operating within all applicable air quality requirements.

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

67-05076: Eisenhart Wallcoverings Co. (400 Pine Street, Hanover, PA 17331) for operation of their wallpaper manufacturing facility in Hanover Borough, **York County**. The facility emissions of SO₂, NO_x, CO and PM-10 will each be limited to less than 100 TPY. The facility VOC emissions will be limited to less than 50 TPY. Facility emissions of individual and aggregate HAPs will be limited to less than 10 TPY and 25 TPY, respectively. The State-only operating permit will include testing, monitoring, recordkeeping and reporting requirements, emission restrictions, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

49-00019: Sunoco Partners Marketing & Terminals L. P.—Northumberland Terminal (1801 Market St., 19/10 PC, Philadelphia, PA 19103) for their petroleum bulk storage and distribution facility in Point Township, **Northumberland County**. The facility's main sources include a six storage tanks and two loading racks. The facility has taken restrictions to limit potential volatile organic compounds and hazardous air pollutants emissions below Title V thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

53-00015: SMC Powder Metallurgy (Route 6, West Galeton, PA 16922) for their powdered metal parts manufacturing facility in Pike Township, **Potter County**. The facility's main sources include ten sintering furnaces and has the potential to emit sulfur oxides (SO_x), nitrogen oxides (NO_x), carbon monoxide (CO), particulate matter (PM₁₀), volatile organic compounds (VOCs), and hazardous air pollutants (HAPs) below the major emission 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. Contact: Mark Wayner, Facilities Permitting Chief, (412) 442-4174.

32-00364: Rosebud Mining (301 Market Street, Kittinging, PA 16201) for operation of a coal stockpile and screen plant at Josephine No. 3 Deep Mine in Center Township, **Indiana County**.

03-00212: Parkwood Resources, Inc. (740 Overview Drive, Shelocta, PA 15774) for operation of a coal processing plant in South Bend Township, **Armstrong County**.

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 an 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.

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 who 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 the person submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor; application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor wishes 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.

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

33960109 and NPDES Permit No. PA 0227331. TDK Coal Sales, Incorporated (P. O. Box 259, Brockway, PA 15824). Revision to an existing bituminous surface strip and auger operation in Union Township, **Jefferson County** affecting 157.4 acres. Receiving streams: Unnamed tributary to Little Mill Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Revision to include a land use change from forestland to pastureland/land occasionally cut for hay on lands of Terry D. Monks. Application received: August 18, 2003.

33030109 and NPDES Permit No. PA 0242446. Reichard Contracting, Inc. (212 Olean Trail, New Bethlehem, PA 16242). Commencement, operation and restoration of a bituminous surface strip in Winslow Township and Reynoldsville Borough, **Jefferson County** affecting 34.0 acres. Receiving streams: One unnamed tributary to Soldier Run and Soldier Run, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application to include a land use change from forestland to pastureland or land occasionally cut for hay on lands of Russell Smith et ux. Application received: August 13, 2003.

10980103 and NPDES Permit No. PA 0227692. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Renewal of an existing bituminous surface strip operation in Slippery Rock and Cherry Townships, **Butler County** affecting 101.1 acres. Receiving streams: Unnamed tributary to McDonald Run, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application for reclamation only. Application received: August 21, 2003.

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

63980101 and NPDES Permit No. PA0202151. David Breeden Enterprises, Inc. (P. O. Box 89, 151 West Forth Ave., Tarentum, PA 15084-0089). Renewal application for operation and reclamation of an existing bituminous surface mine, located in Somerset Township, **Washington County** affecting 173 acres. Receiving

streams: unnamed tributaries to Pigeon Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: August 18, 2003.

65030102 and NPDES Permit No. PA0250465. Amerikohl Mining, Inc. (P. O. Box 427, Acme, PA 15610). Application for commencement, operation and reclamation of a bituminous surface mine located in Ligonier Township, **Westmoreland County**, affecting 71.4 acres. Receiving streams: unnamed tributary to Loyalhanna Creek and Fourmile Run, classified for the following use: TSF. The first potable water supply intake within 10 miles downstream from the point of discharge: Latrobe Municipal Authority. Application received: August 12, 2003.

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

17813093 and NPDES Permit No. PA 0609609. AMFIRE Mining Company, LLC, One Energy Place, Latrobe, PA 15650. Transfer and renewal of an existing bituminous surface mine, coal refuse disposal, coal preparation plant/processing facility and fly ash disposal permit, located in Lawrence Township, **Clearfield County** affecting 112.5 acres. The transfer is from Sky Haven Coal, Inc. Receiving streams: unnamed tributaries to Wolf Run, Lick Run and the Susquehanna River. Application received: July 22, 2003.

17990119 and NPDES Permit No. PA 0242748. AMFIRE Mining Company, LLC, One Energy Place, Latrobe, PA 15650. Transfer of an existing bituminous surface mine permit from Laurel Energy, LP, located in Woodward Township, **Clearfield County** affecting 83.3 acres. Receiving streams: unnamed tributaries of Goss Run to Goss Run to Beaver Run to Moshannon Creek to West Branch of the Susquehanna River. Application received: July 24, 2003.

17860140 and NPDES Permit No. PA 0115673. Waroquier Coal Company, P. O. Box 128, Clearfield, PA 16830. Major revision to an existing bituminous surface mine permit for a Change in Land Use from forestland to land occasionally cut for hay. The permit is located in Beccaria Township, **Clearfield County** and affects 323 acres. Receiving streams: unnamed tributaries to Cofinan Run and unnamed tributaries to Muddy Run. Application received: August 6, 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:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
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 of 0.5 ml/l applied to surface runoff resulting from a precipitation 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.

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

08030804. Brian M. Edsall, R. R. 2, Box 94A, Towanda, PA 18848. Commencement, operation and restoration of a Small Industrial Minerals (Bluestone/Flagstone) permit in Asylum Township, **Bradford County** affecting 5 acres. Receiving streams Bennetts Creek, tributary to Susquehanna River. Application received: August 18, 2003.

ABANDONED MINE RECLAMATION

Under Act 181 of 1984, the Department of Environmental Protection (Department) gives notice of an unsolicited proposal received from L & J Equipment Company, Mt. Braddock, PA, to reclaim an abandoned surface mine in Georges Township, Fayette County. The Department intends to enter into negotiations with L & J Equipment Company, Inc. to contract for site reclamation, if funding is available.

The project, CRF 006-101.1, involves reclamation of two abandoned coal refuse piles abandoned by White Rock Fuel Company where the Department under Permit Number SMP 26830701 collected bonds.

L & J Equipment Company, Inc. proposes to revegetate about 16 acres. All areas will be regraded to promote surface drainage and provide integration with surrounding unmined areas.

All interested parties should send comments to Richard L. Joyce, Bureau of Abandoned Mine Reclamation, P. O. Box 8476, Harrisburg, PA 17105-8476, no later than 4 p.m. on September 30, 2003.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) 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. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as 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. Individuals 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 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 a 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 FWPCA (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.

E15-708. West Chester Area School District, 829 Paoli Pike, West Chester, PA 19380, Westtown Township, **Chester County**, Philadelphia ACOE District.

To construct and maintain the following activities associated with the construction of a new high school AKA Bayard Ruskin High School on a 177 acre parcel locally known as the Marshall Jones Tracts:

1. To drain and fill an existing 0.61-acre farm pond which is located along an UNT to Goose Creek (WWF).
2. To place fill within 0.18 acre of wetland associated with the construction of the school facility.
3. To construct and maintain a 50 foot long by 5 foot high pedestrian bridge across the UNT to Goose Creek.
4. To construct and maintain an 8 inch and 10 inch underground sanitary sewer line (onsite and offsite respectively) at six various crossings; one on site across the UNT to Goose Creek, and five off site; one along the East Branch of Chester Creek and four along the UNT to Chester Creek
5. To construct a stormwater outfall structure along an UNT to Goose Creek which is located along Shiloh Road.

The site is located northwest of the intersection of Street Road (S. R. 926) and Shiloh Road (West Chester, PA Quadrangle; N: 11.2 inches; W: 7.1 inches).

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

E21-351: Shippensburg Properties, L. P., One Atlantic Ave., Pittsburgh, PA, 15202 in Shippensburg Township, **Cumberland County**, ACOE Baltimore District

To install and maintain an open bottom culvert, relocate and maintain existing utility lines, install and maintain new utility lines, and to remove and restore an existing culvert, all crossing Burd Run (CWF), located on a 53-acre parcel of land to the north side of PA Route 174 (Walnut Bottom, PA Quadrangle N: 11.15 inches; W: 17.2 inches) in Shippensburg Township, **Cumberland County**.

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

E60-161. Department of Conservation and Natural Resources, Bureau of Forestry, P. O. Box 8451, Harrisburg, PA 17105-8451. Bridge Replacement, in Hartley Township, **Union County**, ACOE Baltimore District (PA Quadrangle N: 18.0 inches; W: 2.7 inches).

To remove the existing 18 foot long single span timber king post truss bridge with a span length of 12 foot 1 inch and a curb-to-curb width of 14 feet 6 1/2 inches on a skew of 78°, and to construct and maintain a 16 foot by 4 foot precast reinforced concrete box culvert with a span of approximately 37 feet, an underclearance of 4 feet and a waterway opening of about 64 square feet with concrete headwalls and about 5 lineal feet by 3 foot deep R-6 riprap at the culvert inlet and outlet on Thomas Dam Road in Coral Run approximately 2 miles north of the intersection of Thomas Dam Road with Weikert Road. The project will not impact wetlands while impacting approximately 80 lineal feet of waterway. Approximately 0.07 acre of earth will be disturbed by the project. Coral Run is a High Quality Cold Water fisheries stream.

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

E02-1433. Regional Learning Alliance at Cranberry Woods, 2200 Georgetown Drive, Sewickley, PA 15143. Regional Learning Alliance at Cranberry Woods in Marshall Township, Allegheny County, Pittsburgh ACOE District (Latitude: 40° 40' 24"—Longitude: 80° 05' 17") (Mars, PA Quadrangle N: 8.8 inches; W: 12.2 inches). The applicant proposes to place and maintain fill in a de minimis area of PEM/PSS wetlands associated with an unnamed tributary to Brush Creek (WWF) and to construct and maintain two stream crossings, each consisting of two 54 inch diameter culverts in said stream for the purpose of constructing a Conference and Learning Center. The project is located on the north side of Freeport Road, approximately 1,700 feet west from the intersection of Freeport Road and Scenic Drive and will permanently impact 0.025 acre of wetlands and 125.0 linear feet of the channel of an unnamed tributary to Brush Creek.

E11-302. Department of Transportation, District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648. State Route 3005 St. Clair Road Stock Pile Expansion Project in Lower Yoder Township, **Cambria County**, Pittsburgh ACOE District (Latitude: 40° 20' 21"—Longitude: 78° 57' 35") (Johnstown, PA Quadrangle N: 16.2 inches; W: 11.8 inches). The applicant proposes to expand the St. Clair Road Stockpile (No. 17) including the following activities: 1) to relocate and maintain 325 linear feet of an intermittent unnamed tributary to St. Clair Run (CWF). The length of the relocated channel will be reduced to 150 linear feet. 2) to restore and maintain

256.65 linear feet of the floodway of St. Clair Run (CWF) and 3) to permanently place and maintain fill in 0.36 acre of PEM wetland. The project proposes to directly impact, through relocation, 325 linear feet of intermittent stream (175 linear feet of stream will be lost), through restoration, 0.12 acre of floodway, and through placement of fill, 0.36 acre of PEM wetland. To compensate for the wetland impacts, the applicant shall make a monetary contribution to the Pennsylvania Wetland Replacement Project.

E65-829. Washington Township, 285 Pine Run Church Road, Apollo, PA 15613. Pleasant View Road Bridge in Washington Township, **Westmoreland County**, Pittsburgh ACOE District (Latitude: 40° 31' 49"—Longitude: 79° 33' 18") (Vandergrift, PA Quadrangle N: 5.48 inches; W: 7.65 inches). The applicant proposes to operate and maintain a single span bridge having a normal span of 55.0 feet and an underclearance of 13.4 feet across Beaver Run (TSF) located on Pleasant View Road.

E65-830. Department of Transportation, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. S. R. 3093 Sections A01 Sony Interchange in East Huntingdon Township, **Westmoreland County**, Pittsburgh ACOE District (Mt. Pleasant, PA Quadrangle N: 11.8 inches; W: 12.2 inches). The applicant proposes to relocate S. R. 3093 and construct 1.9 miles of roadway along an existing railway corridor: 1) to extend and maintain an existing 72.0 foot long, 36-inch diameter reinforced concrete pipe for a distance of 30.0 feet on the downstream end and 45.0 feet on the upstream end in Belson Run (WWF) (Latitude: 40° 11' 24"—Longitude: 79° 35' 14"). 2) to extend and maintain an existing 60 foot long, 48-inch diameter corrugated metal pipe for a distance of 35 feet on the downstream end in an unnamed tributary to Belson Run (WWF) (Latitude: 40° 11' 30"—Longitude: 79° 35' 15"). This pipe extension qualifies for Department waiver 105.12(2). 3) to permanently place and maintain fill in 0.276 acre of PEM wetland (Latitude: 40° 11' 24"—Longitude: 79° 35' 14"). 4) to temporarily place and maintain fill in 0.199 acre of PEM/PFO wetland (Latitude: 40° 11' 24"—Longitude: 79° 35' 14"). 5) to construct and maintain a temporary wetland crossing consisting of our 12-inch diameter pipe (Latitude: 40° 11' 22"—Longitude: 79° 35' 12"). and 6) to compensate for the permanent wetland impacts, the applicant proposes creation of 0.276 acres of wetland replacement on site (Latitude: 40° 11' 22"—Longitude: 79° 35' 12"). The project proposes to directly affect, through new pipe extensions, 110 linear feet of perennial stream, permanently impact 0.276 acre of wetland, and temporarily impact 0.199 acre of wetland. Wetland creation of 0.276 acre is proposed.

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

E10-382, Crompton Corporation, 100 Sonneborn Lane, Petrolia, PA 16050. Gate 2 Bridge Replacement and Pedestrian Bridge, in Fairview Township, **Butler County**, ACOE Pittsburgh District (Parker, PA Quadrangle N: 2.1 inches; W: 12.8 inches).

The applicant proposes to remove the existing Gate 2 Bridge and a concrete bridge located 145 feet downstream of the Gate 2 Bridge and to 1) construct and maintain a 23.5-foot long precast concrete box culvert with wing walls having a 24.0-foot wide by 7.0-foot high waterway opening on a 77.37 degree skew in South Branch Bear Creek and 2) construct and maintain a steel pedestrian arch bridge having a clear span greater than 20.75 feet and an maximum underclearance greater than 8.0 feet on

a 90 degree skew across South Branch Bear Creek located 100 feet downstream of the Gate 2 Bridge within the Crompton Corporation facility approximately 1,000 feet northwest of the intersection of S. R. 268 and Redwood Road. South Branch Bear Creek is a perennial stream classified as a warm water fishery. The project proposes to directly affect a total of 30 linear feet of stream channel.

Wilkes-Barre District: District Engineer, 2 Public Square, Floor 5, Wilkes-Barre, PA 18711-0790.

E5411-001. Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18711. Foster Township, Schuylkill County, ACOE Philadelphia District.

The applicant proposes to construct an Abandoned Mine Land (AML) reclamation project to eliminate health and safety problems associated with the 23 acre site. The project will result in an encroachment of an unnamed tributary of the West Branch Schuylkill River. The project, which includes a stream enclosure and a diversion structure, will restore flow from an abandoned strip mine pit to the original channel. (Minersville, PA Quadrangle N: 16 inches; W: 10.2 inches).

ENVIRONMENTAL ASSESSMENTS

Cambria District: Environmental Program Manager, 286 Industrial Pk. Rd., Ebensburg, PA 15931-4119.

EA5609-001. Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Cambria Office, 286 Industrial Park Rd., Ebensburg, PA 15931. Abandoned Mine Land Reclamation Project, in Somerset Township, Somerset County, Pittsburgh ACOE District (Somerset Quadrangle N: 1.0 inch, W: 1.6 inches). The applicant (revised application) proposes to backfill an abandoned surface mine, which includes a 1,400-foot long dangerous highwall. The project will in-

clude the backfilling of (1) 0.36 acre of PEM wetland. A (2) 0.36 acre PEM replacement wetland will be constructed as part of the reclamation. The project will directly impact 0.036 acre of wetland. Wetland creation of 0.36 acre is proposed to compensate for wetland impacts. (Previously submitted as a final action in error.)

WATER QUALITY CERTIFICATIONS REQUESTS

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

Certification Request Initiated by: James A. Kendter, P. E., District Engineer, Engineering 3-0, Department of Transportation, P. O. Box 218, Montoursville, PA 17754-0218.

Project Description: The proposed project is to construct approximately 12 to 13 miles of new four-lane limited access highway on a new alignment in Snyder, Union and Northumberland Counties. The project is identified as S. R. 0015, Section 088 and is known as the Central Susquehanna Valley Transportation (CSVT) Project. The proposed new highway will extend from the existing Selinsgrove Bypass (US Routes 11/15) in Monroe Township, Snyder County, just north of Selinsgrove, to the interchange between PA Route 147 and PA Route 45 in West Chillisquaque Township, Northumberland County. The recommended preferred alternative (DAMA/RC5) for the project, presented in the Final Environmental Impact Statement (FEIS), proposes to impact a total of 7.77 acres of wetlands (4.82 acres PEM, 1.34 acres PSS, 0.91 acre PFO, and 0.72 acre POW). In addition the proposed work will impact the following streams: Rolling Green Run, West Branch Susquehanna River, Chillisquaque Creek and approximately 30 unnamed tributaries to Penns Creek, Susquehanna River, West Branch Susquehanna River and Chillisquaque Creek. Water use protection designations of these streams range from CWF to WWF. Stream and wetland mitigation will be required.

ACTIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT FINAL ACTIONS TAKEN FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

The Department of Environmental Protection (Department) has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and Notices of Intent (NOIs) for coverage under General Permits. This Notice of Final Action is provided in accordance with regulations at 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001), and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; discharges to groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I through VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permit(s). The approval for coverage under these general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective

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

Any person aggrieved by any of these actions may appeal that action to the Environmental Hearing Board, pursuant to 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). The appeal should be sent 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 Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing 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 decisional law.

If you want to challenge an action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

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

I. NPDES Renewal Permit Actions

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

NPDES No. (Type)	Facility Name and Address	County and Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA-0036081	Lehigh County Authority P. O. Box 3348 1053 Spruce Street Allentown, PA 18106	North Whitehall Township Lehigh County	Lehigh River (2C)	Y
PA-0060747 IW	Ametek, Inc. 42 Mountain Avenue Nesquehoning, PA 18240	Carbon County Nesquehoning Borough	Nesquehoning Creek (2B)	Yes

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

NPDES No. (Type)	Facility Name and Address	County and Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0023698	Vanport Township Municipal Authority 285 River Avenue Vanport, PA 15009	Beaver County Vanport Township	Twomile Run	N
PA0094927	Westmoreland County Housing Authority R. D. 6 Box 233 Greensburg, PA 15601-9308	Westmoreland County New Florence Borough	Conemaugh River	Y
PA0097268	J H A Markleyburg Inc. Henry Clay Villa 5253 National Pike Road Markleyburg, PA 15459	Fayette County Henry Clay Township	UNT of Hall Run	Y

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

NPDES No. (Type)	Facility Name and Address	County and Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0222348	Thomas J. Holden 40 Spicer Road Sheffield, PA 16347	Sheffield Township Warren County	Unnamed Tributary to the South Branch of Tionesta Creek	Y

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

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

NPDES Permit No. PA0011568, Industrial Waste, **ISG Plate, Inc.**, 139 Modena Road, P. O. Box 3001, Coatesville, PA 19320-0911.

