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Agencies in this issue:

The General Assembly
The Courts
Department of Community and Economic
Development
Department of Conservation and
Natural Resources
Department of Environmental Protection
Department of General Services
Department of Health
Department of Labor and Industry
Department of Revenue
Department of Transportation
Environmental Hearing Board
Executive Board
Fish and Boat Commission
Independent Regulatory Review Commission
Insurance Department
Liquor Control Board
Pennsylvania Public Utility Commission
State Board of Nursing
Turnpike Commission

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Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

Adoption, Amendment or Repeal of Regulations

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances where the agency may omit the proposal step; they still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania*

Bulletin before it can take effect. If the agency wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, they must re-propose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number and page number. Example: Volume 1, *Pennsylvania Bulletin*, page 801 (short form: 1 Pa.B. 801).

Pennsylvania Code

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

How to Find Documents

Search for your area of interest in the *Pennsylvania Code*.

The *Pennsylvania Code* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

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Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where "no fiscal impact" is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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List of Pa. Code Chapters Affected

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THE GENERAL ASSEMBLY

Recent Actions during the 2003 Regular Session of the General Assembly

The following is a summary of recent actions of the General Assembly during the 2003 Regular Session.

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
2003 GENERAL ACTS ENACTED—ACT 022					
022	Sep 12	HB0276	PN2326	immediately	Telemarketer Registration Act—unwanted telephone solicitation calls

* denotes an effective date with exceptions

Effective Dates of Statutes

The effective dates specified above for laws and appropriation acts were contained in the applicable law or appropriation act. Where no date is specified or where the effective date specified is prior to the date of enactment, the effective date is 60 days after final enactment except for statutes making appropriations or affecting budgets of political subdivisions. See 1 Pa.C.S. §§ 1701—1704 (relating to effective dates of statutes).

Advance Copies of Statutes

Section 1106 of Title 1 of the *Pennsylvania Consolidated Statutes* provides that the prothonotaries of each county shall file advance copies of statutes in their offices for public inspection until the Laws of Pennsylvania are generally available. Section 2406(h) of The Administrative Code of 1929 provides that the Department of General Services shall distribute advance sheets of the Laws of Pennsylvania to each law judge of the courts, to every county and public library of this Commonwealth and to each member of the General Assembly. These copies shall be furnished without charge. The Department shall also mail one copy of each law enacted during any legislative session to any person who pays to it the sum of \$20.

Requests for annual subscriptions for advance copies of statutes should be sent to the State Bookstore—PHMC, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120-0053, accompanied by a check or money order in the sum of \$20, payable to the "Commonwealth of Pennsylvania."

ROBERT W. ZECH, Jr.,
Director
Legislative Reference Bureau

[Pa.B. Doc. No. 03-1888. Filed for public inspection September 26, 2003, 9:00 a.m.]

THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART II. GENERAL ADMINISTRATION [204 PA. CODE CH. 29]

Promulgation of Financial Regulations Pursuant to 42 Pa.C.S. § 3502(a); No. 257 Judicial Administration; Doc. No. 1

Order

Per Curiam:

And now, this 11th day of September, 2003 it is Ordered pursuant to Article V, Section 10(c) of the Constitution of Pennsylvania and Section 3502(a) of the Judicial Code, 42 Pa.C.S. § 3502(a), that the Court Administrator of Pennsylvania is authorized to promulgate the following Financial Regulations. The fees outlined in the Financial Regulations are effective as of January 1, 2004.

To the extent that notice of proposed rule-making may be required by Pa.R.J.A. No. 103, the immediate promulgation of the regulations is hereby found to be in the interests of efficient administration.

This Order is to be processed in accordance with Pa.R.J.A. No. 103(b) and is effective immediately.

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART II. GENERAL ADMINISTRATION

CHAPTER 29. MISCELLANEOUS PROVISIONS

Subchapter I. BUDGET AND FINANCE

The Pennsylvania Supreme Court, pursuant to Art. V, § 10 of the Pennsylvania Constitution, and 42 Pa.C.S. § 1721, has authorized the Court Administrator of Pennsylvania to promulgate regulations relating to the accounting methods to be utilized in connection with the collection of fees and costs charged and collected by prothonotaries, and clerks of courts of all courts of common pleas, or by any officials designated to perform the functions thereof, as well as by the minor judiciary, including district justices, Philadelphia Municipal Court, Philadelphia Traffic Court and Pittsburgh Magistrates Court.

Under authority of said Administrative Order and pursuant to the authority vested in the governing authority under Section 3502(a) of the Judicial Code, 42 Pa.C.S. § 3502(a), the following regulations are adopted to implement Act 113 of 2001, 42 Pa.C.S. §§ 1725.1(f) and 3571(c)(4) (as amended).

TITLE 42. JUDICIARY AND JUDICIAL PROCEDURE

PART IV. FINANCIAL MATTERS

CHAPTER 17. GOVERNANCE OF THE SYSTEM

CHAPTER 35. BUDGET AND FINANCE

Subchapter A. GENERAL PROVISIONS

42 Pa.C.S. § 1725.1. Costs.

(a) *Civil cases.*—In calendar year 2004, the costs to be charged by district justices in every civil case, except as otherwise provided in this section, shall be as follows:

- | | |
|---|---------|
| (1) Actions involving \$500 or less | \$39.50 |
| (2) Actions involving more than \$500 but not more than \$2,000 | \$52.50 |
| (3) Actions involving more than \$2,000 but not more than \$4,000 | \$66.00 |
| (4) Actions involving more than \$4,000 but not more than \$8,000 | \$98.50 |
| (5) Landlord-tenant actions involving less than \$2,000 | \$59.50 |
| (6) Landlord-tenant actions involving more than \$2,000 but not more than \$4,000 | \$72.50 |
| (7) Landlord-tenant actions involving more than \$4,000 but not more than \$8,000 | \$98.50 |
| (8) Order of execution | \$30.00 |
| (9) Objection to levy | \$13.50 |
| (10) Reinstatement of complaint | \$7.00 |
| (11) Entering Transcript on Appeal or Certiorari | \$3.50 |

Said costs shall not include, however, the cost of postage and registered mail which shall be borne by the plaintiff.

(b) *Criminal cases.*—In calendar year 2004, the costs to be charged by the minor judiciary or by the court of common pleas where appropriate in every criminal case, except as otherwise provided in this section, shall be as follows:

- | | |
|---|---------|
| (1) Summary conviction, except motor vehicle cases | \$37.50 |
| (2) Summary conviction, motor vehicle cases, other than paragraph (3) | \$30.00 |
| (3) Summary conviction, motor vehicle cases, hearing demanded | \$36.00 |
| (4) Misdemeanor | \$43.00 |
| (5) Felony | \$49.50 |

Such costs shall not include, however, the cost of postage and registered mail which shall be paid by the defendant upon conviction.

(c) *Unclassified costs or charges.*—In calendar year 2004, the costs to be charged by the minor judiciary in the following instances not readily classifiable shall be as follows:

- | | |
|---|---------|
| (1) Entering transcript of judgment from another member of the minor judiciary | \$7.00 |
| (2) Marrying each couple, making record thereof, and certificate to the parties | \$33.00 |

- | | |
|---|---------|
| (1) Entering transcript of judgment from another member of the minor judiciary | \$7.00 |
| (3) Granting emergency relief pursuant to 23 Pa.C.S. Ch. 61 (relating to protection from abuse) | \$13.50 |
| (4) Issuing a search warrant (except as provided in subsection (d)) | \$13.50 |
| (5) Any other issuance not otherwise provided in this subsection | \$13.50 |
- 42 Pa.C.S. § 3571. In calendar year 2004, Commonwealth portion of fines, etc.

* * * * *

- | | |
|--|---------|
| (2) Amounts payable to the Commonwealth: | |
| (i) Summary conviction, except motor vehicle cases | \$13.16 |
| (ii) Summary conviction, motor vehicle cases other than subparagraph (iii) | \$13.34 |
| (iii) Summary conviction, motor vehicle cases, hearing demanded | \$13.34 |
| (iv) Misdemeanor | \$17.20 |
| (v) Felony | \$26.40 |
| (vi) Assumpsit or trespass involving: | |
| (A) \$500 or less | \$16.46 |
| (B) More than \$500 but not more than \$2,000 | \$26.26 |
| (C) More than \$2,000 but not more than \$4,000 | \$39.60 |
| (D) More than \$4,000 but not more than \$8,000 | \$65.66 |
| (vii) Landlord-tenant proceeding involving: | |
| (A) \$2,000 or less | \$26.44 |
| (B) More than \$2,000 but not more than \$4,000 | \$32.95 |
| (C) More than \$4,000 but not more than \$8,000 | \$45.97 |
| (viii) Objection to levy | \$6.75 |
| (ix) Order of execution | \$20.00 |
| (x) Issuing a search warrant (except as provided in section 1725.1(d) (relating to costs)) | \$9.45 |

[Pa.B. Doc. No. 03-1889. Filed for public inspection September 26, 2003, 9:00 a.m.]

**PART VII. ADMINISTRATIVE OFFICE OF
PENNSYLVANIA COURTS
[204 PA. CODE CH. 211]**

Promulgation of Consumer Price Index Pursuant to 42 Pa.C.S. §§ 1725.1(f) and 3571(c)(4); No. 256 Judicial Administration; Doc. No. 1

Order

Per Curiam:

And now, this 11th day of September, 2003, it is Ordered pursuant to Article V, Section 10(c) of the Constitution of Pennsylvania and Section 3502(a) of the Judicial Code, 42 Pa.C.S. § 3502(a), that the Court Administrator of Pennsylvania is authorized to obtain and publish in the *Pennsylvania Bulletin* the percentage increase in the Consumer Price Index for calendar year

2002 as required by Act 113 of 2001, 42 Pa.C.S. §§ 1725.1(f) and 3571(c)(4) (as amended).

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART VII. ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS

CHAPTER 211. CONSUMER PRICE INDEX

§ 211.1. Consumer Price Index.

Pursuant to Article V, Section 10 of the Pennsylvania Constitution, and 42 Pa.C.S. § 1721, the Supreme Court has authorized the Court Administrator of Pennsylvania to obtain and publish in the *Pennsylvania Bulletin* on or before November 30 the percentage increase in the Consumer Price Index for calendar year 2002 as required by Act 113 of 2001, 42 Pa.C.S. §§ 1725.1(f) and 3571(c)(4) (as amended). See, No. 256 Judicial Administrative Docket No. 1.

The Court Administrator of Pennsylvania reports that the percentage increase in the Consumer Price Index, All Urban Consumers, U.S. City Average, for calendar year 2002 was 2.4% percent. (See, U.S. Department of Labor, Bureau of Labor Statistics, Series CUUROOOSAO, April 16, 2003.)

[Pa.B. Doc. No. 03-1890. Filed for public inspection September 26, 2003, 9:00 a.m.]

Title 225—RULES OF EVIDENCE

[225 PA. CODE ART. VII]

Order Adopting Revision of Comment to Pa.R.E. 703; No. 316 Supreme Court Rules; Doc. No. 1

Order

Per Curiam:

Now, this 11th day of September 2003, upon the recommendation of the Committee on Rules of Evidence, this proposal having been published before adoption at 33 Pa.B. 197 (January 11, 2003) and a Final Report to be published with this Order:

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the Comment to Pa.R.E. 703 is hereby revised in the following form.

This *Order* shall be processed immediately in accordance with Pa.R.J.A. 103(b), and shall be effective September 30, 2003.

Annex A

TITLE 225. RULES OF EVIDENCE

ARTICLE VII. OPINIONS AND EXPERT TESTIMONY

Rule 703. Bases of Opinion Testimony by Experts.

The facts or data in the particular case upon which an expert bases an opinion or inference may be those perceived by or made known to the expert at or before the hearing. If of a type reasonably relied upon by experts in

the particular field in forming opinions or inferences upon the subject, the facts or data need not be admissible in evidence.

Comment

Pa.R.E. 703 differs from F.R.E. 703 as discussed below. Pa.R.E. 703 is consistent with prior Pennsylvania case law.

F.R.E. 703 was amended on December 1, 2000, to add a balancing test that tilts against disclosure to a jury of otherwise inadmissible facts or data upon which an expert witness bases his or her opinion. In Pennsylvania, however, Pa.R.E. 705 requires an expert witness to testify as to the facts or data upon which the witness's opinion is based, whether or not the facts or data would otherwise be admissible in evidence.

Historically, Pennsylvania courts limited the facts or data upon which an expert could base an opinion to those obtained from firsthand knowledge, or from substantive evidence admitted at trial. See, e.g. *Collins v. Hand*, 431 Pa. 378, 246 A.2d 398 (1968); *Murray v. Siegal*, 413 Pa. 23, 195 A.2d 790 (1963). In the case of *Commonwealth v. Thomas*, 444 Pa. 436, 282 A.2d 693 (1971), the Pennsylvania Supreme Court adopted a rule that allows a medical expert witness to offer an opinion that is based, in part, on otherwise inadmissible hearsay, if it is of a type that is customarily relied on by the expert in the practice of the expert's profession.

Later case law expanded the evidential ruling in the *Thomas* case to various non-medical expert witnesses. See, e.g., *Steinhauer v. Wilson*, 336 Pa. Super. 155, 485 A.2d 477 (1984) (expert on construction costs); *Maravich v. Aetna Life & Casualty Co.*, 350 Pa. Super. 392, 504 A.2d 477 (1986) (fire marshal); *Kearns v. DeHaas*, 377 Pa. Super. 392, 546 A.2d 1226 (1988) (vocational expert); *In re Glosser Bros.*, 382 Pa. Super. 177, 555 A.2d 129 (1989) (tax accountant); *Commonwealth v. Bowser*, 425 Pa. Super. 24, 624 A.2d 125 (1993) (accident reconstruction expert).

Pa.R.E. 703 requires that the facts or data upon which an expert witness bases an opinion be "of a type reasonably relied upon by experts in the particular field . . ." Whether the facts or data satisfy this requirement is a preliminary question to be determined by the trial court under Pa.R.E. 104(a). If an expert witness relies on novel scientific evidence, Pa.R.C.P. No. 207.1 sets forth the procedure for objecting, by pretrial motion, on the ground that the testimony is inadmissible under Pa.R.E. 702, or Pa.R.E. 703, or both.

When an expert testifies about the underlying facts and data that support the expert's opinion and the evidence would be otherwise inadmissible, the trial judge, upon request shall or on his own initiative may instruct the jury to consider the facts and data only to explain the basis for the expert's opinion, and not as substantive evidence.

An expert witness cannot be a mere conduit for the opinion of another. Cases hold that it is error for an expert witness to relate the opinion of a non-testifying expert unless the witness has reasonably relied upon it, in part, in forming the witness's own opinion. See, e.g.,

Foster v. McKeesport Hospital, 260 Pa. Super. 485, 394 A.2d 1031 (1978); *Allen v. Kaplan*, 439 Pa. Super. 263, 653 A.2d 1249 (1995).

Official Note: Adopted September 11, 1998, effective October 1, 1998; September 11, 2003 Comment revised effective September 30, 2003.

FINAL REPORT

Revision of Comment to Pa.R.E. 703

On September 11, 2003, upon the recommendation of the Committee on Rules of Evidence, the Supreme Court approved the changes to the Comment to Pa.R.E. 703 effective September 15, 2003. The Comment Revision points out that Pa.R.E. 703 is no longer identical to F.R.E. 703. F.R.E. 703 was amended on December 1, 2000 to require that the probative value of the data relied upon by the expert substantially outweigh the prejudicial effect in order for the data to be disclosed to the jury. Pa.R.E. 703 is silent on a balancing test which is already covered by Pa.R.E. 403.

At the same time, the Comment Revision points out a significant change in the Pennsylvania Rules of Civil Procedure relative to expert testimony based on novel scientific evidence namely Pa.R.C.P. 207.1.

To update case authority, the entire Comment has been rewritten.

[Pa.B. Doc. No. 03-1891. Filed for public inspection September 26, 2003, 9:00 a.m.]

Title 25—LOCAL COURT RULES

CUMBERLAND COUNTY

Termination of Inactive Cases; Civil Term; Civil 03-4248

Order of Court

And Now, this 4th day of September, 2003, in light of the March 20, 2003 amendment to Pa. R.C.P. 230.2 and effective September 4, 2003, or thirty (30) days after publication in the *Pennsylvania Bulletin*, Cumberland County Local Rule of Court 228 regarding Inactive Cases Not At Issue is rescinded.

Pursuant to Pa. R.C.P. 239, the Court Administrator is directed to forward seven (7) certified copies of this order to the Administrative Office of Pennsylvania Courts, two (2) certified copies to the Legislative Reference Bureau, for publication in the *Pennsylvania Bulletin* together with a diskette, formatted in Microsoft Word for Windows reflecting the text in hard copy version, one (1) copy to the Supreme Court Civil Procedural Rules Committee and/or the Supreme Court Domestic Relations Committee, and one (1) copy to the Cumberland Law Journal.

By the Court

GEORGE E. HOFFER,
President Judge

[Pa.B. Doc. No. 03-1892. Filed for public inspection September 26, 2003, 9:00 a.m.]

PROPOSED RULEMAKING

STATE BOARD OF NURSING

Request for Testimony

Issues and Background

The State Board of Nursing (Board) is revising its regulations pertaining to nursing education programs. The Board would like to consolidate and streamline existing regulations for registered nurse education programs in 49 Pa. Code §§ 21.31—21.126 and for licensed practical nurse education programs in 49 Pa. Code §§ 21.161—21.234. A recent publication of the Institute of Medicine (IOM), *Health Professions Education: A Bridge to Quality* (available online at <http://www.nap.edu/catalog/10681.html>), makes several recommendations for reform in nursing education. As a result of the IOM's findings and as part of the Board's general revisions to the nursing education program regulations, the Board is examining the issues of whether more clinical hours lead to better outcomes and competencies and whether existing qualifications for nursing education program faculty should be broadened. To assist the Board in examining the requirements of its registered nurse education program regulations, the input of individuals and organizations would be appreciated.

Invitation

Because the Board believes that individuals and organizations may have an interest in this issue and because the Board values any suggestions, the Board is inviting individuals and organizations to share relevant information. A half-day public hearing has been scheduled for October 24, 2003, from 1:30 p.m. to 4 p.m. in the Rachel Carson State Office Building, Auditorium—2nd Floor, 400 Market Street, Harrisburg, PA. Individuals and organizations interested in providing oral or written input to the Board should contact Ann Steffanic, (717) 783-7143, st-nurse@state.pa.us. Testimony will be limited to 10 minutes per person. For nursing education programs planning to offer testimony, the Board requests that they include information on current education practices, clinical hours, student:faculty ratios and suggestions for any other regulatory changes.

JANET H. SHIELDS, MSN, CRNP, CS,
Chairperson

[Pa.B. Doc. No. 03-1893. Filed for public inspection September 26, 2003, 9:00 a.m.]

STATEMENTS OF POLICY

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

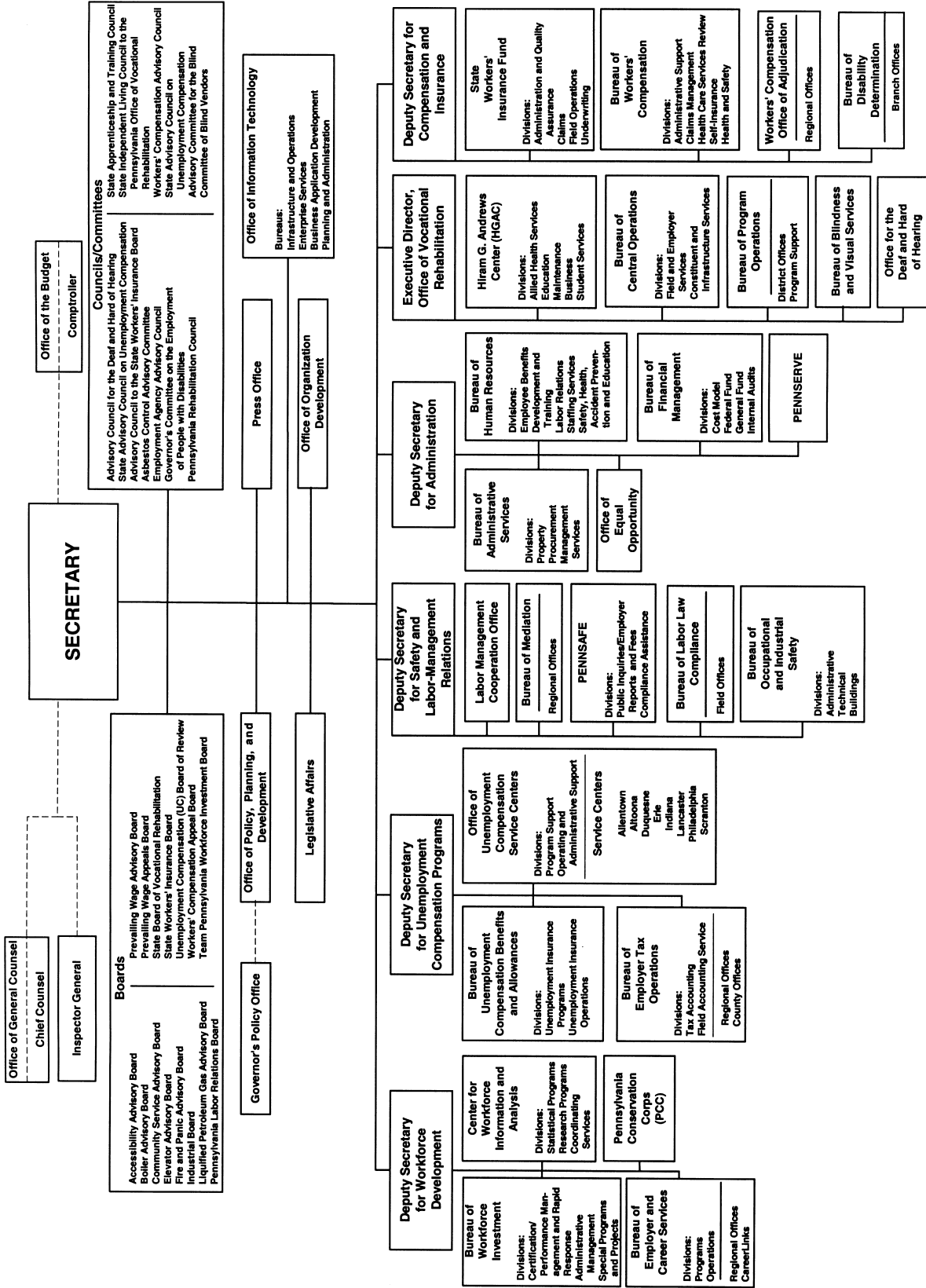
Reorganization of the Department of Labor and Industry

The Executive Board approved a reorganization of the Department of Labor and Industry effective September 11, 2003.

The organization chart at 33 Pa.B. 4788 (September 27, 2003) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of Code).

*(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) as a document general and permanent in nature which shall be codified in the *Pennsylvania Code*.)*

DEPARTMENT OF LABOR AND INDUSTRY



[Pa.B. Doc. No. 03-1894. Filed for public inspection September 26, 2003, 9:00 a.m.]

Title 28—HEALTH AND SAFETY

DEPARTMENT OF HEALTH

[28 PA. CODE CH. 107]

Specified Professional Personnel

The Department of Health (Department) adopts § 107.12a (relating to specified professional personnel—statement of policy) to read as set forth in Annex A. The statement of policy clarifies the hospital regulations that apply to the use of certified registered nurse practitioners (CRNPs), physician assistants (PAs) and certified nurse midwives (CNMs) to provide services in hospitals licensed by the Department.

The scope of practice for CRNPs, PAs and CNMs has expanded in recent years and hospitals seek to use services provided by CRNPs, PAs and CNMs to a greater extent. It is the Department's policy to facilitate the practice of licensed or certified health professionals that is appropriate to the practice setting. The proper use of these health professionals in the acute care setting can enhance the quality of care provided to patients.

The Department intends that § 107.12 (relating to content of bylaws, rules and regulations) will apply to and include CRNPs, PAs and CNMs. Section 107.12 permits specified professional personnel who are qualified to render direct medical care under the supervision of a member of the medical staff to exercise judgment within their areas of competence, directly participate in the management of patients and write orders.

This statement of policy notifies providers and the general public of the Department's interpretation of current regulatory standards. The statement of policy does not establish, repeal or amend current regulatory standards. The statement of policy clarifies that the Department expects hospitals that use CRNPs, PAs and CNMs to comply with § 107.12 and other pertinent requirements currently in statute or regulation that apply to CRNPs, PAs and CNMs providing services in hospital settings. These include:

- State Board of Nursing regulations in 49 Pa. Code Chapter 21, Subchapter C (relating to certified registered nurse practitioners).
- State Board of Medicine regulations in 49 Pa. Code Chapter 18, Subchapters A and D (relating to licensure and regulation of midwife activities; and physician assistants).
- State Board of Osteopathic Medicine regulations in 49 Pa. Code Chapter 25, Subchapter C (relating to physician assistant provisions).
- Section 8.2 of The Professional Nursing Law (63 P. S. § 218.2).
- Section 13 and 35 of the Medical Practice Act of 1985 (63 P. S. §§ 422.13 and 422.35).
- Section 10 of the Osteopathic Medical Practice Act (63 P. S. § 271.10).

The Department intends in the future to modify its regulations and it is likely that standards regarding licensed or certified health professional personnel will be addressed at that time.

Department's Process for Enforcement

Hospitals in which CRNPs, PAs and CNMs are providing direct medical services that have not complied with the previous regulatory and statutory standards should insure compliance within 90 days of the publication of this statement of policy. At that time, the Department will begin to review hospital practices with respect to these standards. The Department will review bylaws, policies and procedures and written agreements to assure compliance with regulatory requirements and will expect the hospital to comply with the procedures set forth in its own medical staff bylaws, rules and regulations.

Comments

Although this statement of policy is effective upon publication, the Department will consider comments.

Contact Person

Comments and questions regarding this statement of policy should be directed to Sandra Knoble, Director, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, sknoble@state.pa.us.

Effective Date

This statement of policy is effective upon publication.

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

(*Editor's Note:* The regulations of the Department, 28 Pa. Code Chapter 107, are amended by adding a statement of policy in § 107.12a to read as set forth in Annex A.)