This proposed facility is located in City of Coatesville, **Chester County**.

Description of Proposed Action/Activity: Approval to reflect the change in ownership and the change in effluent limitation of Total Residual Chlorine at Outfall 001.

NPDES Permit No. PA0027383 Amendment No. 1, Sewage, **Southwest Delaware County Municipal Authority**, One Gamble Lane, Aston, PA 19104-0466.

This proposed facility is located in Aston Township, **Delaware County**.

Description of Proposed Action/Activity: Amendment to comply with the EPA's Phase II Stormwater regulations.

NPDES Permit No. PA0021512, Sewage, **Royersford Borough**, 300 Main Street, P. O. Box 188, Royersford, PA 19468.

This proposed facility is located in Upper Providence Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge into the Schuylkill River-3D Watershed.

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

NPDES Permit No. PA0246867, Sewage, **Allen McCormack**, 500 North Lockwillow Avenue, Harrisburg, PA 17112.

This proposed facility is located in Reed Township, **Dauphin County**.

Description of Proposed Action/Activity: Authorization to discharge to the Susquehanna River in Watershed 6-C.

NPDES Permit No. PA0010227, Industrial Waste, **F. L. Smidth, Inc.**, 236 South Cherry Street, Manheim, PA 17545.

This proposed facility is located in Manheim Borough, **Lancaster County**.

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

NPDES Permit No. PA0008893 (Transfer 1), **John Ferner, Team Ten, LLC**, P. O. Box 99, Tyrone, PA 16686.

This proposed facility is located in Tyrone Borough, **Blair County**.

Description of Proposed Action/Activity: Transfer of permit.

NPDES Permit No. PA0247189, CAFO, **Mark Breslin, Willow Hill Breeding Farm, Inc.**, P. O. Box 187, Myerstown, PA 17067.

This proposed facility is located in Metal Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization to operate a 1,449-AEU swine CAFO in Watershed 13-C.

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

No. PA0028461, Sewerage 4952, **Borough of Mifflinburg**, 333 Chestnut Street, Mifflinburg, PA 17844.

The proposed facility is located in Mifflinburg Borough, **Union County**.

Description of Proposed Activity: Issuance of an amended NPDES permit to include discharge of site stormwater through Outfalls S01 and S02. The existing limits for treated effluent through Outfall 001 remain unchanged.

The receiving stream, Buffalo Creek, is in the State Water Plan watershed 10C and is classified for: CWF. The nearest downstream public water supply intake for Sunbury Municipal Authority is located on the Susquehanna River, 23.7 miles below the point of discharge. Approximately 0.02 million gallons per day of storm water will be discharged through each storm water Outfall (S01 and S02) during a rainfall intensity of 1 inch per hour. Additionally, the permit will be transferred from the Mifflinburg Borough Municipal Authority to the Borough of Mifflinburg.

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

NPDES Permit No. PA0239275, Sewage, **Michael Robel**, 11599 Sunset Drive, Conneaut Lake, PA 16316.

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

Description of Proposed Action/Activity: A Single Residence Sewage Treatment Plant discharging to the Unnamed

Tributary to Conneaut Outlet.

NPDES Permit No. PA0239259, Sewage, **David E. Davis**, 17 S. Water Street, Albion, PA 16401.

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

Description of Proposed Action/Activity tributary. This facility is authorized to discharge to Conneaut Creek.

NPDES Permit No. PA0239224, Sewage, **Gentile Enterprises**, 425 South Good Hope Road, Greenville, PA 16125.

This proposed facility is located in West Salem Township, **Mercer County**.

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

III. WQM industrial waste and sewerage actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001)

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

WQM Permit No. 0903406, Sewerage, **Thomas Kemmerer**, 1277 Route 212, Quakertown, PA 18951.

This proposed facility is located in Haycock Township, **Bucks County**.

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

WQM Permit No. 0903408, Sewerage, **Glenn Neebe**, 265 Frogtown Road, Kintnersville, PA 18930.

This proposed facility is located in Bedminster Township, **Bucks County**.

Description of Proposed Action/Activity: Construction and operation of a sewerage facility of a Bio Microbics system, consisting of an aeration tank, two parallel sand filters and ultraviolet disinfection.

WQM Permit No. 1501426, Amendment 1, Sewerage, **West Vincent Township**, P. O. Box 163, 2200 Flowing Springs Road, Birchrunville, PA 19421.

This proposed facility is located in West Vincent Township, **Chester County**.

Description of Proposed Action/Activity: Construction and modification of sewerage facilities of Influent pump station, grinders, aerated lagoons, chlorination equipment and 44.04 acres of spray fields.

WQM Permit No. 2398405, Amendment 1, Sewerage, **Brandywine Operating Partnership**, 16 Campus Boulevard, Suite 150, Newtown Square, PA 19073.

This proposed facility is located in Newtown Township, **Delaware County**.

Description of Proposed Action/Activity: Upgrading of the sewage treatment plant and revisions to the effluent limitations for total nitrogen for the system serving office building located on Lot No. 7 at 11 Campus Boulevard.

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

WQM Permit No. 3603205, Sewerage, **Thomas Frey, Frey Dairy Farms, Inc.**, 2646 River Road, Conestoga, PA 17516.

This proposed facility is located in Manor Township, **Lancaster County**.

Description of Proposed Action/Activity: Approval for the construction of a 6.07 MG storage lagoon.

WQM Permit No. 2202405, Sewerage, **Allen McCormack**, 500 North Lockwillow Avenue, Harrisburg, PA 17112.

This proposed facility is located in Reed Township, **Dauphin County**.

Description of Proposed Action/Activity: Approval for the construction/operation of Sewage Treatment Facilities.

WQM Permit No. 3803402, Sewerage, **Palmyra Borough**, 325 South Railroad Street, Palmyra, PA 17078-3400.

This proposed facility is located in Palmyra Borough, **Lebanon County**.

Description of Proposed Action/Activity: Approval for modifications to the construction/operation of pump station(s).

WQM Permit No. 0703403, Sewerage, **Allegheny Township Sewer and Water Authority**, 3131 Old Sixth Avenue Road, North, Duncansville, PA 16635.

This proposed facility is located in Allegheny Township, **Blair County**.

Description of Proposed Action/Activity: Approval for the construction/operation of Sewers and Appurtenances and a Pump Station.

WQM Permit No. 3603403, Scot Fertich, **Lancaster Area Sewer Authority**, 130 Centerville Road, Lancaster, PA 17603.

This proposed facility is located in Lancaster Township, **Lancaster County**.

Description of Proposed Action/Activity: Construct approximately 155 feet of 8-inch interceptor to connect to Southern Village residential development to the LASA sewer system.

WQM Permit No. 567S030, Amendment (03-1), Sewerage, **Deann Metro, Turnpike Commission**, 700 S. Eisenhower Boulevard, Middletown, PA 17057.

This proposed facility is located in Taylor Township, **Fulton County**.

Description of Proposed Action/Activity: Installation of two new equalization basins, a metering manhole and flow metering equipment.

WQM Permit No. 0103402, Sewerage, **Donald Poist, Oxford Township Board of Supervisors**, 180 Hanover Street, New Oxford, PA 17350.

This proposed facility is located in Oxford Township, **Adams County**.

Description of Proposed Action/Activity: Construction of 8-inch sewers and a suction lift pump station to serve the Simme Valley Estates Phase II single family residential development. The pump station will consist of dual 2 hp pumps rated for 80 GPM at 30' TDH and a 5-foot diameter PVC-lined concrete wet well. The 4-inch force main will discharge to existing manhole No. 14 in Phase I.

WQM Permit No. 3603404, Sewerage, **Patricia Seip, Secretary, East Earl Sewer Authority**, 4610 Division Highway, East Earl, PA 17519.

This proposed facility is located in East Earl Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction of Pump Station with dual 32 gpm grinder pumps and 2- and 3-inch force main to serve the Cedar Grove Estates development.

WQM Permit No. 2803201, CAFO, **Mark Breslin, Willow Hill Breeding Farm, Inc.**, P. O. Box 187, Myerstown, PA 17067.

This proposed facility is located in Metal Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization for the construction and operation of manure storage facilities for a 1,449-AEU CAFO.

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

WQM Permit No. 1903403, Sewerage, SIC 4952, **John Mihalik**, 2177 Ikeler Road, Millville, PA.

This proposed facility will be located in Mt. Pleasant Township, **Columbia County**.

Description of Proposed Action/Activity: Permit is issued authorizing the construction and operation of a small flow treatment facility to serve a single residence. Discharge will be to an Unnamed Tributary to Little Fishing Creek, a Cold Water Fishery.

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

WQM Permit No. 0303402, Sewerage, **Mechling-Shakley Veteran Center**, 268 Center Inc., R. D. 1 Box 290, Cowansville, PA 16218.

This proposed facility is located in Sugarcreek Township, **Armstrong County**.

Description of Proposed Action/Activity: Construction of Sewage Treatment Plant to serve Mechling-Shakley Veterans.

WQM Permit No. 6503404, Sewerage, **James A. Cunkelman**, 115 St. Clair Circle, Ligonier PA 15658.

This proposed facility is located in Ligonier, Township, **Westmoreland County**.

Description of Proposed Action/Activity: Single Residence Small Flow Treatment Facility.

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

WQM Permit No. 2003417, Sewerage, **Michel Robel**, 11599 Sunset Drive, Conneaut Lake, PA 16316.

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

Description of Proposed Action/Activity: Sewage discharge for a single residence.

IV. NPDES Stormwater Discharges From Municipal Separate Storm Sewer Systems (MS4) Permit Actions**V. NPDES Waiver Stormwater Discharges From Municipal Separate Storm Sewer Systems (MS4) Actions****VI. NPDES Discharges Of Stormwater Associated With Construction Activities Individual Permit Actions**

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>
PAS10-D132	JMS Properties JMS Properties Subdivision 1825 Grant Avenue Philadelphia, PA 19115	Bucks	Milford Township	Unnamed Tributary Molasses Creek (HQ-TSF)
PAS10-G267-R	The Hankin Group Eagleview Corporate Center 707 Eagleview Boulevard P. O. Box 562 Exton, PA 19341	Chester	Upper Uwchlan Township	Tributary Marsh Creek (HQ-TSF-MF)
PAS10-G551	CMR Development CMR Residential Development 1330 Westminster Drive Downingtown, PA 19335	Chester	West Bradford Township	West Branch Brandywine Creek (EV)
PAI201 1502003	Toll Brothers, Inc. Charlestown Meadows Subdivision 3101 Philmont Avenue Huntingdon Valley, PA 19006	Chester	Charlestown Township	Pickering Creek (HQ)

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>
PAI024503012	Northampton County Area Community College 3585 Green Pond Rd. Bethlehem, PA 18017	Monroe	Pocono Twp.	Pocono Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI-0321-03-004	Walnut Bottom Medical Center LLC P. O. Box 146 Mount Holly Springs, PA 17065	Cumberland	South Middleton Twp.	LeTort Spring Run EV

Berks County Conservation District: 1238 County Welfare Rd., P. O. Box 520, Leesport PA 19533, (610) 372-4657, Ext. 201.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2-0006-03-076 Southern Slope Subdivision	Walter Greth Greth Development Group P. O. Box 305 Temple, PA 19560	Berks	S. Heidelberg Township	Hospital Creek (TSF)
PAG2-0006-03-075 AEC Joyland Pavilion and Log Cabin School	Lawrence Martin Allegheny East Conference Corp. P. O. Box 266 Pine Forge, PA 19548	Berks	Douglass Township	Manatawny Creek (CWF)
PAG2-0006-03-073 Christ Evangelical Free Church	Randy Eshelman Christ Evangelical Free Church 8477 Rt. 183 Bethel, PA 19507	Berks	Upper Tulpehocken Township	Birch Creek (CWF)

Juniata County Conservation District: R. R. No. 2 Box 302, Smith Road, Mifflintown, PA 17059, (717) 436-8953.

NPDES Permit

<i>No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2 0234 03 001	Walker Township Recreation Committee R. R. No. 4 Box 4712, Mifflintown, PA 17059	Juniata	Location, Township	Unnamed Trib. to Doe Run

Perry County Conservation District, P. O. Box 36, 31 W. Main St. New Bloomfield, PA 17068, (717) 582-8988, Ext. 4.

NPDES Permit

<i>No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
0050-03-011	Lisa Tolbert 28 N. Market St. Duncannon, PA 17020	Perry	Penn Twp.	Unnamed Tributary to Susquehanna River Type of Earthmoving 1 Residential

VII. Approvals To Use NPDES And/Or Other General Permits

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 Non-Exceptional 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)
- PAG-13 Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

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>
West Whiteland Township Chester County	PAG200 1503053	Oaklands Business Parks, Inc. Lot 52, Oaklands Business Parks 120 Arrandale Boulevard Exton, PA 19341	Valley Creek (CWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Whiteland Township Chester County	PAG200 1503082	William Logan Logan Funeral Home 0805 Longacre Boulevard Yeadon, PA 19050-3319	Unnamed Tributary Valley Creek (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Collingdale Borough Delaware County	PAG200 2303037	Southeast School District P. O. Box 328 Folcroft, PA 19032	Darby Creek (TSF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Ridley Township Delaware County	PAG200 2303039	Harper Associates P. O. Box 384 Ridley Park, PA 19078-0304	Unnamed Tributary to Crum Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Hatfield Township Montgomery County	PAG200 4603024	Gambone Development Co. The Arbors 1030 West Germantown Pike Fairview Village, PA 19409	West Branch Neshaminy Creek (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Franconia Township Montgomery County	PAG200 4603073	Amplifier Research 160 School House Road Souderton, PA 18964	Skippack Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
New Hanover Township Montgomery County	PAG200 4603103	Boyertown YMCA Boyertown East YMCA 301 West Spring Street Boyertown, PA 19512	Middle Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Hatfield Township Montgomery County	PAG200 4603047	SJM Real Estates LLC P. O. Box 373 Springhouse, PA 19477	West Branch Neshaminy Creek (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Abington Township Montgomery County	PAG200 4603100	Meyers Paone Development Inc. Walnut Hill 1120 N Bethlehem Pike Springhouse, PA 19477	Pennypack Creek (TSF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Limerick Township Montgomery County	PAR10-T443-R	Pottstown Tent Rental Possum Hollow Industrial Park 1386 North State Street Pottstown, PA 19464	Pennypack Creek (TSF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Limerick Township Montgomery County	PAG200 4603099	Strategic Retail Properties, Inc. Proposed Eckerd Pharmacy 148 Daylesford Road Berwyn, PA 19312	Unnamed Tributary Brooks Evans Creek	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Providence Township Montgomery County	PAR10-T889	Heritage Building Group, Inc. Cicchiello/Cark/Hiers Tracts 3326 Old York Road, Ste. A100 Furlong, PA 18929	Schoolhouse Run (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Pottstown Borough Montgomery County	PAG200 4603122	Gambone Brothers Development Circle of Progress P. O. Box 287 Fairview Village, PA 19409	Manatawny Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

NOTICES

4493

<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>
Upper Providence Township Montgomery County	PAR10-T401-R	Neil Sukonik Rosemont Estates Renewal 1250 Germantown Pike, Ste. 100 Plymouth Meeting, PA 19462	Mingo Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Salford Township Montgomery County	PAG200 4603059	Commerce Banks Proposed Commerce Banks 17000 Horizon Way, Ste. 100 Mt. Laurel, NJ 08054	West Branch Skippack Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Whitpain Township Montgomery County	PAG200 4603056	Philomeno and Salamone Spahr Subdivision 545 W. Germantown Pike, Ste. 200 Plymouth Meeting, PA 19462	Prophecy Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Plymouth Township Montgomery County	PAG200 4603121	Chestnut Manor Land Dev., Inc. Johnson Commons Townhouses 545 West Germantown Pike Plymouth Meeting, PA 19462	Stony Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Saucon Twp. Lehigh Co.	PAR10Q157-1	Chick Development 7605 Hillview Circle Coopersburg, PA 18036	Tumble Brook CWF	Lehigh Co. Cons. Dist. (610) 391-9583
Whitehall Twp. Lehigh Co.	PAG2003903019	Warren Stough 2801 E. Market St. P. O. Box 2821 York, PA 17401	Coplay Creek CWF	Lehigh Co. Cons. Dist. (610) 391-9583
Jenkins Twp. Luzerne Co.	PAG2004003019	Jenkins Twp. Properties, Inc. 490 N. Main St. Suite 103 Pittston, PA 18640	UNT to Susquehanna River, CWF	Luzerne Co. Cons. Dist. (570) 674-7991
Butler Twp. Luzerne Co.	PAG2004003030	Sand Springs Golf Development Corp. 4511 Falmer Dr. Bethlehem, PA 18020	Nescopeck Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991
Plymouth Twp. Luzerne Co.	PAG2004003029	Department of Transportation Attn: Charles Mattei O'Neill Hwy. P. O. Box 111 Scranton, PA 18501	Harveys Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991
Lehigh Twp. Northampton Co.	PAG2004803031	Larry Kemmerer Kemmerer Corp. 3220 Valley View Dr. Bath, PA 18014	Hokendauqua Creek CWF	Northampton Co. Cons. Dist. (610) 746-1971
East Norwegian Twp. Schuylkill Co.	PAG2005403017	Norwegian Real Estate Limited Partnership 454 N. Claude A Lord Blvd. Pottsville, PA 17901	Mill Creek CWF	Schuylkill Co. Cons. Dist. (570) 622-3742
Centre County Benner Township	PAG2001403006	Paradise Hills Subdiv. SR 150 Bellefonte, PA 16823	Unt. Spring Creek CWF	Centre County Conservation District 415 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817

<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>
Montour County Mahoning Township	PAG2044703006	Geisinger System Services 100 N. Academy Ave. Danville, PA 17822	Mahoning Creek CWF	Montour County Conservation District 112 Woodbine Lane Suite 2 Danville, PA 17821 (570) 271-1140
Northumberland County Milton Borough	PAR104923R	Milton Area Industrial Development Assoc. 1 S. Arch St. Milton, PA 17847	W. Br. Susquehanna River WWF	Northumberland County Conservation District R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114x4
Northumberland County Northumberland Borough	PAG2004903017	Branchview Inc. Branchview Subd. Phase IV-V 227 Wild Cherry Lane Northumberland, PA 17857	Susquehanna River WWF	Northumberland County Conservation District R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114x4
Tioga County Middlebury Township	PAG2005903015	Rusty and Cheryl Walker 1779 Perkiomenville Rd. Harleysville, PA 19438	Losey Creek WWF	Tioga County Conservation District 29 East Ave. Wellsboro, PA 16901 (570) 724-1801
Tioga County Middlebury Township	PAG2005903016	Colleen Houghtalings R. R. 2 Box 239 Middlebury Center, PA 16935	Losey Creek CWF	Tioga County Conservation District 29 East Ave. Wellsboro, PA 16901 (570) 724-1801
Allegheny County Pine Twp.	PAR10A358 1	Salem Land Development, Co. 2500 Brooktree Road Wexford, PA 15090	UNT North Park Lake (CWF)	Allegheny County CD (412) 241-7645
Allegheny County Moon Twp.	PAR10A609	Maronda Homes, Inc. RIDC 202 Park West Drive Pittsburgh, PA 15275	Montour Run (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Moon Twp.	PAG2000203012	Felix Caste P. O. Box 10360 Pittsburgh, PA 15234	Campbells Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Monroeville	PAG2000203019	No. 1 Cochran Automotive 4200 William Penn Hwy. Monroeville, PA 15146	Abers Creek (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Robinson Twp.	PAG2000203034	Montour School District 225 Clever Road McKees Rocks, PA 15136	Moon Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Robinson Twp.	PAG2000203035	Donald Snyder 4695 Campbells Run Rd. Pittsburgh, PA 15205	Chartiers Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Ohio Twp.	PAG2000203044	ENTP Development Kirkpatrick & Lockhart 535 Smithfield St. Pittsburgh, PA 15222	Bear Run (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Bethel Park Boro.	PAG2000203049	Surrey Woods Partners LP 529 Hillcrest Place Pittsburgh, PA 15216	Lick Run (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Pleasant Hills Boro.	PAG2000203052	Sheetz, Inc. 5700 Sixth Avenue Altoona, PA 16602	Peters Creek (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Whitehall Boro.	PAG2000203053	Family Video Movie Club 1022 East Adams Springfield, IL 62703	UNT to Saw Mill Run (WWF)	Allegheny County CD (412) 241-7645

<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>
Allegheny County Hampton Twp.	PAG2000203054	Sheetz, Inc. 5700 Sixth Avenue Altoona, PA 16602	Pine Creek (CWF)	Allegheny County CD (412) 241-7645
Allegheny County Bethel Park Boro.	PAG2000203055	Municipality of Bethel Park 5100 West Library Avenue Bethel Park, PA 15102	Logan Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County City of Pittsburgh	PAG2000203056	North Aiken Sr. Housing 33 Union Street Boston, MA 02108-2414	Allegheny River (WWF)	Allegheny County CD (412) 241-7645
Allegheny County South Fayette Twp.	PAG2000203064	Kenneth J. Wolfe 705 Kingswood Lane McDonald, PA 15057	Millers Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Ohio Twp.	PAG2000203065	Ohio Township 1719 Roosevelt Road Pittsburgh, PA 15237	Lowries Run (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Marshall Twp.	PAG2000203066	Regional Learning Alliance 2000 Georgetown Rd. Sewickley, PA 15143	Brush Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Leetsdale Borough	PAG2000203068	Leetsdale Borough 85 Broad Street Leetsdale, PA 15056	Ohio River (WWF)	Allegheny County CD (412) 241-7645
Washington County Peters Twp.	PAG2006303036	Ed Moritz 295 King Richard Dr. McMurray, PA 15317	Brush Run (WWF)	Washington County CD (724) 228-6774

General Permit Type—PAG-3

<i>Facility Location Municipality and County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Hazle Township Luzerne County	PAR802236	Pitt Ohio Express, LLC 15 27th Street Pittsburgh, PA 15222	Tomhicken Creek CWF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Allentown City Lehigh County	PAR602211	Liberty Recycling Inc. P. O. Box 1014 Allentown, PA 18105	Jordan Creek TSF, MF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Scranton City Lackawanna County	PAR202203	Master-Halco, Inc. 1275 N. Keyser Ave. Scranton, PA 18504	Lackawanna River TSF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Scranton City Lackawanna County	PAR202203	Master-Halco, Inc. 1275 N. Keyser Ave. Scranton, PA 18504	Lackawanna River TSF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Leetsdale Borough Allegheny County	PAR216144	Alcoa World Chemicals LLC 501 W. Park Road Leetsdale, PA 15056	Ohio River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

<i>Facility Location Municipality and County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
North East Township Erie County	PAR808376	USF Holland, Inc. 750 East 40th Street Holland, MI 49423	Unnamed Tributary to Lake Erie	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG-4</i>				
<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Mt. Pleasant Township Columbia County	PAG045162	John Mihalik 2177 Ikeler Road Millville, PA 17846	UNT to Little Fishing Creek (CWF)	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Kilbuck Township Allegheny County	PAG046124	Lyle and Mary Graber 7 Thorn Ridge Road Pittsburgh, PA 15202	Unnamed stream bed-swale	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
North Fayette Township Allegheny County	PAG046145	Frank E. Buck 1819 North Road McDonald, PA 15057	Fink Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000
Quemahoning Township Somerset County	PAG046273	Robert and Terry Leib 770 Lincoln Highway Stoystown, PA 15563	UNT to Oven Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000
Ligonier Township Westmoreland County	PAG046274	James A. Cunkelman 115 St. Clair Circle Ligonier, PA 15658	Fourmile Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000
Hemfield Township Mercer County	PAG048518	Susan I. Booth and James E. Leskovac 170 Saint Glory Road Greenville, PA 16125	Unnamed Tributary to the Shenango River	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-8**Facility Location*

<i>County/Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Site Name and Location</i>	<i>Contact Office and Telephone No.</i>
Hamilton Township Franklin County	PAG083560	Saint Thomas Township Municipal Authority 6442 Lincoln Way West St. Thomas, PA 17252	Norm Dice Farm Hamilton Township Franklin County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Conewago Township York County	PAG083825	Dover Township 2480 West Canal Road Dover, PA 17315	Dover Twp. WWTP Conewago Township York County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

PUBLIC WATER SUPPLY PERMITS (PWS)

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.

Any person aggrieved by these actions may appeal, pursuant to 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 Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing 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 of 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 decisional law.

If you want to challenge this action, your appeal must reach the board within 30 days. You do not need a lawyer to file an appeal with the Board.

Important legal rights are at stake, however, so you should show this notice to a lawyer at once. If you cannot afford a lawyer, you may qualify for free pro bono representation. Call the secretary to the Board (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.

Operations Permit issued to: **Falls Township**, 188 Lincoln Highway, Suite 100, Fairless Hills, PA 19030, (PWSID No. 1090022) Falls Township, **Bucks County** for the operation of facilities approved under Construction Permit No. 0902508.

Operations Permit issued to: **Philadelphia Suburban Water Company**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010, (PWSID No. 1460073) Tredyffrin Township, **Bucks County** on August 19, 2003 for the operation of facilities approved under Construction Permit No. 1500510.

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

Permit No. Minor Amendment—Construction. Public Water Supply.

Applicant	James Perano GSP Management Company Box 677 Morgantown, PA 19543
Township	Upper Fairfield Township
County	Lycoming County
Type of Facility	Public Water Supply—Construction of an 8,000 gallon storage tank.
Consulting Engineer	Alex A. McIntyre Consulting Engineer 1297 Wheatland Avenue Lancaster, PA 17603
Permit to Operate Issued	8/22/03

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

Operations Permit issued to: **Indian Creek Valley Water Authority**, P. O. Box 486, Indian Head, PA 15446, (PWSID No. 5260011) Stewart Township, **Fayette County** on August 22, 2003, for the operation of facilities approved under Construction Permit No. 2601501.

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 the Commonwealth.

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

WA 10-1004, Water Allocations. Permit issued to the **Municipal Authority of Adams Township**, 134 Grand

Avenue, P. O. Box 807, Mars, PA 16046, Adams Township, **Butler County**. Granting the rights to purchase 3,400 GPD from Richland Township Municipal Authority. Acquisition provides most feasible source to provide necessary service in the Butler Street Extension area. Permit issued August 21, 2003.

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.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
York City	50 W. King St. York, PA 17405	York

Plan Description: The approved plan provides for an acknowledgement of changes in flow allocations. By an agreement dated March 19, 2002, 0.5 MGD of allocated capacity was transferred from the City of York to Springettesbury Township. By an agreement dated February 25, 1999, 1.2 MGD of allocated capacity was transferred from West Manchester Township to York Township. Both of these agreements leave the transferor with sufficient allocated flow to meet the ultimate proposed flow. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Dillsburg Borough	151 S. Baltimore St. Dillsburg, PA 17019	York

Plan Description: The approved plan provides for Dillsburg Borough and Franklintown Borough to be served by the upgraded Old Mill Road Wastewater Treatment Facility through current institutional arrangements with the Dillsburg Area Authority. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Notice of Prompt Interim Response

American Industrial Chromium Company, Swissvale Borough, Allegheny County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305) has initiated a prompt interim response at American Industrial Chromium Company. This response has been initiated under sections 501(a) and 505(b) of the HSCA (35 P. S. §§ 6020.501(a) and 6020.505(b)).

The site is located at 7500 Ardmore Street in the Borough of Swissvale, Allegheny County and consists of a two-story cement block building on a parcel of land near the railroad tracks in a mixed commercial and residential

area of Swissvale. Homes and businesses are located adjacent to the Site. The building is presently empty and deteriorating, there is the potential for trespasser entry through broken windows.

American Industrial Chromium Company operated a specialized electroplating (copper, silver, lead, chromium, cadmium and zinc) facility at this location starting around 1945. In 1987 the company ceased operations. George J. Lemak was president of American Industrial Chromium Company. The building has apparently been idle since the company ceased operations.

The Department sample results of soil/waste taken at the Site show elevated levels of lead, cadmium, arsenic, chromium and antimony. These hazardous substances are found inside and outside the building and they present a direct contact threat for persons entering the building and/or near it. The Site is located in a densely populated area with a mixture of commercial and residential properties located adjacent to it. There is also the potential for a release and/or threat of a release of hazardous substances to the groundwater as a result of leaks and/or spills from the facility's operations.

The object of the response is to remove the contamination that presents a release and/or threat of a release of hazardous substances to human health and/or the environment. The scope of the response will include the building and associated areas of contamination.

The following alternatives were analyzed:

Alternative 1. No action.

This alternative consists of taking no action to address the release and/or threat of release of hazardous substances at the site.

Alternative 2. Restrict Site access.

This alternative consists of placement of a fence around the building and/or otherwise restricting human access to the building and related areas of contamination to prevent direct contact to the areas of contamination.

Alternative 3. Demolish the building and remove contamination.

This alternative consists of demolition of the building in a safe and effective way to prevent the spread of contamination to adjacent areas, removal and proper disposal of demolition waste, and removal and disposal of contamination related to the building. The extent of contaminated media under the building slab will be delineated, excavated and disposed of.

Proposed Alternative

The selected alternative is Alternative 3. This alternative complies with the Department's requirements to a greater degree than Alternatives 1 and 2, it is permanent, and it is the most cost effective alternative. The performance standards for the prompt interim response are the requirements of the Land Recycling and Environmental Remediation Standards Act, Solid Waste Management Act, The Clean Streams Law and Hazardous Site Cleanup Act.

This notice is being provided under sections 505(b) and 506(b) of the HSCA. The administrative record which contains the information that forms the basis and documents the selection of this response action is available for public review and comment. The administrative record is located at the Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA and is available for review Monday through Friday from 8 a.m. to 4 p.m.

The administrative record will be open for comments from September 6 until December 6. Persons may submit written comments into the record during this time only, by sending them to Barbara Gunter, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222 or by delivering them to this office in person.

In addition, persons may present oral comments, for inclusion in the administrative record, at a public hearing. The Department has scheduled the hearing on October 22 at 7 p.m at the Swissvale Municipal Building, 7560 Roslyn Street, Swissvale. Persons wishing to present comments must register with Betsy Mallison before October 6 by telephone at (412) 442-4182 or in writing to her at DEP, 400 Waterfront Drive, Pittsburgh, PA 15222.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings, should call Betsy Mallison at (412) 442-4182 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

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

The Department has received the following final reports:

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

Former Penn Fuel Gas, Borough of Shippensburg, **Cumberland County**. Corporate Environmental Solutions, LLC, 260 Millers Run Road, Bridgeville, PA 15017, on behalf of PFG Gas Inc., a subsidiary of PPL Gas

Utilities Corporation, Two North Ninth Street, Allentown, PA 18101-1179, submitted a Final Report concerning the remediation of site soils and groundwater contaminated with lead, BTEX and PAHs. The report is intended to document remediation of the site to a combination of the Statewide Health and Site-Specific standards.

PPL Earl Substation, New Holland Borough, **Lancaster County**. PPL Services Corporation, Two North Ninth Street, Allentown, PA 18101 submitted a Final Report concerning remediation of site soils contaminated with PCBs. The report is intended to document remediation of the site to the Statewide Health standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, Administration of the Land Recycling and Environmental Remediation Standards Act (Act) requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Act. 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 non-residential 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, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice of the plan or report appears. If information concerning a final report is

required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Former Claysburg Air Force Station, Pavia Township, **Bedford County**. US Army Corps of Engineers, 10 South Howard Street, 11th Floor, PP-E, Baltimore, MD 21201, submitted a Final Report concerning remediation of site soils contaminated with Fuel Oil No. 2, chlorinated solvents and other organics. The final report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on August 20, 2003.

New Holland North America Garage Area near Building 36, New Holland Borough, **Lancaster County**. CNH Global N. V., 700 State Street, Racine, WI 53404, submitted a Final Report concerning remediation of site soils and groundwater contaminated with diesel fuel, unleaded gasoline, leaded gasoline and used motor oil. The final report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on August 21, 2003.

HAZARDOUS WASTE TRANSPORTER LICENSE

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

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

Hazardous Waste Transporter License Renewed

Clean Venture, Inc., 201 S. First Street, Elizabeth, NJ 07206. License No. PA-AH0299. Effective Date August 19, 2003.

Quality Carriers, Inc., 3802 Corporex Park Drive, Tampa, FL 33619-1109. License No. PA-AH0630. Effective Date August 5, 2003.

Sumter Transport Company, P. O. Box 1060, Sumter, SC 29151-060. License No. PA-AH0439. Effective Date July 8, 2003.

Hazardous Waste Transporter License Voluntarily Terminated

Enmanco Corp., P. O. Box 807, Mt. Clemens, MI 48046-0807. License No. PA-AH0574. Effective August 6, 2003.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

Actions on applications for infectious and chemotherapeutic waste transporter license received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the act of June 28, 1988 (P. L. 525, No. 93) (35 P. S. §§ 6019.1—6019.61) and regulations to transport infectious and chemotherapeutic waste.

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

Infectious and Chemotherapeutic Waste Transporter License Renewed

Abington Memorial Hospital, 1200 Old York Road, Abington, PA 19001. License No. PA-HC0095. Effective August 5, 2003.

Onyx Waste Services, Inc., P. O. Box O, Rt. 219 North, Brockway, PA 15824. License No. PA-AH0199. Effective August 5, 2003.

Weavertown Transport Leasing, Inc., 201 South Johnson Road, Houston, PA 15342. License No. PA-AH0020. Effective July 14, 2003.

REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

Registration approved under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Residual 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 No. WMGR090R009. Martin Paving, Inc., P. O. Box 446, Ephrata, PA 17522.

General Permit No. WMGR090 authorizes the processing and beneficial use of reclaimed asphalt pavement materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on August 20, 2003.

General Permit No. WMGR090R010. IA Construction Corporation, 158 Lindsay Road, Zelenople, PA 16063.

General Permit No. WMGR090 authorizes the processing and beneficial use of reclaimed asphalt pavement materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on August 20, 2003.

General Permit No. WMGR090R011. Russell Standard Corporation, P. O. Box 86, Union City, PA 16438.

General Permit No. WMGR090 authorizes the processing and beneficial use of reclaimed asphalt pavement materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on August 20, 2003.

General Permit No. WMGR090R012. The Lane Construction Corporation, 965 East Main Street, Meriden, CT 06450.

General Permit No. WMGR090 authorizes the processing and beneficial use of reclaimed asphalt pavement materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on August 22, 2003.

General Permit No. WMGR090R013. Mayer Brothers Construction Company, 1902 Cherry Street, Erie, PA 16502.

General Permit No. WMGR090 authorizes the processing and beneficial use of reclaimed asphalt pavement materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on August 22, 2003.

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

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.

Northwest Region: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Permit No. 100585. Northwest Sanitary Landfill, 1436 West Sunbury Road, West Sunbury, PA 16061, Clay Township, **Butler County.** Major permit modification for the Landfill's Radiation Protection Plan and change to the Waste Analysis and Classification Plan. The permit was issued by the Northwest Regional Office on August 21, 2003.

Permit No. 100329. Lake View Landfill, 851 Robison Road East, Erie, PA, Summit Township, **Erie County.** Major permit modification for the Landfill's Radiation Protection Plan and Meteorological Monitoring Plan. The permit was issued by the Northwest Regional Office on August 19, 2003.

**MUNICIPAL AND RESIDUAL WASTE
TRANSPORTER AUTHORIZATION**

Issued applications for municipal and residual waste transporter interim authorization received under the Waste Transportation Safety Act, 27 Pa.C.S. §§ 6201—6209 and regulations to transport municipal or residual waste.

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

Riccio Construction Hauling Services Inc., 15 Sterling Drive, Glocester, RI 02857. Authorization No. WH4203. Effective August 18, 2003.

Rick C. Romio, P. O. Box 632, Shamokin Dam, PA 17876. Authorization No. WH4398. Effective August 18, 2003.

Patriot Hauling Inc., 2208 Plainfield Pike, Johnston, RI 02919. Authorization No. WH4612. Effective August 18, 2003.

American Institutional Supply Inc., 2290 E. Butler St., Philadelphia, PA 19137-1010. Authorization No. WH4828. Effective August 18, 2003.

Philadelphia Housing Authority, 1310 W. Lehigh Ave., Philadelphia, PA 19131. Authorization No. WH5176. Effective August 18, 2003.

David F. Wambold, R. R. 2 Box 521, Shamokin, PA 17872-9634. Authorization No. WH5177. Effective August 18, 2003.

Koder's Home Improvements, R. R. 4 Box 4316, Dushore, PA 18614. Authorization No. WH5178. Effective August 18, 2003.

R. Hausman Trucking, 2054 Long Run Road, Lehigh, PA 18235-9436. Authorization No. WH5179. Effective August 18, 2003.

Suburban Contract Cleaning Inc., P. O. Box 850914, 55 Messina Dr., Braintree, MA 02185-0914. Authorization No. WH5180. Effective August 18, 2003.

Taurus Trucking Inc., 407 North Road, Califon, NJ 07830. Authorization No. WH5181. Effective August 18, 2003.

Tejpal Singh, 870 Route 130 N. T3, Burlington, NJ 08016. Authorization No. WH5182. Effective August 18, 2003.

Kenneth T. Pensyl Trucking, 210 Gettysburg Estates, Sunbury, PA 17801. Authorization No. WH5183. Effective August 18, 2003.

Foxbrook Renovations Inc., P. O. Box 24, New London, PA 19360-0024. Authorization No. WH5184. Effective August 18, 2003.

Wilbert Chacon, Apt. 2, 421 Plainfield Ave., Berkeley Heights, NJ 07922. Authorization No. WH0849. Effective August 19, 2003.

White Line Supply, 902 Primos Ave., Secane, PA 19018. Authorization No. WH5142. Effective August 19, 2003.

Pugliano Construction, 2000 Sheena Dr., Pittsburgh, PA 15239-1783. Authorization No. WH5175. Effective August 19, 2003.

Randell L. Neepor, Montgomery Run Road, R. R. 4 Box 33, Clearfield, PA 16830. Authorization No. WH5164. Effective August 20, 2003.

Santos & Santos Trucking Corp., P. O. Box 392, West Long Branch, NJ 07764. Authorization No. WH3527. Effective August 21, 2003.

Edward J. Gulino, Sr., 575 Old Pittsburgh Road, Smock, PA 15480. Authorization No. WH4671. Effective August 21, 2003.

Ricardo A. Nunez, 4543 D St., Philadelphia, PA 19120. Authorization No. WH4938. Effective August 21, 2003.

Garrett Churchill Inc., 1509 Edge Hill Road, Abington, PA 19001. Authorization No. WH5187. Effective August 21, 2003.

Mark S. Mechtly, 1600 Nicola Crossway, Williamsport, PA 17701. Authorization No. WH5188. Effective August 21, 2003.

Paul J. Yurinko Roofing and Remodeling, 6050 Hamilton Ave., Export, PA 15632. Authorization No. WH5190. Effective August 21, 2003.