Fiscal Note: 10-175. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 28. HEALTH AND SAFETY PART IV. HEALTH FACILITIES

Subpart B. GENERAL AND SPECIAL HOSPITALS

CHAPTER 107. MEDICAL STAFF

MEDICAL STAFF BYLAWS, RULES AND REGULATIONS

§ 107.12a. Specified professional personnel—statement of policy.

(a) *Scope.* This section applies to hospitals that use "specified professional personnel" to provide direct medical care in accordance with § 107.12(14) (relating to content of bylaws, rules and regulations).

(b) *Purpose.* This section clarifies the Department's regulations as they affect the use of certified registered nurse practitioners (CRNPs), physician assistants (PAs) and certified nurse midwives (CNMs) in hospitals.

(c) *Current regulations.*

(1) Current hospital in § 107.12(14) permits "specified professional personnel," including persons qualified to render direct medical care under the supervision of a member of the medical staff, to perform certain functions, including direct participation in the management of patients under the supervision or direction of a member of the medical staff and the writing of orders within the limits established by the medical staff.

(2) Sections 107.61, 107.62 and 107.64 (relating to written orders; oral orders; and administration of drugs) and other sections of the hospital regulations limit the performance of certain functions including the writing or

countersigning of orders to practitioners, defined as licensed physicians, dentists or podiatrists. This definition appears to render § 107.12(14) ineffective.

(3) Commonwealth statutes and regulations defining CRNP, PA and CNM scope of practice permit those personnel to issue written and oral medical orders, take oral orders and otherwise render medical care and manage patients consistent with § 107.12(14).

(d) *Policy regarding specified professional personnel.* The Department will permit CRNPs, PAs and CNMs to function in hospitals as "specified professional personnel" under § 107.12, notwithstanding apparently conflicting provisions elsewhere in the regulations, in accordance with the following policy:

(1) The medical staff bylaws shall set forth the rules and regulations, qualifications, status, clinical duties and responsibilities of specified professional personnel, including CRNPs, PAs and CNMs. (§ 107.12(14)). When appropriate, the medical staff bylaws may incorporate by reference applicable rules and regulations, policies and procedures or hospital bylaws related to the foregoing. The medical staff bylaws, directly or by reference, shall also delineate the clinical privileges and duties of those specified professional personnel as well as the responsibilities of the physician members of the medical staff in relation to those specified professional personnel. (§ 107.12(5)). Finally, the bylaws, directly or by reference, shall specify who is authorized to evaluate the significance of medical histories, to authenticate medical histories, to perform and record physical examinations and to provide treatment. (§ 107.12(11)).

(2) Upon incorporation of the provisions in paragraph (1) as they pertain to CRNPs, PAs and CNMs into the medical staff bylaws, CRNPs, PAs and CNMs are permitted to perform the following functions in accordance with § 107.12:

(i) *Exercise of judgment within their area of competence provided that a physician member of the medical staff has the ultimate responsibility for patient care.*

(A) Some scope of practice rules mandate the development of an agreement in writing between the physician and the CRNP, PA or CNM that must address certain aspects of the relationship appropriate to the practice setting.

(B) Some agreements must be filed with the applicable State board, and some must be approved by the applicable State Board. (See 49 Pa. Code Chapter 18, Subchapters A and D (relating to licensure and regulation of midwife activities; and physician assistants); 49 Pa. Code Chapter 21, Subchapter C (relating to certified registered nurse practitioners); 49 Pa. Code Chapter 25, Subchapter C (relating to physician assistant provisions);

section 8.2 of The Professional Nursing Law (63 P. S. § 218.2); sections 13 and 35 of the Medical Practice Act of 1985 (63 P. S. §§ 422.13 and 422.35); and section 10 of the Osteopathic Medical Practice Act (63 P. S. § 271.10)).

(C) The agreement must contain the provisions required by regulation or statute, and satisfactorily address physician availability appropriate to the provision of quality care in an acute care facility.

(D) In the case of multiple supervising physicians, one agreement may be used as long as each physician is named in and signs the agreement and other applicable requirements of the State boards are met.

(E) The facility must maintain a copy of each written agreement, with evidence of filing with the applicable State board, if the filing is required by the Board, and approval, if the approval is required by the Board, for verification by the Department of compliance with regulations and statutes governing scope of practice.

(ii) *Direct participation in the management of patients under the supervision or direction of a licensed physician who is a member of the medical staff.* Scope of practice rules require that the physician with whom the CRNP, PA or CNM has an agreement shall be onsite or readily available for consultation by telephone, radio, or telecommunications. Under certain circumstances described in the rules, a physician shall be physically present to direct the PA.

(iii) *Writing of orders and recording of reports and progress notes in medical records of patients, within the limits established by the medical staff.* Scope of practice limitations are contained in the Medical Practice Act of 1985 (63 P. S. §§ 422.1—422.45), section 10 of the Osteopathic Medical Practice Act and The Professional Nursing Law (63 P. S. §§ 211—225.5) and regulations promulgated thereunder in 49 Pa. Code Chapters 18, 21 and 25 (relating to state board of medicine—practitioners other than medical doctors; state board of nursing; and state board of osteopathic medicine).

(3) As required by 49 Pa. Code § 21.291 (relating to institutional health care facility committee; committee determination of standard policies and procedures), the hospital shall establish a committee in each area of practice whose function is to establish standard policies and procedures, in writing, pertaining to the scope and circumstances of practice of CRNPs in the medical management of the patient. Under this section, the committee serves as an advisory and interpretive body to the various staff of the hospital, and includes equal representation from the medical staff, the nursing staff and nursing administration.

[Pa.B. Doc. No. 03-1895. Filed for public inspection September 26, 2003, 9:00 a.m.]

NOTICES

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

2004 and 2005 Community Services Block Grant Program and the Community Food and Nutrition Program

By this notice, the Department of Community and Economic Development (Department) publishes its Community Services Block Grant State Plan and the Community Food and Nutrition Plan sent to the Department of Health and Human Services for the 2004 and 2005 program years.

Comments will be received at a public hearing beginning at 10 a.m. on October 10, 2003, in Conference Room 4 East, Commonwealth Keystone Building, 400 North Street, Harrisburg.

Written comments should be submitted by 5 p.m. on October 10, 2003, to Dennis Darling, Director, Office of Community Services, Department of Community and Economic Development, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceedings should contact Susan Butler at (717) 787-1984 to discuss how the Department may accommodate their needs.

Copies of the State Plan are available at the Office of Community Services, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120, (717) 787-1984.

DENNIS YABLONSKY,
Secretary

Pennsylvania Department of Community and Economic Development Community Services Block Grant State Plan And Community Food and Nutrition Application

I. Federal Fiscal Years Covered by this State Plan

This State Plan is for the federal fiscal years of 2004 and 2005.

II. Letter of Transmittal to the Office of Community Services

A letter of transmittal addressed to the Director, Office of Community Services, has been submitted with the Pennsylvania Department of Community and Economic Development's State Plan. It includes the CSBG program contact person and the commonwealth's CSBG official who is to receive the CSBG Grant Award, complete with the address, telephone number and fax number.

III. Executive Summary

A. CSBG State Legislation

As a result of the Omnibus Budget Reconciliation Act of 1981, the Commonwealth of Pennsylvania accepted the Community Services Block Grant (CSBG) for the purpose of providing a full range of services and activities having a measurable and potentially major impact on the causes of poverty in a community or those areas of a community where poverty is a particularly acute problem.

Recognizing the importance of a commitment by the state, the Pennsylvania General Assembly, as a matter of public policy, affirmed the commitment of the Commonwealth to eliminating the causes and effects of poverty by enacting and subsequently amending the Community Services Act of July 10, 1986 (P.L. 1263, No. 116, as amended). The Act is also intended to stimulate a better focusing of human and financial resources on the goal of eliminating poverty by providing for the continuity of programs that presently exist throughout the Commonwealth for this purpose, and delineates the activities for which the federal funds can be used. The current amendment is effective to December 31, 2006.

B. Designation of Lead Agency

The Department of Community and Economic Development (DCED) has been designated, under Act 116, as amended (Act 2002-46), to be the lead agency for the administration of the CSBG. This letter can be found as Attachment 1. The current secretary of the department is Dennis Yablonsky.

C. Public Hearing Requirements

(1) Public Hearing

A public hearing is scheduled to be held on October 10, 2003. The State Plan will be published in the *Pennsylvania Bulletin* at least ten days prior to the hearing (September 27th). A copy of the *Pennsylvania Bulletin*, the minutes of this hearing and any comments on the State Plan can be found as Attachment 2 in the final Plan. Copies of the plan were also distributed to all Community Action Agencies (CAAs) and Limited Purpose Agencies (LPAs) and copies were available at each of DCED's regional offices prior to the hearing.

(2) Legislative Hearing

A legislative hearing was held for FFY 2004 in February 2003.

(3) Public Inspection of State Plan

The State Plan will be published in the *Pennsylvania Bulletin* on September 27th. A copy of the *Pennsylvania Bulletin* can be found as Attachment 2 in the final Plan. Copies of the State Plan will be sent to each CAA and LPA prior to the public hearing for comment and to the Department's Regional Offices, where it was available for public inspection (Attachment 3: Transmittal Memo to CAAs and LPAs).

IV. Statement of Federal and CSBG Assurances Programmatic Assurances

(1) Funds made available through this grant or allotment will be used:

(a) To support activities that are designed to assist low-income families and individuals, including families and individuals receiving assistance under part A of title IV of the Social Security Act (42 U.S.C. 601 et seq.), homeless families and individuals, migrant or seasonal farmworkers, and elderly low-income individuals and families to enable the families and individuals to:

(i) remove obstacles and solve problems that block the achievement of self-sufficiency (including self-sufficiency for families and individuals who are attempting to transition off a State program carried out under part A of title IV of the Social Security Act);

(ii) secure and retain meaningful employment;

(iii) attain an adequate education, with particular attention toward improving literacy skills of low-income families in the communities involved, which may include carrying out family literacy initiatives;

(iv) make better use of available income;

(v) obtain and maintain adequate housing and a suitable living environment;

(vi) obtain emergency assistance through loans, grants, or other means to meet immediate and urgent family and individual needs; and

(vii) achieve greater participation in the affairs of the communities involved, including the development of public and private grassroots partnerships with local law enforcement agencies, local housing authorities, private foundations, and other public and private partners to document best practices based on successful grassroots intervention in urban areas, to develop methodologies for widespread replication; and strengthen and improve relationships with local law enforcement agencies, which may include participation in activities such as neighborhood or community policing efforts;

(b) To address the needs of youth in low-income communities through youth development programs that support the primary role of the family, give priority to the prevention of youth problems and crime, and promote increased community coordination and collaboration in meeting the needs of youth, and support development and expansion of innovative community-based youth development programs that have demonstrated success in preventing or reducing youth crime, such as programs for the establishment of violence-free zones that would involve youth development and intervention models (such as models involving youth mediation, youth mentoring, life skills training, job creation, and entrepreneurship programs); and after-school child care programs; and

(c) To make more effective use of, and to coordinate with, other programs (including State welfare reform efforts). [§ 676(b)(1)]

(2) To describe how the State intends to use discretionary funds made available from the remainder of the grant or allotment described in Section 675C(b) of the Act in accordance with the community services block grant program, including a description of how the State will support innovative community and neighborhood-based initiatives related to the purposes of the community services block grant program; [§ 676(b)(2)]

(3) To provide information provided by eligible entities in the State, including:

(a) a description of the service delivery system, for services provided or coordinated with funds made available through grants made under Section 675C(a) of the Act, targeted to low-income individuals and families in communities within the State;

(b) a description of how linkages will be developed to fill identified gaps in services, through the provision of information, referrals, case management, and follow-up consultations;

(c) a description of how funds made available through grants made under Section 675(a) will be coordinated with other public and private resources; and,

(d) a description of how local entities will use the funds to support innovative community and neighborhood-based initiatives related to the purposes of the community services block grant, which may include fatherhood initia-

tives and other initiatives with the goal of strengthening families and encouraging effective parenting. [§ 676(b)(3)]

(4) To ensure that eligible entities in the State will provide, on an emergency basis, for the provision of such supplies and services, nutritious foods, and related services, as may be necessary to counteract conditions of starvation and malnutrition among low-income individuals. [§ 676(b)(4)]

(5) That the State and the eligible entities in the State will coordinate, and establish linkages between, governmental and other social services programs to assure the effective delivery of such services to low-income individuals and to avoid duplication of such services, and State and the eligible entities will coordinate the provision of employment and training activities in the State and in communities with entities providing activities through statewide and local workforce investment systems under the Workforce Investment Act of 1998; [§ 676(b)(5)]

(6) To ensure coordination between antipoverty programs in each community in the State, and ensure, where appropriate, that emergency energy crisis intervention programs under title XXVI (relating to low-income home energy assistance) are conducted in such communities. [§ 676(b)(6)]

(7) To permit and cooperate with Federal investigations undertaken in accordance with section 678D of the Act. [§ 676(b)(7)]

(8) That any eligible entity in the State that received funding in the previous fiscal year through a community services block grant under the community services block grant program will not have its funding terminated under this subtitle, or reduced below the proportional share of funding the entity received in the previous fiscal year unless, after providing notice and an opportunity for a hearing on the record, the State determines that cause exists for such termination or such reduction, subject to review by the Secretary as provided in Section 678C(b) of the Act. [§ 676(b)(8)]

(9) That the State and eligible entities in the State will, to the maximum extent possible, coordinate programs with and form partnerships with other organizations serving low-income residents of the communities and members of the groups served by the State, including religious organizations, charitable groups, and community organizations. [§ 676(b)(9)]

(10) To require each eligible entity in the State to establish procedures under which a low-income individual, community organization, or religious organization, or representative of low-income individuals that considers its organization, or low-income individuals, to be inadequately represented on the board (or other mechanism) of the eligible entity to petition for adequate representation. [§ 676(b)(10)]

(11) To secure from each eligible entity in the State, as a condition to receipt of funding, a community action plan (which shall be submitted to the Secretary, at the request of the Secretary, with the State plan) that includes a community-needs assessment for the community served, which may be coordinated with community-needs assessments conducted for other programs; [§ 676(b)(11)]

(12) That the State and all eligible entities in the State will, not later than fiscal year 2001, participate in the Results Oriented Management and Accountability System, another performance measure system for which the Secretary facilitated development pursuant to Section 678E(b) of the Act. [§ 676(b)(12)]

(13) To provide information describing how the State will carry out these assurances. [§ 676(b)(13)]

B. Administrative Assurances

The State further agrees to the following, as required under the Act:

(1) To submit an application to the Secretary containing information and provisions that describe the programs for which assistance is sought under the community services block grant program prepared in accordance with and containing the information described in Section 676 of the Act. [§ 675A(b)]

(2) To use not less than 90 percent of the funds made available to the State by the Secretary under Section 675A or 675B of the Act to make grants to eligible entities for the stated purposes of the community services block grant program and to make such funds available to eligible entities for obligation during the fiscal year and the succeeding fiscal year, subject to the provisions regarding recapture and redistribution of unobligated funds outlined below. [§ 675C(a)(1) and (2)]

(3) In the event that the State elects to recapture and redistribute funds to an eligible entity through a grant made under Section 675C(a)(1) when unobligated funds exceed 20 percent of the amount so distributed to such eligible entity for such fiscal year, the State agrees to redistribute recaptured funds to an eligible entity, or require the original recipient of the funds to redistribute the funds to a private, nonprofit organization, located within the community served by the original recipient of the funds, for activities consistent with the purposes of the community services block grant program. [§ 675C(a)(3)]

(4) To spend no more than the greater of \$55,000 or 5 percent of its grant received under Section 675A or the State allotment received under section 675B for administrative expenses, including monitoring activities. [§ 675C(b)(2)]

(5) In states with a charity tax credit in effect under state law, the State agrees to comply with the requirements and limitations specified in Section 675(c) regarding use of funds for statewide activities to provide charity tax credits to qualified charities whose predominant activity is the provision of direct services within the United States to individuals and families whose annual incomes generally do not exceed 185 percent of the poverty line in order to prevent or alleviate poverty among such individuals and families. [§ 675(c)]

(6) That the lead agency will hold at least one hearing in the State with sufficient time and statewide distribution of notice of such hearing, to provide to the public an opportunity to comment on the proposed use and distribution of funds to be provided through the grant or allotment under Section 675A or 675B for the period covered by the State plan. [§ 676(a)(2)(B)]

(7) That the chief executive officer of the State will designate an appropriate State agency for purposes of carrying out State community services block grant program activities. [§ 676(a)(1)]

(8) To hold at least one legislative hearing every three years in conjunction with the development of the State plan. [§ 676(a)(3)]

(9) To make available for the public inspection each plan or revised State plan in such a manner as will facilitate review of and comment on the plan. [§ 676(e)(2)]

(10) To conduct the following reviews of eligible entities:

(a) full onsite review of each entity at least once during each three-year period;

(b) an onsite review of each newly designated entity immediately after the completion of the first year in which such entity receives funds through the community services block grant program;

(c) follow-up reviews including prompt return visits to eligible entities, and their programs, that fail to meet the goals, standards, and requirements established by the State;

(d) other reviews as appropriate, including reviews of entities with programs that have had other Federal, State or local grants (other than assistance provided under the community services block grant program) terminated for cause. [§ 678B(a)]

(11) In the event that the State determines that an eligible entity fails to comply with the terms of an agreement or the State plan, to provide services under the community services block grant program or to meet appropriate standards, goals, and other requirements established by the State (including performance objectives), the State will comply with the requirements outlined in Section 678C of the Act, to:

(a) inform the entity of the deficiency to be corrected;

(b) require the entity to correct the deficiency;

(c) offer training and technical assistance as appropriate to help correct the deficiency, and submit to the Secretary a report describing the training and technical assistance offered or stating the reasons for determining that training and technical assistance are not appropriate;

(d) at the discretion of the State, offer the eligible entity an opportunity to develop and implement, within 60 days after being informed of the deficiency, a quality improvement plan and to either approve the proposed plan or specify reasons why the proposed plan cannot be approved;

(e) after providing adequate notice and an opportunity for a hearing, initiate proceedings to terminate the designation of or reduce the funding to the eligible entity unless the entity corrects the deficiency. [§ 678C(a)]

(12) To establish fiscal controls, procedures, audits and inspections, as required under Sections 678D(a)(1) and 678D(a)(2) of the Act.

(13) To repay to the United States amounts found not to have been expended in accordance with the Act, or the Secretary may offset such amounts against any other amount to which the State is or may become entitled under the community services block grant program. [§ 678D(a)(3)]

(14) To participate, by October 1, 2001, and ensure that all eligible entities in the State participate in the Results-Oriented Management and Accountability (ROMA) System [§ 678E(a)(1)].

(15) To prepare and submit to the Secretary an annual report on the measured performance of the State and its eligible entities, as described under § 678E(a)(2) of the Act.

(16) To comply with the prohibition against use of community services block grant funds for the purchase or improvement of land, or the purchase, construction, or permanent improvement (other than low-cost residential

weatherization or other energy-related home repairs) of any building or other facility, as described in Section 678F(a) of the Act.

(17) To ensure that programs assisted by community services block funds shall not be carried out in a manner involving the use of program funds, the provision of services, or the employment or assignment of personnel in a manner supporting or resulting in the identification of such programs with any partisan or nonpartisan political activity or any political activity associated with a candidate, or contending faction or group, in an election for public or party office; any activity to provide voters or prospective voters with transportation to the polls or similar assistance with any such election, or any voter registration activity. [§ 678F(b)]

(18) To ensure that no person shall, on the basis of race, color, national origin or sex be excluded from participation in, be denied the benefits of, or be subjected to discrimination under, any program or activity funded in whole in or part with community services block grant program funds. Any prohibition against discrimination on the basis of age under the Age Discrimination Act of 1974 (U.S.C. 6101 et seq.) or with respect to an otherwise qualified individual with a disability as provided in Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 12131 et seq.) shall also apply to any such program or activity. [§ 678F(c)]

(19) Section 679. Operational Rule.

“(a) Religious Organizations Included as Nongovernmental Providers.—For any program carried out by the Federal Government, or by a State or local government under this subtitle, the government shall consider, on the same basis as other non-governmental organizations, religious organizations to provide the assistance under the program, so long as the program is implemented in a manner consistent with the Establishment Clause of the first amendment of the Constitution. Neither the Federal Government nor a State or local government receiving funds under this subtitle shall discriminate against an organization that provides assistance under, or applies to provide assistance under, this subtitle, on the basis that the organization has a religious character.”

(b) Religious Character and Independence.

(1) In General.—A religious organization that provides assistance under a program described in subsection (a) shall retain its religious character and control over the definition, development, practice, and expression of its religious beliefs.

(2) Additional Safeguards.—Neither the Federal Government nor a State or a local government shall require a religious organization—

(A) to alter its form of internal governance, except (for purposes of administration of the community services block grant program) as provided in section 676B; or

(B) to remove religious art, icons, scripture, or other symbols; in order to be eligible to provide assistance under a program described in subsection (a).

(3) Employment Practices.—A religious organization's exemption provided under section 702 of the Civil Rights Act of 1964 (42 U.S.C. 2000e-1) regarding employment practices shall not be affected by its participation in, or receipt of funds from, program described in subsection (a).

(c) Limitations on Use of Funds for Certain Purposes.—No funds provided directly to a religious organization to

provide assistance under any program described in subsection (a) shall be expended for sectarian worship, instruction, or proselytization.

(d) Fiscal Accountability.—

(1) In General.—Except as provided in paragraph (2), any religious organization providing assistance under any program described in subsection (a) shall be subject to the same regulations as other nongovernmental organizations to account in accord with generally accepted accounting principles for the use of such funds provided under such program.

(2) Limited Audit.—Such organization shall segregate government funds provided under such program into a separate account. Only the government funds shall be subject to audit by the government.

(e) Treatment of Eligible Entities and Other Intermediate Organizations.—If an eligible entity or other organization (referred to in this subsection as an ‘intermediate organization’), acting under a contract, or grant or other agreement, with the Federal Government or a State or local government, is given the authority under the contract or agreement to select nongovernmental organizations to provide assistance under the programs described in subsection (a), the intermediate organization shall have the same duties under this section as the government.”

C. Other Administrative Certifications

The State also certifies the following:

(1) To provide assurances that cost and accounting standards of the Office of Management and Budget (OMB Circulars A-110 and A-122) shall apply to a recipient of community services block grant program funds.

(2) To comply with the requirements of Public Law 103-227, Part C Environmental Tobacco Smoke, also known as the Pro-Children Act of 1994, which requires that smoking not be permitted in any portion of any indoor facility owned or leased or contracted for by an entity and used routinely or regularly for the provision of health, day care, education, or library services to children under the age of 18 if the services are funded by a Federal grant, contract, loan or loan guarantee. The State further agrees that it will require the language of this certification be included in any subawards, which contain provisions for children's services and that all subgrantees shall certify accordingly.

Signature

Dennis Yablonsky

Administrator/Director of Designated Lead Agency Date

The Narrative State Plan

A. Administrative Structure

(1) State Administrative Agency

(a) The mission of the Department of Community and Economic Development is to foster opportunities for businesses and communities to succeed and thrive in a global economy, thereby enabling Pennsylvanians to achieve a superior quality of life. DCED is charged with achieving and maintaining a productive balance and synergy between the needs of Pennsylvania's communities and the dictates of Pennsylvania's businesses. As an agency, DCED promotes Pennsylvania's quality of life as well as the quality of its future. The mission of the Office of Community Services, which administers the CSBG, is to

provide communities and individuals with the tools to address their most pressing needs while improving their quality of life.

(b) The goals and objectives of the CSBG program for 2004-2005 are to:

—Further develop Results-Oriented Management and Accountability (ROMA) by implementing an electronic reporting system;

—Continue Community Action Agency participation in Welfare Reform activities;

—Develop and support the capacity of CAAs to leverage resources and effectively manage comprehensive approaches to combating poverty;

—Encourage Community Action Agencies to develop partnerships with local school districts to address non-academic issues of poor student performance in public schools.

—Encourage asset building and asset accumulation as an effective means for increasing family and individual self-sufficiency.

(2) Eligible Entities

(a) & (b) Pennsylvania's CSBG funds are allocated to 42 Community Action Agencies and two Limited Purpose Agencies, including the migrant and seasonal farm worker organization, which provide services in all 67 counties in Pennsylvania. The Commissioners of Northumberland, Montour and Columbia counties have requested that the department designate Central Susquehanna Opportunities as the CAA for those counties. This would move the CSBG/CAA from Northumberland County government to this nonprofit, and co-locate CSBG programs with other complementary programs. The department is, as of this writing, processing this request, including surveying bordering CAAs concerning their interest in the CSBG program in those counties. A list of the eligible entities and the geographic areas served are included as Attachment 4.

(3) Distribution and Allocation of Funds

(a) Ninety percent (90%) of the CSBG funds will be distributed to the 44 eligible entities, five percent (5%) will be used as discretionary funds and up to five percent (5%) will be used for administration. Monies not utilized for administrative purposes will be allocated to the 90% or discretionary grant pools. Allocations to eligible entities for each of the two years will be based on a formula as described below.

B. Description of Criteria and Distribution Formula

Allocations to eligible entities for each of the two years will be based on a formula comprised of two factors: the number of persons with incomes below 125% of poverty in each service area (based on the most current census data available) on which 75% of the allocation will be based; and the number of unemployed persons in each service area (Pennsylvania Center for Workforce, Pennsylvania Civilian Labor Force Data by County of Residence, 2000 Annual Average) on which 25% of the allocation will be based. All base-level funded agencies will receive a proportionate increase if Pennsylvania's appropriation is increased, or will remain at the current level of \$260,262 if funding decreases. The introduction of the 2000 Census statistics produced tremendous shifts in allocations that would have severely damaged many agencies. Therefore, the PA OCS instituted a three-year phase-in of the

allocation formula, whereby agencies will receive 1/3 of any increase or decrease each year for three years.

Agencies that do not use all of their allocated funds in one state fiscal year are allowed to roll the funds over into the next fiscal year.

C. Description of Distribution and Use of Restricted Funds

CSBG funds will be allocated to 42 Community Action Agencies and two Limited Purpose Agencies. The entire commonwealth will receive CSBG services through these 44 agencies. Agencies having fund balances at the end of the state fiscal year may roll these funds into the following fiscal year.