Rambo Trucking Inc., Box 19, 2212 Saylor's Pond Road, Jobstown, NJ 08041. Authorization No. WH5191. Effective August 21, 2003.

Fabian Delahoz, Apt. 52, 185 East 3rd St., Paterson, NJ 07504. Authorization No. WH5192. Effective August 21, 2003.

US Army, Aberdeen Proving Grounds, AMSSB-GIOMP, Aberdeen Proving Grounds, MD 21005-5001. Authorization No. WH5193. Effective August 21, 2003.

B & G Trucking, P. O. Box 359, Midlothian, MD 21543. Authorization No. WH5194. Effective August 21, 2003.

S. R. Hinaman Construction, 280 Saratoga Road, Pottstown, PA 19465. Authorization No. WH5195. Effective August 21, 2003.

Julio C. Florez, 505-8 Russell St., Statesville, NC 28677. Authorization No. WH5197. Effective August 21, 2003.

Richard K. Jones, 1311 1st Ave., Altoona, PA 16602. Authorization No. WH5199. Effective August 21, 2003.

Baljinder Singh Uppal, Apt. G2, 1015 Lincoln St., Hazleton, PA 18201. Authorization No. WH5200. Effective August 21, 2003.

Lili Mary Trucking, 635 Anderson Ave., Cliffside Park, NJ 07010. Authorization No. WH5201. Effective August 21, 2003.

Mudds Pride Inc., 703 E. 24th St., Paterson, NJ 07504. Authorization No. WH5202. Effective August 21, 2003.

Marco A. Juarez, 6 Spring Road, Wayne, NJ 07470. Authorization No. WH5203. Effective August 21, 2003.

Grover Cohen, Jr., 3 Trebing Lane, Willingboro, NJ 08046. Authorization No. WH5204. Effective August 21, 2003.

Gillece Plumbing, Heating and Cooling, Inc., 3347 Industrial Blvd., Bethel Park, PA 15102. Authorization No. WH5205. Effective August 21, 2003.

Freddy A. Sanchez, 1200 Gilhan Street, Philadelphia, PA 19111. Authorization No. WH5150. Effective August 13, 2003.

Tim Morris Trucking LLC, P. O. Box 577, Madison, OH 44057. Authorization No. WH4582. Effective August 18, 2003.

D. S. C. Trucking, 24 Carters Lane, New Egypt, NJ 08533. Authorization No. WH4385. Effective August 18, 2003.

First Piedmont Hauling Inc., P. O. Box 1069, Chatham, VA 24531-1069. Authorization No. WH5104. Effective August 20, 2003.

Gilmore Trucking, PMB 129, 90-100 Route 206, Stanhope, NJ 07874. Authorization No. WH5101. Effective August 20, 2003.

Anthony R. Minneci, 673 Garfield Street, Hazleton, PA 18201. Authorization No. WH0017. Effective August 19, 2003.

Fidel P. Fernandez, 6017 Adams Street, West New York, NJ 07093. Authorization No. WH4968. Effective August 19, 2003.

Dauman Recycling Co., Inc., 33-37 Salt Meadow Road, Carteret, NJ 07008. Authorization No. WH5042. Effective August 19, 2003.

JAK Transportation, 8667 Tyrone Pike, Irvona, PA 16656. Authorization No. WH5124. Effective August 19, 2003.

FDML Equipment, Inc., P. O. Box 52, 900 Railroad Street, Penn, PA 15675-0052. Authorization No. WH5126. Effective August 19, 2003.

R & E Trucking, Inc., 2984 Western Boulevard, Baldwin, NY 11510-4613. Authorization No. WH5127. Effective August 19, 2003.

Keystone Filler & Manufacturing Co., P. O. Box 120, Muncy, PA 17756-1422. Authorization No. WH5129. Effective August 19, 2003.

Sechrist Construction, 415 Stony Gap Road, Cogan Station, PA 17728. Authorization No. WH5130. Effective August 19, 2003.

Kaisinger Corporation, 703 South Pine Street, Langhorne, PA 19047. Authorization No. WH5132. Effective August 19, 2003.

Wayne F. Miller, P. O. Box 449, Brookfield, OH 44403. Authorization No. WH5133. Effective August 21, 2003.

B. Blair Corporation, 472 Lower Holland Road, Holland, PA 18966-1976. Authorization No. WH5135. Effective August 19, 2003.

Gurpreet S. Chalal, 2802 Northampton Street, Easton, PA 18045. Authorization No. WH5136. Effective August 19, 2003.

Stevenson Excavating, 263 Bypass Drive, Jersey Shore, PA 17740. Authorization No. WH5138. Effective August 19, 2003.

Project-One Services, Inc., 899 Manor Road, Staten Island, NY 10314. Authorization No. WH5139. Effective August 19, 2003.

Harold M. Buchanan, Jr., 219 Fiegtown Road, Friedens, PA 15541. Authorization No. WH5140. Effective August 19, 2003.

Pollino Excavating, 645 Lover's Lane Extension, Kersey, PA 15846. Authorization No. WH5141. Effective August 19, 2003.

Timothy J. Sabol Masonry & General Contracting, 201 Allport Cutoff, Morrisdale, PA 16858-9724. Authorization No. WH4662. Effective June 16, 2003.

Ruiz Transportation, 1st Fl., 623 N. 7th St., Newark, NJ 07107. Authorization No. WH4669. Effective June 16, 2003.

Harold J. Buskirk Jr., 329 Old Grade Road, Windgap, PA 18091. Authorization No. WH4670. Effective June 16, 2003.

Professional Enterprises Inc., 140 Buckeye Road, Karns City, PA 16041-1408. Authorization No. WH4672. Effective June 16, 2003.

Delbert E. Beahr, 680 Roaring Run Road, Boswell, PA 15531. Authorization No. WH4676. Effective June 16, 2003.

Juan Flores, 205 Nelson Ave. Apt. C, Peekskill, NY 10566. Authorization No. WH4679. Effective June 16, 2003.

Stover's Grading & Excavating Inc., 778 Green Grove Road, Spring Mills, PA 16875-7700. Authorization No. WH4680. Effective June 16, 2003.

Auto Graph Fix Inc., R. R. 2 Box 285A, Wyalusing, PA 18853-9341. Authorization No. WH4681. Effective June 16, 2003.

King Construction Co., LLC, 601 Overly Grove Road, New Holland, PA 17557-9458. Authorization No. WH4682. Effective June 16, 2003.

Josh Steel Co., 46 Sixth St., Braddock, PA 15104. Authorization No. WH4683. Effective June 16, 2003.

Hilltop Lawn Service Inc., 16403 Pottsville Pike, Hamburg, PA 19526. Authorization No. WH4685. Effective June 16, 2003.

Bruce Trent Trucking Inc., 1795 Stoystown Road, Friedens, PA 15541-9724. Authorization No. WH4687. Effective June 16, 2003.

Kenhorst Borough Berks County, 339 S. Kenhorst Blvd., Kenhorst, PA 19607-2099. Authorization No. WH4693. Effective June 16, 2003.

Jason D. McDuffitt, 229 Nemaocolin Road, Carmichaels, PA 15320. Authorization No. WH4694. Effective June 16, 2003.

Ten Mile River Enterprises Inc., P. O. Box 500, Narrowsburg, NY 12764. Authorization No. WH4696. Effective June 16, 2003.

D. J. Fry Excavating, R. R. 2 Box 146B1, Clearfield, PA 16830. Authorization No. WH4697. Effective June 16, 2003.

Bulkmatic Transport Co., P. O. Box 276K, Martins Creek, PA 18063-0193. Authorization No. WH4699. Effective June 16, 2003.

JD Penrose Inc., Drawer F, 146 Chestnut Street, Robinson, PA 15949-0306. Authorization No. WH4802. Effective June 16, 2003.

JCR Builder Inc., 150 W. High Meadow Dr., Butler, PA 16002. Authorization No. WH4695. Effective June 16, 2003.

RPD Inc., 111 Sunset Ave., Selden, NY 11784. Authorization No. WH4661. Effective June 17, 2003.

Connolly Excavating Inc., 259 Dana St., Swoyersville, PA 18704. Authorization No. WH4673. Effective June 17, 2003.

MIBO Transportation Inc., 1, 87 Saratoga Ave., Yonkers, NY 10705. Authorization No. WH4856. Effective June 17, 2003.

Robert Hart Trucking LLC, 96 Perryville Road, Pittstown, NJ 08867-4212. Authorization No. WH3150. Effective June 17, 2003.

John E. Simon, 66 Grove Street, Edwardsville, PA 18704. Authorization No. WH4801. Effective June 17, 2003.

MK Truck Service, P. O. Box 39, Pine Grove, PA 17963. Authorization No. WH4803. Effective June 17, 2003.

Reider Endeavors Corp., P. O. Box 504, 3743 Old Hershey Road, Elizabethtown, PA 17022-0504. Authorization No. WH4804. Effective June 17, 2003.

T. Peters Construction, R. R. 1 Box 40B, Shelocta, PA 15774-9600. Authorization No. WH4805. Effective June 17, 2003.

Philip A. Dibello, 12 Scott Drive, Stroudsburg, PA 18360. Authorization No. WH4806. Effective June 17, 2003.

Dolla Construction Company, 208 North Main Street, Monocacy, PA 19542. Authorization No. WH4807. Effective June 17, 2003.

David Randall Associates Inc., P. O. Box 123, 219 Maple Avenue, Harleysville, PA 19438-0123. Authorization No. WH4808. Effective June 17, 2003.

Enrique A. Sanchez, 918 Church Street, Reading, PA 19601. Authorization No. WH4809. Effective June 17, 2003.

JPJ Transportation LLC, 40 Legion Place, Malverne, NY 11565. Authorization No. WH4810. Effective June 17, 2003.

B & C Auto Wreckers Inc., 4867 Route 15 Highway, Montgomery, PA 17752. Authorization No. WH4811. Effective June 17, 2003.

Kay A. Powell, 15 Chelsea Road, Eastampton, NJ 08060. Authorization No. WH4812. Effective June 17, 2003.

David P. Schilling, 2889 Ben Franklin Highway, Ebensburg, PA 15931. Authorization No. WH4814. Effective June 17, 2003.

Frank A. Malizia Jr., Inc., 2380 Bristol Road, Holland, PA 18966. Authorization No. WH4815. Effective June 17, 2003.

Stanziale Trucking LLC, 75 Orchard Street, Bloomfield, NJ 07003. Authorization No. WH4816. Effective June 17, 2003.

Randy B. Musselman, R. R. 2 Box 295, East Freedom, PA 16637. Authorization No. WH4817. Effective June 17, 2003.

PH Glatfelter Co., 228 S. Main St., Spring Grove, PA 17362-1000. Authorization No. WH4818. Effective June 17, 2003.

Valley GMC Sales & Service Inc., 409 Struble Road, State College, PA 16801. Authorization No. WH4819. Effective June 17, 2003.

Ronald J. Labrosse & Sons, 120 Hidden Valley Drive, Finleyville, PA 15332-9412. Authorization No. WH4821. Effective June 17, 2003.

HWS Trucking, 1st Floor, 811 15th St., Union City, NJ 07087. Authorization No. WH2719. Effective June 17, 2003.

Raul & Wilson LLC, Apt. 1, 1911 Pausade Ave., Union City, NJ 07087. Authorization No. WH2736. Effective June 17, 2003.

Marc Trans Inc., P. O. Box 127, Beaver, PA 15009. Authorization No. WH4644. Effective June 17, 2003.

Glenn B. Harris dba Jubilee Transportation, 281 William St., 1st Floor, Rahway, NJ 07065. Authorization No. WH4842. Effective June 17, 2003.

Trombetta Trucking, 1317 Farragut St., Conway, PA 15027. Authorization No. WH4861. Effective June 17, 2003.

T & M Inc., 143 Carmell Drive, Irwin, PA 15642. Authorization No. WH4485. Effective June 16, 2003.

Joseph Massino Paving, 632 Tennis Avenue, Glenside, PA 19038. Authorization No. WH4486. Effective June 16, 2003.

Nelson Trucking, 9081 Peach Street, Waterford, PA 16441. Authorization No. WH4487. Effective June 16, 2003.

Michael E. Laird, 447 Fairview Avenue, Penndel, PA 19047. Authorization No. WH4488. Effective June 16, 2003.

Louis Kraft Company, 304 Duncomb Street, P. O. Box 957, Oil City, PA 16301-0957. Authorization No. WH4490. Effective June 16, 2003.

R. K. Virgile Trucking, 3 Union Street, Oil City, PA 16301. Authorization No. WH4491. Effective June 16, 2003.

Greger Topsoil, 1 Quarry Road, Douglassville, PA 19518. Authorization No. WH4494. Effective June 16, 2003.

K & S Water Service Inc., 102 O'Hare Road, Canonsburg, PA 15317. Authorization No. WH4495. Effective June 16, 2003.

Chestnutwood Hoffman Builders, 2059 Oakridge Drive, Box 119, Salix, PA 15952. Authorization No. WH4523. Effective June 16, 2003.

Castlerock Landscape and Lighting Inc., 605 Otsu Road, Willow Street, PA 17584. Authorization No. WH4524. Effective June 16, 2003.

Monaghan Construction, 1232 Pottstown Pike, West Chester, PA 19380. Authorization No. WH3899. Effective June 16, 2003.

Manzak Land Company Inc., R. R. 5 Box 93, Montrose, PA 18801. Authorization No. WH4700. Effective June 18, 2003.

Liberty Building Association, 1243 Liberty Street, P. O. Box 45, Franklin, PA 16323. Authorization No. WH4701. Effective June 18, 2003.

Care Environmental Corporation, 10 Orben Drive, Landing, NJ 17850-1806. Authorization No. WH4703. Effective June 18, 2003.

Bedford Valley Petroleum Corporation, 10228 Lincoln Highway, Everett, PA 15537. Authorization No. WH4705. Effective June 18, 2003.

Sheridan Printing Company Inc., 1425 Third Avenue, Alpha, NJ 08865. Authorization No. WH4706. Effective June 18, 2003.

Alberto Contreras, 557 Sayre Avenue, Perth Amboy, NJ 08861. Authorization No. WH4708. Effective June 18, 2003.

Wayne Stump Contracting, 8 Creek Road, P. O. Box 208, Virginville, PA 19564. Authorization No. WH4709. Effective June 18, 2003.

Eshelman Transportation Inc., 4339 Morgantown Road, Mohnton, PA 19540. Authorization No. WH4710. Effective June 18, 2003.

Guy M. Cooper Inc., 300 Davisville Road, Willow Grove, PA 19090. Authorization No. WH4715. Effective June 18, 2003.

Carl L. Monti, 9 Windeler Road, Howell, NJ 07731. Authorization No. WH4383. Effective June 20, 2003.

Saeger Trucking Company, P. O. Box 767, Bethlehem, PA 18016-0767. Authorization No. WH4688. Effective June 20, 2003.

Lucisano Brothers Inc., River Road, Tullytown, PA 19007. Authorization No. WH4716. Effective June 20, 2003.

Matthew Edwards Inc., 1840 Country Line Road, Huntingdon Valley, PA 19006. Authorization No. WH4717. Effective June 20, 2003.

Lorah Excavating Company, 4671 Myrtle Road, Walnutport, PA 18088-9424. Authorization No. WH4718. Effective June 20, 2003.

Nestlerode Construction Company Inc., 145 East Walnut Street, Lock Haven, PA 17745-3521. Authorization No. WH4719. Effective June 20, 2003.

Abel Industries, 3245 Phoenixville Pike, P. O. Box 506, Devault, PA 19432. Authorization No. WH4726. Effective June 20, 2003.

Sertsal Trucking Inc., 82 Main Street, Lodi, NJ 07644. Authorization No. WH4727. Effective June 20, 2003.

Blue Diamond Disposal Inc., P. O. Box 267, Succasunna, NJ 07876. Authorization No. WH4728. Effective June 20, 2003.

Schuylkill Products Inc., 121 River Street, Cressona, PA 17929-1108. Authorization No. WH4730. Effective June 20, 2003.

Mary Anne Susick d/b/a MAS Transit, P. O. Box 371, Perryopolis, PA 15473. Authorization No. WH4619. Effective June 19, 2003.

Robert D. Hughes, Swan Drive, P. O. Box 634, Connelville, PA 15425. Authorization No. WH4620. Effective June 19, 2003.

James H. Wachs d/b/a Jade Transit Lines, 280 Wachs Road, West Newton, PA 15089. Authorization No. WH4621. Effective June 19, 2003.

Warsava Transport, 48 Reinhardt Road, Montague, NJ 07827. Authorization No. WH4623. Effective June 19, 2003.

Jose E. Valenciano, 14004 Old Columbia Pike, Burtonsville, MD 20866. Authorization No. WH4624. Effective June 19, 2003.

P. B. Excavating Company, 14633 South Main Street, Waterford, PA 16441. Authorization No. WH4627. Effective June 19, 2003.

Dale R. Kingen, Woods Road, P. O. Box 102, Mill Village, PA 16427. Authorization No. WH4628. Effective June 19, 2003.

John A. Lipp Company, Inc., 5199 Mountaintop Lane, R. R. No. 3, Box 87a, Elizabeth, PA 15037. Authorization No. WH4629. Effective June 19, 2003.

Champion Express Transport, Inc., 59 South Nassau Street, Bethpage, NY 11714. Authorization No. WH4630. Effective June 19, 2003.

Morris Johnson & Sons, Inc., 596 Davidsville Road, Willow Grove, PA 19090. Authorization No. WH4631. Effective June 19, 2003.

Salvatore T. Mitchell, 4825 Mapledale Street, Munhall, PA 15120. Authorization No. WH4633. Effective June 19, 2003.

George Kuhlman d/b/a Ground Control, 827 Boal Avenue, Boalsburg, PA 16827. Authorization No. WH4635. Effective June 19, 2003.

Euro Fibers, Inc., Mail Drop 4000, 1408 West Baltimore Pike, Franklin Center, PA 19091. Authorization No. WH4636. Effective June 19, 2003.

Gregory W. Schroyer, 3104 West Crawford Avenue, Connellsville, PA 15425. Authorization No. WH4637. Effective June 19, 2003.

John Vincent Vitalie d/b/a Total Remodeling, 400 Redwood Avenue, Johnstown, PA 15905. Authorization No. WH4638. Effective June 19, 2003.

Weihaus Construction, Inc., 299 Douglass Road, Beaver Falls, PA 15010-6903. Authorization No. WH4639. Effective June 19, 2003.

Samco Construction and Development LLC., 1037-3 Mars-Evans City Road, Mars, PA 16046. Authorization No. WH4640. Effective June 19, 2003.

Denied applications for municipal and residual waste transporter interim authorization received under the Waste Transportation Safety Act, 27 Pa.C.S. §§ 6201–6209) and regulations to transport municipal or residual waste.

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

J. D. Larock Trucking, R. R. 2 Box 102, Reynoldsville, PA 15851. Authorization No. WH1017. Effective August 7, 2003.

Stockard Home Improvements, 167 Cullen Road, Oxford, PA 19363. Authorization No. WH3829. Effective August 7, 2003.

AIR QUALITY

General plan approval and operating permit usage authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

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

GP3-05-03014: WSI Sandy Run Landfill (995 Landfill Road, Hopewell, PA 16650) on August 22, 2003, authorized to operate a portable nonmetallic mineral processing plant under GP3 in Broad Top Township, **Bedford County**.

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

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

46-0112B: Palmer International, Inc. (2036 Lucon Road, Skippack, PA 19474) on August 20, 2003, to operate a thermal oxidizer in Skippack Township, **Montgomery County**.