Eligible entities will use CSBG funds to assist low-income individuals in attaining self-sufficiency. This will be accomplished, in part, through investment of CSBG funds to increase the availability of low cost housing and to promote economic development, employment and training initiatives, and education programs to increase literacy skills. In addition, other activities may be utilized that can lead to economic self-sufficiency of low-income individuals and the chronically unemployed, including Temporary Assistance for Needy Families (TANF) and General Assistance recipients.

No funds have been recaptured and redistributed, as agencies are allowed to carry-over balances into the subsequent state fiscal year.

D. Description of Distribution and Use of Discretionary Funds

For FFY 2004 and FFY 2005, CSBG Discretionary funds will be used:

- to support on-going technical assistance for CAA's via the Community Action Association of Pennsylvania, technical assistance for electronic ROMA reporting, and the use of ROMA data for evaluation and program planning;
- as incentive funding for CAAs to encourage CAAs to develop partnerships with local school districts to address non-academic issues of poor student performance in public schools.
- to respond to program initiatives originating from individual CAAs;
- and other initiatives/projects as determined by the Secretary.

E. Description of Use of Administrative Funds

No more than five percent (5%) of funds appropriated will be used for administrative purposes. Funds not used for administrative purposes will be distributed to grants. For FY 2004 and FY 2005, CSBG administrative funds are projected to be used as follows:

	FY 2004	FY 2005
Personnel	\$300,000	310,000
Fringe Benefits	75,000	80,000
Indirect Costs	190,000	190,000
Travel	15,000	20,000
Operating Costs	300,000	325,000
Grants	480,000	445,000
Total	\$1,360,000	\$1,370,000

Though Pennsylvania has no state charity tax credit program per se, we do administer the Neighborhood Assistance Program, which is a tax credit program designed to help improve distressed neighborhoods through the creation of effective partnerships between community-

based organizations and the business community. No CSBG funds are utilized in this effort.

F. State Community Services Program Implementation

(1) Program Overview

(a) The Service Delivery System

CSBG funds will be allocated to 44 eligible agencies. The entire commonwealth's 67 counties will receive CSBG services through these 44 agencies. The agencies will provide services to low-income persons throughout the state that will result in alleviating temporary emergencies as well as providing services that will lead to self-sufficiency. In addition to emergency and self-sufficiency services, eligible entities will also provide, employment, education, income management, housing, nutrition and health services.

(b) Linkages

CAAs are strongly encouraged to develop partnerships and linkages with social service providers and other organizations and institutions in their service areas that allow them to fill identified gaps in services. Over 2,900 documented partnerships were developed with social service providers, religious organizations and local governments among Pennsylvania's CAAs during the 2000-2001 program year. In the 2001-2002 program year, there were 3,255 documented partnerships. These linkages were designed to assure effective delivery of services to low-income individuals. Examples of linkages are:

Faith-based Collaboration: Lycoming-Clinton Counties Commission for Community Action (STEP) collaborates with faith-based organizations in two ways: (1) they lease space from eight different churches in the two counties for Head Start and Aging services; (2) they operate Linkage Lycoming, a computerized emergency needs clearinghouse funded by the United Way. Through Linkage Lycoming, the agency coordinates partnerships with over 20 organizations that comprise a clearinghouse of emergency necessities. This includes food, shelter, personal items, rent and fuel. This type of coordination helps to prevent a duplication of services to needy families and individuals. Churches and other organizations provide data to the clearinghouse about the emergency services provided by their respective agencies. The clearinghouse is web-enabled, allowing multiple members to access information about when a client received services, the type of service provided to them, and the monetary value of the service.

Adult Literacy: Fayette County Community Action Agency (FCCAA) partners with the Community Action Education Center (CAEC), the Private Industry Council (PIC) and the Intermediate Unit Adult Learning Center (IUALC) to address the problem of adult literacy in Fayette County. The CAA's Family Service Center is one site utilized by the CAEC to conduct classes offering literacy, basic skills, GED preparation, life skills and employment readiness instruction. The PIC and IUALC collaborates with all other partners to identify needs and resolve problems of adult literacy in the county. FCCAA provides volunteer literacy tutors and also established the Pennsylvania Literacy Corp. program, in cooperation with Penn State University, to provide college student, volunteer literacy tutors as a part of Penn State's commitment to Service Learning.

The **Lebanon County Human Services** agency has partnered with Jubilee Family Ministries in the Lebanon County area. Jubilee owns and operates a business where

they sell household items, clothing, and furniture. They have created, as a subdivision of the store, a construction company with a prison ministry component. The prison ministry provides therapy and counseling groups to imprisoned men. There is a training component to the ministry whereby the men who are ministered to in prison, once released, have an opportunity to learn new skills. A skilled professional carpenter provides carpentry training to the men. Through this training program, Jubilee provides low-cost repairs/renovations to properties owned by Lebanon County Human Services. As a result of this partnership, the men learn a new skill, become more responsible and employable.

(c) Coordination with Other Public and Private Resources

During the 2001-2002 program year, 3,255 documented partnerships were established and/or maintained with other social service providers, religious organizations and local governments. These partnerships resulted in \$259,536,798 of additional funding for the CAAs. Coordination between other public and private resources enabled CAAs to expand existing programs and to design new programs targeted to assist low-income individuals, and to ensure a continuum of care for low-income individuals. There were a wide variety of partnerships, including United Ways, county governments, churches and utilities.

(d) Innovative Community and Neighborhood-Based Initiatives

Agencies employed CSBG funds, as well as monies leveraged by CSBG funds, to develop a variety of innovative initiatives to strengthen families and assist individuals to become self-sufficient. Among them are:

Campus of Services (Fayette County Community Action Agency): consisting of 60,000 square feet of office space and 30,000 square feet of warehouse space and 60 apartment units, the Campus of Services includes the Community Services Center (which houses the Senior Citizens Center and eight human service tenants); the food bank and warehouse (for the collection and storage of food for disadvantaged residents); the Family Service Center, which is a state-of-the-art facility that provides a multitude of services for residents of the community, including: medical and dental services and nine health and human services tenants, and a computer technology center; and the Meadow Heights Apartments, a 60-unit senior living facility for low-to-moderate income residents aged 62 and older.

Radio Outreach Program (Polish American Social Services): in order to reach those Polish American citizens, especially women, who are isolated due to language barriers, the Polish American Social Services (PASS) produced the Radio Outreach Program to disseminate vital social services information. Through updates, PASS kept current and prospective clients and informal caregivers informed of benefits programs, eligibility requirements and application procedures and deadlines within the comfort of their homes. Broadcasts in the Polish language aired Sunday through Friday and in English on Saturday. Listeners contacted PASS for further information and direct services.

Pennsylvania Economic Self-Sufficiency Project (Women's Association for Women's Alternatives): A major activity of the project was the statewide distribution of the Self-Sufficiency Standard (and subsequent updates) for Pennsylvania. This resource estimates the cost of self-sufficiency for low-income families in every

county of PA. It is the only tool available that assists low-income persons and those working with and on their behalf, to identify what their real financial needs are based on actual figures. Persons utilizing the tool can facilitate the use of programs, services and tax benefits that can lead to self-sufficiency. The Standard has been requested by staff of several Workforce Investment boards for use in the development of their Strategic Plan for expenditure of funds provided to help workers obtain training to upgrade their skills, employability and career potential.

Other resources of the project, e.g., the Paths to Self-Sufficiency Guidebook, the Human Resources Packet and the computerized Budget Worksheet, have been developed and are constantly updated. The Human Resources Packet is a comprehensive packet of materials that outlines the economic supports available to low-income workers. The Packet contains information on subsidies, tax credits, and financial counseling services, and includes relevant application forms to assist individuals and families access and receive work supports.

The Pharmaceutical Bank (Commission on Economic Opportunity): The Commission on Economic Opportunity (CEO) has worked as a collaborative partner with the Wilkes University Nesbitt School of Pharmacy and the free medical clinics of Luzerne County, to increase pharmaceutical access for the uninsured and underinsured. The collaborative partners have developed a three-tiered approach to the problems of pharmaceutical access. (1) The Pharmaceutical Bank, via the professional expertise of the Nesbitt School of Pharmacy, has obtained a wholesale license and is able to purchase medications in bulk at wholesale cost for the clinic. A restricted formula developed by the clinics and partners provide first time, generic medications; (2) The case management service provided by CEO at all clinic sites assists patients to apply to indigent drug programs offered by the pharmaceutical industry. Prescriptions are offered either through the pharmaceutical bank or can be filled by local pharmacies with payment from the CEO; (3) Medication education and counseling is provided at the clinic sites by the Wilkes University Nesbitt School of Pharmacy student volunteers and faculty. Student volunteers also assist in the management of the pharmaceutical bank.

(2) Community Needs Assessments

A community needs assessment is required from all eligible entities as part of their application for funding each year. Each agency is responsible for conducting or securing their own needs assessment. The needs assessment of each agency describes how the assessment was conducted and provides results. The goals and objectives of each agency are based upon the findings of the assessment. The commonwealth realizes that agencies require flexibility in conducting needs assessments, as each area varies in the resources available and the services they would provide. As a result, a variety of resources are used, including: a county's Master Plan, the Child Health and Wellness Council survey, the United Way of America's Compass 11 tool, the Continuum of Care Planning Process, and Needs Assessment and Customer Survey forms.

(3) Tripartite Boards

Included with the submission of grantee applications is a breakout of the composition of the board, which is reviewed for compliance with Section 676 (B) of the Act. Agencies' applications also include an updated list of

board members that contain names and addresses of the tripartite board members and delineates which segment they represent. Additionally, as part of the monitoring process, board composition is reviewed. The Office of Community Services provides the agencies with two directives related to board composition: CSBG Directive 2002-01: Administrative Procedures for CSBG Grants, which requires a tripartite board for private non-profit CSBG grantees; and CSBG Directive 2002-02: Administrative Boards, which requires a tripartite advisory board for grantees that are units of local governments. (Directives are designed to provide additional guidance to subgrantees on a particular subject. They are included in the contract by reference. The directives also specify guidelines referencing residence requirements, length of service, fiscal and program management, staff appointments/dismissals, non-discrimination, conflict of interest and policies pertaining to client files.) All public community action agencies have advisory boards with the required tripartite division.

(4) State Charity Tax Credit Program

The Office of Community Services administers the Neighborhood Assistance Tax Credit Program, which is the oldest and largest state supported tax credit program in the Country. Tax credits are awarded to businesses that contribute to non-profit agencies to provide services to low-income persons. CSBG funds are not used to offset any revenue losses incurred by the state, or for any aspect of the program.

G. Programmatic Assurances

(1) (a) Assurance § 676(b)(1):

Funds made available through this grant or allotment will be used:

(1) To support activities that are designed to assist low-income families and individuals including families, and individuals receiving assistance under part A of title IV of the Social Security Act (42 U.S.C. 601 et seq.), homeless families and individuals, migrant or seasonal farmworkers, and elderly low-income individuals and families to enable the families and individuals to:

(i) remove obstacles and solve problems that block the achievement of self sufficiency (including self-sufficiency for families and individuals who are attempting to transition off a State program carried out under part A of title IV of the Social Security Act);

(ii) secure and retain meaningful employment;

(iii) attain an adequate education, with particular attention toward improving literacy skills of low-income families in the communities involved, which may include carrying out family literacy initiatives;

(iv) make better use of available income;

(v) obtain and maintain adequate housing and a suitable living environment;

(vi) obtain emergency assistance through loans, grants, or other means to meet immediate and urgent family and individual needs; and

(vii) achieve greater participation in the affairs of the communities involved, including the development of public and private grassroots partnerships with local law enforcement agencies, local housing authorities, private foundations, and other public and private partners to document best practices based on successful grassroots intervention in urban areas, to develop methodologies for widespread replication; and strengthen and improve rela-

tionships with local law enforcement agencies, which may include participation in activities such as neighborhood or community policing efforts;

(2) To address the needs of youth low-income communities through youth development programs that support the primary role of the family, give priority to the prevention of youth problems and crime, and promote increased community coordination and collaboration in meeting the needs of youth, and support development and expansion of innovative community-based youth development programs that have demonstrated success in preventing or reducing youth crime, such as programs for the establishment of violence-free zones that would involve youth development and intervention models (such as models involving youth mediation, youth mentoring, life skills training, job creation, and entrepreneurship programs); and after-school child care programs; and

(3) To make more effective use of, and to coordinate with, other programs (including State welfare reform efforts).

Implementation of Assurance 676(b)(1)

(1) Grantees submit an application specifically designed to implement this assurance. The OCS staff reviews each application for adherence to and conformance with these provisions. Activities eligible for funding consideration include, but are not limited to: intensive case management; employment and training programs as well as necessary support services; education initiatives and referrals that will enable low-income, chronically unemployed individuals to participate in job training programs (including locally initiated Title 1 or CareerLink sponsored job training programs); budget counseling, consumer education, credit counseling and weatherization services; home repair services, housing counseling and housing rehabilitation; emergency assistance programs, including loans and grants to meet the immediate and urgent individual and family needs; health services, nutritious food, and housing; and those geared toward achieving greater participation in the affairs of the community through the development of linkages and partnerships with local law enforcement agencies, local housing authorities, governmental employment and training agencies, educational institutions and other public and private resources in the community.

The Annual Report submitted to the federal Office of Community Services and the National Association for State Community Services Programs each year documents, to a greater extent, the extensive services and activities that CAAs in Pennsylvania provide, and includes client success stories that provide specific examples of how individuals and families achieve the specified objectives.

(2) Several CAAs administer youth development programs that give priority to the prevention of youth problems and crime and provide for increased community involvement. These programs include:

The Lawrence County Social Services "At-Risk" youth program, designed to improve the social and emotional development of youth. Youth participating in the before-and-after school programs show increased academic, athletic and/or social skills in order to experience school success. Preschool program participants will participate in preschool activities designed to help develop school readiness skills and to get them developmentally prepared to enter kindergarten.

Keystone Community Action Program's Project YES (Youth Excellence Services), is a delinquency prevention program provided in collaboration with the Tuscarora

Intermediate Unit, the Mifflin County School District, the Mifflin County Children and Youth, and Mifflin County Probation Department. It serves 30 middle school students and is funded in part by the Central PA Workforce Development Corporation Youth Council. Services include intensive case management, substance abuse education, home visiting, parenting education workshops, homework clubs, tutoring, after school and lunch time resiliency building activities, family activities, field trips, summer camp and community involvement clubs.

(3) *The Pennsylvania Department of Community and Economic Development (DCED), in cooperation with the Pennsylvania Department of Public Welfare (DPW), administers the Supported Work Program. The program is funded by DPW and is intended to prepare and assist public assistance recipients to obtain unsubsidized employment and to provide work opportunities for post 24-month cash assistance recipients.*

(4) Assurance 676(b)(4)

Eligible entities in the State will provide, on an emergency basis, for the provision of such supplies and services, nutritious foods, and related services, as may be necessary to counteract conditions of starvation and malnutrition among low-income individuals.

Implementation of Assurance 676(b)(4)

All of the State's eligible entities either operate or work in cooperation with food pantries in their service area to counteract conditions of starvation and malnutrition among low-income individuals. The CAA and food pantry network also provides clients with assistance on food preparation and food budget management.

(5) Assurance 676(b)(5)

The State and the eligible entities in the State will coordinate, and establish linkages between, governmental and other social services programs to assure the effective delivery of such services to low-income individuals and to avoid duplication of such services, and State and the eligible entities will coordinate the provision of employment and training activities in the State and in communities with entities providing activities through statewide and local workforce investment systems under the Workforce Investment Act of 1998.

Implementation of Assurance 676(b)(5)

All CAAs are required to describe in their CSBG application, how they coordinate services and establish linkages with other social service agencies and local governments to assure the effective delivery of services to low-income individuals and avoid duplication of services. For the 2001-2002 program year, there were over 3,200 documented linkages/partnerships.

In 1996, DCED initiated the Supported Work Program (SWP) in coordination with the Pennsylvania Department of Public Welfare (DPW) to provide employment and training services for TANF recipients, and to place 50% of participants into jobs. Over \$7 million is available through the Department of Public Welfare for these services. Forty-two (42) CAAs/LPAs provide these services statewide.

In addition, the Director of the Office of Community Services is a member of Pennsylvania's Workforce Investment Task Force and several executive directors of the CAAs sit on local Workforce Investment Boards. Several CAAs have strong relationships with the Workforce Investment Boards, including acting as the CareerLink and/or sharing facilities.

Assurance 676(b)(6)

The State will ensure coordination between anti-poverty programs in each community in the State, and ensure, where appropriate, that emergency energy crisis intervention programs under title XXVI (relating to low-income home energy assistance) are conducted in such communities.

Implementation of Assurance 676(b)(6)

Some CAAs receive LIHEAP funds directly from the DPW to provide energy crisis intervention services. In addition, the OCS receives 15% of non-emergency LIHEAP funds that are coordinated with Weatherization funds to provide Weatherization services. Any emergency funding received by the Department is allocated to CAAs that are weatherization providers to address either heating or cooling emergencies. Twenty-three (23) of the 42 weatherization providers are CAAs.

(7) Assurance 676(b)(9)

The State and eligible entities in the State will, to the maximum extent possible, coordinate programs with and form partnerships with other organizations serving low-income residents of the communities and members of the groups served by the State, including religious organizations, charitable groups, and community organizations.

Implementation of Assurance 676(b)(9)

In the year-end CSBG Report, eligible entities are required to report the number of partnerships their agency has established with other organizations serving low-income residents in their service area. All of the State's eligible entities have established these partnerships within their service areas. Currently, over 3,200 partnerships have been documented with various social service organizations, other state, federal and local government agencies, and faith-based organizations.

(H) Fiscal Controls and Monitoring**(1) State Program Monitoring**

(a) During FY 2004-2005, at least fifteen (15) of the State's eligible entities will receive a full on-site review. The entities projected to be monitored are:

1. Allegheny County Department of Human Services
2. Berks Community Action Program, Inc.
3. Bucks County Opportunity Council
4. Carbon County Action Committee for Human Services
5. Commission on Economic Opportunity of Luzerne County
6. Community Action, Inc.
7. Community Action Program of Lancaster County
8. Community Progress Council, Inc.
9. Community Services Program of Beaver County
10. Greater Erie Community Action Committee
11. Keystone Community Action Program
12. Montgomery County Community Action Development Commission (CADCOM)
13. Pennsylvania Hunger Action Center
14. Pittsburgh Community Services, Inc.
15. Tableland Services

A minimum of an additional fifteen (15) agencies will receive an on-site review during FY 2005-2006 and the planned entities to be monitored are:

1. Butler County Community Action and Development
2. Cambria County Community Action Council, Inc.
3. Community Action Association of Pennsylvania
4. Community Action Committee of the Lehigh Valley
5. County of Chester Department of Community Development
6. Fayette County Community Action Agency
7. Indiana County Community Action Agency
8. Lebanon County Human Services
9. Mayor's Office of Community Services
10. Northern Tier Community Action Corporation
11. Scranton-Lackawanna Human Development Agency
12. South Central Community Action Programs, Inc.
13. Union Snyder Office of Community Services
14. Venango/Crawford Counties Office of Economic Opportunity
15. Westmoreland Human Opportunities

Monitoring procedures shall include an on-site monitoring visit conducted for the following purposes:

- to ensure programmatic and contractual compliance through the review of agency records and interviews with agency personnel, board members and clients;
- to clarify discrepancies that cannot be resolved from the program report review;
- to follow-up on program and personnel complaints, made directly or indirectly; and
- to comply with an agency's request for an on-site visit.

Following the on-site visit, a report of the monitoring review may be given to the agency during the exit interview and will be mailed to the grantee. It shall identify strengths and weaknesses of the program and any required remedial actions.

The agency may request a conference with DCED's Office of Community Services to discuss the report and/or the Office may request a conference with the agency to discuss the report and provide technical assistance.

(b) The Department has no newly designated agencies. However, we do anticipate designating a new CAA in Northumberland, Columbia and Montour counties, which will replace the public CAA presently serving the tri-county area. We are currently working through the CAA designation process, and will, in accordance with the Act, conduct a full review of the newly designated CAA after completion of its first year in operation.

(c) If, after receiving technical assistance and implementing corrective action procedures, any agency that continues to fail to meet the standards and requirements as determined during an on-site monitoring visit will receive an on-site follow-up review.

(d) The Department will review any entities that have other federal, state or local grants (other than CSBG) terminated for cause.

(e) The following are the dates of the last audit conducted and the period covered by the audit for each eligible entity.

Agency	Time Period Covered	Date Completed (Received)	
ALLEGHENY COUNTY	1/1/2000	12/31/2000	6/3/2002
ARMSTRONG COMMUNITY ACTION AGENCY	7/1/2000	6/30/2001	9/24/2002
BEAVER COUNTY	1/1/2001	12/31/2001	12/31/2003
BERKS COMMUNITY ACTION PROGRAM	1/1/2001	12/31/2001	10/28/2002
BLAIR CO COMMUNITY ACTION PROGRAM	7/1/2001	6/30/2002	3/21/2003
BUCKS CO OPPORTUNITY COUNCIL	7/1/2000	6/30/2001	8/27/2002
BUTLER COUNTY	1/1/2001	12/31/2001	4/23/2003
CAMBRIA CO COMMUNITY ACTION COUNCIL	7/1/2000	6/30/2001	7/16/2002
CARBON CO ACTION COMMITTEE FOR HUMAN SVS	7/1/2000	6/30/2001	4/11/2002
CENTRAL PA COMMUNITY ACTION	7/1/2001	6/30/2002	5/12/2003
CHESTER COUNTY	1/1/2001	12/31/2001	3/12/2003
COMMISSION ON ECONOMIC OPPORTUNITY OF LUZERNE	7/1/2001	6/30/2002	5/5/2003
COMMUNITY ACTION	7/1/2001	6/30/2002	5/12/2003
COMMUNITY ACTION ASSOCIATION	7/1/2001	6/30/2002	5/27/2003
COMMUNITY ACTION COMMISSION	7/1/2001	6/30/2002	1/23/2003
COMMUNITY ACTION COMMITTEE OF LEHIGH VALLEY	7/1/2001	6/30/2002	3/3/2003
COMMUNITY ACTION SOUTHWEST	7/1/2001	6/30/2002	5/16/2003
COMMUNITY PROGRESS COUNCIL	7/1/2001	6/30/2002	1/31/2003
DELAWARE CO COMMUNITY ACTION AGENCY	7/1/2001	6/30/2002	5/5/2003
ECONOMIC OPPORTUNITY CABINET OF SCHUYLKILL CO	7/1/1999	6/30/2000	4/17/2001
FAYETTE CO COMMUNITY ACTION AGENCY	7/1/2001	6/30/2002	5/12/2003
GREATER ERIE COMMUNITY ACTION COMMITTEE	10/1/2000	9/30/2001	9/24/2002
HUNTINGDON COUNTY	1/1/2001	12/31/2001	1/29/2003
INDIANA CO COMMUNITY ACTION PROGRAM	7/1/2001	6/30/2002	4/23/2003
LANCASTER CO COMMUNITY ACTION PROGRAM	7/1/2000	6/30/2001	7/30/2002
LAWRENCE CO SOCIAL SERVICES	7/1/2000	6/30/2001	5/29/2002
LEBANON COUNTY	1/1/2001	12/31/2001	4/10/2003
LYCOMING CLINTON COMMISSION FOR COMMUNITY ACTION	7/1/2000	6/30/2001	8/16/2002
MERCER CO COMMUNITY ACTION AGENCY	7/1/2001	6/30/2002	5/12/2003
MONROE COUNTY	1/1/2000	12/31/2000	9/11/2002
MONTGOMERY CO COMMUNITY ACTION DEVT COMMISSION	7/1/2000	6/30/2001	5/7/2002
NORTHERN TIER COMMUNITY ACTION CORP	7/1/2000	6/30/2001	8/15/2002
NORTHUMBERLAND COUNTY	1/1/2000	12/31/2000	9/18/2002
PHILADELPHIA CITY	7/1/2001	6/30/2002	2/25/2003
PITTSBURGH COMMUNITY SERVICES	1/1/2002	12/31/2002	5/23/2003
RURAL OPPORTUNITIES	10/1/2000	9/30/2001	5/29/2003
SCRANTON LACKAWANNA HUMAN DEVELOPMENT AGENCY	7/1/2001	6/30/2002	6/2/2003
SOUTH CENTRAL COMMUNITY ACTION PROGRAM	7/1/2000	6/30/2001	2/27/2002
TABLELAND SERVICES	7/1/2001	6/30/2002	5/1/2003
TREHAB CENTER	7/1/2000	6/30/2001	10/1/2002
UNION SNYDER OFFICE OF HUMAN RESOURCES	7/1/2000	6/30/2001	5/20/2002
VENANGO COUNTY	1/1/2001	12/31/2001	5/7/2003
WARREN FOREST CO ECONOMIC OPPORTUNITY COUNCIL	7/1/2001	6/30/2002	2/10/2003
WESTMORELAND HUMAN OPPORTUNITIES	7/1/2001	6/30/2002	2/10/2003

(2) Corrective Action, Termination and Reduction of Funding

In the case of violations or discrepancies of Federal and State laws governing CSBG programs discovered through the Department's monitoring and auditing activities, the agency shall be notified of the violation or discrepancy immediately. The agency shall respond in writing to the notice of violation or discrepancy, usually within two weeks of receipt of such notice. If necessary, a follow-up monitoring visit will be conducted to ensure that corrective action has been taken.

Agency Noncompliance—Noncompliance may result in probation until compliance is attained. Probationary status may include intensified monitoring, increased report-

ing requirements, provision of technical assistance by the Department or its designee and/or temporary suspension of grant payments.

Agency Violation—A violation with willful disregard of Federal and State laws governing CSBG programs may result in suspension of grant payments for a designated period of time. The agency will be required to rectify the violation and re-establish itself as competent to carry out the responsibilities governing CSBG programs, as determined by the Department of Community and Economic Development (DCED).

Termination for cause: "Termination for cause" shall result when the Commonwealth determines that the agency has failed to comply with the conditions of the

contract and/or federal and state laws governing CSBG programs.

When the Department proposes to terminate a CSBG program, it will notify the agency, in writing, of the action(s) to be taken, the reasons for such action(s), and the appeals procedure, including an opportunity for a hearing on the record. This notice shall be forwarded to the agency by certified mail.

Appeal Procedure—If the agency wishes to appeal the determination, it must submit a written request by certified mail to the Secretary of DCED addressing the reasons for the proposed termination, and any corrective action(s) that has been or will be taken.

This request must be made within 30 calendar days of receipt of the termination notice.

The appeal may also include a request by the agency that the Secretary, or his/her designee, hold a public hearing before making a decision, in which case such a public hearing shall be held.

The Secretary shall make one of the following decisions on the agency's appeal, and shall notify the agency of the decision in writing within 30 calendar days following the appeal or following a hearing on the appeal:

- The Secretary may uphold the appeal and remove the notice of intent to terminate.
- The Secretary may remove the notice of intent to terminate but provide the agency with notice of specific corrective actions that must be taken.

If the agency subsequently fails to take corrective actions, the Secretary may reinstate the proposed termination procedures.

- The Secretary may deny the appeal, in which case the agency shall be notified of the effective date of termination. This date shall be either the date contained in the original notice of intent to terminate or a specified date at least 30 days after the Secretary sends the decision, whichever is later. The notice of the decision shall also contain all requirements pertaining to termination of CSBG-related activities and return of CSBG funds.

The agency may appeal the Department's final determination to the Secretary of the U.S. Department of Health and Human Services in accordance with the Community Services Block Grant Act, Section 676 A (amended).

When an agency's contract is terminated for cause, the agency shall not incur new obligations for the terminated portion after the effective date, and shall cancel as many outstanding obligations as possible. The Department shall allow full credit to the grantee for any completed work that the Department deems satisfactory.

(3) Fiscal Controls, Audits and Withholding

(a) Assurance § 676(b)(7)

The State will permit and cooperate with any and all federal investigations undertaken in accordance with section 678D of the Act.

Implementation of Assurance 676(b)(7)

Pennsylvania agrees that it will permit and cooperate with any and all Federal investigations conducted in accordance with the Act.

(b) Assurance 676(b)(8)

Any eligible entity in the State that received funding in the previous fiscal year through a community services block grant under the community services block grant

program will not have its funding terminated or reduced below the proportional share of funding the entity received in the previous fiscal year unless, after providing notice and an opportunity for a hearing on the record, the State determines that cause exists for such termination or such reduction, subject to review by the Secretary as provided in Section 678C(b) of the Act.

Implementation of Assurance 676(b)(8)

Pennsylvania Act 116 (amended) provides that:

"As established by the formula . . . determination of annual funding levels shall be made by the Secretary based on input from local agencies and the CSBG Advisory Task Force. Any Community Action Agency or migrant and seasonal farm workers organization which received funding in the previous fiscal year under this Act will not have its present or future funding terminated under this Act or reduced below the proportional share of funding it received in the previous fiscal year unless, after notice and opportunity for hearing on the record, the Commonwealth determines that cause existed for such termination or such reduction, subject however to review under section 676 A of the Omnibus Budget Reconciliation Act of 1981 (Public Law 97-35, Stat. 357)."

For purposes of making a determination with respect to a funding reduction, the term "cause" includes:

- a Statewide redistribution of funds under this Act to respond to the results of the most recently available census or other appropriate data;
- the establishment of a new eligible entity;
- severe economic dislocation; and
- the failure of an eligible entity to comply with the terms of its agreement to provide services under this Act.

(c) Assurance 676(b)(10)

The State will require each eligible entity to establish procedures under which a low-income individual, community organization, or religious organization, or representative of low-income individuals that considers its organization, or low-income individuals, to be inadequately represented on the board (or other mechanism) of the eligible entity, to petition for adequate representation.

Implementation of Assurance 676(b)(10)

The State requires each of its eligible entities to establish procedures under which a low-income individual, community organization, religious organization, or representative of low-income individuals, can petition the agency for adequate board representation. All eligible entities are required to have these procedures in their by-laws or policies.

I. Accountability and Reporting Requirements

(1) Results Oriented Management and Accountability

Assurance 676(b)(12)

The State and all eligibility entities in the State will, not later than fiscal year 2001, participate in the Results-Oriented Management and Accountability (ROMA) System or another performance measure system for which the Secretary facilitated development pursuant to Section 678(E)(b) of the Act.

Implementation of (Assurance 676(b)(12))

Beginning in the 1998-99 program year, Pennsylvania required all of its eligible entities to collect data to report on the six (6) National Goals. Also during that year, a

ROMA Task Force was developed consisting of representatives from nine (9) CAAs, the Executive Director of the Community Action Association of Pennsylvania, a consultant and OCS staff to develop a ROMA reporting format.

This format was implemented beginning in State Fiscal Year 1998-99 (July 1, 1998—June 30, 1999) and subsequently revised. All eligible entities were required to report on this new FACS Report format (Attachment 5). This report takes into consideration the National Association for State Community Services Program's Information Systems Survey (CSBG/IS) and includes the six (6) national goals and selected outcome measures as determined by the State in conjunction with the Task Force. It also includes a section for: client characteristics; outcome measures and results and program and management accomplishments. This report is submitted to the Office of Community Services twice yearly, generally January 20th, and July 20th.

(2) Annual Report

The annual report for FY 2003 activities will be submitted to the U.S. Department of Health and Human Services by March 31, 2004, as directed.

VI. Community Food and Nutrition Program

A. Statement of CFNP Assurances:

As part of the annual or biannual application and plan required by Section 681 of the Community Services Block Grant Act, as amended, (42 U.S.C. 9901 et seq.) (the Act), the designee of the Chief Executive of the State hereby agrees to provide for community-based, local and statewide programs to accomplish the objectives of the Community Food and Program (CFNP), as follows:

to coordinate private and public food assistance resources, where coordination is inadequate, in order to better serve low-income populations;

to assist low-income communities to identify potential sponsors of child nutrition programs and to initiate such programs in under served or unserved areas; and

to develop innovative approaches to meet the nutrition needs of low-income individuals.

By the authority delegated to me by the Governor of the Commonwealth of Pennsylvania, I certify to the above assurances of the CSBG Act.

Dennis Yablonsky	Date
Secretary	
Pennsylvania Department of Community and Economic Development	

B. Proposed CFN Funding

All funds will be awarded to the Pennsylvania Hunger Action Center (PHAC), a statewide anti-hunger organization established in 1978. The mission of that organization is to end hunger and increase opportunities for all Pennsylvanians to meet their food needs with health and dignity.

Problems to be Addressed.

Funds will be used for the following two purposes:

- to prevent hunger among Pennsylvania households that are food insecure; and
- to reduce food insecurity among low-income Pennsylvania households.

To achieve these results, the program will:

- assist households that face immediate food shortages;

- address weaknesses in the delivery of existing nutritional services that are funded with public dollars;
- empower low-income individuals whose experiences are frequently not communicated to policy-makers; and
- strengthen the statewide network of anti-hunger agencies and organizations, including its ability to serve food insecure households in rural counties.

PHAC's work will focus on the portion of the Pennsylvania population that has been characterized by the U.S. Department of Agriculture as "food insecure". According to the USDA study, most food insecure households have annual household incomes below 130 percent of poverty.

Program

1. Introduction

The Pennsylvania Hunger Action Center is a statewide nonprofit agency incorporated in 1978. It began as a coalition of other groups and individuals already engaged in anti-hunger activities. Known first as the Pennsylvania Coalition for Food and Nutrition (PCFN), the agency has evolved over time to become a channel for a wide variety of organizations and entities to become involved in anti-hunger work.

Hunger Action works collaboratively with a wide range of other anti-hunger organizations across Pennsylvania. This enables it to have a statewide impact notwithstanding its small staff.

2. Community Action Plan (CSBG Act Requirements —Section 675 (c) (13))

A. Needs and Strengths Assessment

The most widely accepted tool for measuring hunger and food insecurity in Pennsylvania is provided by the US Department of Agriculture, which publishes an annual study of hunger and food insecurity based on data provided by the Census Bureau's Current Population Survey.

Based on the most recent USDA report (October 2002), during the three years of 1999-2001, an average of 2.2 percent of Pennsylvania households experienced hunger and 8.4 percent of Pennsylvania households experienced food insecurity. Approximately 253,000 individuals lived in households that experienced hunger and 1,135,000 lived in food insecure households. This program will seek to reduce the number of households that experience hunger and/or food insecurity.

Three areas of capacity must be utilized effectively in order to meet this goal: (a) the private economic sector; (b) the private charitable network of food banks, pantries and cupboards; and (c) the publicly funded nutrition programs. Although the private economy is by far the most important, PHAC does not have the capacity to influence that sector. Therefore, its program will build on its relationships within the charitable and public sectors to achieve a decrease in hunger and food insecurity.

1. Private Charitable Food Assistance Network.

This network consists of approximately 20 food banks, all of which are members of the PA Association of Regional Food Banks (PARF). It also consists of approximately 1,500 local food pantries and cupboards that distribute food to needy households.

Since 1995 Hunger Action has maintained a statewide database of local food pantries and cupboards, which is used to help identify local sources of food assistance for callers to Hunger Action's Food Information Line (1-800-FOOD-997). To maintain this database, Hunger Action

communicates annually with local pantries and cupboards in regard to local operations. It also communicates with these pantries and cupboards every six months regarding the number of households being served and with many pantries and cupboards every other month via *The Pennsylvania Hunger Advocate*.

Whenever Hunger Action participates in a local activity, it draws on these relationships to forge active collaborations. Whenever Hunger Action initiates a statewide activity, it utilizes this network of charitable providers as partners in implementation.

2. Publicly Funded Nutrition Programs.

Included are the State Food Purchase Program (SFPP), TEFAP, and Farmers' Market Nutrition Program (administered by Agriculture); Neighborhood Assistance Program (administered by DCED); the Food Stamp Program (administered by Public Welfare); the WIC Program (administered by Health); the congregate dining and home-delivered meals program (administered by Aging); and the School Lunch, School Breakfast, Summer Food, and Child and Adult Care Food programs administered by Education.

Over its 25-year history Hunger Action staff have forged working relationships with staff in these executive agencies. In recent years staff have served in an advisory capacity to food program administrators in Agriculture, Public Welfare and Health.

Local administrators of the School Lunch and Breakfast programs, as well as the WIC Program, have formed professional associations to improve the quality of services offered to needy children. Hunger Action staff collaborate with these associations as need requires.

Even in counties where some of these programs are weak or nonexistent, there are people and organizations that embrace the mission of ending hunger and reducing food insecurity. Included are local school food service staff; the county staff responsible for the administration of the SFPP contract and TEFAP commodities; the local community action agency; the local county assistance office; and the local WIC office. Hunger Action staff link with these individuals as circumstances require and regularly communicate with these individuals via *The Pennsylvania Hunger Advocate*.

B. Description of Service Delivery System.

In light of Hunger Action's statewide responsibilities, the task of describing the entire food assistance delivery system is formidable. Included are all school districts, county assistance offices and WIC clinics; most community action agencies; all food banks and food pantries; many nutrition-education programs, including the activities of the Cooperative Extension Offices; and many civic and faith-based organizations, including senior centers, youth clubs and after-school programs. Tens of thousands of Pennsylvanians volunteer at kitchens, pantries and summer food sites. Also included are six executive agencies of state government, each of which administers a statewide anti-hunger program.

Given the nature of the challenges within the service delivery system, the primary role of Pennsylvania's statewide anti-hunger organization is to emphasize the themes of communication, cooperation and integration of the various efforts.

C. Gaps in Service Delivery

Within the charitable food assistance network, there are disparities among counties in regard to the amount of

food assistance available to food insecure households. There also are disparities in the frequency with which food assistance is distributed.

Disparities exist within publicly-funded programs as well. The School Breakfast Program is not offered by about 20 percent of Pennsylvania school districts. The Summer Food Program is not available at all in 18 rural counties. The Child and Adult Food Program is virtually unknown in many parts of rural Pennsylvania. The Farmers' Market Nutrition Program is not effectively utilized in parts of the state where access to farmers' markets is time-consuming, expensive or inconvenient.

Most importantly, there is significant under-utilization of the Food Stamp Program. Pennsylvania participation among eligible households has dropped from a high of 85 percent in 1995 to 68 percent in 2000. This decline has caused a loss in federal grocery-buying dollars of between \$150—\$200 million annually.

Gaps and disparities will be addressed through the following linkages:

- Local food security workshops, where forums hosted by local agencies are created for local problem-solving;
- Collaboration with PARF, whose members have the ability to allocate a portion of the resources that flow through the food banks;
- Participation in advisory committees and work groups convened by the departments of Agriculture, Public Welfare, Health and Education;
- Consultations with local school officials about the School Breakfast and Summer Food programs;
- Food Stamp Program outreach and education in which Hunger Action links with local agencies conducting similar activities;
- Publication with the Nutrition Education Network of county-based nutrition access guides;
- Distribution and promotion of county-based guides through nutrition access guides via county offices, community action agencies, ministerial associations, parent-teacher organizations, and United Way agencies.

Coordination of Funding

CFNP funds are used to cover about two-thirds of the costs incurred in our activities to connect people to food, raise public awareness of hunger and its solutions, improve public nutrition service programs, and strengthen the statewide anti-hunger network. Grant funds and private donations cover the remaining costs associated with these activities. Our fourth sector of activity—advocacy to elected officials on behalf of food and nutrition programs—is funded entirely by private donations and a grant from MAZON, the Jewish Response to Hunger.

These activities require staff to be involved in direct human services, inter-agency collaborations, communications with the general public, and communications with public officials. This breadth of involvement fosters a balanced and well-informed approach.

In addition, there is excellent synergy among the various funding sources that support these programs. The CFNP funds support the core activity. This enables Hunger Action to involve other funders that are interested in supporting and improving ongoing activity.

3. Expected Program Objectives and Outcomes

Objective #1:

Service Category: Nutrition.

ROMA Goal: #6 (vulnerable people will achieve their potential through improved nutrition)

Desired Outcomes:

- (6) Reduced Emergency Need (households that receive food assistance from a charitable provider);
- (5) Increased Nutrition (households that are screened for and begin participating in the Food Stamp Program).

Households to be Served:

(6)(a) Households that receive food assistance from a charitable provider:

2003-04	4,000 households
2004-05	3,750 households
2005-06	3,500 households

(5)(e) Households that are screened for the Food Stamp Program:

	200 households
2004-05	200 households
2005-06	200 households

(5)(e) Households that enroll in the Food Stamp Program:

2003-04	60 households
2004-05	60 households
2005-06	60 households

Activities:

- Emergency Food Line
- Food Stamp Screening
- Outreach to publicize availability of services
- Pantry database update
- Data collection

Objective #2:

Service Category: Nutrition.

ROMA Goal: #2 (conditions in which low-income people live will improve)

Desired Outcome:

- (5) Essential Nutrition Service Systems are Improved.

Households to be Served:

(5)(f) Increase in Households Participating in Food Stamp Program from Same Month the previous year:

2003-04	20,000
2004-05	15,000
2005-06	10,000

(5)(f) Increase in number of Rural Children Receiving Subsidized Summer Meal from Previous Summer:

2003-04	5,000
2004-05	5,000
2005-06	5,000

(5)(f) Increase in school buildings serving school breakfast from previous year.

2003-04	50
2004-05	50
2005-06	50

Activities:

- Participation in advisory or work groups facilitated by the Departments of Public Welfare and Education.
- Meetings and correspondence with policy-level staff in the above-referenced agencies.
- Program-specific workshops.
- Consultations and collaborations with school staff, community groups, other advocacy groups.
- Newsletters, press releases and website material.
- Public speaking and other methods of building public support for these programs.

Objective #3:

Service Category: Linkages

ROMA Goal: #3 (low-income people own a stake in their communities)

Desired Outcome:

- (2) Low-Income People Participate in Community Advocacy.

Individuals to be Served:

(2)(a) Number of low-income people participating in advocacy activities to public officials.

2003-04	2,000
2004-05	2,000
2005-06	2,000

Activities:

- Twice-a-year meetings with the Greater Philadelphia Coalition Against Hunger and Just Harvest to meet with food cupboard managers and low-income members.
- Facilitate advocacy opportunities such as a postcard campaign for pantry/cupboard patrons.

Objective #4:

Service Category: Linkages

ROMA Goal: #4 (stronger partnerships will be achieved)

Desired Outcomes:

- (6) Partnerships among Food Banks and Other Food and Nutrition Agencies are Achieved.

Measures:

(6)(1) Partnerships to improve and coordinate service delivery.

2003-04	6
2004-05	6
2005-06	6

(6)(5) Partnerships to strengthen the statewide anti-hunger network.

2003-04	1
2004-05	1
2005-06	1

Activities:

- Four local community food security workshops.
- One collaboration to impact public policy.
- One workshop event focused on a specific child nutrition program.
- One statewide conference.

Objective #5:

Service Category: Linkages.

ROMA Goal: #5 (increased internal capacity)

Desired Outcomes:

- (1)(a) Additional funding sources
- (1)(c) Additional cash donors.

Measures:

One of more additional private grants that provide, as compared to the previous year:

2003-04	\$25,000 increase in funding
2004-05	\$15,000 increase in funding
2005-06	\$10,000 increase in funding

Additional cash donations that provide, as compared to the previous year:

2003-04	\$ 2,000 increase in funding
2004-05	\$ 2,000 increase in funding
2005-06	\$ 2,000 increase in funding

4. Methods of Operation**A. Area of Coverage**

Hunger Action's programs and services are available statewide. It has two toll-free lines, both of which have been widely advertised. The first (1-800-FOOD-997) is available to people who need immediate food assistance; the second (1-800-634-2033) is available to people who seek information about their eligibility for the Food Stamp Program. During calendar year 2002, the Food Information Line received calls from clients representing almost every county of the commonwealth. Local food security workshops, hosted by a local organization in collaboration with Hunger Action, have been held in 18 counties.

B. Operational Procedures

The Food Information Line and the Food Stamp Screening Service have been well publicized over the years. The Food Information Line utilizes a database of approximately 1,300 food pantries and cupboards. The Food Stamp Screening Service utilizes a spreadsheet designed by Dr. Beth Osborne Daponte of Carnegie-Mellon University and the COMPASS web-based application system designed by DPW.

Work with state executive agency staff to improve nutritional service systems involves monitoring program performance, familiarity with ever-changing laws and budget appropriations, and regular consultation and correspondence. These tasks are primarily the responsibility of the executive director.

Work to empower low-income individuals to communicate to public officials is conducted in collaboration with grassroots anti-hunger organizations such as Just Harvest (Pittsburgh) and the Greater Philadelphia Coalition Against Hunger. Hunger Action also works with the food banks to distribute materials such as postcards that can be used by food pantry patrons for advocacy.

Partnership-building efforts are ongoing and cumulative. One successful joint endeavor naturally leads to others.

C. Selection of Participants

Eligibility for the Food Stamp Screening Service is verified via a self-declaration form, which is kept on file for audit and review. Eligibility for the Food Information Line is not documented.

Work to improve essential service systems focuses only on means-tested programs, such as the Food Stamp Program, the School Breakfast Program and Summer Food Program. Households and individuals benefiting from our activities will be people who meet the eligibility requirements of those programs.

Partnerships or collaborations are formed primarily with other organizations (such as food banks) that serve a means-tested population.

D. Coordination

The program described herein has evolved over the years and builds on the experience and input received over time. For example, the Food Information Line started in 1995 in response to a need perceived at that time. Experience since then has confirmed the continued need for this service. The Food Stamp Screening Service was started in 2000 in response to the Pennsylvania decline in Food Stamp Program participation. Experience has also demonstrated the continuing need for this service. The emphasis on improving the access of rural children to child nutrition programs reflects input received in the course of rural Food Security Workshops over the past three years. Conversations with school administrative staff about the School Breakfast and Summer Food programs reflect what we have learned in the course of promoting those programs.

The direction of our program is calibrated in the course of meetings routinely held with low-income individuals and partner organizations that serve the low-income community. As indicated elsewhere in this application, those meetings include Philadelphia food cupboard managers, food bank executives, and rural food security workshops.

E. Evaluation Procedures**1. Data Collection**

On a daily basis PHAC collects data on the number of households that use the Food Information Line and the Food Stamp Screening Service. Monthly reports are prepared by staff for the review of the Executive Director.

In regard to the performance of key nutrition programs (Food Stamps, School Breakfast, Summer Food), PHAC regularly monitors data reports prepared by the Department of Public Welfare and the Department of Education to determine whether access to and participation in those programs is improving.

2. Self-Monitoring

The Board of Directors uses an outcomes-based approach to its oversight of staff performance. It requires the Executive Director to report on outcomes at quarterly meetings of the Board.

Staff review performance data as it becomes available and adjust their activities accordingly.

B. List of CFNP Grantees for the Prior Program Year:

The Pennsylvania Hunger Action Center was the only grantee awarded CFNP funds during the previous program year. They received the full allocation of \$151,941.

[Pa.B. Doc. No. 03-1896. Filed for public inspection September 26, 2003, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Lititz Run Watershed Conservation Management Plan

The Department of Conservation and Natural Resources (Department), Bureau of Recreation and Conservation, has approved the Lititz Run Watershed Conservation Management Plan (Plan) and is placing Lititz Run, the watershed and all tributaries covered in the Plan in Lancaster County on the Pennsylvania Rivers Conservation Registry (Registry).

Warwick Township, Lancaster County submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the Department has determined that the Pennsylvania Rivers

Conservation Program (Program) requirements have been satisfied and places the following on the Registry:

1. The watershed area of Lititz Run (Lancaster County) from the headwaters to its confluence with the Conestoga Creek—17.39 square miles.

2. All tributary streams within the Lititz Run Watershed.

This action becomes effective September 27, 2003. Projects identified in the Plan become eligible for implementation, development or acquisition grant funding through the Program.

A copy of the Final Plan is available for review at Warwick Township, 315 Clay Road, P. O. Box 308, Lititz, PA 17543-0308, (717) 626-8900; and at the Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th Floor, Harrisburg, PA 17101, (717) 787-7672.

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 03-1897. Filed for public inspection September 26, 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

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

<i>NPDES Permit 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>
PA0061085	Glenburn Service Company P. O. Box O Clarks Summit, PA 18411	Lackawanna County Glenburn Township	Ackerly Creek 5A	Y
PA0060712	Grace & Truth Evangelistic Association P. O. Box 64 South Gibson, PA 18842-0064	Susquehanna County Gibson Township	Unnamed tributary to Tunkhannock Creek 4F	Y

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

<i>NPDES Permit 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>
PA0024023	Borough of Bernville P. O. Box 40 Bernville, PA 19506	Bernville Borough Berks County	Northkill Creek Blue Marsh Lake 3C	Y
PA0080527	Oliver's Upper Lawn Mobile Home Park 20 Carriage Road Palmyra, PA 17078	Lebanon County S. Londonderry Township	UNT Conewago Creek 7G	Y

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

<i>NPDES Permit 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>
PA0208558 Sewage	The Shamokin Township Municipal Authority P. O. Box 64 Paxinos, PA 17860	Shamokin Township Northumberland County	Lick Creek 6B	Y

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

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

PA0035297, Industrial Waste, **Sunoco Partners Marketing and Terminals L. P.**, 1801 Market Street, Philadelphia, PA 19103. This application is for renewal of an NPDES permit to discharge treated stormwater from Twin Oaks Petroleum Marketing Terminal in Upper Chichester Township, **Delaware County**. This is an existing discharge to an unnamed tributary to Baldwin Run.

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

The proposed monitoring requirements for Outfalls 001 and 002, based on the stormwater runoff are as follows:

<i>Parameter</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Recoverable Petroleum Hydrocarbons	Monitor and Report
Gasoline Range Organics	Monitor and Report

The EPA waiver is in effect.

PA0051519, Industrial Waste, **Perkasie Industries Corporation**, P. O. Box 179, Perkasie, PA 18944. This application is for renewal of an NPDES permit to discharge noncontact cooling water and stormwater from Perkasie Industries Corporation in Perkasie Borough, **Bucks County**.

This is an existing discharge to the East Branch of Perkiomen Creek (State Water Plan Watershed 3E). The nearest downstream public water supply intake for Audubon Water Company is on the Perkiomen Creek, approximately 19 miles below the point of discharge.

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

The proposed effluent limits for Outfall 001, based on an average flow of 79,000 GPD, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>	<i>Monitoring Frequency</i>
Temperature			110°F	1/Month
pH	within limits of 6.0—9.0 standard units at all times			1/Month

The proposed effluent limits for stormwater Outfall 001A are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>	<i>Monitoring Frequency</i>
CBOD ₅			Monitor and Report	1/Year
COD			Monitor and Report	1/Year
Oil and Grease			Monitor and Report	1/Year
pH			Monitor and Report	1/Year
Total Suspended Solids			Monitor and Report	1/Year
Total Kjeldahl Nitrogen			Monitor and Report	1/Year
Total Phosphorus			Monitor and Report	1/Year
Iron (Dissolved)			Monitor and Report	1/Year

Major Permit Conditions: no chemical addition to the noncontact cooling water is permitted under this permit.

The EPA waiver is in effect.

PA0026859 A1, Sewage, SIC 4952, **Pennsylvania American Water Company**, 114 East Lincoln Highway, Coatesville, PA 19320. This proposed facility is in South Coatesville Borough, **Chester County**.

Description of Proposed Activity: Amendment of an NPDES permit to discharge treated sewage from Coatesville STP.

The receiving stream, West Branch Brandywine Creek, is in the State Water Plan watershed 3H and is classified for WWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the Philadelphia Suburban Water Company is on the West Branch Brandywine Creek, 8.7 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.85 mgd.

The monitoring requirement of mercury, the monitoring requirement and the permit limit for WETT are removed from the permit.

In addition to the effluent limits, the permit contains the following major special conditions: TRE for copper; WETT at renewal; and I/I abatement.

PA0050768, Sewage, **Bedminster Municipal Authority**, 3112 Bedminster Road, Bedminster, PA 18910-0092. This application is for renewal of an NPDES permit to discharge treated sewage from Bedminster Municipal Authority's sewage treatment plant in Bedminster Township, **Bucks County**. This is existing discharge to Deep Run.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.1 MGD are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	20	30	40
(11-1 to 4-30)	25	40	50
Suspended Solids	30	45	60
Ammonia (as N)			
(5-1 to 10-31)	1.3		2.6
(11-1 to 4-30)	3.9		7.8
Phosphorus (as P)	2.0		4.0
Total Residual Chlorine	0.02		0.05
Fecal Coliform	200 colonies/100 ml as a geometric average		

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Dissolved Oxygen	minimum of 6.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is in effect.