46-0018C: Brown Printing Co. (668 Gravel Pike, East Greenville, PA 18041) on August 20, 2003, to operate a lithographic printing press in Upper Hanover Township, **Montgomery County**.

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

43-011A: Greenville Metals, Inc. (99 Crestview Drive, Transfer, PA 16154) on August 14, 2003, to operate an exothermic reaction process in Pymatuning Township, **Mercer County**.

Plan approval revisions issued including extensions, minor modifications and transfers of ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

23-0094: Steinbeis Packaging, LLC (1515 Garnet Mine Road, Boothwyn, PA 19061) on August 19, 2003, to operate rotogravure printing presses in Bethel Township, **Delaware County**.

46-0037I: Cabot Supermetals (County Line Road, Boyertown, PA 19512) on August 19, 2003, to operate building 55, Ta/Nb production in Douglass Township, **Montgomery County**.

09-0074A: PCR Acquisitions—dba Campania Intl. Inc. (401 Fairview Ave., Quakertown, PA 18951) on August 19, 2003, to operate reinforced fiberglass manufacturing in Quakertown Borough, **Bucks County**.

09-0008: Tavo Packaging, Inc. (2 Canal Road, Fairless Hills, PA 19030) on August 19, 2003, to operate a flexographic printing press in Falls Township, **Bucks County**.

15-0027D: Johnson Matthey, Inc. (456 Devon Park Drive, Wayne, PA 19087) on August 19, 2003 to operate coating line No. 7 and SCR in Tredyffrin Township, **Chester County**.

15-0029C: Dopaco, Inc. (241 Woodbine Road, Downingtown, PA 19335) on August 19, 2003, to operate a flexographic printing press in Downingtown Borough, **Chester County**.

46-0112: Palmer International, Inc. (2036 Lucon Road, Skippack, PA 19474) on August 15, 2003, to operate a thermal oxidizer in Skippack Township, **Montgomery County**.

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

11-00252: C and C Smith Lumber (197 Tower Road, Summerhill, PA 15958) on August 19, 2003 to construct a sawdust dehydration unit in Croyle Township, **Cambria County**. This plan approval was extended.

32-00238A: Weimer's Iron and Scrapmetal (5639 Tunnelton Road, Saltsburg, PA 15681) on August 21, 2003 to install an aluminum melting furnace in Conemaugh Township, **Indiana County**. This plan approval was extended.

26-00534A: Fayette Thermal, LLC (755 Opossum Lake Road, Carlisle, PA 17013) on August 20, 2003 to install boilers at their East Millsboro Steam Plant in Luzerne Township, **Fayette County**. This plan approval was extended.

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

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

06-05026: North American Fluoropolymers Co. (P. O. Box 704, Leesport, PA 19533) on August 20, 2003, to operate a Teflon crumb manufacturing facility in Ontelaunee Township, **Berks County**. This is a renewal of the operating permit.

Operating permits for non-Title V facilities issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

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

21-03021: ASF Keystone, Inc. (3470 Simpson Ferry Road, Camp Hill, PA 17011) on August 21, 2003, to operate a railroad equipment manufacturing facility in Lower Allen Township, **Cumberland County**.

21-03055: Fry Communications, Inc.—Plant Number 4, Building 4 (101 Fry Drive, Mechanicsburg, PA 17055) on August 22, 2003, to operate a lithographic printing operation in Silver Spring Township, **Cumberland County**.

21-05037: Union Quarries, Inc. (P. O. Box 686, Carlisle, PA 17013) on August 20, 2003, to operate their

crushing, concrete and asphalt plants at their existing facility in South Middleton Township, **Cumberland County**.

28-05018: Knouse Foods Cooperative, Inc. (P. O. Box 807, Biglerville, PA 17307) on August 18, 2003, to operate their Chambersburg fruit processing facility in Chambersburg Borough, **Franklin County**.

36-03001: Nichia America, Corp. (3775 Hempland Road, Mountville, PA 17554) on August 22, 2003, to operate their luminescent materials manufacturing facility in West Hempfield Township, **Lancaster County**.

36-05118: R. R. Donnelly and Sons, Co. (P. O. Box 3780, Lancaster, PA 17604-3133) on August 20, 2003, to operate their printing facility in the City of Lancaster, **Lancaster County**.

67-05057: Fypon Ltd. (22 West Pennsylvania Avenue, Stewartstown, PA 17363) on August 20, 2003, to operate their molded millwork production facility in Stewartstown Borough, **York County**.

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

25-00951: Bay City Forge 2002, Inc. (1802 Cranberry Street, Erie, PA 16502) on August 12, 2003, for a Natural Minor Permit to operate a forging shop using carbon, alloy and stainless steels in City of Erie, **Erie County**. The air pollution sources at the facility include three forge furnaces.

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 Elmerton Avenue, Harrisburg, PA 17110. Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.

67-05011: Tate Access Floors, Inc. (P. O. Box 398, Red Lion, PA 17356) on August 18, 2003, to operate their Red Lion facility in Windsor Township, **York County**. The Title V operating permit was administratively amended to reflect the correct name of the company from Kingspan Holdings to Tate Access Floors Inc. This is Revision No. 2 of the operating permit.

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

24-00120: Dominion Transmission, Inc.—Ardell Station (Quahanna Highway, State Road No. 2004, Luthersburg, PA 15848) on August 18, 2003, to correct several typographical errors in the emission restrictions of their natural gas turbine in Benezette Township, **Elk County**. This is an administrative amendment of their facility's amended Title V Operating Permit issued on May 6, 2003.

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

S00-001: EcoTechnology, Inc. Biosolids Drying Facility (7800 Penrose Ferry Road, Philadelphia, PA 19153) on August 21, 2003, administratively amended to change the contact information in the City of Philadelphia, **Philadelphia County**. The Synthetic Minor operating permit was originally issued on June 19, 2001.

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

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permit Actions

California District Mining Office: 25 Technology Drive, California Technology Park, Coal Center, PA 15423, (724) 769-1100.

30841602. NPDES Permit No. PA0215562, Duquesne Light Co. (P. O. Box 457, Greensboro, PA 15338), to renew the permit for the Warwick Mine No. 2 Prep Plant in Monongahela Township, **Greene County**, renewal, no additional discharges. Permit issued August 22, 2003.

30841602. NPDES Permit No. PA0215562, Duquesne Light Co. (Warwick Mine No. 3, P. O. Box 457, Greensboro, PA 15338), to revise the permit for the Warwick Mine No. 2, Coal Prep Plant in Monongahela Township, **Greene County**, to revise to install stream crossing, permit, no additional discharges. The first downstream potable water supply intake from the point of discharge is Masontown Borough, 3.48 miles. Permit issued August 22, 2003.

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

33920106 and NPDES Permit No. PA0211273. Beverly Hill Coal Company (P. O. Box 39, Rockton, PA 15856). Renewal of an existing bituminous strip and auger operation in Henderson Township, **Jefferson County** affecting 64.0 acres. Receiving streams: Unnamed tributary to East Branch Mahoning Creek. Application received: January 27, 2003. Permit Issued: August 18, 2003.

43020103 and NPDES Permit No. PA0242136. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Commencement, operation and restoration of a bituminous strip and coal ash placement operation in Sandy Lake Township, **Mercer County** affecting 95.4 acres. Receiving streams: Unnamed tributary B to Sandy Creek. Application received: July 17, 2002. Permit Issued: August 11, 2003.

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

17020110 and NPDES Permit No. PA 0243311. RAMM Coal Company, R. R. 1, Box 16, Rockton, PA 15856. Commencement, operation and restoration of a bituminous surface mine-auger permit in Sandy and Brady Townships, **Clearfield County** affecting 143.6 acres. Receiving streams: LaBorde Branch to Sandy Lick Creek to Red Bank Creek to the Allegheny River to the Ohio River to the Mississippi River to the Gulf of Mexico. Application received: November 18, 2002. Permit issued: August 7, 2003.

17870129 and NPDES Permit No. PA 0116190. Sky Haven Coal, Inc., R. R. 1, Box 180, Penfield, PA 15849. Renewal of an existing bituminous surface mining permit in Morris Township, **Clearfield County** affecting 498.3 acres. Receiving streams: Emigh Run to Moshannon Creek and an unnamed tributary to Laurel Run also a tributary to Moshannon Creek. Application received: December 16, 2002. Permit issued: August 4, 2003.

17990122 and NPDES Permit No. PA 0242772. AMFIRE Mining Company, LLC, One Energy Place, Suite 7500, Latrobe, PA 15650. Transfer of an existing bituminous surface mine permit from Laurel Energy, LP, located in Brady and Bloom Townships, **Clearfield County**, affecting 107.2 acres. Receiving streams: unnamed tributary No. 1 to Little Anderson Creek to Anderson Creek to the West Branch of the Susquehanna River. Application received: April 4, 2003. Permit issued: August 19, 2003.

17930129 and NPDES Permit No. PA 0219738. AMFIRE Mining Company, LLC, One Energy Place, Suite 7500, Latrobe, PA 15650. Transfer of an existing bituminous surface mine permit from Laurel Energy, LP, located in Jordan Township, **Clearfield County**, affecting 436.4 acres. Receiving streams: Potts Run, unnamed tributaries to Gazzam Run and McNeel Run. Application received: April 4, 2003. Permit issued: August 19, 2003.

Noncoal Permit Actions

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

25950802. Tom Francis (10528 Wattsburg Road, Erie, PA 16509). Final bond release for a small noncoal mining operation in Venango Township, **Erie County**. Restoration of 1.0 acre completed. Receiving streams: Unnamed tributary to French Creek, classified for the following uses: WWF. Application received: July 9, 2003. Final bond release approved: August 12, 2003.

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

17030801. Ash English Trucking, 90 Fawn Lane, Morrisdale, PA 16858. Commencement, operation and restoration of a Small Industrial Minerals (Shale) permit in Bradford Township, **Clearfield County** affecting 4.6 acres. Receiving streams: Valley Fork Run, tributary to Roaring Run. Application received: May 7, 2003. Application withdrawn: August 5, 2003.

08020811. Joseph Stutzman, R. R. 3, Box 221, Wyalusing, PA 18853. Commencement, operation and restoration of a Small Industrial Minerals (Flagstone) permit in Pike Township, **Clearfield County** affecting 5 acres. Receiving streams: unnamed tributary, tributary to Rockwell Creek. Application received: September 25, 2002. Application returned: August 18, 2003.

14030802. Timothy F. Tressler and Michael C. Fedor, 26 Sandrock Court, Port Matilda, PA 16870. Commencement, operation and restoration of a Small Industrial Minerals (Shale) permit in Huston Township, **Centre County**, affecting 5 acres. This permit authorizes a variance to conduct surface mining activities within 100 feet of unnamed tributary No. 1 to Bald Eagle Creek, between Steel Hollow and Martha Furnace. Application received: June 5, 2003. Permit issued: August 1, 2003.

08010818. Kenneth Shedden, R. R. 1, Box 99F, LeRaysville, PA 18829. Commencement, operation and restoration of a Small Industrial Minerals (Flagstone) permit in Asylum Township, **Bradford County** affecting 2 acres. Receiving streams: tributary to Durell Creek. Application received: July 24, 2001. Permit issued: August 13, 2003.

08020809. Kim L. Mapes, 704 S. Fourth Street, Towanda, PA 18848. Commencement, operation and restoration of a Small Industrial Minerals (Bluestone) permit in Standing Stone Township, **Bradford County** affecting 2 acres. Application received: July 8, 2002. Application returned: August 21, 2003.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 (73 P.S. §§ 151–161); and 25 Pa. Code § 211.124 (relating to blasting activity permits). Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

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

40034026. Latona Trucking (620 South Main Street, Pittston, PA 18640) and **Hayduk Enterprises** (P. O. Box 554, Dalton, PA 18414), construction blasting in Pittston Township, **Luzerne County** with an expiration date of July 30, 2004. Permit issued: August 18, 2003.

06034043. Pavex, Inc., (4400 Gettysburg Road, Camp Hill, PA 17011) and **Kesco, Inc.** (127 Oneida Valley Road, Butler, PA 16001), construction blasting in Tilden Township, **Berks County** with an expiration date of September 30, 2003. Permit issued: August 18, 2003.

09034022. Brubacher Excavating, Inc. (P. O. Box 528, 825 Reading Road, Bowmansville, PA 17507), construction blasting in Nockmixon Township, **Bucks County** with an expiration date of September 30, 2004. Permit issued: August 18, 2003.

45034034. Keystone Hollow Corporation (P. O. Box 1158, Marshalls Creek, PA 18355) and **Douglas Explosives, Inc.** (P. O. Box 77, Philipsburg, PA 16866), construction blasting in Middle Smithfield Township, **Monroe County** with an expiration date of November 20, 2005. Permit issued: August 18, 2003.

23034013. Explo-Craft, Inc. (P. O. Box 1332, West Chester, PA 19380), construction blasting in Radnor Township, **Delaware County** with an expiration date of September 11, 2004. Permit issued: August 18, 2003.

67034056. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in East Manchester Township, **York County** with an expiration date of June 12, 2004. Permit issued: August 18, 2003.

48034028. Labrador Construction (P. O. Box 1379, Marshalls Creek, PA 18335) and **Austin Powder Com-**

pany, (559 Nor-Bath Boulevard, Northampton, PA 18067), construction blasting in Allen Township, **Northampton County** with an expiration date of April 30, 2004. Permit issued: August 18, 2003.

21034046. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting in South Middleton Township, **Cumberland County** with an expiration date of March 23, 2004. Permit issued: August 18, 2003.

28034026. Geological Technologies, Inc. (715 Baltimore Street, Martinsburg, WV 25401), construction blasting in Antrim Township, **Franklin County** with an expiration date of April 12, 2004. Permit issued: August 18, 2003.

36034084. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Lancaster City, **Lancaster County** with an expiration date of December 31, 2003. Permit issued: August 18, 2003.

36034083. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in West Earl Township, **Lancaster County** with an expiration date of September 12, 2004. Permit issued: August 18, 2003.

21034045. Rogele, Inc. (1025 South 21st Street, P. O. Box 1757, Harrisburg, PA 17105-1757), construction blasting in South Middleton Township, **Cumberland County** with an expiration date of March 12, 2004. Permit issued: August 18, 2003.

15034033. Explo-Craft, Inc. (P. O. Box 1332, West Chester, PA 19380), construction blasting in East Caln Township, **Chester County** with an expiration date of September 12, 2004. Permit issued: August 18, 2003.

45034035. Holbert Explosives, Inc. (237 Masthlope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting in Stroud Township, **Monroe County** with an expiration date of September 22, 2006. Permit issued: August 18, 2003.

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

14034016. John Spearly Construction, 523 Seibert Road, Bellefonte, PA 16823, for construction blasting, located in Benner Township, **Centre County** with an expected duration of 15 days. Permit issued: August 20, 2003.

Persons aggrieved by these actions may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514), and 2 Pa.C.S. §§ 501—508 and 701—705 (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 Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing 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 decisional law.

For individuals who wish to challenge an action, your appeal 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 you should show this notice to a lawyer at once. If you cannot afford a lawyer, you may qualify for free pro bono representation. Call the Secretary to the Board (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).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C. §§ 1311—1313, 1316 and 1317), and that the construction will not violate applicable Federal and State Water Quality Standards.

Persons aggrieved by these actions 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 Board through the Pennsylvania Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing 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 decisional law.

For individuals who wish to challenge an action, your appeal 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 you should show this notice to a lawyer at once. If you cannot afford a lawyer, you may qualify for free pro bono representation. Call the Secretary to the Board (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).

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E09-860. Westrum Land Development, LLC. 370 Commerce Drive, Suite 100, Fort Washington PA 19034, New Britain Township, **Bucks County**, Philadelphia ACOE District (Doylestown, PA Quadrangle N: 3.1 inches; W: 11.5 inches).

To perform the following activities in and along an unnamed tributary of Mill Creek (TSF-MF) watershed associated with the proposed 87 lot single-family dwelling Residential Subdivision on 45.88-acre tract of land known as the Hopkins Tract:

1. An Environmental Assessment approval for impacts associated with the removal of an existing on-stream nonjurisdictional dam and to reconstruct, operate and maintain in its place an on-stream nonjurisdictional dam for stormwater management purposes.

2. To modify an existing on-stream 0.18-acre reservoir (POW) associated with the dam noted in item 1 by deepen filling and enlarge the body of water.

3. To relocate 180 linear feet of the unnamed intermittent tributary to Mill Creek (TSF-MF) by construction and maintenance of an approximately 40 linear feet of new channel and enclose approximately 130 linear feet of stream. The enclosure starts at catch basin CB-32 continues through 85 linear feet of 30 inch RCP, to Catch Basin CB-47, continues through 40 linear feet of 42-inch RCP, and then rejoin the modified reservoir noted in item 2 at endwall EW-02 and is associated with the proposed Road "B." Work also includes installation and maintenance of the 8-inch PVC sanitary sewer line and 8-inch TDIP water main crossings beneath the proposed enclosure.

4. To place fill in the abandoned channel relocated in item 3, and place fill in 0.03 acre of adjacent wetlands (PEM).

5. To remove a 24-inch RCP culvert which conveys an unnamed tributary of Mill Creek under Upper State Road and to construct in its place a culvert starting at manhole MH-OFF1 associated with the dam noted in item 1 continuing through 20 linear feet of 24 inch by 60-inch Box Culvert to catch basin CB-OFF1, continuing through 28 linear feet of 24-inch by 60 inch Box Culvert to endwall EW-04.

6. To construct and maintain three complete span pedestrian bridges crossings of an unnamed intermittent tributary of Mill Creek associated with the proposed walking trail.

The project will impact 180 linear feet of watercourse, 0.18 acre of reservoir (POW), and 0.03 acre of wetland. The site is located approximately 300 feet northwest of the intersection of School House Road and Upper State Road (Doylestown, PA USGS Quadrangle N: 3.1 inches; W: 11.5 inches).

E23-428. Belmont 17 LLC, 100 Baltimore Pike, P. O. Box 100, Chadds Ford, PA 19317, Bethel Township, **Delaware County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities associated with the proposed Belmont Subdivision situated in and along 0.20 acre of wetland (PFO/PEM) within the watersheds of unnamed tributaries to Webb Creek (TSF, MF) and unnamed tributaries to Beaver Creek (WWF, MF):

1. To construct an 8-inch PVC sanitary sewer utility line crossing of wetland (PEM) adjacent to a tributary of Webb Creek temporarily disturbing 0.04 acre.

2. To construct and maintain a 63-foot long culvert consisting of 8-inch RCP and associated fill in and along a

tributary of Beaver Creek and within 0.03 acre of adjacent wetlands (PFO) associated with the construction of Belmont Lane.

3. To place fill within 0.04 acre of wetland (PEM) adjacent to a tributary of Beaver Creek associated with the construction of Sarasota Lane.

4. To place fill in 0.01 acre of wetland (PEM) adjacent to a tributary of Beaver Creek associated with the construction of a pedestrian trail.

5. To install and maintain an 8-inch PVC sanitary sewer utility line crossing of wetlands (PEM and PFO) adjacent to a tributary of Beaver Creek temporarily disturbing 0.09 acre.

This permit also includes an environmental assessment approval for impacts associated with proposed work to construct, modify and maintain three nonjurisdictional dams which shall include the following activities:

1. To modify the outlet works of an existing non-jurisdictional dam and to maintain the nonjurisdictional dam for storm water management facility "D" which will impact approximately 8 linear feet of a tributary to Beaver Creek.

2. To modify the outlet works of an existing non-jurisdictional dam, which will impact approximately 34 square feet of wetland (PEM) adjacent to a tributary of Webb Creek associated with the construction of Half Mile Post North Road. The waterbody will serve as storm water management facility "B."