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

PA0219339, Industrial Waste, SIC 4925, **Belden & Blake Corporation**, 22811 Titusville Road, Pleasantville, PA 16341. This proposed facility is in Blacklick Township, **Indiana County**.

Description of Proposed Activity: Discharge of treated groundwater produced by dewatering of coal seams from which methane gas will be extracted.

The receiving stream, Blacklick Creek, is classified for aquatic life, water supply recreation and trout stocking. For the purpose of evaluating effluent requirements for TDS, chloride and sulfate, the existing downstream water supply considered during the evaluation is in Freeport, PA, approximately 46.75 miles downstream of the discharge point.

The proposed effluent limits for Outfall 001 are:

<i>Parameter</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Minimum</i>
Flow		0.6mgd	
Iron (total)	3.5 mg/L		7 mg/L
Oil and Grease	15 mg/L		30 mg/L
TSS	30 mg/L		60 mg/L
Acidity	Monitor Only		
Alkalinity	greater than acidity		
pH	6 to 9 s.u.		
Chloride	Monitor Only		
TDS	Monitor Only		
Osmotic Pressure	Monitor Only		

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

PA0039748, Sewage, **U. S. Army Corps of Engineers (Seven Points)**, R. D. 1, Box 222, Hesston, PA 16647-9227. This facility is in Penn Township, **Huntingdon County**.

Description of activity: Renewal of an NPDES permit for existing discharge of treated sewage.

The receiving stream, Raystown Branch Juniata River (Raystown Lake), is in Watershed 11-D and classified for WWF, water supply recreation and fish consumption. The nearest downstream public water supply intake for the Newport Borough Water Authority is on the Juniata River, approximately 90 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.150 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	30	60
Suspended Solids	25	50
Total Phosphorus	2.0	4.0
Total Residual Chlorine	1.0	2.0
Dissolved Oxygen	minimum of 5.0 at all times	
pH	from 6.0 to 9.0 inclusive	
Fecal Coliform	200/100 ml as a geometric average	
(5-1 to 9-30)	100,000/100 ml as a geometric average	
(10-1 to 4-30)		

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

The EPA waiver is in effect.

PA0087459, Sewage, **Triple Crown Corporation (Meadow View Village MHP)**, 5351 Jaycee Avenue, Harrisburg, PA 17112. This facility is in Centre Township, **Perry County**.

Description of activity: Renewal of an NPDES permit for an existing discharge of treated sewage.

The receiving stream, an unnamed tributary to Trout Run, is in Watershed 7-A and classified for CWF, water supply recreation and fish consumption. The nearest downstream public water supply intake for the United Water Company is on the Susquehanna River, approximately 21 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.03175 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃ -N	13	26
Total Residual Chlorine	0.5	1.5
Dissolved Oxygen	minimum of 5.0 at all times	
pH	from 6.0 to 9.0 inclusive	
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	7,400/100 ml as a geometric average	

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

The EPA waiver is in effect.

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

PA0239321, Sewage, **Robert Wahlmark SRSTP**, 31970 Guys Mills Road, Townville, PA 16360. This proposed facility is in Randolph Township, **Crawford County**.

Description of Proposed Activity: New discharge of treated sewage.

The receiving water, an unnamed tributary to Muddy Creek, is in State Water Plan 16-A and is classified for HQ-TSF, aquatic life, water supply and recreation. The nearest downstream potable water supply Cambridge Springs Water Works, is on French Creek, approximately 28.55 miles below the point of discharge.

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

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

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)

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

WQM Permit No. 4503405, **Outletter Associates**, 490 North Main Street, Pittston, PA 18640. This proposed facility is in Pocono Township, **Monroe County**.

Description of Proposed Action/Activity: This project involves the installation of an equalization tank at the existing Crossings WWTP.

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

WQM Permit No. 1403403, Industrial Waste 4952, **Thomas H. Gilmore**, 482 Sharer Road, Centre Hall, PA 16828. This proposed facility is in Potter Township, **Centre County**.

Description of Proposed Action/Activity: Construction and operation of a single residence sewage plant. The sewage plant will be a septic tank, peat moss filter and chlorination.

WQM Permit No. 1803202, Industrial Waste, 4244, **Fish and Boat Commission**, 450 Robinson Lane, Bellefonte, PA 16823. This proposed facility is in Logan Township, **Clinton County**.

Description of Proposed Action/Activity: The Commission proposes to upgrade the industrial wastewater treatment system at the Tylersville Fish Culture Station with the addition of high capacity disc filters, a traveling bridge sand filter and converting the existing settling lagoon into an aerated chemical/detoxification basin.

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

WQM Permit No. 2603201, Industrial Waste, **Mypodiamond Inc.**, 200 North Repaunot Avenue, Gibbstown NJ 08027. This proposed facility is in Georges Township, **Fayette County**.

Description of Proposed Action/Activity: Application for the construction and operation of an industrial waste treatment plant to serve the Fayette Business Park.

WQM Permit No. 0203409, Sewerage, **Bethel Park Municipality**, 5100 West Library Avenue, Bethel Park, PA 15102. This proposed facility is in Bethel Park Borough, **Allegheny County**.

Description of Proposed Action/Activity: Application for the replacement and operation of the Drake Road Interceptor Sewer.

WQM Permit No. 1103403, Sewerage, **Jonathan and Michele Nihart**, 894 School House Drive, Ashville, PA 16613. This proposed facility is in Clearfield Township, **Cambria County**.

Description of Proposed Action/Activity: Application for the construction and operation of a single residence sewerage treatment plant to serve the Nihart residence.

WQM Permit No. 5603405, Sewerage, **Duane and Kathryn Huffman**, 6507 Cumberland Highway, Meyersdale, PA 15552. This proposed facility is in Southampton Township, **Somerset County**.

Description of Proposed Action/Activity: Application for the construction and operation of a single residence sewerage treatment plant to serve the Huffman residence.

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

WQM Permit No. 6203416, Sewerage, **David L. Ostrander**, R. R. 2, Box 185, Pittsfield, PA 16340. This proposed facility is in Deerfield Township, **Warren County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

WQM Permit No. 2503519, Sewerage, **Raymond P. Stempka**, 230 Zwilling Road West, Erie, PA 16509. This proposed facility is in Summit Township, **Erie County**.

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

IV. NPDES Applications for Stormwater Discharges from 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>Department Protocol (Y/N)</i>
PAI136122	Nottingham Township 909 Sugar Run Road Eighty-Four, PA 15330	Washington	Nottingham Township	Y

V. Applications for NPDES Waiver Stormwater Discharges from 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>Department Protocol (Y/N)</i>
PAG136259	Aspinwall Borough 217 Commercial Avenue Pittsburgh, PA 15215	Allegheny	Aspinwall Borough	Y
PAG136260	West Mayfield Borough 4609 West 8th Avenue Beaver Falls, PA 15010	Beaver	West Mayfield Borough	Y
PAG136261	Ingram Borough 40 West Prospect Avenue Pittsburgh, PA 15205	Allegheny	Ingram Borough	Y

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>
PAI010903011	Peter and Antoinett Schwalm Schwalm Tract 46 Valley Road New Hope, PA 18938	Bucks	Solebury Township	Aquetong Creek CWF, HQ
PAI011503083	Robert and Joan Zelnio Residence Box 415 Unionville, PA 19375	Chester	West Marlborough Township	East Branch White Clay Creek EV West Branch Red Clay Creek TSF

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011503084	Rhett Jones Norwood Coated Products 1000 Ninth Avenue King of Prussia, PA 19406-1218	Chester	East Whiteland Township	Little Valley Creek EV
PAI011503085	Grace Grillet Peoples Light and Theater Company 39 Conestoga Road Malvern, PA 19355	Chester	East Whiteland Township	Valley Creek EV
PAI011503086	Tim Townes Linville Commons 55 Country Club Drive Downingtown, PA 19335	Chester	Uwchlan Township	Unnamed tributary to Shamona Creek

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>
PAI023903038	Ruby Tuesday, Inc. 350 Sentry Parkway, Bldg. 620 Blue Bell, PA 19422	Lehigh	City of Allentown	Little Lehigh 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>
PAI033603006	KD Partners P. O. Box 306 Quarryville, PA 17566	Lancaster	Drumore Township	Fishing Creek HQ-CWF
PAI033803001	Plain 'N Fancy Kitchens Route 501 P. O. Box 519 Schaefferstown, PA 17088	Lebanon	Heidelberg Township	Hammer Creek
PAI033603005-1	Martin Brothers Builders 119 Furlow Road Reinholds, PA 17569	Lancaster	Brecknock Township	Rock Run TSF-HQ

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

Westmoreland County Conservation District: 211 Donohoe Road, Greensburg, PA 15601-9217, (724) 837-5271.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056503006	Richard Kepple R. D. 1, Box 32 New Alexandria, PA 15670	Westmoreland	Derry Township	Spruce Run HQ-CWF

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>
PAI063303001	Brockway Area Sewer Authority 501 Main Street Brockway, PA 15824	Jefferson	Brockway Borough Horton and Snyder Townships	Little Toby Creek and tributaries, Walburn Whetstone, Mead Oyster, Rattlesnake and tributaries, Curry Run CWF Boggy Run HQ-CWF

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

PAG-12	CAFOs
PAG-13	Stormwater Discharges from 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>Department Protocol (Y/N)</i>
PAG136259	Aspinwall Borough 217 Commercial Avenue Pittsburgh, PA 15215	Allegheny	Aspinwall Borough	Y
PAG136260	West Mayfield Borough 4609 West 8th Avenue Beaver Falls, PA 15010	Beaver	West Mayfield Borough	Y
PAG136261	Ingram Borough 40 West Prospect Avenue Pittsburgh, PA 15205	Allegheny	Ingram Borough	Y
PAG136262	New Eagle Borough 157 Main Street New Eagle, PA 15067	Washington	New Eagle Borough	Y

PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

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

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

SAFE DRINKING WATER

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

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

Application No. 4503505, Public Water Supply.

Applicant **Pennsylvania American Water Company**

Township or Borough **Middle Smithfield Township
Monroe County**

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

Type of Facility **PWS**

Consulting Engineer **James Palumbo, P. E.
Quad Three Group, Inc.
37 North Washington Street
Wilkes-Barre, PA 18701**

Application Received Date **August 25, 2003**

Description of Action **The application submission was for the development and activation of one groundwater well plus the construction of a treatment building for chlorination and sequestration treatment. An area within the treatment facility will be provided for future booster pumps.**

Application No. 4003502, Public Water Supply.

Applicant **Nature's Way Purewater Systems, Inc.**

Township or Borough **Dupont Borough
Luzerne County**

Responsible Official **Sandy Insalaco, President/CEO
Nature's Way Purewater Systems Inc.
164 Commerce Boulevard
Dupont, PA 18641**

Type of Facility **Bottled Water Facility**

Consulting Engineer **James P. Palumbo, Jr., P. E.
Quad Three Group, Inc.
37 North Washington Street
Wilkes-Barre, PA 18701**

Application Received Date **August 26, 2003**

Description of Action The application is for the design and installation of a 200-gallon per minute water treatment system to provide bottled water for retail sale. Treatment will include sedimentation filtration, granular carbon filtration, UV light disinfection, polishing filtration and ozonation. The source for this water is the Pennsylvania American Water System, which is treated and permitted.

Application No. 4803502, Public Water Supply.

Applicant **Greenwalt Water Company**
 Township or Borough **Washington Township Northampton County**
 Responsible Official Ted Williams, President
 Greenwalt Water Company
 2521 Delabole Road
 Bangor, PA 18013
 Type of Facility Bulk Water Hauling Facility
 Consulting Engineer Edward E. Davis, P. E.
 WJP Engineers
 1406 Laurel Boulevard
 Pottsville, PA 17901
 Application Received Date September 12, 2003

Description of Action This application is for approval to renovate the existing bulk water loading facility. The project will include a new pump station building, two water tanks, 4,600 linear feet of water line, a UV light disinfection unit, new loadout pumps, new control building for loadout and all controls and accessories.

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:

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

Mancill Mill, Upper Merion Township, **Montgomery County**. Matthew D. Williams, Advantage Engineering, 20 S. 36th St., Camp Hill, PA 17011, has submitted a Notice of Intent to Remediate soil contaminated with asbestos. The applicant proposes to remediate the site to meet Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Times Herald* on July 7, 2003.

The Marketplace at Huntingdon, Upper Moreland Township, **Montgomery County**. John T. Burkart, P. G., Aaron & Wright Technical Services, Inc., 7523 Little Avenue, Suite 213, Charlotte, NC 28226, on behalf of Joseph Casacio, New Century Design & Construction, 2010 County Line Rd., Huntingdon Valley, PA 19006, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with chlorinated solvents. The applicant proposes to remediate the site to meet State-wide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on September 3, 2003.

Proposed Wawa Site, Hatfield Township, **Montgomery County**. Keith T. D'Ambrosio, P. E., Whitestone Associates, Inc., 1120 Welsh Rd., Suite 200, North Wales, PA 19454, on behalf of Wawa Inc., Mr. Iobst, Red Roof

Office, 260 Baltimore Pk., Wawa, PA 19063, has submitted a Notice of Intent to Remediate groundwater contaminated with MTBE. The applicant proposes to remediate the site to meet Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *North Penn Life* on August 15, 2003.

Former Mount Sinai Hospital, City of Philadelphia, **Philadelphia County**. Thomas M. Hippensteal, P. G., Mid-Atlantic Associates, Inc., P. O. Box 1128, North Wales, PA 19454, on behalf of Edward Giganti, Stanley Partners, LP, 1599 Kitty Hawk Ave., Philadelphia Business Center, Philadelphia, PA 19112, has submitted a Notice of Intent to Remediate soil contaminated with fuel oil nos. 2 and 4. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on August 20, 2003.

Simpson Mid-Town, City of Philadelphia, **Philadelphia County**. Harris Brody, Accredited Environmental Technologies, Inc., 28 N. Pennell Rd., Media, PA 19063, on behalf of Rev. David Powell, Simpson Senior Services, 150 Monument Rd., Suite 405, Bala Cynwyd, PA 19004, has submitted a Notice of Intent to Remediate soil contaminated with lead. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on September 8, 2003.

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

PPL South Hershey Substation, Derry Township, **Dauphin County**. PPL Electric Utilities, Two North Ninth Street, Allentown, PA 18101 submitted a Notice of Intent to Remediate site soils contaminated with PCBs. The applicant proposes to remediate the site to meet a combination of the requirements for the Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Patriot News* on April 16, 2003.

Coyne Textile Services, West Manchester Township, **York County**. Dolphin Environmental, 3319 Hartwell Court, Falls Church, VA 22042, on behalf of Coyne Textile Services, 140 Cortland Avenue, Syracuse, NY 13221, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with perchloroethylene. The applicant proposes to remediate the site to meet the Site Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Dispatch* on May 8, 2003.

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

Dominion Harrison Valley, Harrison Township, **Potter County**. Dominion Transmission, Inc., 445 W. Main Street, Clarksburg, WV 26301 has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with other organics. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Potter Leader Enterprise* on August 22, 2003.

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

Invensys Metering Systems, North Union Township, **Fayette County**. Mathew C. Plautz, P. E., Blasland,

Bouch & Lee, Inc., 600 Waterfront Drive, Pittsburgh, PA 15222 (on behalf of Fayette Industrial Fund, P. O. Box 487, Uniontown, PA 15401 and Gary Ballesteros, Rockwell Automation, Inc., 777 East Wisconsin Avenue, Suite 1400, Milwaukee, WI 53202) has submitted a Notice of Intent to Remediate groundwater contaminated with heavy metals and VOCs. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Uniontown Herald Standard* on September 8, 2003.

Buncher—16th Street Property, City of Pittsburgh, **Allegheny County**. Frank Benacquista, Earth Sciences Consultants, One Triangle Lane, Export, PA 15632 (on behalf of Joseph Jakovik, The Buncher Company, 5600 Forward Avenue, Pittsburgh, PA 15217) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with chlorinated solvents, inorganics, lead, other organics, PAH and PCB. The applicant proposes to remediate the site to meet the Special Industrial Area requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post Gazette* on May 6, 2003.

RESIDUAL WASTE GENERAL PERMITS

Application Received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and residual waste regulations for a general permit to operate residual waste processing facilities and the beneficial use of residual waste other than coal ash.

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

General Permit Application No. WMGR094. Essroc Italcementi, Bessemer Plant, Second Street, P. O. Box 779, Bessemer, PA 16112. For the beneficial use of cement kiln dust as a subgrade stabilizer in road construction and use as a fill material for road and embankment construction. The application was accepted by the Division of Municipal and Residual Waste on August 26, 2003.

Comments concerning the application should be directed to Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Rachel Carson State Office Bldg., P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. Persons interested in obtaining more information about the general permit application may contact the Division of Municipal and Residual Waste at the previous phone number. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to and approval or denial of the application.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.

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

Permit Application No. 300583. Bethlehem Steel Residual Waste Landfill, 215 South Front Street, Steelton, PA 17113, Steelton Borough, **Dauphin County**. The application is for the change of ownership from Bethlehem Steel to ISG Steelton, Inc. The application was determined to be administratively complete by the Southcentral Regional Office on September 10, 2003.

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

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

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

Copies of 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 to 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 con-

structed 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.

01-2009A: Department of the Army (1500 Porter Street, Fort Detrick, MD 21702) to modify the facility's Reasonably Available Control Technology permit to incorporate changes to the NO_x emission limits for the facility's six emergency generators at their Fort Detrick-Raven Rock Mountain Complex in Liberty Township, **Adams County**.

36-05071A: Valley Proteins, Inc. (693 Wide Hollow Road, East Earl, PA 17519) to replace existing scrubbers and add one new scrubber in East Earl Township, **Lancaster County**.

67-03069A: H & H Castings, Inc. (4300 Lincoln Highway, York, PA 17406) for construction of a no-bake molding line and a sand storage bin controlled by two fabric collectors and a bin vent filter at its aluminum foundry in Hellam Township, **York County**.

67-05008A: York International Corp. (P. O. Box 1592, York, PA 17405-1592) for modification to their rough casting blasting operation. The proposed modification will include redirecting the associated process emissions into an already existing building no. 15 shot blast operation dust collector while removing the rough casting blasting operation's original dust collector from service at the Grantley Plant in Spring Garden Township, **York County**.

67-05024E: Lehigh Cement Co. (200 Hokes Mill Road, York, PA 17404) for reactivation of a stone/clay handling system controlled by a fabric filter in West Manchester Township, **York County**. The equipment is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

67-05043B: Crown Cork & Seal Co., Inc. (1650 Broadway, Hanover, PA 17331) for construction of a new can assembly line welder in Penn Township, **York County**.

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

18-315-001: First Quality Tissue, LLC (599 South Highland Street, Lock Haven, PA 17745-3431) for construction of a paper tissue and towel manufacturing facility in Castanea Township, **Clinton County**. This facility will be subject to Federal prevention of significant deterioration requirements, the new source review requirements of 25 Pa. Code §§ 127.201—127.217 and Subpart Dc of the Federal Standards of Performance for New Stationary Sources.

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

25-919A: Vitco (802 Walnut Street, P. O. Box 279, Waterford, PA 16441) for construction of two spray booths for application of porcelain enamel on inside of ductile iron pipe in Waterford Borough, **Erie County**.

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

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

40-312-042: Petroleum Products Corp.—Eldorado Properties Corp. (P. O. Box 2621, Harrisburg, PA 17105) for modification of facility Permit 40-00028 to include modification of storage tanks 11 and 12 emission data at the Dupont Terminal in Pittston Township, **Luzerne County**. This gasoline terminal is not a Title V facility. This modification to the permit incorporates a change in VOC calculation methodology related to roof landing events and does not include any physical changes to the sources. The plan approval will include all appropriate monitoring, recordkeeping, inspection and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

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

08-313-019D: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848) for the reactivation of a halo phosphor furnace (furnace 6C) in North Towanda Township, **Bradford County**.

Furnace 6C will be used to process halo phosphors for use in fluorescent lighting products. The air contaminant emissions from furnace 6C will be controlled by two fabric collectors, a cartridge collector and an absolute filter. The resultant particulate matter and hydrogen chloride emissions to the atmosphere will be up to a maximum of .26 and .41 ton per year, respectively.

The Department's review of the information contained in the application indicates that the reactivated furnace will comply with all applicable requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department intends to issue plan approval for the reactivation of the respective furnace.

The following is a summary of the conditions the Department proposes to place in the plan approval to be issued to ensure compliance with all applicable regulatory requirements:

1. The furnace vent box emissions shall be controlled a Fuller fabric collector and an absolute filter operating in series. The furnace loading (batt loading) and manual batt unloading operations shall be controlled by a Mikropul fabric collector which shall also be used to provide fugitive emission control in the vent box area. The robotic batt unloading and blast cleaning operations shall be controlled by a Torit cartridge collector.

2. The filters used in the absolute filter shall be XH Absolute high capacity HEPA filters.

3. The Fuller fabric collector shall be insulated.

4. Spare bags and cartridges shall be kept onsite for the collectors and absolute filter.

5. The two fabric collectors, cartridge collector and absolute filter shall each be equipped with instrumentation to monitor the pressure differential across the respective collector or filter on a continuous basis.

6. The air compressors used to provide compressed air to any of the collectors or absolute filter shall be equipped with an air dryer and an oil trap.

7. When the Mikropul fabric collector is in a bag shake cycle, no air contaminant-emitting activity normally controlled by the collector shall occur.

8. Furnace 6C shall not be used to process any raw material containing an element or a compound designated as an HAP except for antimony (and antimony compounds) and manganese (and manganese compounds) without prior Department approval.

9. The hydrogen chloride emissions from Furnace 6C shall not exceed .0935 pound per hour. The PM emissions from the absolute filter, Mikropul fabric collector and Torit cartridge collector shall not exceed .000048, .03 and .03 pound per hour, respectively.

10. The Fuller fabric collector and associated absolute filter may be used to control the vent box emissions from Furnace 7C during the performance of repair or maintenance activities on the Griffin Environmental fabric collector and associated absolute filter normally used to control those emissions provided that said repair or maintenance activities are effected with all due speed and diligence. The Griffin Environmental fabric collector and associated absolute filter may be used to control the vent box emissions from furnace 6C during the performance of repair or maintenance activities on the Fuller fabric collector or associated absolute filter provided that said repair or maintenance activities are effected with all due speed and diligence. This approval is subject to revocation by the Department if the Department determines that repair or maintenance activities are not being effected with all due speed and diligence and/or air contaminant emission control from either furnace is observed to be compromised by this practice.

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

43-290B: Winner Steel, Inc. (277 Sharpsville Avenue, Sharon, PA 16146-5628), for construction of a new no. 3 continuous steel strip galvanizing line furnace in City of Sharon, **Mercer County**. This is a State-only facility. The public notice is required for sources required to obtain a Plan Approval at State-only facilities in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the State-only operating permit through an administrative amendment at a later date. The source shall comply with the following conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b and will demonstrate Best Available Technology for the source:

1. The source shall comply with 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive matter, odor and visible emissions.

2. The PM emissions shall not exceed 0.02 gr/dscf.

3. The NO_x emissions shall not exceed 0.14 no./mmBtu.

4. Stack testing to show compliance with the emission limitations.

25-025F: General Electric Transportation Systems—Erie Plant (2901 E. Lake Road, Rm. 9-201, Erie, PA 16531), for the construction of a new paint and cure booth in building no. 12 in Lawrence Park Township, **Erie County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval at Title V facilities in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date. The source shall comply with the following conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b and will demonstrate Best Available Technology for the source:

1. The source shall comply with 25 Pa. Code §§ 123.1, 123.21, 123.31 and 123.41 for fugitive matter, sulfur compound, odor and visible emissions.
2. The PM emissions shall not exceed 0.02 gr/dscf.
3. The coatings shall meet 25 Pa. Code § 129.52, Table 1, No. 10(e).

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act 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.

21-05006: State System of Higher Education (1871 Old Main Drive, Shippensburg, PA 17257-2299) for a Title V operating permit renewal for Shippensburg University in Shippensburg Borough, **Cumberland County**. The facility's major sources of emissions include coal/oil/gas fired boilers and other combustion sources and engine driven generator which primarily emit NOx. The Title V operating permit will incorporate a boiler's General Permit No. GP1-21-05006A and will contain monitoring, recordkeeping and reporting requirements 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: Muhamad Zaman, Program Manager, (570) 327-0512.

59-00002: Dominion Transmission, Inc. (625 Liberty Avenue, Pittsburgh, PA 15222) for renewal of the Title V operating permit for their Tioga natural gas storage and transmission facility in Farmington Township, **Tioga County**. The facility's main sources include two 4,200 horsepower natural gas fired internal combustion gas transmission engines, which have the potential to emit major quantities of CO and NOx. The facility has the potential to emit PM10, SOx, VOCs and HAPs below the major emission thresholds. The proposed Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

60-00004: New Columbia Joist Co. (2093 Old Highway 15, New Columbia, PA 17856) to issue a revised Title V Operating Permit for their steel joist manufacturing facility in White Deer Township, **Union County** under 25 Pa. Code §§ 127.521 and 127.541. The Title V operating permit revision is to incorporate conditions of equivalency under 25 Pa. Code § 129.51(a) for Armorchem 4500 gray primer used for the dip coating operation. The conditions of equivalency include limits on VOCs emitted per ton of production, coating viscosity and dry paint film

thickness. The operating permit revision for equivalency will allow New Columbia Joist to decrease VOC emissions at the facility. In addition, this operating permit revision includes the requirements specified in 25 Pa. Code § 129.63(a) for the two parts washers identified in the Title V operating permit. The revised operating permit contains all applicable requirements including monitoring, recordkeeping and reporting conditions. The New Columbia Joist representative to contact regarding this revision is Gregory Gemgnani, EH & S Manager, (610) 797-5200.

Intent to Issue Operating Permits under the Air Pollution Control Act 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.

46-00171: John Evans' Sons, Inc. (One Spring Avenue, Lansdale, PA 19446) for a non-Title V, State-only, Natural Minor Operating Permit in Lansdale Borough, **Montgomery County**. The facility manufactures springs per customer specification. The edges of the springs require grinding to smooth out rough edges. There are six grinders at the facility to accomplish this. All of the grit and metal fines that are generated by grinding are sent to a dust collector outside the building. There are PM limits of 0.3 pound per hour, 2.4 pounds per day and 0.3 ton per 12-month rolling period for the grinding process. Other sources of emissions include a 5.2 mmBtu/hr boiler and a parts washer. The parts washer is regulated by the requirements of 25 Pa. Code § 129.63(a) since it is over 2 gallons and 5% VOCs.

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

60-03113: Haines and Kibblehouse, Inc. (P. O. Box 196, Skippack, PA 19474) for operation of a nonmetallic mineral crushing plant controlled by a wet suppression system and a fabric collector at the Birdsboro Quarry in Robeson Township, **Berks County**. The plant has a potential to emit 95 tons per year of particulate. The sources at the plant are subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for New Stationary Sources. The permit will include monitoring, work practices recordkeeping and reporting requirements designed to keep the plant operating within all applicable air quality requirements.

36-03012: Herr and Sacco, Inc. (P. O. Box 99, Landisville, PA 17538) for operation of their paint spray booth, an outdoor painting area and a sandblasting booth in East Hempfield Township, **Lancaster County**. The State-only operating permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

36-03067: Covance Research Products, Inc. (310 Swampbridge Road, Denver, PA 17517) for operation of a pet cremation chamber in West Cocalico Township, **Lancaster County**. Actual emissions of PM are expected to be less than 1 ton per year. The State-only operating permit will include monitoring, recordkeeping, reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

36-05075: Stylecraft Corp. (P. O. Box 458, Blue Ball, PA 17506) for operation of their wood furniture surface

coating facility in East Earl Township, **Lancaster County**. The State-only operating permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for VOCs, HAPs and within all other applicable air quality requirements.

67-03047: Shrewsbury Concrete Co. (New Freedom Road, P. O. Box 176, Shrewsbury, PA 17361) for operation of its batch concrete plant in Shrewsbury Township, **York County**. The State-only operating permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

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

49-00051: Norka Manufacturing, Inc. (103 East 5th Street, Watsontown, PA 17777) for their wood household furniture manufacturing facility in Watsontown Borough, **Northumberland County**. The facility's main sources include two spray paint booths and seven dip tanks. The facility has taken restrictions to limit potential VOCs and HAPs emissions below Title V thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

60-00013: Moore North America, Inc. (1601 Industrial Parkway, Lewisburg, PA 17837) for their paper printing facility in Lewisburg Borough, **Union County**. The facility's main sources include 21 nonheat-set web printing presses. The facility has the potential to emit SOx, NOx, CO, PM10, VOCs and HAPs below the major emission thresholds. The proposed operating permit contains all applicable requirements including Federal and State regulations. In addition, monitoring, recordkeeping and reporting conditions regarding compliance with all applicable requirements are included.

**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.

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

40980104R. JMW Enterprises, Inc. (P. O. Box 81, Rock Glen, PA 18246-0081), renewal of an existing anthracite surface mine operation in Hazle Township, **Luzerne County** affecting 49.7 acres, receiving stream: none. Application received September 5, 2003.

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

03841305. NPDES Permit PA0002275, Keystone Coal Mining Corporation (P. O. Box 219, Shelcta, PA 15774), to revise the permit for the Emilie Mine in Plumcreek and Southbend Townships and Elderton Borough, **Armstrong County**, to install a coal slurry pipeline to three new injection boreholes, Surface Acres Proposed 10.8, no additional discharges. Application received August 7, 2003.

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

10930111 and NPDES Permit No. PA0211834. JMW Enterprises, Inc. (P. O. Box 81, Rock Glen, PA 18246). Renewal of an existing bituminous surface strip and auger operation in Washington Township, **Butler County** affecting 115.5 acres. Receiving streams: six unnamed tributaries to South Branch Slippery Rock Creek and one unnamed tributary to Bear Creek (CWF). There are no potable surface water supply intakes within 10 miles downstream. Application received September 5, 2003.

24820107 and NPDES Permit No. PA0605085. AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15650). Renewal of an existing bituminous surface strip and auger operation in Horton Township, **Elk County** affecting 134.0 acres. Receiving streams: unnamed tributaries to Brandy Camp Run, Brandy Camp Run and Johnson Run (CWF). There are no potable surface water supply intakes within 10 miles downstream. Application received September 8, 2003.

24980104 and NPDES Permit No. PA0227854. Fairview Coal Company (P. O. Box R, Ridgway, PA 15853). Renewal of an existing bituminous surface strip and auger operation in Horton Township, **Elk County** affecting 29.5 acres. Receiving streams: unnamed tributaries to Johnson Run, two unnamed tributaries to Brandy Creek Camp, all to Little Toby Creek (CWF). There are no potable surface water supply intakes within 10 miles downstream. Application received September 8, 2003.

33930107 and NPDES Permit No. PA0211621. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip operation in Pine Creek and Warsaw Townships, **Jefferson County** affecting 383.3 acres. Receiving streams: unnamed tributary of Laurel Run; unnamed tributaries to Little Mill Creek (HQ-CWF); and unnamed tributaries to Mill Creek (CWF). There are no potable surface water supply intakes within 10 miles downstream. Application for reclamation only. Application received September 11, 2003.

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

32970105 and NPDES Permit No. PA0234419. TLH Coal Company, 4401 Pollock Road, Marion Center, PA 15759, permit renewal for reclamation only and for continued operation of a bituminous surface mine in Grant Township, **Indiana County**, affecting 54.2 acres. Receiving streams: East Run (HQ-CWF). There are no potable water supply intakes within 10 miles downstream. Application received August 15, 2003.

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

02930201 and NPDES Permit No. PA0200344. Allegheny Valley Resources, Inc. (623 W. Waldheim Road, Pittsburg, PA 15215). Renewal application for reclamation only of an existing coal refuse reprocessing site in West Deer Township, **Allegheny County**, affecting 56 acres. Receiving streams: unnamed tributary to Little Deer Creek and Little Deer Creek (CWF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received September 8, 2003.

3572SM22 and NPDES Permit No. 0202762. Hanson Aggregates PME, Inc. (Salem Place, Suite 340, 390 Rt. 22, Delmont, PA 15626). Renewal application for reclamation only to an existing noncoal industrial site, in South Buffalo Township, **Armstrong County**, affecting 47.21 acres. Receiving stream: unnamed tributary to Allegheny River (WWF). There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received September 9, 2003.

63813210 and NPDES Permit No. PA0615129. Pennsylvania Coal Reclamation, Inc. (P. O. Box 136, 619 Millers Run Road, Cuddy, PA 15031). Revision application received to change water procedures to include the injection of process water into the underlying abandoned Clyde Mine, at a bituminous surface/coal refuse reprocessing mine in Deemston Borough, **Washington County**, affecting 51.3 acres. Receiving streams: unnamed tributary to Ten Mile Creek to Monongahela River (WWF). The first downstream potable water supply intake from the point of discharge is Brownsville. Application received July 16, 2003.

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

17793123 and NPDES Permit No. PA0089603. Strishock Coal Company, 220 Hillcrest Drive, DuBois, PA 15801. Renewal of an existing bituminous surface mine permit in Union and Brady Townships, **Clearfield County** affecting 102.8 acres. Receiving streams: Sugar Camp Run to Luthersburg Branch and Laborde Branch to Sandy Lick Creek to Redbank Creek to Allegheny River. Application received August 6, 2003.

17930112 and NPDES Permit No. PA0219533. Hepburnia Coal Company, P. O. Box I, Grampian, PA 16838. Renewal of an existing bituminous surface mine permit in Jordan Township, **Clearfield County** affecting 68.5 acres. Receiving streams: unnamed tributary no. 1. Application received August 12, 2003.

17980107 and NPDES Permit No. PA0237973. GLR Mining, Inc., P. O. Box 105, Clymer, PA 15728. Renewal of an existing bituminous surface mine permit in Bell Township, **Clearfield County** affecting 58 acres. Receiving streams: unnamed tributary to Haslett Run to

Haslett Run; Haslett Run to West Branch Susquehanna River. Application received August 21, 2003.

17814000 and NPDES Permit No. PA0608769. TDK Coal Sales, Inc., P. O. Box 259, Brockway, PA 15824. Renewal of an existing bituminous surface mine permit in Penn Township, **Clearfield County** affecting 204.2 acres. Receiving streams: unnamed tributary to and Irish Run to Curry Run to West Branch Susquehanna River. Application received September 4, 2003.

41920101 and NPDES Permit No. PA0207195. Fisher Mining Company, 40 Choate Circle, Montoursville, PA 17754. Renewal of an existing bituminous surface mine permit in Pine Township, **Lycoming County** affecting 217.4 acres. Receiving streams: Buckeye Run to Otter Run; Otter Run to Little Pine Creek; and Shinglemill Run to Little Pine Creek; Little Pine Creek to Pine Creek; Pine Creek to West Branch Susquehanna River. Application received September 4, 2003.

17030112 and NPDES Permit No. PA0243566. PG & E Operating Services, 2151 Libson Road, Kenderdell, PA 16374. Commencement, operation and restoration of a bituminous surface mine-beneficial use ash disposal permit in Chest Township, **Clearfield County** affecting 83.9 acres. Receiving streams: North Camp Run

to Chest Creek to West Branch of the Susquehanna River (CWF). The first downstream potable water supply intake from the point of discharge is: none within 10 miles downstream. Application received September 9, 2003.

Coal Applications Returned

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

56020108 and NPDES Permit No. PA024930. Fieg Brothers, 3070 Stoystown Road, Stoystown, PA 15563-8164, commencement, operation and restoration of a bituminous surface mine and for discharge of treated mine drainage in Southampton Township, **Somerset County**, affecting 55.8 acres. Receiving streams: unnamed tributaries to North Branch (CWF) and unnamed tributary to Rush Run (HQ-CWF). There are no potable water supply intakes within 10 miles downstream. Application received October 7, 2002. Permit withdrawn: August 20, 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.

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

06970302C2 and NPDES Permit PA0223794. Haines & Kibblehouse, Inc. (2052 Lucon Road, P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit for discharge of treated mine drainage in Robeson and Union Townships, **Berks County**. Receiving stream: unnamed tributary to Hay Creek (EV). Application received September 8, 2003.

52920801. FAW Associates (c/o Samall Properties, Inc., P. O. Box 927, Milford, PA 18337), Stage I and II bond release for a small quarry operation in Milford Township, **Pike County** affecting 2.0 acres on property owned by FAW Associates. Application received August 27, 2003.

40990801. Piacenti Trucking & Excavating, Inc. (R538 Putnam Street, West Hazleton, PA 18202), Stage I and II bond release for a small quarry operation in Butler Township, **Luzerne County** affecting 5.0 acres on property owned by John and Betty Duffy. Application received September 9, 2003.

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

08960301 and NPDES Permit No. PA0220311. Glenn O. Hawbaker, Inc., 1952 Waddle Road, State

College, PA 16803. Transfer of an existing large industrial minerals permit from Graham Construction & Excavating, in Canton Township, **Bradford County** affecting 19.2 acres. Receiving streams: Towanda Creek, tributary to North Branch of the Susquehanna River. Application received August 27, 2003.

ABANDONED MINE RECLAMATION

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

Project No. BF 509, Decatur Township, Clearfield County, 93 acres.

Letters of interest must be received by Roderick A. Fletcher, P. E., Director, Bureau of Abandoned Mine Reclamation, Department of Environmental Protection, 400 Market Street, P. O. Box 8476, Harrisburg, PA 17105-8476 by 4 p.m. on October 27, 2003, to be considered. Telephone inquiries should be directed to Charles Lonkart, Division of Mine Hazards, (717) 787-3448.

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

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

E39-425. Polaris Park, L. P., 7562 Penn Drive, Suite 100, Allentown, PA 18106 in Upper Macungie Township, **Lehigh County**, U. S. Army Corps of Engineers, Philadelphia District.

Giving consent to the following activities associated with Polaris Medical Office Building Project: (1) to remove the existing Centronia Road structure and to construct and maintain a 77-foot long, 11-foot by 2.7-foot box culvert across a tributary to Cedar Creek (HQ-CWF); (2) to construct and maintain a channel change consisting of realigning approximately 100 feet of the tributary; (3) to construct and maintain a channel change consisting of reshaping and lining approximately 170 feet of the tributary with soil reinforcement matting; (4) to construct and maintain a 440-foot long retaining wall varying in height between 1-foot and 7-foot in the floodway along the tributary; (5) to construct and maintain approximately 450 feet of 10-inch diameter sanitary sewer line in the floodway of a tributary to Cedar Creek; (6) to construct and maintain an outfall structure consisting of three 54-inch diameter concrete pipes with a concrete endwall and concrete apron in the floodway of the tributary; and (7) to construct and maintain various other outfall structures in the floodway of the tributary. The project is near the intersection of Centronia Road (SR 3008) and Schantz Road (Allentown West, PA Quadrangle N: 15.8 inches; W: 7.6 inches).

E40-624. Greater Wilkes-Barre Chamber of Business and Industry, 2 Public Square, P. O. Box 5340, Wilkes-Barre, PA 18710-5340 in Hanover Township, **Luzerne County**, U. S. Army Corps of Engineers, Baltimore District.

To place fill in 1.24 acres of PSS/FO wetlands; to construct and maintain a stream enclosure of Warriar Creek (CWF), consisting of 203 linear feet of 10.0-foot diameter asphalt-coated CSP culvert, with 65 linear feet of riprap extending upstream of the culvert and 32 linear feet of riprap extending downstream of the culvert; to construct and maintain a stormwater outfall structure along the right bank of Warriar Creek, immediately upstream of the entrance to the proposed stream enclosure; and to construct and maintain a stream enclosure of a tributary to Warriar Creek (locally known as Garringers Creek), consisting of 216 linear feet of 10.0-foot diameter asphalt-coated CSP culvert, with 12 linear feet of riprap extending upstream of the culvert linear feet of riprap extending upstream of the culvert and 30 linear feet of riprap extending downstream of the culvert. The purpose of the project is to extend the main access road into the Hanover Crossings Industrial Development. The entrance to the development is on the north side of SR 2008 (Middle Road), approximately 2,000 feet east of the interchange of SR 2008 and SR 0029 (Wilkes-Barre West, PA Quadrangle N: 15.0 inches; W: 10.5 inches).

E40-625. Pizza Perfect, 16 Carverton Road, Trucksville, PA 18708 in Kingston Township, **Luzerne County**, U. S. Army Corps of Engineers, Baltimore District.

To remove approximately 66 linear feet of failing retaining wall and a 12-inch stormwater outfall and to construct and maintain approximately 68 linear feet of concrete retaining wall in a 12-inch CMP stormwater outfall, along the left bank of a tributary to Toby Creek (CWF), for the purpose of stream bank stabilization. The wall height is approximately 15 feet relative to the stream bed. During construction, approximately 75 linear feet of sand bag cofferdam will be installed to isolate the work area. The project is behind the Pizza Perfect building, at the northeast corner on the intersection of SR 0309 in SR 1036 (Carverton Road) (Kingston, PA Quadrangle N: 9.6 inches; W: 7.6 inches).

E48-338. Hornstein Enterprises, Inc., 1150 Cedarcrest Boulevard, Allentown, PA 18103 in Forks Township, **Northampton County**, U. S. Army Corps of Engineers, Philadelphia District.

To construct and maintain three stormwater outfall structures in Bushkill Creek (HQ-TSF) which are associated with the proposed Penn's Ridge planned residential development. The project is approximately 0.4 mile north of the intersection of SR 2019 (Bushkill Drive) and SR 2036 (Zucksville Road) (Easton, PA-NJ Quadrangle N: 17.9 inches; W: 16.9 inches).

E64-243. Wayne Memorial Hospital, West and Park Streets, Honesdale, PA 18431 in Honesdale Borough, **Wayne County**, U. S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a single-span prefabricated steel truss pedestrian bridge, having a span of 140 feet and an underclearance of approximately 17 feet, across West Branch Lackawaxen River (HQ-CWF). The bridge will provide access to a parking area on the south side of the river. The project is south of the intersection of SR 0006 (Park Street) and West Street (Honesdale, PA Quadrangle N: 13.7 inches; W: 1.3 inches).

E48-337. Lower Saucon Township, 3700 Old Philadelphia Pike, Bethlehem, PA 18015 in Lower Saucon Township, **Northampton County**, U. S. Army Corps of Engineers, Philadelphia District.

To repair and maintain an existing two span cast iron pony truss pedestrian bridge across Saucon Creek (CWF). The proposed work consists of structural upgrades to the superstructure and rehabilitation of the concrete and stone center pier. The project is northeast of the intersection of Old Mill Road and Reading Road (Hellertown, PA Quadrangle N: 11.1 inches; W: 13.7 inches).

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

E50-216: John Adams, R. R. 2, Box 622, Newport, PA 17068 in Centre Township, **Perry County**, ACOE Baltimore District.

To install and maintain a bridge with a span of 10 feet to cross the Little Juniata Creek (CWF), approximately 1,000 feet south of Route 274 (Newport, PA Quadrangle N: 5.78 inches; W: 13.2 inches) in Centre Township, Perry County.

E01-243: Department of Transportation, District 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Mt. Pleasant Township and Bonneauville Borough, **Adams County**, ACOE Baltimore District.

To remove the existing bridge and to construct and maintain a 13.45-foot by 4.33-foot box culvert at the channel of Chicken Run (WWF) on SR 0116, Section 014, Segment 0330, Offset 0975 about 2.7 miles from its intersection with US 15 (Gettysburg, PA Quadrangle N: 11.7 inches; W: 3.45 inches) in Mt. Pleasant Township and Bonneauville Borough, Adams County.

E21-355: Department of Transportation, District 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Dickinson Township, **Cumberland County**, ACOE Baltimore District.

To remove the existing bridge and then to construct and maintain a twin cell 14-foot by 5-foot box culvert at the channel of Tagg Run (HQ-CWF) on SR 3008, Section 006, Segment 0120, Offset 0016 at the Village of Toland (Mt. Holly Springs, PA Quadrangle N: 12.4 inches; W: 12.5 inches) in Dickinson Township, Cumberland County.

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

E49-269. Nicholas and Amy Telesky, 146 North Front Street, Milton, PA 17847-1204. Water Obstruction and Encroachment Permit application in Milton Borough, **Northumberland County**, ACOE Susquehanna River Basin District (Northumberland, PA Quadrangle N: 4.0 inches; W: 14.5 inches).

To construct and maintain a 28-foot by 14-foot open deck, which is in the floodway of the West Branch of the Susquehanna River along the eastern right-of-way of North Front Street in Milton Borough, Northumberland County. This project does not propose to impact any jurisdictional wetlands.

E49-270. Fleetwood Motor Homes of Pa., Inc., P. O. Box 5, Paxinos, PA 17860-0005. Plant expansion in Ralpho Township, **Northumberland County**, ACOE Susquehanna River Basin District (Shamokin, PA Quadrangle N: 16.7 inches; W: 10.6 inches).

To enclose 300 feet of unnamed tributary to Timber Creek (CWF) and fill 0.422 acre of jurisdictional wetland for the purpose of plant expansion. The project is 0.5 mile

east of the intersection of SR 0061 and SR 0487 along the southern right-of-way of SR 0487 in Ralpho Township, Northumberland County. The project does propose to permanently impact 0.422 acre of jurisdictional wetland.

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

E02-1438. Allegheny County Department of Public Works, 501 County Office Building, 542 Forbes Avenue, Pittsburgh, PA 15219-2904. Glen Mitchell Road Stream Enclosure in Aleppo Township, **Allegheny County**, Pittsburgh ACOE District (Latitude: 40° 32' 0"—Longitude: 80° 9' 25") (Ambridge, PA Quadrangle N: 6.4 inches; W: 5.6 inches). The applicant proposes to construct and maintain a 54-inch diameter culvert for a distance of approximately 208 feet with a 46-foot long riprap plunge pool energy dissipater within a tributary to the Ohio River (WWF). The project is needed to address a landslide, which has closed Glen Mitchell Road. The project is on the southeast side of Glenn Mitchell Road, approximately 1,800 northeast of its intersection with Beaver Avenue. The project has been authorized under an Emergency Permit No. EP0203205. The total stream impact is approximately 254 feet long.

E32-450. Indiana County Commissioners, 825 Philadelphia Street, Indiana, PA 15701-3942. Fitzgerald Bridge in Center Township, **Indiana County**, Pittsburgh ACOE District (Latitude: 40° 33' 51"—Longitude: 79° 11' 56") (Indiana, PA Quadrangle N: 11.67 inches; W: 10.27 inches). The applicant proposes to remove the existing Fitzgerald Bridge and to construct and maintain a 10.0-meter long single span bridge having a normal span of 10.0 meters and an underclearance of 3.1 meters across Cherry Run (CWF) for the purpose of improving transportation safety and roadway standards. The applicant also proposes the relocation and maintenance of 91.44 meters of an unnamed tributary to Cherry Run (CWF) as part of this project. The project is on T-469, approximately 500 feet from its intersection with SR 3056.

E63-550. Washington County Commissioners, 100 West Beau Street, Suite 701, Washington, PA 15301-4470. West Finley Township Road T-314 (Erskine Road) in West Finley Township, **Washington County**, Pittsburgh ACOE District (Latitude: 40° 03' 59"—Longitude: 80° 30' 58") (Valley Grove, WV-PA N: 2.1 inches; W: 2.3 inches). The applicant proposes to rehabilitate and maintain the existing T-314 Erskine Road covered bridge having a normal clear span of 39.75 feet and an underclearance of 10.14 feet over Middle Wheeling Creek (WWF). The span and underclearance will not change. The project will directly affect, by R-8 rock scour protection, 37.5 linear feet of perennial stream. No vegetated wetlands will be impacted.

E63-552. Washington County Commissioners, 100 West Beau Street, Suite 701, Washington, PA 15301-4470. Donegal Township Road T-423 (May's Bridge) in Donegal Township, **Washington County**, Pittsburgh ACOE District (Latitude: 40° 05' 18"—Longitude: 80° 29' 15") (Claysville, PA Quadrangle N: 16.0 inches; W: 15.7 inches). The applicant proposes to rehabilitate and maintain the existing T-423 Waynesburg Road covered bridge (May's Bridge) having a normal span of 31.75 feet and an underclearance of 5.43 feet over an unnamed tributary to Middle Wheeling Creek (WWF). The span and underclearance of the bridge will not change. R-7 rock scour protection is proposed along the bridge abutments and wingwalls and at the outfall of an existing 16-inch diameter pipe outfall. The project will directly affect,

through R-7 scour protection, 50.0 linear feet of stream. No vegetated wetlands will be impacted.

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

E25-678, Norfolk Southern Railway Company, 99 Spring Street, Building 142, Atlanta, GA 30303. Norfolk Southern Railway Company Bridges B-110.39 and B-113.23 in Springfield Township, **Erie County**, ACOE Pittsburgh District.

To conduct the following activities on the existing Norfolk Southern Railway Company line traversing Erie County north of Interstate 90:

1. To remove deteriorated concrete, install a new concrete floor slab, extend the wingwalls and maintain the existing 58-foot long structure having a span of 16 feet and an underclearance of approximately across Raccoon Creek at 110.39 approximately 300 feet downstream of SR 5 (East Springfield, PA Quadrangle N: 16.4 inches; W: 11.6 inches).

2. To install and maintain a 70-foot long, 65-inch wide by 40-inch high steel pipe arch culvert inside the existing concrete box culvert and a 70-foot long, 6-foot diameter steel pipe or 7-foot diameter steel tunnel liner with concrete invert parallel to the existing box culvert in a tributary to Turkey Creek at 113.23 approximately 2,000 feet downstream of SR 20 and 1 mile west of SR 5 (Conneaut, OH Quadrangle N: 14.0 inches; W: 1.5 inches).

E25-679, Department of Transportation, District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301. SR 1008, Segment 0080, Offset 1458 across tributary to Twelvemile Creek in North East Township, **Erie County**, ACOE Pittsburgh District (Harborcreek, PA Quadrangle N: 9.3 inches; W: 15.65 inches).

To remove the existing structure and to construct and maintain a precast concrete arch bridge having a clear span of 24 feet and a maximum rise of 11 feet across a

tributary to Twelvemile Creek on SR 1008, Segment 0080, Offset 1458 approximately 0.6 mile east of SR 1006.

E27-074, Richard J. Luty Sr., 2385 Saxonburg Road, Cheswick, PA 15024 in Kingsley Township, **Forest County**, ACOE Pittsburgh District (Mayburg, PA Quadrangle N: 16.7 inches; W: 11.5 inches).

The applicant proposes to fill 0.22 acre of PEM/PSS wetland for the construction of a cabin with attached porch, privy and associated 1,000-gallon holding tank in Kingsley Township, Forest County approximately 0.4 mile east of the intersection of SR 666 and Bobbs Creek Road. Payment to the Wetland Replacement Project fund shall compensate for wetland impacts. The project proposes to directly affect 0.1 acre of wetlands and is in the Tionesta Creek watershed (CWF, perennial). The application is for an after-the-fact permit. The project has already been constructed.

E61-262, President Township, 186 Julius Drive, Oil City, PA 16301. T-537 Across Stewart Run in President Township, **Venango County**, ACOE Pittsburgh District (President, PA Quadrangle N: 18.1 inches; W: 5.8 inches).

To remove the existing superstructure and to install and maintain a steel beam bridge having a structure length of 39 feet and providing a clear span of 32 feet and an underclearance of 6.2 feet across Stewart Run (CWF) on T-537, approximately 2.4 miles west of SR 62.

E61-263, Department of Transportation, District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301. SR 4009, Segment 0070, Offset 1678 Across East Branch Sugar Creek in Oakland Township, **Venango County**, ACOE Pittsburgh District (Dempseytown, PA Quadrangle N: 3.1 inches; W: 11.3 inches).

To remove the existing structure and to construct and maintain a prestressed concrete adjacent box beam bridge having a clear span of 82.34 feet and an underclearance of 13.8 feet on a 65° skew across East Branch Sugar Creek on SR 4009, Segment 0070, Offset 1678, approximately 2 miles south of the Village of Sunville.

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 for coverage under General Permits. This notice is provided in accordance with 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—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 Notices of Intent (NOI) for coverage under General NPDES Permits. 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 before the action.

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES Permit 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>
PA0055786	William H. Schatz 43 Carter Road Thornton, PA 19373	Delaware County Thornbury Township	UNT to West Branch of Chester Creek 3G	Y

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

Dauphin County Conservation District: 1451 Peters Mountain Rd., Dauphin, PA 17018, (717) 921-8100.