The permittee has proposed to construct 0.10 acre of replacement wetlands to compensate for impacts associated with the proposed work..

The site is located on a 95.5-acre parcel along the southwest corner of Ebright Road and Naamans Creek Road in (Wilmington North, PA Quadrangle; 16.1 inches North and 3.3 inches West).

E46-934. PennDOT, 7000 Geerdes Boulevard, King of Prussia, PA 19406, West Conshohocken Borough, **Montgomery County**, ACOE Philadelphia District.

To perform the following activities in and along Gulf Creek, a perennial stream classified as Warm Water Fishery:

1. To replace an existing 20-foot by 20-foot arch bridge with a 10-foot under clearance and appurtenant structures.

2. To construct and maintain a 52-foot by 46-foot single span concrete bridge with a 16-foot under clearance.

3. To place 140 linear feet of R-8 riprap for scour protection on the banks and along the footers of the proposed bridge.

4. To place a temporary cofferdam and pipes to dewater 175 linear feet of the streambed and to convey flows around the proposed footer work.

5. To realign approximately 175 linear feet of stream channel.

The project proposes to directly affect a total of 175 linear feet of stream channel. Also, several utilities will be relocated underground as a result of the proposed activity and will be authorized under General Permits (GP-5 Utility Line Stream Crossings) to the respective owners. The project is located along S.R. 0023 (Norristown, PA Quadrangle N: 13.3 inches, W: 9.3 inches).

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

E52-184. Tennessee Gas Pipeline, 197 Tennessee Road, Coudersport, PA 16915. Lackawaxen, Shohola and Milford Townships, **Pike County**, Army Corps of Engineers Philadelphia District.

To repair and maintain stream and wetland crossings along an existing 24-inch-diameter high-pressure natural gas pipeline known as the TGP 300-1 Line. Temporary impacts total 1,599 linear feet of HQ-CWF and EV streams and 1.23 acres of PEM wetlands. Work will include excavation to expose sections of the pipeline, removal of the external coating and reapplication of a new coating at approximately 14 crossings. The project is located within the existing pipeline right-of-way, extending southeasterly from a point approximately 2,000 feet northwest of Little Teedyuskung Lake (Narrowsburg, NY-PA Quadrangle N: 2.1 inches; W: 14.4 inches). Subbasin: 1B, D.

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

E38-139: PennDOT Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Union and Swatara Townships, **Lebanon County**, ACOE Baltimore District.

To remove the existing bridge and then to construct and maintain a two span bridge with a total span of 242 feet on a 70 degree skew with a minimum average underclearance of 13.5 feet across Swatara Creek (WWF) on SR 1022, Section 001, Segment 0020, offset 2811 and to fill in 0.01 acre of de minimis wetland located about 1.2 miles north of the Village of Lickdale (Indiantown Gap, PA Quadrangle N: 16.85 inches; W: 0.85 inch) in Union and Swatara Townships, Lebanon County. The applicant will provide 0.01 acre of replacement wetland onsite.

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

E59-443. Three Pines Hunting Club, 2029 Sauer Rd., Harrisburg, PA 17110. Three Pines Foot Bridge, in Covington Township, **Tioga County**, ACOE Baltimore District (Blossburg, PA Quadrangle N: 13.5 inches; W: 8 inches).

To construct, operate and maintain a single span arched footbridge 3 feet wide by 50 feet long. The structure shall be elevated 1 foot from the existing stream bank. The bridge is located on East Creek, which carries a water quality designation of Cold Water Fishery and is located 0.5 mile on East Creek Road from the intersection with Ruhl Road. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

[Pa.B. Doc. No. 03-1750. Filed for public inspection September 5, 2003, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Meadville Medical Center for Exception

A notice for Meadville Medical Center was incorrectly published at 33 Pa.B. 4036 (August 9, 2003) as a request for exception to 28 Pa. Code § 571.1 (relating to minimum standards). The request for exception should have been for 28 Pa. Code § 153.1 (relating to minimum standards).

The request is on file with the Department of Health (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, paexcept@health.state.pa.us.

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 require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 03-1751. Filed for public inspection September 5, 2003, 9:00 a.m.]

Health Policy Board Meeting

The Health Policy Board is scheduled to hold a meeting on Wednesday, September 17, 2003, at 10 a.m. in Room 812, Health and Welfare Building, Seventh and Forster Streets, Harrisburg, PA 17108.

For additional information or persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Cynthia Trafton, Bureau of Health Planning, (717) 772-5298, ctrafton@state.pa.us or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 03-1752. Filed for public inspection September 5, 2003, 9:00 a.m.]

Request for Exception; Long-Term Care Nursing Facilities

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.38(b) (relating to toilet facilities):

Holy Family Manor, Inc.
1200 Spring Street
Bethlehem, PA 18018

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

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, audiotope, 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 Service at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M.D., M.P.H.,
Secretary

[Pa.B. Doc. No. 03-1753. Filed for public inspection September 5, 2003, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding Bradford 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 Department of Transportation plans to replace the existing reinforced concrete slab bridge carrying State Route 14 over a tributary to Sugar Creek in Troy Borough, Bradford County. As part of the project, right-of-way will be required from the Troy Historic District, which is eligible for listing on the National Register of Historic Places.

Information describing the project together with the associated environmental analysis is contained in the Environmental Documentation Evaluation/Section 2002 Evaluation that was prepared for this project.

The Environmental Documentation Evaluation/Section 2002 Evaluation satisfies all State environmental evaluation requirements as published in section 2002 of Pennsylvania Act 120.

Based upon studies, there is no prudent and feasible alternative to the use of this National Register eligible resources. The effect of this project on the Troy Historic District will be mitigated by measures outlined in the Memorandum of Agreement, which include:

1. The design of the parapets on the new bridge will resemble those of the original structure. These parapets will be modified to comply with the current standards of the Federal Highway Administration.
2. All historic preservation work is carried out by or under the direct supervision of a person or persons meeting, at a minimum, the Secretary of the Interior's Professional Qualification Standards for Architectural Historian Professionals.

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 the effect.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 03-1754. Filed for public inspection September 5, 2003, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws; Jeffrey G. Howell; Doc. No. SC03-08-064

Notice is hereby given of the Order to Show Cause issued on August 25, 2003, by the Deputy Insurance Commissioner in the previously referenced matter. Violation of the following is alleged: the Motor Vehicle Physical Damage Appraiser Act (63 P. S. § 856) and 31 Pa. Code § 62.2(b)(3) and (4) (relating to experience and fitness requirements for licensing).

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 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, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1755. Filed for public inspection September 5, 2003, 9:00 a.m.]

American Independent Insurance Company; Private Passenger Auto Rate Filing

On August 21, 2003, the Insurance Department (Department) received from American Independent Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 0.7% increase amounting to \$604,000 annually, to be effective October 1, 2003.

Unless formal administrative action is taken prior to October 20, 2003, the subject filing may be deemed approved by operation of law.

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

Interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, mburkett@state.pa.us, within 30

days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1756. Filed for public inspection September 5, 2003, 9:00 a.m.]

Michele M. Catanzano; Prehearing

Appeal of Michele M. Catanzano under 40 P. S. §§ 991.2101—991.2193; Doc. No. HC03-08-031

A telephone prehearing conference initiated by this office shall be conducted on October 16, 2003, at 10:30 a.m. Parties shall provide the Hearings Administrator telephone numbers to be used for the prehearing telephone conference on or before September 9, 2003. A date for a hearing shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before October 2, 2003, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene shall be filed on or before October 6, 2003.

Persons with a disability, who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1757. Filed for public inspection September 5, 2003, 9:00 a.m.]

Oakland Orthopaedic Associates; Prehearing

Appeal of Oakland Orthopaedic Associates under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM03-08-034

On or before September 24, 2003, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for October 15, 2003, at 1 p.m. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 9, 2003. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before October 1, 2003, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to

intervene, if any, shall be filed on or before October 8, 2003.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1758. Filed for public inspection September 5, 2003, 9:00 a.m.]

Pennsylvania Property & Casualty Insurance Guaranty Association; Prehearing

Appeal of Pennsylvania Property & Casualty Insurance Guaranty Association under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM03-08-032

On or before September 23, 2003, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for October 14, 2003, at 10:30 a.m. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 9, 2003. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before September 30, 2003, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before October 7, 2003.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1759. Filed for public inspection September 5, 2003, 9:00 a.m.]

Penn Treaty Network America Insurance Company; Rate Increase Filing for Long-Term Care Series IL94

Penn Treaty Network America Insurance Company is requesting approval to increase the premium 38% for the Home Health Care Forms IL94(PA)-N, IL94(PA)-P, IL94R(PA)-P and the associated riders. The average premium will increase from \$1,252 to \$1,728 and will affect 2,219 policyholders in this Commonwealth.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1760. Filed for public inspection September 5, 2003, 9:00 a.m.]

**Penn Treaty Network America Insurance Company;
Rate Increase Filing for Long-Term Care Series
PF2600**

Penn Treaty Network America Insurance Company is requesting approval to increase the premium 24% for the Long-Term Care Forms PF2600(PA)-P, PF2600(PA)-N and the associated riders. The average premium will increase from \$2,083 to \$2,582 and will affect 4,830 policyholders in this Commonwealth.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1761. Filed for public inspection September 5, 2003, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with the company's termination of the insured's policy. The administrative hearing will be held in the Insurance Department's regional offices in Harrisburg, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA.

Appeal of Kathleen A. Cerny; file no. 03-181-07214; Buckeye Union Insurance Company (Encompass Insurance); doc. no. P03-08-027; October 1, 2003, 10 a.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer

documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

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

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1762. Filed for public inspection September 5, 2003, 9:00 a.m.]

Paul Rodriguez-Feo, M.D.; Prehearing

**Appeal of Paul Rodriguez-Feo, M.D. under the
Medical Care Availability and Reduction of Error
(MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc.
No. MM03-08-033**

On or before September 25, 2003, the appellant shall file a concise statement setting forth the factual and/or legal basis for his disagreement with MCARE's determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for October 16, 2003, at 1 p.m. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 9, 2003. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before October 2, 2003, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before October 7, 2003.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1763. Filed for public inspection September 5, 2003, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Lycoming County, Wine & Spirits Shoppe #4106, 2067 Lycoming Creek Road, Williamsport, PA 17701-1129.

Lease Expiration Date: August 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 2,500 to 3,000 net useable square feet of new or existing retail commercial space along Lycoming Creek Road from the intersection of Mill Lane to the south and Sweely Avenue to the north, Old Lycoming Township.

Proposals due: September 26, 2003, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Charles D. Mooney, (717) 657-4228

Monroe County, Wine & Spirits Shoppe #4503, Route 390, RR 2, Box 2392, Cresco, PA 18326-9515.

Lease Expiration Date: August 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,000 to 3,500 net useable square feet of new or existing retail commercial space on State Route 390 between secondary Routes 191 and 447 within Barrett Township.

Proposals due: September 26, 2003, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Joseph P. Hannon, (717) 657-4228

Northampton County, Wine & Spirits Shoppe #4809, Bath Shopping Center, 362 South Walnut Street, Bath, PA 18014-1025.

Lease Expiration Date: August 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 2,000 to 3,500 net useable square feet of new or existing retail commercial space within the Borough of Bath.

Proposals due: September 26, 2003, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Joseph P. Hannon, (717) 657-4228

JONATHAN H. NEWMAN,
Chairperson

[Pa.B. Doc. No. 03-1764. Filed for public inspection September 5, 2003, 9:00 a.m.]

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION

Drinking Water State Revolving Fund Projects; Public Hearing on Federal FY 2004 and 2005 Project Priority List and FY 2004 Intended Use Plan

The Pennsylvania Infrastructure Investment Authority (PENNVEST) and the Department of Environmental Protection (Department) have prepared a combined Federal fiscal year (FY) 2004 and 2005 drinking water program Project Priority List (PPL) and the FY 2004 Intended Use Plan (IUP) which includes a list of drinking water projects to be considered for a design and engineering or construction loan from funds the Commonwealth expects to receive from FY 2004 funds approved by Congress to capitalize the Drinking Water State Revolving Fund (DWSRF) program.

The FY 2004/2005 DWSRF PPL was developed in conformance with the requirements of the Safe Drinking Water Act Amendments of 1996 (act) and Federal guidance. The act stipulates that states must maintain a PPL of drinking water projects from which to develop the annual IUP list of projects to be funded.

The projects to be considered for a loan from the DWSRF must meet the Federal requirements for funding in accordance with section 1452 of the Federal Safe Drinking Water Act. Accordingly, the projects included in the IUP are expected to meet the requirements applicable for use of the DWSRF loan funds. Projects listed in the FY 2004 IUP are on the Commonwealth's FY 2004/2005 PPL and are expected to proceed with design and engineering or to construction in the near future. Other projects on the DWSRF PPL are projects that are in development or will be developed for future loan consideration. Any project removed from an IUP is maintained on the PPL unless otherwise completed.

The FY 2004 IUP has 13 drinking water projects listed with a total dollar value of approximately \$33.9 million. The DWSRF will be capitalized with approximately \$25.8 million of Federal FY 2004 funds from the Environmental Protection Agency (EPA) and approximately \$5.2 million of State funds. The Commonwealth intends to also use \$10.8 million of recycled DWSRF funds. Additionally, PENNVEST and the Department reserve the right to transfer up to 1/3 of the DWSRF grant amount between the Clean Water State Revolving Fund and the DWSRF. Some \$8 million of available FY 2004 Federal funds will be set aside for program administration costs, technical assistance to small systems, operator training and certification and source water assessment and protection, as authorized under section 1452 of the act. The IUP also includes a narrative work plan further describing how these set-aside funds will be used.

A public hearing will be held, as described in this notice. After the public hearing and assessment of the comments received, the final FY 2004 IUP will be completed, and potentially it may include other projects from the PPL. A project must appear on the PENNVEST approved IUP before it can receive a loan from the DWSRF. A project's readiness to proceed and the reasonable availability of alternative funds also have a bearing on project selection for the IUP. Consequently, the rank ordered list of projects on the PPL does not dictate the order in which projects will be chosen for inclusion in the IUP.

Federal guidance on development of the PPL, IUP and set-aside work plan requires that they be subject to public review and comment before being submitted to the EPA.

The Department has scheduled a public hearing for 10 a.m., October 22, 2003, in the Auditorium, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The hearing is scheduled for the purpose of receiving comments from the public regarding the FY 2004/2005 PPL and the FY 2004 IUP. Interested persons are invited to express their views on the narrative portion of the IUP, the set-aside work plan or the priority rating or ranking of projects on the IUP and the PPL at the public hearing. Persons wishing to offer comments should contact the Administrative Services Section, Division of Municipal Financial Assistance, Bureau of Water Supply and Wastewater Management, 10th Floor, Rachel Carson State Office Building, P. O. Box 8466, Harrisburg, PA 17105-8466, (717) 787-6744, AMaisano@state.pa.us by 4 p.m., October 21, 2003. Where written statements are prepared and will be submitted at the hearing, speakers will be asked to restrict the oral portion of the statement to a summary of the written comments. Speakers will be called to present their comments generally in the order of receipt of the notice of intent to appear at the hearing.

It is not necessary to appear at the public hearing to present comments on the narrative portion of the IUP, the set-aside work plan or the PPL or IUP list of projects. Interested persons may submit written comments to the Department at the previous address. Written comments will be considered equivalent to oral statements presented at the hearing. To be considered by the Department and PENNVEST, the written comments must be received by the Administrative Services Section on or before the date of the hearing.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Mr. Maisano at the address noted previously or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

The FY 2004/2005 DWSRF PPL and FY 2004 DWSRF IUP list of projects follow this notice. Copies of these lists,

as well as the narrative portion of the IUP and set-aside work plan, are available for public review in the following offices and are accessible electronically through the Department's website, as follows:

http://www.dep.state.pa.us/dep/deputate/watermgt/WSM/WSM_TAO/Finan_Tech_Asst.htm

DEP—Southeast Region:
Water Supply Manager
Lee Park, Suite 6010, 555 North Lane,
Conshohocken, PA 19428
(610) 832-6060

DEP—Northeast Region:
Water Supply Manager
2 Public Square, Wilkes-Barre, PA 18711-0790
(570) 826-2511

DEP—Southcentral Region:
Water Supply Manager
900 Elmerton Avenue, Harrisburg, PA 17110
(717) 705-4708

DEP—Northcentral Region:
Water Supply Manager
208 West 3rd Street, Williamsport, PA 17701
(Telephone 570-327-3675)

DEP—Southwest Region:
Water Supply Manager
400 Waterfront Drive, Pittsburgh, PA 15222-4745
(412) 442-4217

DEP—Northwest Region:
Water Supply Manager
230 Chestnut Street, Meadville, PA 16335-3481
(814) 332-6899

DEP—Bureau of Water Supply and
Wastewater Management,
Division of Municipal Financial Assistance,
Administrative Services Section
10th Floor, RCSOB, 400 Market Street,
Harrisburg, PA 17101
(717) 787-6744

PENNVEST
22 S. Third Street, 4th Floor,
Keystone Building, Harrisburg, PA 17101
(717) 787-8137

KATHLEEN A. MCGINTY,
Secretary
Department of Environmental Protection
Vice Chairperson
Pennsylvania Infrastructure Investment Authority
PAUL K. MARCHETTI,
Executive Director
Pennsylvania Infrastructure Investment Authority

**PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION
DRINKING WATER STATE REVOLVING FUND
FY 2004 INTENDED USE PLAN PROJECT**

September 6, 2003

APPLICANT: SPRING TOWNSHIP AUTHORITY	COUNTY: CENTRE	PROJECT RATING: 68
STREET: 1309 BLANCHARD STREET	REGION: WILLIAMSPORT	PROJECT RANK: 1
CITY: BELLEFONTE, PA 16823	PWSID: 4140118	PROJECT COST: \$2,849,000
	PPL YR: 2004-05	PROJECT TYPE: SRC, TREAT, TRANS, WS

PROBLEM: Existing water sources under influence of surface water and deficiencies in the distribution system

PROJECT: Construct a new groundwater supply source, well control and disinfection building, approx. 6,000 feet of transmission line, a 550,000 gallon elevated finished water storage tank, and a booster pumping station

APPLICANT: NEWPORT BOROUGH WATER AUTHORITY	COUNTY: PERRY	PROJECT RATING: 67
STREET: 231 MARKET STREET	REGION: HARRISBURG	PROJECT RANK: 2
CITY: NEWPORT, PA 17074	PWSID: 7500022	PROJECT COST: \$3,750,000
	PPL YR: 2004-05	PROJECT TYPE: SRC, TRANS, TREAT, WS

PROBLEM: Lack of reliable water source from the existing groundwater supply.

PROJECT: Construct a river intake structure, raw water transmission line, control structure, treatment plant and water storage tank

APPLICANT: PA SUBURBAN WC (MEYERS).	COUNTY: MONTGOMERY	PROJECT RATING: 55
STREET: 762 LANCASTER AVE.	REGION: CONSHOHOCKEN	PROJECT RANK: 3
CITY: BRYN MAWR, PA 19010	PWSID: 1460073	PROJECT COST: \$883,025
	PPL YR: 2004-05	PROJECT TYPE: TREAT

PROBLEM: Arsenic must be removed from source well water to assure compliance with the new arsenic standard of 10 ug/l.