<i>NPDES Permit 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>
PAR10I153R	Andrew Bottaro Paxton Towne Center 5125 Jonestown Rd. Harrisburg, PA 17112	Dauphin County Lower Paxton Township	Beaver Creek WWF	Y

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

<i>NPDES Permit 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>
PA0023141	Hastings Area Sewer Authority 207-1 Fifth Avenue P. O. Box 559 Hastings, PA 16646-0559	Cambria County Elder Township	Brubaker Run	Y
PA0096989	Kuntz Associates Inc. 4146 Route 217 Hwy. North Blairsville, PA 15717-5069	Indiana County Armstrong Township	UNT of Curry Run	Y

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

<i>NPDES Permit 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>
PA0023451	Mt. Jewett Regional Sewer Authority P. O. Box 680 1 Center Street Mt. Jewett, PA 16740-0680	Mt. Jewett Borough McKean County	Unnamed tributary to Kinzu Creek 16-B	Y
PA0040967	Kinzu Ltd./Wolf Run Marina Route 59 P. O. Box 825 Warren, PA 16365	Mead Township Warren County	Allegheny River Reservoir 16-B	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. PA0026131 Amendment No. 1, Sewage, **Upper Merion Municipal Utility Authority**, 175 West Valley Forge Road, King of Prussia, PA 19406. This proposed facility is in Upper Merion Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval to amend existing permit to include stormwater discharge from the facility into Trout Run.

NPDES Permit No. PA0026085 Amendment No. 1, Sewage, **Upper Merion Municipal Utility Authority**, 157 West Valley Forge Road, King of Prussia, PA 19406. This proposed facility is in Upper Merion Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval to amend existing permit to include stormwater discharge from the facility.

NPDES Permit No. PA0020532 Amendment No. 2, Sewage, **Upper Montgomery Joint Authority**, P. O. Box 6, Pennsburg, PA 18073. This proposed facility is in Upper Hanover Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval to amend existing permit to include stormwater discharge from the facility.

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

NPDES Permit No. PA0247073, Sewage, **Hopewell Township Supervisors, Sunnyside Wastewater Treatment Plant**, 2759 Raystown Road, Hopewell, PA 16650. This proposed facility is in Hopewell Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to Raystown Branch Juniata River.

NPDES Permit No. PA0023744, Sewage, **Northeastern York County Sewer Authority**, 175 Chestnut Street, P. O. Box 516, Mount Wolf, PA 17347. This proposed facility is in East Manchester Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to the Susquehanna River in Watershed 7-H.

NPDES Permit No. PA0085537, Sewage, **Altoona City Authority, Bellwood Water Plant**, 20 Greenwood Road, Altoona, PA 16602-7114. This proposed facility is in Antis Township, **Blair County**.

Description of Proposed Action/Activity: Authorization to discharge to Bells Gap Run in Watershed 11-A.

NPDES Permit No. PA0247081, Sewage, **Hopewell Township Supervisors, Tatesville Wastewater Treatment Plant**, 2759 Raystown Road, Hopewell, PA 16650. This proposed facility is in Hopewell Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to Pipers Run in Watershed 11-D.

NPDES Permit No. PA0033995 Amendment No. 1, Sewage, **County of Berks, County STP**, Sixth and

Court Streets, 14th Floor, Reading, PA 19601. This proposed facility is in Bern Township, **Berks County**.

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

NPDES Permit No. PA0007536, Industrial Waste, **Wilbur Chocolate Company, Inc.**, 48 North Broad Street, Lititz, PA 17543. This proposed facility is in Lititz Borough, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to Lititz Run in Watershed 7-J.

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

NPDES Permit No. PA0239046, Industrial Waste, **Ridgway Powdered Metals**, P. O. Box 398, Ridgway, PA 15853. This proposed facility is in Ridgway Township, **Elk County**.

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

NPDES Permit No. PA0239194, Sewage, **Cherrytree Land Development**, 4342 State Road 8, Titusville, PA 61354. This proposed facility is in Cherrytree Township, **Venango County**.

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

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

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

WQM Permit No. 5803402, Sewerage, **Hallstead-Great Bend Joint Sewer Authority**, Spring Street, P. O. Box 747, Great Bend, PA 18821-0747. This proposed facility is in Great Bend Township, **Susquehanna County**.

Description of Proposed Action: Issuance of Water Quality Management (Part II) Permit for construction of a new sanitary sewer extension to the Hallstead Great Bend Joint Sewer Authority sanitary sewer system, including gravity sewers and three pumping stations with force mains. The proposed "Phase I Sewer Extension" will be a main truck line that will extend from the existing Hallstead Great Bend Joint Sewer Authority sewer system through Great Bend Township to New Milford Township boundary, where it will connect and receive wastewater flow from the New Milford Municipal Authority's new sewer system.

WQM Permit No. 4503403, Sewerage, **Arrowhead Sewer Co., Inc.**, H. C. 88, Box 305, Pocono Lake, PA 18347. This proposed facility is in Coolbaugh Township, **Monroe County**.

Description of Proposed Action/Activity: Installation of 100,000 gpd upflow sludge blanket filtration plant to replace part of deteriorating wastewater treatment plant.

WQM Permit No. 4503402, Sewerage, **Farda Realty Associates, L. P. (The Summit Resort)**, P. O. Box 130, Tannersville, PA 18372. This proposed facility is in Pocono Township, **Monroe County**.

Description of Proposed Action/Activity: Issuance of Water Quality Management Permit.

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

WQM Permit No. 0503403, Sewerage, **Hopewell Township Supervisors**, 2759 Raystown Road, Hopewell, PA 16650. This proposed facility is in Hopewell Township, **Bedford County**.

Description of Proposed Action/Activity: Approval for the construction/operation of sewage treatment facilities, sewers and appurtenances and pump stations.

WQM Permit No. 0503404, Sewerage, **Hopewell Township Supervisors**, 2759 Raystown Road, Hopewell, PA 16650. This proposed facility is in Hopewell Township, **Bedford County**.

Description of Proposed Action/Activity: Approval for the construction/operation of sewage treatment facilities, sewers and appurtenances and pump stations.

WQM Permit No. 0602404, Sewerage, **County of Berks, County STP**, 633 Court Street, Reading, PA 19601. This proposed facility is in Bern Township, **Berks County**.

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

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

WQM Permit No. 3299404-A1, Sewerage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701. This proposed facility is in Washington Township, **Indiana County**.

Description of Proposed Action/Activity: Gravity sewers and sewage treatment plant expansion.

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

WQM Permit No. 2585402, Sewerage Amendment No. 1, **Municipal Authority of the City of Corry**, 100 Center Street, Corry, PA 16407-1993. This proposed facility is in City of Corry, **Erie County**.

Description of Proposed Action/Activity: This project is for a major upgrade to the existing wastewater treatment facility.

WQM Permit No. 2503421, Sewerage, **Eric S. Peterseim**, 140 Kraus Drive, Erie, PA 16511. This proposed facility is in Harborcreek Township, **Erie County**.

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

WQM Permit No. 2503413, Sewerage, **William E. Walker Subdivision, SFTF**, 2800 West 21st, Erie, PA 16506-2980. This proposed facility is in Franklin Township, **Erie County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a small flow sewage treatment system to serve three single family homes.

WQM Permit No. 1003410, Sewerage, **Western Butler County Authority**, 607 Market Street, P. O. Box 427, Zelenople, PA 16063. This proposed facility is in Lancaster Township, **Butler County**.

Description of Proposed Action/Activity: This project is for the Scholar's Run sewer extension.

WQM Permit No. 2002410, Sewerage, **City of Titusville**, 107 North Franklin Street, Titusville, PA 16354. This proposed facility is in the City of Titusville, **Crawford County**.

Description of Proposed Action/Activity: This permit approves the construction, modification and operation of sewage facilities including sewage treatment plant upgrades and parallel interceptor.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from 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>
PAS10J034-R	Bonaventure Builders, Inc. Fivormore Development 449 Mt. Alverno Road Media, PA 19063	Delaware	Edgmont Township	Unnamed tributary Ridley Creek HQ-TSF

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>
PAS10S059-R	Mountain Manor Inn, Inc. P. O. Box 1067 Marshalls Creek, PA 18335	Monroe	Smithfield Township	Marshalls Creek HQ-CWF
PAI024803009	Acquisition Management, Inc. 2141 Downy Flake Lane Allentown, PA 18103	Northampton	Bath Borough	Monocacy Creek HQ-CWF
PAS10U189	Borough of Nazareth 30 Belvidere St. Nazareth, PA 18064	Northampton	Nazareth Borough	Monocacy Creek HQ-CWF Shoeneck Creek WWF

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10S113	Farda Realty Associates, LP The Summit P. O. Box 130 Tannersville, PA 18372	Monroe	Pocono Township	Pocono Creek HQ-CWF

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

Adams County Conservation District, 670 Old Harrisburg Road, Ste. 201, Gettysburg, PA 17325.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2000103014	AMGRAR c/o Hershey Equipment Co., Inc. 255 Plane Tree Drive Lancaster, PA 17603	Adams	Tyrone Township	Conewago Creek Basin WWF

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>
PAG2000603055	Wyomissing School District 630 Evans Ave. Wyomissing, PA 19610	Berks	Wyomissing Borough	Schuylkill River CWF
PAG2000603069	Gen-Terra Corp. 101 Marchwood Road Exton, PA 19341	Berks	Robeson Township	Seidel Creek WWF
PAG2000603060	Muhlenberg School District 801 Bellevue Avenue Laureldale, PA 19605	Berks	Laureldale Borough Muhlenberg Township	Abandoned Quarry

York County Conservation District: 118 Pleasant Acres Road, York, PA 17402, (717) 840-7430.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2006703061	Dean Hemfing West Manheim Township 31 Fairview Drive Hanover, PA 17331	York	West Manheim Township	Indian Run Furnace Creek WWF
PAG2006703094	Donald Lenker Donco Construction P. O. Box 123 Dauphin, PA 17108	York	Carroll Township	UNT to Yellow Breeches CWF
PAG2006703113	City View Community Church of York 1655 Roosevelt Ave. York, PA 17404	York	Manchester Township	Willis Run WWF

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 Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site

PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from 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>
City of Chester Delaware County	PAG2002303052	Chester Economic and Development Authority 511 Welsh Street Chester, PA 19013	Delaware River WWF-MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Limerick Township Montgomery County	PAG2004603086	Cambone Brothers Dev. Co. West Cherry Lane Subdivision P. O. Box 287 Fairview Village, PA 19409	Brooke Evans Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Whitpain Township Montgomery County	PAG2004603155	Center Square Associates 630 and 646 Skippack Pike 109 Shetland Way Collegeville, PA 19426	Tributary Stoney Creek CWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Limerick Township Montgomery County	PAG2004602003	Gambone Brothers Dev. Co. Glenview Estates P. O. Box 287 Fairview Village, PA 19409	Landis Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Dublin Township Montgomery County	PAG2004603115	John Eichenlaub, Inc. Pileggi Tract 1101 Hauges Mill Road Ambler, PA 19002	Unnamed tributary Rapp Run	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Pocopson Township Chester County	PAG2001503056	Thomas Cappie Pennwycke P. O. Box 98 Chadds Ford, PA 19317	Pocopson Creek TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Westtown Township Chester County	PAG2001503083	Westtown Township Westtown/East Goshen Police Station P. O. Box 79 Westtown, PA 19395-0079	Goose Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Fallowfield Township Chester County	PAG2001503072	John Thompson North Woods—Thompson Homes North Tract 981 South Bolmar Street West Chester, PA 19382	Valley Run East Branch Brandywine Creek TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Caln Township Chester County	PAG2001503068	Mario Diliberto Delaware Valley Concrete Co. 248 East County Line Road P. O. Box 457 Hatboro, PA 19040	Valley Creek CWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Marlborough Township Chester County	PAG2001503069	Robert Marshall 2049 Lenape-Unionville Road Kennett Square, PA 19348	Pocopson 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>
East Bradford Township Chester County	PAG2001503079	Orazio Nastase 549 South Matlack Street West Chester, PA 19382-3707	Brandywine Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Kennett Township Chester County	PAG2001503084	Brandywine Builders P. O. Box 1071 Kennett Square, PA 19348	West Branch Red Clay Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Sadsbury Township Chester County	PAG2001503076	John S. Stoltzfus Johns S. and Betty A. Stoltzfus 7643 North Moscow Road Parkesburg, PA 19365	Bucks Run TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Fallowfield Township Chester County	PAG2001503078	John Callahan John Callahan Subdivision 771 Highspire Road Glenmoore, PA 19343	Unnamed tributary Dennis Run WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Phoenixville Borough Chester County	PAG2001503047	Borough of Phoenixville French Creek Interceptor—Phase II 140 Church Street Phoenixville, PA 19460	French Creek Schuylkill River TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Luzerne County Kingston Township	PAG2004003032	Kingston Township 180 East Center St. Shavertown, PA 18708	Abrahams Creek CWF	Luzerne County Conservation District (570) 674-7991
Lehigh County South Whitehall Township	PAG2003903006	John Lynch LA Fitness Sports Centers 650 Sentry Parkway Suite 1 Blue Bell, PA 19422	Jordan Creek TSF, MF	Lehigh County Conservation District (610) 391-9583
Columbia County Scott Township	PAG2001903013	Gary Fitzpatrick NAM Futures, LLC P. O. Box 127 Bloomsburg, PA 17815	Susquehanna River Basin North Branch Susquehanna River Kinney's Run WWF	Columbia County Conservation District 702 Sawmill Rd., Suite 204 Bloomsburg, PA 17815 (570) 784-1310
Montour County Derry Township	PAG2004703008	Doug Beachel 1894 Continental Blvd. Danville, PA 17821	West Branch Chillisquequa Creek WWF	Montour County Conservation District 112 Woodbine Lane Suite 2 Danville, PA 17821 (570) 271-1140
Beaver County Center Township	PAG2000403015	Joseph Olszewski 9 Christine Drive McKees Rocks, PA 15136	UNT to Elkhorn Run WWF	Beaver County Conservation District (724) 774-7090
Beaver County Shippingport Borough	PAG2000403018	Shippingport Borough c/o William Green, Secretary P. O. Box 76 Shippingport, PA 15077-0076	Haden Run WWF Ohio River WWF Peggs Run WWF	Beaver County Conservation District (724) 774-7090
Cambria County Croyle Township	PAG2001103017	Forest Hills School District 547 Locust St. Sidman, PA 15955	UNT to South Fork of Little Conemaugh River CWF	Cambria County Conservation District (814) 472-2120

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Cambria County Richland Township	PAG2001103018	Johnstown Cambria County Airport Authority 479 Airport Road, Suite 1 Johnstown, PA 15904	Solomon Run WWF	Cambria County Conservation District (814) 472-2120
Fayette County North Union Township	PAG2002603014	William E. Numrich P. O. Box 2125 Uniontown, PA 15401	Redstone Creek WWF	Fayette County Conservation District (724) 438-4497
Indiana County White Township	PAG2003203006	David B. Bork Ottelia Associates 537 Neal Road Homer City, PA 15748	Stoney Run UNT to Two Lick Creek CWF	Indiana County Conservation District (724) 463-8547
Washington County South Strabane Township	PAG2006303032	Hawthorne Partners 102 West Pike St., Suite 200 Houston, PA 15342	Chartiers Creek WWF	Washington County Conservation District (724) 228-6774
Washington County South Strabane Township	PAG2006303035	Gerald Raymond 1655 Jefferson Avenue Washington, PA 15301	Chartiers Creek WWF	Washington County Conservation District (724) 228-6774
Westmoreland County East Huntingdon Township	PAG2006503039	Mt. Pleasant Village, LP 100 Sandune Drive Pittsburgh, PA 15239	Jacobs Creek WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Washington Township	PAG2006503040	Rick Edwards 120 Purity Road Pittsburgh, PA 15235	Tributary to Pucketa Creek TSF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Unity Township	PAG2006503041	Knights Landing, Inc. 8954 Hill Drive North Huntingdon, PA 15642	Loyalhanna Creek WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County City of Lower Burrell	PAG2006503042	The Peoples Natural Gas Company 1201 Pitt Street Pittsburgh, PA 15221	UNT to Allegheny River WWF Chartiers Run TSF	Westmoreland County Conservation District (724) 837-5271
Butler County Adams Township	PAG2001003023	Mars Area School District 545 Route 228 Mars, PA 16046	Glade Run WWF	Butler County Conservation District (724) 284-5270
Butler County Cranberry Township	PAR10E188-1	Donald Rodgers 215 Executive Drive Cranberry, PA 16606	Tributary to Brush Creek WWF	Butler County Conservation District (724) 284-5270
Crawford County West Mead Township	PAG2002003010	Fred Phillis 19040 Park Avenue Meadville, PA 16335	Woodcock Creek CWF	Crawford County Conservation District (814) 724-1793
Erie County City of Erie	PAG2002503016(1)	Schvaro Reality Company 1314 West 18th Street Erie, PA 16502	McDaniel Run WWF-MF	Erie County Conservation District (814) 825-6403
Erie County Millcreek Township Summit Township	PAG2002503039	Erie Water Works 340 West Bayfront Parkway Erie, PA 16507	Walnut Creek CWF; MF	Erie County Conservation District (814) 825-6403
Lawrence County Neshannock Township	PAR103730R	A. G. Development Company Leo Golba, Partner 149 Enclave Drive New Castle, PA 16105	Tributary to Shenango River WWF	Lawrence County Conservation District (724) 652-4512

General Permit Type—PAG-3

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Wright Township Luzerne County	PAR112226	Fairchild Semiconductor 125 Crestwood Road Mountaintop, PA 18707-2189	Bow Creek CWF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Plainfield Township Northampton County	PAR602216	J. F. R. Salvage, Inc. P. O. Box 17 6500 Sullivan Trail Wind Gap, PA 18091	Unnamed Intermittent Stream	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
East Brunswick Township Schuylkill County	PAR602206	Joe's Used Auto Parts Div. of J. W. Zaprazny, Inc. 2401 Summer Valley Road New Ringgold, PA 17960	Koenigs Creek	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Whitehall Township Lehigh County	PAR202225	Bridesburg Foundry Co. P. O. Box 269 Whitehall, PA 18052-0269	Lehigh River TSF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Franklin County Guilford Township	PAR803658	Target Corporation Target Distribution Center T-589 1000 Nicollet Mall, TPN-725 Minneapolis, MN 55403	Conococheague Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Windsor Township	PAR203556	Tate Access Floors, Inc. 52 Springvale Road Red Lion, PA 17356	Pine Run WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Clinton County Castanea Township	PAR144806	First Quality Tissue, LLC 599 South Highland Street Lock Haven, PA 17745	Bald Eagle Creek WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Lawrence Township Tioga County	PAR204828	ACP Manufacturing Co., LLC P. O. Box 68 Blossburg, PA 16912-0068	Tioga River WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Springdale Township Allegheny County	PAR236107	Watson Standard Co. P. O. Box 11250 Pittsburgh, PA 15238	Outfall 001 (Springdale Township storm sewer to a UNT to the Allegheny River) Outfalls 002 and 003 (UNT to the Allegheny River)	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-4

<i>Facility Location 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>
Harborcreek Township Erie County	PAG048918	Eric S. Peterseim 140 Kraus Drive Erie, PA 16511	Unnamed tributary to Lake Erie	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Summit Township Erie County	PAG048913	Raymond P. Stempka 230 Swilling Road West Erie, PA 16509	Unnamed tributary to Walnut Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-9

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Contact Office and Telephone No.</i>
Providence Township Lancaster County	PAG093515	Honeywagon 691 Truce Road Quarryville, PA 17566	SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-10

<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>
Findlay Township Allegheny County	PAG106107	Columbia Gas Transmission 950 Manifold Road Washington, PA 15301	Tributary to Raredon Run tributary to Montour Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-12

<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>
Lancaster County Ephrata Township	PAG123530	Leon G. Burkholder 1440 Division Highway Ephrata, PA 17522-8832	Tributary to Conestoga River WWF	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

General Permit Type—PAG-13

<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>
PAG136117	Castle Shannon Borough 3310 McRoberts Road Pittsburgh, PA 15234	Allegheny	Castle Shannon Borough	Sawmill Run (WWF)	Y
PAG136127	Crescent Township 225 Spring Run Road Crescent, PA 15046	Allegheny	Crescent Township	Shouse Run (WWF), Spring Run, Flaugherty Run (WWF), Ohio River (WWF)	Y
PAG136128	Baldwin Borough 3344 Churchview Avenue Pittsburgh, PA 15227	Allegheny	Baldwin Borough	Glass Run (WWF), Streets Run (WWF), Lick Run (TSF), Sawmill Run (WWF), Monongahela River (WWF)	Y

<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>
PAG136131	Findlay Township 1271 Route 30 P. O. Box W Clinton, PA 15026	Allegheny	Findlay Township	Montour Run (TSF), North Fork Montour Run (TSF) South Fork Montour Run (TSF), McClarens Run (WWF)	Y
PAG136147	Municipality of Bethel Park 5100 West Library Road Bethel Park, PA 15102	Allegheny	Bethel Park Borough	Brush Run (WWF), Catfish Run (WWF), Lick Run (WWF), McLaughlin Run (WWF), Painters Run (WWF), Piney Fork Run (WWF), Sawmill Run (WWF), Sleepy Hollow (WWF), Graesers Run (WWF), Drake Run (WWF), Alsip Run (WWF), Logan Run (WWF)	Y
PAG136151	Avalon Borough 640 California Avenue Pittsburgh, PA 15202-2499	Allegheny	Avalon Borough	Ohio River (WWF), Spruce Run (WWF)	Y
PAG136162	Coraopolis Borough 1012 Fifth Avenue Coraopolis, PA 15108	Allegheny	Coraopolis Borough	Montour Run (TSF), McCabe Run (WWF), Ohio River (WWF)	Y
PAG136175	Franklin Park Borough 2344 West Ingomar Road Pittsburgh, PA 15237	Allegheny	Franklin Park Borough	Fish Run (CWF), Lowries Run (TSF), Pine Creek (CWF), Bear Run (TSF)	Y
PAG136177	Harrison Township P. O. Box 376 Natrona Heights, PA 15065	Allegheny	Harrison Township	Allegheny River (WWF), Bull Creek (TSF), Little Bull Creek UNT to Allegheny River (WWF), UNT to Bull Creek (TSF)	Y
PAG136185	Dravosburg Borough 226 Maple Avenue Dravosburg, PA 15034	Allegheny	Dravosburg Borough	Monongahela River (WWF)	Y
PAG136191	Elizabeth Borough 206 Third Street Elizabeth, PA 15037	Allegheny	Elizabeth Borough	Monongahela River (WWF)	Y
PAG136194	Duquesne City 12 South Second Street Duquesne, PA 15110	Allegheny	Duquesne City	Monongahela River (WWF)	Y
PAG136204	Collier Township 2418 Hilltop Road Presto, PA 15142	Allegheny	Collier Township	Robinson Run (WWF), Thoms Run (TSF), Pinkertons Run (WWF), Scotts Run (WWF), Chartiers Creek (WWF)	Y

<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>
PAG136207	Elizabeth Township 522 Rock Run Road Buena Vista, PA 15018	Allegheny	Elizabeth Township	Pollock Run (WWF), Youghiogheny River (WWF), Douglass Run (tributary to Gillespie Run) (WWF), Fallen Timber Run (WWF), Wylie Run (WWF), Boston Hollow (tributary to Yough) (WWF), Gillespie Run (WWF), Monongahela River (WWF)	Y
PAG136216	Bellevue Borough 537 Bayne Avenue Pittsburgh, PA 15202	Allegheny	Bellevue Borough	UNT to Jacks Run Creek (WWF), Jacks Run Creek (WWF), Ohio River (WWF)	Y

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

SAFE DRINKING WATER

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

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

Operations Permit issued to **Philadelphia Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19138, PWS ID 1460069, Perkiomen Township, **Montgomery County** on September 2, 2003, for the operation of facilities approved under Construction Permit 4601510.

Operations Permit issued to **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, PWS ID 1150106, Valley Township, **Chester County** on September 2, 2003, for the operation of facilities approved under Construction Permit 1502501.

Operations Permit issued to **Pennsylvania Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, PWS ID 1460073, Schuylkill Township, **Chester County** on September 11, 2003, for the operation of facilities approved under Construction Permit 1502506.

Operations Permit issued to **Pennsylvania Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, PWS ID 1460073, Schuylkill Township, **Chester County** on September 11, 2003, for the operation of facilities approved under Construction Permit 1503501.

Operations Permit issued to **Avonwheel Estates Mobile Home Park**, 310 North High Street, West Chester, PA 19380, PWS ID 1150004, London Grove Township, **Chester County** on September 11, 2003, for the operation of facilities approved under Construction Permit 1599514.

Operations Permit issued to **Tel Hai Retirement Community**, 1200 Tel Hai Circle, Honey Brook, PA 19344, PWS ID 1150044, Honey Brook Township, **Chester County** on September 11, 2003, for the operation of facilities approved under Construction Permit 1502505.

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

Permit No. 5203504, Public Water Supply.

Applicant	Dingman Delaware Elementary School 258 Routes 6/209 Milford, PA 18337
Township or Borough	Dingman Township
County	Pike
Type of Facility	PWS
Consulting Engineer	McGoui, Hauser, Edsall Consulting Engineers 507 Broad Street Milford, PA 18337
Permit to Construct Issued	September 8, 2003

Operations Permit issued to **Pennsylvania American Water Co. c/o Northeast District**, 100 N. Pennsylvania Avenue, Wilkes-Barre, PA 18711, PWS ID 2580023, Bridgewater Township, **Susquehanna County** on August 13, 2003, for the operation of facilities approved under Construction Permit 5803501.

Operations Permit issued to **Air Products and Chemicals, Inc.**, 7201 Hamilton Blvd., A11B1, Allentown, PA 18195-1501, PWS ID 3480908, Glendon Borough, **Northampton County** on August 21, 2003, for the operation of facilities approved under Construction Permit 4899503.

Operations Permit issued to **Kline Township Municipal Authority**, 76 South Kennedy Drive, McAdoo, PA 18237, PWS ID 3540014, Kline Township, **Schuylkill County** on August 27, 2003, for the operation of facilities approved under Construction Permit 3540014.