PROJECT: Construct additions to the Meyers Tract Facility including two co-precipitation media filters for iron and arsenic, two backwash holding tanks, and a building addition to house the filters

APPLICANT: LIMESTONE TOWNSHIP GENERAL AUTHORITY	COUNTY: CLARION	PROJECT RATING: 48
STREET: 161 Gahagen Road	REGION: MEADVILLE	PROJECT RANK: 4
CITY: FAIRMONT CITY, PA 16224	PWSID: 0000002	PROJECT COST: \$5,738,640
	PPL YR: 2004-05	PROJECT TYPE: WS, DS

PROBLEM: Bacteriologically contaminated private water sources, water outages exceeding one week, undrinkable water also unsuitable for bathing or laundry, frequent water heater replacements, inadequate fire protection.

PROJECT: Construct a water system that will have approximately 104,000 LF of mains and a 250,000 gallon storage system. Water will be supplied by PA American Water Company.

APPLICANT: BARKEYVILLE MUNICIPAL AUTHORITY	COUNTY: VENANGO	PROJECT RATING: 45
STREET: RD #1	REGION: MEADVILLE	PROJECT RANK: 5
CITY: HARRISVILLE, PA 16038	PWSID: 6610036	PROJECT COST: \$603,267
	PPL YR: 2004-05	PROJECT TYPE: SRC, TREAT, DS

PROBLEM: Water use increase due to commercial development, with inadequate supply and greensand filters in poor condition

PROJECT: Construct a new 200 GPM water treatment plant, a new water well and associated distribution lines.

APPLICANT: HEGINS-HUBLEY JOINT AUTHORITY	COUNTY: SCHUYLKILL &	PROJECT RATING: 38
STREET: 915 W MAPLE STREET	REGION: WILKES-BARRE	PROJECT RANK: 6
CITY: VALLEY VIEW, PA 17983	PWSID: 3540047	PROJECT COST: \$1,188,763
	PPL YR: 2004-05	PROJECT TYPE: DS

PROBLEM: Insufficient water to maintain jobs and expansion of business is being hindered

PROJECT: Construct new Well No. 7 and approx. 3 miles of 12-inch water line to Wenger Foods—Hegins Valley Farm

APPLICANT: CHARLEROI, AUTH. OF THE BORO. OF
STREET: 325 MCKEAN AVE, P. O. BOX 211
CITY: CHARLEROI, PA 15022

COUNTY: WASHINGTON &
REGION: PITTSBURGH
PWSID: 5630039
PPL YR: 2004-05

PROJECT RATING: 33
PROJECT RANK: 7
PROJECT COST: \$8,887,000
PROJECT TYPE: TREAT

PROBLEM: Lack of compliance with Safe Drinking Act requirements for filtration, monitoring water quality, CT requirements, and disinfection byproducts.

PROJECT: Construct treatment plant modifications for a conversion from a rapid sand filtration plant to an ultrafiltration plant using a continuous membrane filtration process.

APPLICANT: WINDSOR BOROUGH COUNCIL
STREET: 2 WEST MAIN ST, P. O. BOX 190
CITY: WINDSOR, PA 17366

COUNTY: YORK
REGION: HARRISBURG
PWSID: 7670065
PPL YR: 2004-05

PROJECT RATING: 30
PROJECT RANK: 8
PROJECT COST: \$514,394
PROJECT TYPE: DS

PROBLEM: Water losses; rust and scale causes cloudy water in 1916 cast iron pipes with leaded joints.

PROJECT: Construct approx. 8,800 LF of 8-in dia. water main replacements throughout the Boroughs. Install a fire service meter and 4 new fire hydrants.

APPLICANT: WESTMORELAND COUNTY MA
STREET: P. O. BOX 730
CITY: GREENSBURG, PA 15601

COUNTY: WESTMORELAND
REGION: PITTSBURGH
PWSID: 5650032
PPL YR: 2004-05

PROJECT RATING: 30
PROJECT RANK: 9
PROJECT COST: \$762,000
PROJECT TYPE: DS

PROBLEM: Residential properties are currently served by private supplies of unacceptable quantity and quality.

PROJECT: Construct approximately 29,100 LF of waterline to service 129 residential properties.

APPLICANT: BENTLEYVILLE MUNICIPAL AUTHORITY
STREET: 513 MAIN STREET
CITY: BENTLEYVILLE, PA 15314

COUNTY: WASHINGTON
REGION: PITTSBURGH
PWSID: 5630030
PPL YR: 2004-05

PROJECT RATING: 30
PROJECT RANK: 10
PROJECT COST: \$180,200
PROJECT TYPE: DS

PROBLEM: Poor water quality, lack of reliable water source, and no fire protection. Potential contamination of shallow wells by malfunctioning on-lot sewage systems.

PROJECT: Construct a waterline extension in Somerset Township consisting of 4,044 LF of 12-in. pipe and 3 fire hydrants to serve 28 customers.

APPLICANT: CONEMAUGH TWP MUN AUTHORITY
STREET: BOX 13, R. D. #3
CITY: HOLLSOPPLE, PA 15935

COUNTY: SOMERSET
REGION: PITTSBURGH
PWSID: 4560048
PPL YR: 2004-05

PROJECT RATING: 30
PROJECT RANK: 11
PROJECT COST: \$1,287,250
PROJECT TYPE: DS

PROBLEM: The need for a more adequate and desirable water supply for residents using private wells and springs in the Soap Hollow Road area.

PROJECT: Construct 24,625 LF of waterline, a 200,000 gallon water storage tank, and a booster pump station

APPLICANT: EBENSBURG, MA OF THE BOROUGH OF
STREET: P. O. BOX 387
CITY: EBENSBURG, PA 15931

COUNTY: CAMBRIA
REGION: PITTSBURGH
PWSID: 4110009
PPL YR: 2004-05

PROJECT RATING: 24
PROJECT RANK: 12
PROJECT COST: \$3,500,000
PROJECT TYPE: SRC, TRANS, WS

PROBLEM: Lack of secondary source of water for Ebensburg

PROJECT: Construct 70,000 LF of water main, an 0.7 MG storage tank, and two pumping stations.

APPLICANT: SEWICKLEY BOROUGH WATER AUTHORITY **COUNTY:** ALLEGHENY **PROJECT RATING:** 21
STREET: 601 THORN STREET **REGION:** PITTSBURGH **PROJECT RANK:** 13
CITY: SEWICKLEY, PA 15143 **PWSID:** 5020050 **PROJECT COST:** \$3,818,770
PPL YR: 2002-03 **PROJECT TYPE:** WS, DS

PROBLEM: Low pressure and inadequate flow for fire protection

PROJECT: Construct a 0.5 MG water storage tank, approximately 22,000 LF of water line, and pump station modifications

NUMBER OF PROJECTS ON IUP: 13
TOTAL AMOUNT: \$33,962,309

LEGEND FOR PROJECT TYPE: SRC = SOURCE TRANS = TRANSMISSION TREAT = TREATMENT WS = WATER DS = DISTRIBUTION

**PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION
DRINKING WATER STATE REVOLVING FUND
FY 2004 - 2005 PROJECT PRIORITY LIST
SEPTEMBER 6, 2003**

APPLICANT: PA SUBURBAN WC (SHICKSHINNY) STREET: 26 MAIN ROAD CITY: SHICKSHINNY, PA 18655 COUNTY: LUZERNE	REGION: WILKES-BARRE PWSID: 2400029 IUP YEAR: 2003 MTGDATE: 11/20/2002	PROJECT RATING: 72 PROJRANK: 1 PROJECT COST: \$321,522 PROJECT TYPE: TRANS, TREAT, WS, DS
APPLICANT: PA SUBURBAN WC (TAFTON) STREET: 762 LANCASTER AVE. CITY: BRYN MAWR, PA 19010 COUNTY: PIKE	REGION: WILKES-BARRE PWSID: 2520061 IUP YEAR: 2003 MTGDATE: 7/17/2002	PROJECT RATING: 70 PROJRANK: 2 PROJECT COST: \$1,093,000 PROJECT TYPE: SRC, TREAT, TRANS, WS,
APPLICANT: PA SUBURBAN WC (WAPWALLOPEN) STREET: R. D.3 BOX 3032 CITY: WAPWALLOPEN, PA 18660 COUNTY: LUZERNE	REGION: WILKES-BARRE PWSID: 2400066 IUP YEAR: 2003 MTGDATE: 11/20/2002	PROJECT RATING: 70 PROJRANK: 3 PROJECT COST: \$334,797 PROJECT TYPE: SRC, WS, DS
APPLICANT: SPRING TOWNSHIP AUTHORITY STREET: 1309 BLANCHARD STREET CITY: BELLEFONTE, PA 16823 COUNTY: CENTRE	REGION: WILLIAMSPORT PWSID: 4140118 IUP YEAR: 2004 MTGDATE:	PROJECT RATING: 68 PROJRANK: 4 PROJECT COST: \$2,849,000 PROJECT TYPE: SRC, TREAT, TRAN, WS
APPLICANT: NEWPORT BOROUGH WATER AUTHORITY STREET: 231 MARKET STREET CITY: NEWPORT, PA 17074 COUNTY: PERRY	REGION: HARRISBURG PWSID: 7500022 IUP YEAR: 2004 MTGDATE:	PROJECT RATING: 67 PROJRANK: 5 PROJECT COST: \$3,750,000 PROJECT TYPE: SRC, TRANS, TREAT, WS
APPLICANT: ALEXANDRIA BOROUGH WATER AUTHORITY STREET: P. O. BOX 336 CITY: ALEXANDRIA, PA 16611 COUNTY: HUNTINGDON	REGION: HARRISBURG PWSID: 4310021 IUP YEAR: Other Funding Approved MTGDATE: 5/7/2003	PROJECT RATING: 66 PROJRANK: 6 PROJECT COST: \$2,000,000 PROJECT TYPE: TREAT, WS
APPLICANT: NEW ENTERPRISE WATER ASSOCIATION STREET: R. D. #1 BOX 326 CITY: NEW ENTERPRISE, PA 16664 COUNTY: BEDFORD	REGION: HARRISBURG PWSID: 4050033 IUP YEAR: 2003 MTGDATE: 7/17/2002	PROJECT RATING: 66 PROJRANK: 7 PROJECT COST: \$1,450,000 PROJECT TYPE: TRANS, WS, DS

APPLICANT: COUDERSPORT BOROUGH AUTHORITY STREET: 201 SOUTH WEST STREET CITY: COUDERSPORT, PA 16915 COUNTY: POTTER	REGION: WILLIAMSPORT PWSID: 6530009 IUP YEAR: Other Funding Approved MTGDATE: 5/7/2003	PROJECT RATING: 57 PROJRANK: 8 PROJECT COST: \$10,782,491 PROJECT TYPE: TREAT, WS, DIST
APPLICANT: ANSONVILLE WATER COMPANY STREET: R. D. 1 BOX 79 CITY: IRVONA, PA 16656 COUNTY: CLEARFIELD	REGION: WILLIAMSPORT PWSID: 6170003 IUP YEAR: Other Funding Approved MTGDATE: 5/7/2003	PROJECT RATING: 56 PROJRANK: 9 PROJECT COST: \$152,100 PROJECT TYPE: SRC
APPLICANT: KENNEDY MOBILE HOME PARK STREET: P. O. BOX 226 CITY: SLIPPERY ROCK, PA 16057 COUNTY: BUTLER	REGION: MEADVILLE PWSID: 5100044 IUP YEAR: 2003 MTGDATE: 7/17/2002	PROJECT RATING: 56 PROJRANK: 10 PROJECT COST: \$43,812 PROJECT TYPE: TRANS, DS
APPLICANT: MANHEIM BOROUGH AUTHORITY STREET: 20 E HIGH ST P. O. BOX 236 CITY: MANHEIM, PA 17545 COUNTY: LANCASTER	REGION: HARRISBURG PWSID: 7360078 IUP YEAR: 2003 MTGDATE: 11/20/2002	PROJECT RATING: 56 PROJRANK: 11 PROJECT COST: \$1,300,000 PROJECT TYPE: TREAT
APPLICANT: HAZLE HURST WATER COMPANY STREET: P. O. BOX 195 CITY: HAZEL HURST, PA 16733 COUNTY: MCKEAN	REGION: MEADVILLE PWSID: 6420017 IUP YEAR: Other Funding Approved MTGDATE: 11/20/2002	PROJECT RATING: 55 PROJRANK: 12 PROJECT COST: \$883,850 PROJECT TYPE:
APPLICANT: PA SUBURBAN WC (MEYERS). STREET: 762 LANCASTER AVE. CITY: BRYN MAWR, PA 19010 COUNTY: MONTGOMERY	REGION: CONSHOHOCKEN PWSID: 1460073 IUP YEAR: 2004 MTGDATE: 7/23/2003	PROJECT RATING: 55 PROJRANK: 13 PROJECT COST: \$883,025 PROJECT TYPE: TREAT
APPLICANT: RIVERSEDGE MOBILE HOME PARK STREET: 112 N. COURTLAND STREET CITY: EAST STROUDSBURG, PA 18301 COUNTY: NORTHAMPTON	REGION: WILKES-BARRE PWSID: 3480035 IUP YEAR: Other Funding Available MTGDATE:	PROJECT RATING: 53 PROJRANK: 14 PROJECT COST: \$100,000 PROJECT TYPE: SRC,TREAT,WS
APPLICANT: PA AMERICAN WC (BUTLER) STREET: 2736 ELLWOOD ROAD CITY: NEW CASTLE, PA 16101 COUNTY: BEAVER/BUTLER	REGION: MEADVILLE PWSID: 6370011 IUP YEAR: 2003 MTGDATE: 7/17/2002	PROJECT RATING: 51 PROJRANK: 15 PROJECT COST: \$5,995,000 PROJECT TYPE: TRANS, DS
APPLICANT: GREENFIELD TWP MUN. AUTH. STREET: R. D. #1, BOX 948 CITY: CLAYSBURG, PA 16625 COUNTY: BLAIR	REGION: HARRISBURG PWSID: 4070058 IUP YEAR: Other Funding Approved MTGDATE: 7/18/2001	PROJECT RATING: 50 PROJRANK: 16 PROJECT COST: \$7,294,000 PROJECT TYPE: TREAT,WS,DS, OTHER

APPLICANT: FAIRCHANCE BOROUGH STREET: 125 WEST CHURCH STREET CITY: FAIRCHANCE, PA 15436	REGION: PITTSBURGH PWSID: 5260007 IUP YEAR: Other Funding Approved	PROJECT RATING: 48 PROJRANK: 17 PROJECT COST: \$662,930
COUNTY: FAYETTE	MTGDATE: 11/20/2002	PROJECT TYPE: SRC,TRANS
APPLICANT: LIMESTONE TOWNSHIP GENERAL AUTHORITY STREET: 161 GAHAGEN ROAD CITY: FAIRMONT CITY, PA 16224 COUNTY: CLARION	REGION: MEADVILLE PWSID: IUP YEAR: 2004 MTGDATE:	PROJECT RATING: 48 PROJRANK: 18 PROJECT COST: \$5,738,640 PROJECT TYPE: WS, DIST
APPLICANT: BARKEYVILLE MUNICIPAL AUTHORITY STREET: R. D. #1 CITY: HARRISVILLE, PA 16038 COUNTY: VENANGO	REGION: MEADVILLE PWSID: 6610036 IUP YEAR: 2004 MTGDATE: 7/23/2003	PROJECT RATING: 45 PROJRANK: 19 PROJECT COST: \$1,356,600 PROJECT TYPE: SRC,TREAT, DS
APPLICANT: PA AMERICAN WC (FARMINGTON) STREET: 1786 ROUTE 286 SOUTH CITY: INDIANA, PA 15701 COUNTY: CLARION	REGION: MEADVILLE PWSID: 6160001 IUP YEAR: 2003 MTGDATE: 11/20/2002	PROJECT RATING: 45 PROJRANK: 20 PROJECT COST: \$2,860,000 PROJECT TYPE: TREAT, DS, PS
APPLICANT: GARRETT BOROUGH STREET: P. O. BOX 218 CITY: GARRETT, PA 15542	REGION: PITTSBURGH PWSID: 4560035 IUP YEAR: Other Funding Approved	PROJECT RATING: 43 PROJRANK: 21 PROJECT COST: \$650,000
COUNTY: SOMERSET	MTGDATE: 3/20/2002	PROJECT TYPE: DS
APPLICANT: PA AMERICAN WC (CLARION) STREET: 1786 ROUTE 286 SOUTH CITY: INDIANA, PA 15701 COUNTY: CLARION	REGION: MEADVILLE PWSID: 6160001 IUP YEAR: 2002 Transfer MTGDATE: 11/14/2001	PROJECT RATING: 43 PROJRANK: 22 PROJECT COST: \$18,671,000 PROJECT TYPE: TRANS, TREAT, WS, DS
APPLICANT: KNOXVILLE BOROUGH STREET: P. O. BOX 191 CITY: KNOXVILLE, PA 16928	REGION: WILLIAMSPORT PWSID: 2590036 IUP YEAR: Other Funding Approved	PROJECT RATING: 41 PROJRANK: 23 PROJECT COST: \$200,000
COUNTY: TIOGA	MTGDATE: 7/17/2002	PROJECT TYPE: WS
APPLICANT: FALLS CREEK BOROUGH MUNICIPAL STREET: 117 TAYLOR AVE. CITY: FALLS CREEK, PA 15840	REGION: MEADVILLE PWSID: 6330007 IUP YEAR: Other Funding Approved	PROJECT RATING: 40 PROJRANK: 24 PROJECT COST: \$3,450,000
COUNTY: JEFFERSON	MTGDATE: 11/20/2002	PROJECT TYPE: WS,DS
APPLICANT: WESTMORELAND COUNTY MA STREET: P. O. BOX 730 CITY: GREENSBURG, PA 15601 COUNTY: WESTMORELAND	REGION: PITTSBURGH PWSID: 5650032 IUP YEAR: 2003 MTGDATE: 11/20/2002	PROJECT RATING: 40 PROJRANK: 25 PROJECT COST: \$5,403,461 PROJECT TYPE: DS
APPLICANT: HEGINS-HUBLEY JOINT AUTHORITY STREET: 915 W MAPLE STREET CITY: VALLEY VIEW, PA 17983 COUNTY: SCHUYLKILL & DAUPHIN	REGION: WILKES-BARRE PWSID: 3540047 IUP YEAR: 2004 MTGDATE: 7/23/2003	PROJECT RATING: 38 PROJRANK: 26 PROJECT COST: \$1,188,763 PROJECT TYPE: DS

APPLICANT: PAINT TOWNSHIP MUNICIPAL WATER STREET: P. O. BOX 128 CITY: SHIPPENSVILLE, PA 16254 COUNTY: CLARION	REGION: MEADVILLE PWSID: IUP YEAR: Project Deferred MTGDATE:	PROJECT RATING: 38 PROJRANK: 27 PROJECT COST: \$1,489,190 PROJECT TYPE: DS
APPLICANT: HARMONY BOROUGH WATER AUTHORITY STREET: 217 MERCER STREET CITY: HARMONY, PA 16037 COUNTY: BUTLER	REGION: MEADVILLE PWSID: 5100042 IUP YEAR: Other Funding Approved MTGDATE: 5/7/2003	PROJECT RATING: 36 PROJRANK: 28 PROJECT COST: \$140,000 PROJECT TYPE: DS
APPLICANT: REDBANK VALLEY MUNICIPAL AUTHORITY STREET: 212 LAFAYETTE ST CITY: NEW BETHLEHEM, PA 16242 COUNTY: CLARION	REGION: MEADVILLE PWSID: 6160010 IUP YEAR: Other Funding Approved MTGDATE: 5/7/2003	PROJECT RATING: 36 PROJRANK: 29 PROJECT COST: \$626,500 PROJECT TYPE: DS
APPLICANT: CHARLEROI, AUTH. OF THE BORO. OF STREET: 325 MCKEAN AVE, P. O. BOX 211 CITY: CHARLEROI, PA 15022 COUNTY: WASHINGTON &	REGION: PITTSBURGH PWSID: 5630039 IUP YEAR: 2004 MTGDATE: 7/23/2003	PROJECT RATING: 33 PROJRANK: 30 PROJECT COST: \$8,907,000 PROJECT TYPE: TREAT
APPLICANT: RURAL VALLEY BOROUGH STREET: MAIN STREET CITY: RURAL VALLEY, PA 16249 COUNTY: ARMSTRONG	REGION: PITTSBURGH PWSID: 5030012 IUP YEAR: Other Funding Approved MTGDATE: 3/20/2002	PROJECT RATING: 33 PROJRANK: 31 PROJECT COST: \$2,402,000 PROJECT TYPE: SRC,TREAT,WS,DS
APPLICANT: IRVONA MUNICIPAL AUTHORITY STREET: P. O. BOX 247 CITY: IRVONA, PA 16656 COUNTY: CLEARFIELD	REGION: WILLIAMSPORT PWSID: 6170025 IUP YEAR: Other Funding Approved MTGDATE: 5/7/2003	PROJECT RATING: 31 PROJRANK: 32 PROJECT COST: \$2,537,000 PROJECT TYPE: TREAT, DS
APPLICANT: NORTH EAST BOROUGH WATER AUTHORITY STREET: 58 EAST MAIN ST CITY: NORTH EAST, PA 16428 COUNTY: ERIE	REGION: MEADVILLE PWSID: 6250061 IUP YEAR: Other Funding Approved MTGDATE: 5/7/2003	PROJECT RATING: 31 PROJRANK: 33 PROJECT COST: \$11,250,000 PROJECT TYPE: WS,TRANS,TREAT
APPLICANT: PA SUBURBAN WC (NESHAMINY) STREET: 762 LANCASTER AVE. CITY: BRYN MAWR, PA 19010 COUNTY: BUCKS	REGION: CONSHOHOCKEN PWSID: 1460073 IUP YEAR: 2003 MTGDATE: 7/17/2002	PROJECT RATING: 31 PROJRANK: 34 PROJECT COST: \$4,562,625 PROJECT TYPE: TRANS, WS
APPLICANT: BENTLEYVILLE MUNICIPAL AUTHORITY STREET: 513 MAIN STREET CITY: BENTLEYVILLE, PA 15314 COUNTY: WASHINGTON	REGION: PITTSBURGH PWSID: 5630030 IUP YEAR: 2004 MTGDATE: 7/23/2003	PROJECT RATING: 30 PROJRANK: 35 PROJECT COST: \$202,200 PROJECT TYPE: DS
APPLICANT: CONEMAUGH TWP MUN AUTHORITY STREET: BOX 13, R. D. #3 CITY: HOLLSOPPLE, PA 15935 COUNTY: SOMERSET	REGION: PITTSBURGH PWSID: 4560048 IUP YEAR: 2004 MTGDATE: 7/23/2003	PROJECT RATING: 30 PROJRANK: 36 PROJECT COST: \$1,497,250 PROJECT TYPE: DS

APPLICANT: PITTSBURGH WATER AND SEWER AUTHORITY STREET: 441 SMITHFIELD ST. CITY: PITTSBURGH, PA 15222 COUNTY: ALLEGHENY	REGION: PITTSBURGH PWSID: 5020038 IUP YEAR: Other Funding Approved MTGDATE: 7/17/2002	PROJECT RATING: 30 PROJRANK: 37 PROJECT COST: \$4,821,500 PROJECT TYPE: TRANS, DS
APPLICANT: WESTMORELAND COUNTY MA STREET: P. O. BOX 730 CITY: GREENSBURG, PA 15601 COUNTY: WESTMORELAND	REGION: PITTSBURGH PWSID: 5650032 IUP YEAR: 2004 MTGDATE: 7/23/2003	PROJECT RATING: 30 PROJRANK: 38 PROJECT COST: \$742,000 PROJECT TYPE: DS
APPLICANT: WINDSOR BOROUGH COUNCIL STREET: 2 WEST MAIN ST, P. O. BOX 190 CITY: WINDSOR, PA 17366 COUNTY: YORK	REGION: HARRISBURG PWSID: 7670065 IUP YEAR: 2004 MTGDATE: 7/23/2003	PROJECT RATING: 30 PROJRANK: 39 PROJECT COST: \$614,394 PROJECT TYPE: DS
APPLICANT: BLACKLICK VALLEY MUNICIPAL AUTHORITY STREET: P. O. BOX 272 CITY: TWIN ROCKS, PA 15960 COUNTY: CAMBRIA	REGION: PITTSBURGH PWSID: 4110077 IUP YEAR: Other Funding Approved MTGDATE: 7/17/2002	PROJECT RATING: 28 PROJRANK: 40 PROJECT COST: \$2,700,000 PROJECT TYPE: WS,TRANS,DS
APPLICANT: ELIZABETHVILLE AREA AUTHORITY STREET: R. D.#1, BOX 20 CITY: ELIZABETHVILLE, PA 17023 COUNTY: DAUPHIN	REGION: HARRISBURG PWSID: 7220003 IUP YEAR: Other Funding Approved MTGDATE: 7/17/2002	PROJECT RATING: 28 PROJRANK: 41 PROJECT COST: \$600,000 PROJECT TYPE: DS
APPLICANT: TRI-COUNTY JOINT MUNICIPAL AUTHORITY STREET: BOX 758 CITY: FREDERICKTOWN, PA 15333 COUNTY: WASHINGTON	REGION: PITTSBURGH PWSID: 5630045 IUP YEAR: Other Funding Approved MTGDATE: 5/7/2003	PROJECT RATING: 28 PROJRANK: 42 PROJECT COST: \$390,000 PROJECT TYPE: DS
APPLICANT: LAPORTE BORO. STREET: P. O. BOX 125 CITY: LAPORTE, PA 18626 COUNTY: SULLIVAN	REGION: WILLIAMSPORT PWSID: 2570004 IUP YEAR: 2003 MTGDATE: 11/15/2000	PROJECT RATING: 27 PROJRANK: 43 PROJECT COST: \$457,850 PROJECT TYPE: SRC, TRANS, TREAT, DS
APPLICANT: EBENSBURG, MA OF THE BOROUGH OF STREET: P. O. BOX 387 CITY: EBENSBURG, PA 15931 COUNTY: CAMBRIA	REGION: PITTSBURGH PWSID: 4110009 IUP YEAR: 2004 MTGDATE:	PROJECT RATING: 24 PROJRANK: 44 PROJECT COST: \$3,500,000 PROJECT TYPE: SRC,TRANS,WS
APPLICANT: AUBURN MUNICIPAL AUTHORITY STREET: 3RD STREET CITY: AUBURN, PA 17922 COUNTY: SCHUYLKILL	REGION: WILKES-BARRE PWSID: 3540015 IUP YEAR: Other Funding Approved MTGDATE: 7/17/2002	PROJECT RATING: 23 PROJRANK: 45 PROJECT COST: \$319,695 PROJECT TYPE: WS

APPLICANT: PA SUBURBAN WC (CANAAN)
STREET: 255 BELMONT STREET
CITY: WAYMART, PA 18472
COUNTY: WAYNE

REGION: WILKES-BARRE
PWSID: 2640032
IUP YEAR: 2003
MTGDATE: 3/20/2002

PROJECT RATING: 23
PROJRANK: 46
PROJECT COST: \$1,456,750
PROJECT TYPE: TRANS

APPLICANT: QUAKERTOWN BOROUGH
STREET: P. O. BOX 727
CITY: QUAKERTOWN, PA 18951
COUNTY: BUCKS

REGION: CONSHOHOCKEN
PWSID: 1090082
IUP YEAR: Other Funding
 Approved
MTGDATE: 5/7/2003

PROJECT RATING: 23
PROJRANK: 47
PROJECT COST: \$6,379,300
PROJECT TYPE: DS

APPLICANT: SEWICKLEY BOROUGH WATER AUTHORITY
STREET: 601 THORN STREET
CITY: SEWICKLEY, PA 15143
COUNTY: ALLEGHENY

REGION: PITTSBURGH
PWSID: 5020050
IUP YEAR: 2004
MTGDATE:

PROJECT RATING: 21
PROJRANK: 48
PROJECT COST: \$3,818,770
PROJECT TYPE: WS, DS

APPLICANT: WEST COCALICO TOWNSHIP WATER
STREET: P. O. BOX 95
CITY: REINHOLDS, PA 17569
COUNTY: LANCASTER

REGION: HARRISBURG
PWSID: 7360141
IUP YEAR: Other Funding
 Approved
MTGDATE: 7/17/2002

PROJECT RATING: 21
PROJRANK: 49
PROJECT COST: \$834,820
PROJECT TYPE: SRC,TREAT, TRANS

APPLICANT: STROUDSBURG MUNICIPAL AUTHORITY
STREET: 410 STOKES AVE. P. O. BOX 237
CITY: EAST STROUDSBURG, PA 18301
COUNTY: MONROE

REGION: WILKES-BARRE
PWSID: 2450034
IUP YEAR: Other Funding
 Approved
MTGDATE: 7/17/2002

PROJECT RATING: 18
PROJRANK: 50
PROJECT COST: \$3,693,017
PROJECT TYPE: DS

LEGEND FOR PROJECT TYPE:

SRC = SOURCE TRANS = TRANSMISSION SYSTEM TREAT=TREATMENT WS = WATER STORAGE
 DS = DISTRIBUTION SYSTEM

[Pa.B. Doc. No. 03-1765. Filed for public inspection September 5, 2003, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Cancellation Order

Public Meeting held
August 21, 2003

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

Essential.com, Inc. Letter-Application to Abandon EGS License; A-110120

Cancellation Order

Now before the Commission is a July 1, 2003, letter filed by Essential.com, Inc. (Essential) requesting that its electric generation supplier (EGS) license be abandoned. The letter states that Essential filed for bankruptcy relief in the United States Bankruptcy Court for the District of Massachusetts on June 29, 2001. Shortly thereafter, Essential ceased all EGS operations. Consequently, Essential requests to have its EGS license cancelled. We will treat this correspondence as an abandonment application. We note that by order entered October 29, 2002, the Commission cancelled Essential's authority to provide telecommunications services at A-310853 for failure to file its 2000 Annual Report. In addition, by order entered November 25, 2002, the Commission cancelled Essential's natural gas supplier (NGS) license at A-125024 for failure to file its 2001 Annual Report. The EGS license, which is the subject of this order, is the only remaining authority granted by the Commission to Essential.

A brief recitation of the history of Essential's EGS license is in order. On August 10, 1999, Essential filed an application for a license. The application was approved and a license granted by Commission order entered January 13, 2000. On February 8, 2001, Essential filed a petition to reduce the amount of its security bond from \$250,000 to 10% of its gross receipts. By order entered March 23, 2001, the Commission denied the petition and directed Essential to maintain its bond level of \$250,000. Essential filed for bankruptcy shortly after the March 23, 2001, denial, and ceased doing business as an EGS in this Commonwealth.

Additionally, an investigation by Commission staff found that Essential has no filing history with the Department of Revenue with regard to its gross receipts taxes and has not reported its gross receipts to the Commission on a quarterly basis. Commission records also show that Essential owes \$5,653 for its 2001 Annual Assessment. A proof of claim was not filed to recover the \$5,653 assessment, because at the time of the bankruptcy filing the debt was not owed. The assessment bill was dated August 17, 2001, making the debt a post-petition debt, not recoverable through the bankruptcy proceeding. Once Essential filed for bankruptcy, it no longer provided any EGS services.

By letter dated June 26, 2003, Commission staff contacted Essential's attorney seeking information regarding Essential's bankruptcy status and confirmation whether Essential had ceased doing business in this Commonwealth. By response dated July 1, 2003, Essential's attorney confirmed that Essential had indeed filed for Chapter 11 bankruptcy in June 2001 and had ceased all

operations regarding its EGS license in this Commonwealth. In essence, the July 1, 2003, letter requested that the Commission grant abandonment of Essential's EGS service and cancel its EGS license.

Because Essential is no longer operating as an EGS, we find no valid reason to deny Essential's request to abandon service and cancel its EGS license at A-110120. We will however, direct the Bureau of Administrative Services' Fiscal Office to refer the outstanding assessment amount of \$5,653 to the Office of Attorney General for collection as they deem appropriate. We take this action because Essential filed for bankruptcy under Chapter 11 reorganization. Should Essential emerge from bankruptcy and decide to again provide services in this Commonwealth, payments of outstanding amounts due to the Commonwealth should be a condition of receiving any certificate or license; *Therefore,*

It Is Ordered That:

1. The letter-application to abandon filed by Essential.com, Inc., dated July 1, 2003, is hereby granted.
2. The EGS license held by Essential.com at A-110120 is hereby cancelled.
3. The Secretary strike the name of Essential.com, Inc. from all active-utility lists maintained by the Annual Report Section of the Secretary's Bureau and the Assessment Section of the Bureau of Administrative Services.
4. Notice of this Cancellation Order shall be published in the *Pennsylvania Bulletin*.
5. The Bureau of Administration Services' Fiscal Office is hereby directed to write off the outstanding assessment of \$5,653 and refer that obligation to the Office of Attorney General for collection.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1766. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Alternate Communications Tech. (2002.0398); C-20039305; A-310017

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Alternate Communications Tech. (the Respondent), a reseller of toll service certificated at A-310017. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an

order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was perfected on January 27, 2003. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Alternate Communications Tech.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore*,

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Alternate Communications Tech. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Alternate Communications Tech. at A-310017 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1767. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. American Telepath, Inc. (2002.0398); C-20039307; A-311078

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against American Telepath, Inc. (the Respondent), a reseller of toll service certificated at A-311078. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was perfected on January 27, 2003. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of American Telepath, Inc.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore*,

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. American Telepath, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by American Telepath, Inc. at A-311078 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1768. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Chernow Communications, Inc. (2002.0398); Doc. No. C-20039313; A-311045

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Chernow Communications, Inc. (the Respondent), a reseller of toll service certificated at A-311045. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was refused. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Chernow Communications, Inc.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Chernow Communications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Chernow Communications, Inc. at A-311045 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1769. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Citycom Telecomm., Inc. (2002.0398); C-20039314; A-311093

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Citycom Telecomm., Inc. (the Respondent), a reseller of toll service certificated at A-311093. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was perfected on February 4, 2003. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Citycom

Telecomm., Inc.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Citycom Telecomm., Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Citycom Telecomm., Inc. at A-311093 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1770. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Connect!Ld Inc. (2002.0398); C-20039296; A-310847

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Connect!Ld Inc. (the Respondent), a reseller of toll service certificated at A-310847. In the Complaint, Prosecutory Staff alleged

that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was perfected on January 27, 2003. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Connect!Ld Inc.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Connect!Ld Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Connect!Ld Inc. at A-310847 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1771. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Convergent Communications Services (2002.0398); Doc. No. C-20039297; A-310763

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Convergent Communications Services (the Respondent), a reseller of toll service certificated at A-310763. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was not perfected because the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Convergent Communications Services's certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. That Convergent Communications Services immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Convergent Communications Services at A-310763 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1772. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission; Law Bureau Prosecutory Staff v. Emergent Communications, LLC (2002.0398); C-20039302; A-311107

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Emergent Communications, LLC (the Respondent), a reseller of toll service and a competitive local exchange carrier certificated at A-311107. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was perfected on January 29, 2003. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Emergent Communications, LLC's certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Emergent Communications, LLC immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Emergent Communications, LLC at A-311107 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1773. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Federal Transtel, Inc. (2002.0398); Doc. No. C-20039286; A-310338

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Federal Transtel, Inc. (the Respondent), a reseller of toll service certificated at A-310338. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was not perfected because the company had moved. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Federal Transtel, Inc.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Federal Transtel, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Federal Transtel, Inc. at A-310338 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1774. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. IG2, Inc. (2002.0398); Doc. No. C-20039290; A-310832

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against IG2, Inc. (the Respondent), a toll carrier, a switched access carrier, and a

competitive local exchange carrier certificated at A-310832. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was not perfected because the forwarding order expired. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of IG2, Inc.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore*,

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. IG2, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by IG2, Inc. at A-310832 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1775. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Lightship Telecom, LLC (2002.0398); C-20039274; A-310943

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Lightship Telecom, LLC (the Respondent), a competitive access provider, a toll carrier, a switched access carrier, and a competitive local exchange carrier certificated at A-310943. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was perfected, but no date was listed on the certified mail card. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Lightship Telecom, LLC's certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore*,

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Lightship Telecom, LLC immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public

convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Lightship Telecom, LLC at A-310943 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1776. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. MSN Communications, Inc. (2002.0398); Doc. No. C-20039279; A-310508

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against MSN Communications, Inc. (the Respondent), a reseller of toll service certificated at A-310508. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of MSN Communications, Inc.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. MSN Communications, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by MSN Communications, Inc. at A-310508 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1777. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Murdock Communications Corp. (2002.0398); C-20039280; A-310238

Default Order

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Murdock Communications Corp. (the Respondent), a reseller of toll service certificated at A-310238. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was perfected on January 29, 2003. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Murdock Communications Corp.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore*,

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Murdock Communications Corp. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Murdock Communications Corp. at A-310238 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1778. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Novo Networks Metro Services, Inc. (2002.0398); Doc. No. C-20039255; A-311074

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Novo Networks Metro Services, Inc. (the Respondent), a reseller of toll service

certificated at A-311074. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Novo Networks Metro Services, Inc.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore*,

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Novo Networks Metro Services, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Novo Networks Metro Services, Inc. at A-311074 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1779. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Sterling Time Company (2002.0398); C-20039266; A-310934

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Sterling Time Company (the Respondent), a reseller of toll service certificated at A-310934. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was perfected on January 30, 2003. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Sterling Time Company's certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Sterling Time Company immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the

20-day time constraint established pursuant to Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Sterling Time Company at A-310934 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1780. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Tricom USA, Inc. (2002.0398); C-20039270; A-311118

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Tricom USA, Inc. (the Respondent), a reseller of toll service certificated at A-311118. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was perfected, but no date was listed on the certified mail card. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of Tricom USA, Inc.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. Tricom USA, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by Tricom USA, Inc. at A-311118 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1781. Filed for public inspection September 5, 2003, 9:00 a.m.]

Default Order

Public Meeting held
August 21, 2003

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

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. U.S. Operators, Inc. (2002.0398); C-20039271; A-310783

Default Order

By the Commission:

On January 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against U.S. Operators, Inc. (the Respondent), a reseller of toll service certificated at A-310783. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that under 66 Pa.C.S. § 504 its 2001 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa.C.S. § 504 by failing to file its 2001 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2001 Annual Report.

According to the United States Postal Service return receipt, the Complaint was perfected on January 31, 2003. To date, more than 20 days later, no answer has been filed to the Complaint and the 2001 Annual Report has not been filed. In addition, we are not aware that

Respondent has any current customers in this Commonwealth, and Respondent was never assigned any NXX codes.

Based on Respondent's failure to file its 2001 Annual Report, we conclude that revocation of U.S. Operators, Inc.'s certificate of public convenience is in the public interest. The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; *Therefore,*

It Is Ordered That:

1. The allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. The Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

3. U.S. Operators, Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established under Ordering Paragraph No. 2.

4. Absent the filing of adverse public comment, 30 days after publication in the *Pennsylvania Bulletin* and without further action by the Commission, the certificate of public convenience held by U.S. Operators, Inc. at A-310783 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1782. Filed for public inspection September 5, 2003, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept bids for Projects #03-157.P and #03-158.P, Purchase of Plumbing Supplies, until 2 p.m. on Thursday, September 18, 2003. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available September 9, 2003. PRPA