Operations Permit issued to **Pennsylvania Suburban Water Co.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, PWS ID 2400018, Kingston Township, **Luzerne County** on August 28, 2003, for the operation of facilities approved under Construction Permit N/A.

Operations Permit issued to **B. A. Hawk Trucking, Inc.**, P. O. Box 567, Kresgeville, PA 18333, PWS ID 2456516, Whitehall Township, **Lehigh County** on September 2, 2003, for the operation of facilities approved under Construction Permit N/A.

Operations Permit issued to **Bethlehem Authority**, City Center Administration Bldg., Room 502, 10 Church Street, Bethlehem, PA 18018, PWS ID 3480046, Lehigh Township, **Northampton County** on September 11, 2003, for the operation of facilities approved under Construction Permit 4891504.

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

Operations Permit issued to **Western Berks Water Authority**, 3060066, Lower Heidelberg Township, **Berks**

County on September 8, 2003, for the operation of facilities approved under Construction Permit No. 0603502 MA.

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

Permit No. 4146426—Permit by Rule—Operation. Public Water Supply.

Applicant	H2O to Go William Brightman, P. E. 49 Village Square Drive Marietta, PA 17547
Borough	Philipsburg
County	Centre County
Type of Facility	PWS—Operation of a new NAMA—approved water dispenser and finished water holding and disinfection equipment at the Weis Market No. 118 in Philipsburg.
Permit to Construct Issued	September 26, 2003

Permit No. 4146426—Permit by Rule—Operation. Public Water Supply.

Applicant	H2O to Go William Brightman, P. E. 49 Village Square Drive Marietta, PA 17547
Borough	Jersey Shore
County	Lycoming
Type of Facility	PWS—Operation of a new NAMA—approved water dispenser and finished water holding and disinfection equipment at the Weis Market No. 14 in Jersey Shore.
Permit to Construct Issued	September 11, 2003

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Neshannock Township	Neshannock Township Supervisors 3131 Mercer Road New Castle, PA 16105	Lawrence

Plan Description: The approved plan provides for construction of an interceptor sewer (Shenango Interceptor) on the west bank of the Shenango River connecting the Shenango Pump Station force main to a new West Bank Relief Interceptor. 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.

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 a final report, contact the environmental cleanup program manager in the Department regional office after which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports:

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

Bemis Company, Inc. Site, Chalfont Borough, **Bucks County**. Thomas R. Marks, Marks Environmental, Inc., 140 Bollinger Rd., Elverson, PA 19520, on behalf of Howard Hofmeister, Bemis Co., Inc., P. O. Box 2968, Oshkosh, WI 54903, has submitted a Final Report concerning remediation of site soil contaminated with chlorinated solvents, other organics and PAH; and groundwater contaminated with chlorinated solvents and other organics. The report is intended to document remediation of the site to meet Statewide Health and Site-Specific Standards.

Eddystone Industrial Park (SOILS), Eddystone Borough, **Delaware County**. David B. Farrington, P. G., Walter B. Satterthwaite Associates, Inc., 720 Old Fern Hill Rd., West Chester, PA 19380, on behalf of John Jardine EIP, LP c/o Re-Steel Supply Co., Inc., 2000 Eddystone Industrial Park, Eddystone, PA 19022-1588, has submitted a combined Remedial Investigation/Cleanup Plan/Final Report concerning remediation of site soil contaminated with fuel oil nos. 2 and 6, inorganics, leaded gasoline, lead, MTBE, other organics, PAH and unleaded gasoline. The report is intended to document remediation of the site to meet Statewide Health and Site-Specific Standards.

Devore/Hill Site—Royal Petroleum, City of Philadelphia, **Philadelphia County**. James S. Meenan, III, Marshall Miller & Associates, 3913 Hartzdale Dr., Suite

1306, Camp Hill, PA 17011, on behalf of Clarence Devore, 1326 S. Rudy St., Philadelphia, PA 19143, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and PAH. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

OSRAM Sylvania, Wellsboro Borough, **Tioga County**. Civil & Environmental Consultants, Inc., on behalf of OSRAM Sylvania, One Jackson Street, Wellsboro, PA 16901, has submitted a Remedial Investigation Report and Cleanup Plan concerning soil contaminated with heavy metals. This submission was made in partial fulfillment of the Site-Specific Standard.

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

Pittsburgh International Airport, Old Terminal, Fuel Farm Area, Moon Township, **Allegheny County**. Brad D. Cook, CDM, 2740 Smallman Street, Suite 100, Pittsburgh, PA 15222 (on behalf of Allegheny County Dept. of Aviation, Pittsburgh International Airport, Landside Terminal, Suite 4000, P. O. Box 12370, Pittsburgh, PA 15231-0370) has submitted a Final Report concerning remediation of site soil contaminated with BTEX. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

National Forge Company, One Front St., Irvine, PA 16329, **Warren County**. RCR Group Inc., 900 Market St., Suite 200, Wilmington, DE 19801 (on behalf of National Forge Company, One Front St., Irvine, PA 16329) has submitted a Final Report concerning remediation of soil and groundwater contaminated with lead, heavy metals, BTEX, PHCs PAHs and solvents. The report is intended to document remediation of the site to meet the Statewide Health, Site Specific Standards. Public notice in the *Warren Times Observer* was published on or about August 28, 2003.

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 and the administration 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 its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which dem-

onstrate that the remediation has attained the cleanup standard selected. Plans and reports required by provisions of the act for compliance with selection of remediation to a Site-Specific Standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office after which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Johnson Matthey, Inc., Precious Metals Division, West Whiteland Township, **Chester County**. William Gilchrist, Roux Associates, Inc., 1222 Forest Parkway, Suite 190, West Deptford, NJ 08066, on behalf of Johnson Matthey, Michael Malter, 1401 King Rd., West Chester, PA 19380-1467, has submitted a Final Report concerning the remediation of site soil contaminated with diesel fuel. The Final Report was submitted within 90 days of the release and demonstrated attainment of the Statewide Health Standard. The Final Report was approved by the Department on September 9, 2003.

Montgomery Mall—J. C. Penney, Montgomery Township, **Montgomery County**. Robert S. Terefenko, P. G., Center Point Tank Services, Inc., 536 Benjamin Franklin Highway, Douglassville, PA 19518, on behalf of Stephen Sussman, Montgomeryville Associates, 234 Mall Blvd., King of Prussia, PA 19406, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with fuel oil no. 2. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 8, 2003.

Abington Shopping Center, Abington Township, **Montgomery County**. Robert W. Good, Jr., P. G., NTH Consultants, Ltd., 860 Springdale Dr., Exton, PA 19341, on behalf of Abington Associates, LP, 1626 E. Jefferson St., Rockville, MD 20852, has submitted a Final Report concerning remediation of site soil and groundwater

contaminated with solvents. The report demonstrated attainment of Site-Specific Standards and was approved by the Department on September 11, 2003.

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

Former Posey Iron Works and Heritage Trading Company Site, City of Lancaster, **Lancaster County**. BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109, on behalf of the Redevelopment Authority of the City of Lancaster, 120 North Duke Street, Lancaster, PA 17608, submitted a Baseline Environmental Report concerning remediation of site soils and groundwater contaminated with PCBs, lead, heavy metals, PHCs, PAHs and solvents. The applicant proposes to remediate the site as a Special Industrial Area. The report was approved by the Department on September 8, 2003.

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

Pennsylvania State University—Fire Training Station, College Township, **Centre County**. EPSYS Corporation, on behalf of Pennsylvania State University, 208 Old Main, University Park, PA 16802, has submitted a Final Report concerning site soils contaminated with inorganics, fuel oil no. 2 and chlorinated solvents. This Final Report demonstrated attainment of a combination of the Background and Statewide Health Standards and was approved by the Department on September 11, 2003.

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

LTV Southside Works (Rivertech Centre), City of Pittsburgh, **Allegheny County**. Martin Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Urban Redevelopment Authority, 200 Ross Street, Pittsburgh, PA 15219 and Rivertech Centre Associates LP c/o Lohrmer Real Estate, 5850 Ellsworth Ave., Suite 303, Pittsburgh, PA 15232) has submitted a Final Report concerning the remediation of site soil contaminated with Benzo(a)pyrene. The Final Report demonstrated attainment of the Site Specific Standard and was approved by the Department on May 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.

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

Permit No. 400633. Wheelabrator Falls Inc., 1201 New Ford Mill Rd., Morrisville, PA 19067-3701, Falls Township, **Bucks County**. Permit modification application has been approved for the installation and operation of a Radiation Protection Action Plan. The permit was issued by the Southeast Regional Office on September 15, 2003.

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

Permit ID No. 301238. Allegheny Recovery Corp., One Library Place, Box 2, Duquesne, PA 15110. Operation

of a residual waste transfer station in the City of Duquesne, **Allegheny County**. Permit modification approving a Radioactive Materials Detection and Monitoring Plan issued in the Regional Office on September 10, 2003.

Permit ID No. 101674. McCutcheon Enterprises, Inc., Biosolids Treatment Facility, 250 Park Road, Apollo, PA 15613. Operation of a municipal waste processing facility in Allegheny Township, **Westmoreland County**. Permit modification approving a Radioactive Material Monitoring and Detection Plan issued in the Regional Office on September 15, 2003.

Permit ID No. 100434. Evergreen Landfill, Inc., P. O. Box 195, Coral, PA 15721. Operation of a municipal waste landfill in Center and Brushvalley Townships, **Indiana County**. Permit modifications to increase the waste acceptance rate issued in the Regional Office on September 15, 2003.

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

Permits approved under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate solid waste processing or disposal area or site.

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

Permit No. 101371. McAuliffe Hauling and Recycling Services, Inc., P. O. Box 59, Walnutport, PA 18088. A Major Permit Modification Approval of the Radiation Protection Action Plan (RPAP) for this municipal waste transfer facility in Lehigh Township, **Northampton County**. The permit was issued in the Regional Office on September 8, 2003.

Permit No. 101590. Beach Lake Transfer Station, Waste Management of Pennsylvania, Inc., P. O. Box 40, Beach Lake, PA 18405. A Major Permit Modification Approval of the RPAP for this municipal waste transfer station in Berlin Township, **Wayne County**. The permit was issued in the Regional Office on August 28, 2003.

Permit No. 101481. APEX Transfer Station, Waste Management of Pennsylvania, Inc., 13 Peggy Parkway, Dunmore, PA 18512. A Major Permit Modification Approval of the RPAP for this municipal waste transfer station in Dunmore Borough, **Lackawanna County**. The permit was issued in the Regional Office on August 28, 2003.

Permit No. 101537. Hinkle Hauling Transfer Station, Hinkle Hauling Services, Inc., 1725 Brookside Road, Macungie, PA 18062-9731. A Major Permit Modification Approval of the RPAP for this municipal waste transfer station in Lower Macungie Township, **Lehigh County**. The permit was issued in the Regional Office on August 26, 2003.

Permit No. 101587. North Schuylkill Landfill Association Transfer Station, 2 Coles, Mahanoy City, PA 17948. A Major Permit Modification Approval of the RPAP for this municipal waste transfer station in West Mahanoy Township, **Schuylkill County**. The permit was issued in the Regional Office on September 8, 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.

Home Proud Development Co., 1211 Avon Dr., Connelville, PA 15425. Authorization No. WH5249. Effective September 9, 2003.

Superior Trucking of NY Inc., 17 Marycrest Road, West Nyack, NY 10994. Authorization No. WH5248. Effective September 9, 2003.

Bressler's Garage, 2994 East Valley Road, Loganton, PA 17747-9168. Authorization No. WH5252. Effective September 9, 2003.

Brian Rombousek, P. O. Box 697, Milford, PA 18337. Authorization No. WH5255. Effective September 9, 2003.

Joseph T. Jennings, 1450 Yardley, Langhorne, PA 19047. Authorization No. WH5256. Effective September 9, 2003.

Angelo Transportation Inc., Apt. 6M, 61-10 Alderton St., Rego Park, NY 11374. Authorization No. WH5257. Effective September 9, 2003.

Smith Trucking Co., 424 Warren St., Scranton, PA 18508-1554. Authorization No. WH5258. Effective September 9, 2003.

Cochran Transport Inc., 82 Partridge Lane, Cherry Hill, NJ 08003. Authorization No. WH5261. Effective September 9, 2003.

Scott A. Raser, 3439 Sunrise L K, Milford, PA 18337. Authorization No. WH5262. Effective September 9, 2003.

Ronald G. Huff, 409 Forest Hills Drive, Sidman, PA 15955. Authorization No. WH5263. Effective September 9, 2003.

Brian's Cleaning Service, 63 W. Mt. Airy Road, Shavertown, PA 18704-1015. Authorization No. WH5265. Effective September 9, 2003.

Hafer Petroleum Equipment LTD, P. O. Box 4085, Route 724 and Interstate 175, Reading, PA 19606-0485. Authorization No. WH5266. Effective September 9, 2003.

Hallett's Trucking, 5 High St., Trenton, NJ 08618. Authorization No. WH5106. Effective September 12, 2003.

Mar-John Masonry Inc., 704 Creek Road, Kennett Square, PA 19348-2624. Authorization No. WH5268. Effective September 12, 2003.

Palette Trucking LLC, 81 Lakeside Road, Hewitt, NJ 07421. Authorization No. WH5269. Effective September 12, 2003.

Manuel R. Morel, 2824 Morris Ave., Bronx, NY 10468. Authorization No. WH5272. Effective September 12, 2003.

Circle M Trucking, 6003 Jonestown Road, Harrisburg, PA 17112. Authorization No. WH5274. Effective September 12, 2003.

Schmauder Excavating, 488 Kromer Road, Wind Gap, PA 18091. Authorization No. WH5275. Effective September 12, 2003.

Rufus Boynton Construction Co., 615 Hanover St., Allentown, PA 18109. Authorization No. WH5276. Effective September 12, 2003.

Glen B. Litzenberger, 201 Snow Dr., Fredricksburg, PA 17026-9468. Authorization No. WH5277. Effective September 12, 2003.

E & R Roofing & Construction Co., LTD, Mid-Valley Industrial Park, 943 Underwood Road, Olyphant, PA 18447. Authorization No. WH5278. Effective September 12, 2003.

William G. Bracey, R. R. 6 Box 2220, Moscow, PA 18444. Authorization No. WH5279. Effective September 12, 2003.

Bill's True Value Home Center, R. R. 6 Box 6220, Moscow, PA 18444-9062. Authorization No. WH5280. Effective September 12, 2003.

Bill's Supermarket Inc., R. R. 6 Box 2220, Moscow, PA 18444. Authorization No. WH5281. Effective September 12, 2003.

Bracey's Auto Parts Inc., R. R. 6 Box 6220, Moscow, PA 18444. Authorization No. WH5282. Effective September 12, 2003.

P and S Inc., P. O. Box 2, Folsom, PA 19033-0002. Authorization No. WH5283. Effective September 12, 2003.

Simoncavage General Contracting, 120 North Main St., Mountaintop, PA 18707. Authorization No. WH5294. Effective September 12, 2003.

Cleveland Roofing Company, 124 Preston Dr., North Braddock, PA 15104. Authorization No. WH5303. Effective September 12, 2003.

Voluntarily terminated applications for Municipal and Residual Waste Transporter Interim Authorization received under the Waste Transportation Safety Act and regulations to transport municipal or residual waste.

Agave Enterprises, Inc., 104 East Mill Road, Flourtown, PA 19031. Authorization No. WH5111. Voluntarily Terminated September 9, 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.

GP1-06-03073A: Giorgio Foods, Inc. (P. O. Box 96, Temple, PA 19560) on September 9, 2003, authorized to operate a small gas and no. 2 oil fired combustion unit under G1 in Maiden creek Township, **Berks County**.

GP1-28-03044: Scotland School for Veterans' Children (3583 Scotland Road, Scotland, PA 17254-0900) on September 9, 2003, authorized to operate a small gas and no. 2 oil fired combustion unit under GP1 in Greene Township, **Franklin County**.

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

GP5-14-01A: Equitable Production Co., Inc. (1710 Pennsylvania Avenue, Charleston, WV 25302) on August 8, 2003, for authorization to construct and operate a 295 horsepower natural gas-fired reciprocating internal combustion compressor engine and associated catalytic converter under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) at their Dehass Station in Curtin Township, **Centre County**.

GP5-53-01: Pennsylvania General Energy Corp. (208 Liberty Street, Warren, PA 16365) on August 11, 2003, for authorization to construct and operate a 150 horsepower natural gas-fired reciprocating internal combustion compressor engine and associated catalytic converter under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) at their Avery Run Station in Wharton Township, **Potter County**.

GP3-14-06: HRI, Inc. (1750 West College Avenue, State College, PA 16801) on August 26, 2003, for authorization to relocate a portable nonmetallic mineral processing plant operating at another location under the General Plan Approval and General Operating Permit for Portable Nonmetallic Mineral Processing Plants to a job site (I-99 Sky Top) in Patton Township, **Centre County**.

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

43-311: Vista Resources, Inc.—Clarks Mills Station (Gravatt Road, Clarks Mills, PA 16114) on September 10, 2003, to operate two natural gas fired engines in New Vernon Township, **Mercer County**.

10-238: Seneca Valley School District—Intermediate High School (124 Seneca School Road, Harmony, PA 16037) on September 30, 2003, to operate a natural gas fired boiler in Jackson Township, **Butler County**.

43-308: Ergon Trucking—Mercer (944 New Castle Mercer Road, Mercer, PA 16137) on September 8, 2003, with an effective date of October 31, 2003, to operate storage tanks in East Lackawannock Township, **Mercer County**.

Plan Approvals Issued under the Air Pollution Control Act 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.

46-0198G: Blommer Chocolate Co. (1101 Blommer Drive, East Greenville, PA 18041) on September 15, 2003, to operate jetzone and proctor grinders in Upper Hanover Township, **Montgomery County**.

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

39-399-056: Carpenter Co. (57 Olin Way, Fogelsville, PA 18051) on September 11, 2003, to construct a polyurethane foam manufacturing process (flexible foam and bonded foam) at their Fogelsville Plant in Upper Macungie Township, **Lehigh County**.

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

06-05061: Cambridge Lee Industries, Inc. (P. O. Box 14026, Reading, PA 19612-4026) on September 9, 2003, to construct two natural gas fired billet furnaces controlled by low NOx burners at their facility in Ontelaunee Township, **Berks County**.

22-05007A: The Harrisburg Authority (One Keystone Plaza, Suite 104, Harrisburg, PA 17101) on September 10, 2003, to modify the Harrisburg Materials, Energy, Recycling and Recovery Facility in the City of Harrisburg, **Dauphin County**.

29-03007A: Mellott Wood Preserving Co., Inc. (1398 Sawmill Road, P. O. Box 209, Needmore, PA 17238-0209) on September 10, 2003, to install a wood-fired boiler at their facility in Belfast Township, **Fulton County**.

ER36-02016: PPL, Inc. (Two North Ninth Street, Allentown, PA 18101) on September 15, 2003, for emission reduction credits for Foster wheeler boiler no. 17 at their Holtwood Steam Electric Station in Martic Township, **Lancaster County**.

67-03058B: Coates Electrographics, Inc. (1160-A Fahs Street, York, PA 17404) on September 8, 2003, to install a new classifier, a separator/cyclone and a baghouse for their facility in West Manchester Township, **York County**.

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

49-00007B: Merck and Company, Inc. (P. O. Box 600, Danville, PA 17821) on August 7, 2003, to install an air cleaning device (a condenser) on a pharmaceutical process vessel (EX-2640) in Riverside Borough, **Northumberland County**. The process vessel is subject to Subparts GGG and MMM of the National Emission Standards for Hazardous Air Pollutants.

41-00010D: Andritz, Inc. (35 Sherman Street, Muncy, PA 17756) on August 25, 2003, to modify a thermal foundry sand reclamation system by increasing the allowable NOx emission rate from 2.07 pounds per hour to 3.1 pounds per hour in Muncy Borough and Muncy Creek Township, **Lycoming County**.

17-305-047: Forcey Coal, Inc. (P. O. Box 225, Madera, PA 16661) on August 26, 2003, to modify a bituminous coal crushing, screening and truck loading facility by increasing the facility's process rate to a level which exceeds the plan approval exemption criteria of 200 tons per day in Bigler Township, **Clearfield County**. This facility is subject to Subpart Y of the Federal Standards of Performance for New Stationary Sources.

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

56-00275A: GM and S Coal Corp. (Box 99, Boswell, PA 15531) on September 11, 2003, to modify a coal screening plant at Geronimo Mine in Jenner Township, **Somerset County**.

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

61-193C: National Fuel Gas—Henderson Station (Route 965, Henderson, PA 16153) on July 28, 2003, to modify their dehydration still unit in Mineral Township, **Venango County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

09-0124B: Fairless Energy, LLC (USX Industrial Park, Fairless Hills, PA 19030) on September 11, 2003, to operate combined cycle combustion turbines in Falls Township, **Bucks County**.

46-0096: Georgia Pacific Corp. (600 Righters Ferry Road, Bala Cynwyd, PA 19004) on September 11, 2003, to operate a flexographic printer and gluer in Lower Merion Township, **Montgomery County**.

46-0213: Cremation Society of Pennsylvania (371 East Church Road, King of Prussia, PA 19406) on September 11, 2003, to operate a gas fired crematory in Upper Merion Township, **Montgomery County**.

46-0212: Metro Fiber System of Philadelphia, Inc. (630 Clark St., King of Prussia, PA 19406) on September 11, 2003, to operate of a 2,000 kW caterpillar 3516 generator in Upper Merion Township, **Montgomery County**.

15-0041: Eastern Shore Natural Gas Co. (604 Street Road, Cochranville, PA 19330) on September 12, 2003, to operate two natural gas internal engines in Londonderry Township, **Chester County**.

23-0001S: Sunoco, Inc.—R & M (Delaware Avenue and Green Street, Marcus Hook, PA 19061) on September 15, 2003, to operate a boiler and heater in Marcus Hook Borough, **Delaware County**.

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

36-05117: Dart Container Corp. of PA (60 East Main Street, P. O. Box 546, Leola, PA 17540-0546) on August 24, 2003, to construct an expandable polystyrene container molding facility in East Lampeter Township, **Lancaster County**. This plan approval has been extended.

67-03058A: Coates Electrographics, Inc. (1160 A Fahs Street, York, PA 17404) on September 6, 2003, to install a new toner manufacturing system controlled by four fabric filter dust collectors at their facility in West Manchester Township, **York County**. This plan approval was extended.

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

8-318-027C: Mill's Pride—Pennsylvania (100 Lamoka Road, Sayre, PA 18840) on August 29, 2003, to extend the plan approval, as well as the authorization to operate two 28.7 million Btu per hour natural gas/woodwaste-fired boilers and associated air cleaning devices (a dual set of multiclones on each boiler in series with an electrostatic precipitator common to both) on a temporary basis, to December 27, 2003, in Athens Township, **Bradford County**. The boilers are subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources. The plan approval has been extended.

19-320-005: Press Enterprise, Inc. (3185 Lackawanna Avenue, Bloomsburg, PA 17815) on September 3, 2003, to extend the plan approval, as well as the authorization to operate an eight color heatset web offset lithographic printing press and associated air cleaning device (a regenerative thermal oxidizer) on a temporary basis, until January 1, 2004, in Scott Township, **Columbia County**. The plan approval has been extended.

8-317-006A: Leprino Foods Company (400 Leprino Avenue, Waverly, NY 14892) on September 11, 2003, to extend the plan approval, as well as the authorization to operate a whey drying system and associated air cleaning devices (two cyclone collectors, a spray power scrubber and a fabric collector) as well as a whey powder packaging system and associated air cleaning devices (six fabric collectors) on a temporary basis, until January 9, 2004, in South Waverly Borough, **Bradford County**.

47-303-003A: HRI, Inc. (P. O. Box 155, State College, PA 16801) on September 12, 2003, to extend the plan approval, as well as the authorization to operate a reprocessed oil-fired drum mix asphalt plant and associated air cleaning device (a fabric collector) on a temporary basis, until January 10, 2004, in Liberty Township, **Montour County**.

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

63-00629A: Better Materials Corp. (Salem Place, Suite 340, 390 Route 22, Delmona, PA 15626) on September 3, 2003, to construct an asphalt plant in Somerset Township, **Washington County**. This plan approval was extended.

04-705A: Pittsburgh Coatings (8105 Perry Highway, Pittsburgh, PA 15237) on September 9, 2003, to construct a blast and surface coating plant in Ambridge Borough, **Beaver County**. This plan approval was extended.

Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

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

23-00040: Laurel Pipeline Co., L. P. (3398 Garnet Mine Road, Bethel Township, Delaware County, PA 19061) on September 11, 2003, for an administrative amendment to the Title V Operating Permit at their Boothwyn Breakout Station in Bethel Township, **Delaware County**. The facility operates as a refined petroleum products transportation pipeline. The permit is being amended to incorporate changes approved under Plan Approval PA-23-0040A for storage tanks nos. 18 and 19. Plan Approval PA-23-0040A was issued to the facility for the modification of Operating Permit 23-312-054C to include VOC emissions associated with landing losses in floating-roof tanks. The revised Title V operating permit will contain additional monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

The conditions that have been addressed in the amended Title V Permit are as follows:

- Section D, Source Level Requirements, Sources 118 and 119, Condition No. 001—Revised the condition to establish a total VOC emission limit of 17.5 tpy as a 12-month rolling sum, calculated monthly. This emission

limit includes 13.48 tpy as roof landing losses. The roof landing losses are not considered a net emission increase from the facility.

- Section D, Source Level Requirements, Sources 118 and 119, Condition No. 003—Omitted the throughput restrictions condition for these sources.

- Section D, Source Level Requirements, Section III. Monitoring Requirements, Sources 118 and 119—Revised the condition to monitor for the following information on a monthly basis:

- (i) The throughput from the tank, in gallons.

- (ii) The type and vapor pressure of the product stored and throughput.

- (iii) The total VOC emissions, calculated on a monthly basis.

- Section D, Source Level Requirements, Section IV. Recordkeeping Requirements, Sources 118 and 119—Revised the condition to maintain records for the following information on a monthly basis:

- (i) The throughput from the tank, in gallons.

- (ii) The type and vapor pressure of the product stored and throughput.

- (iii) The total VOC emissions, calculated on a monthly basis.

In addition, the permittee shall maintain detailed records of any inspection performed and any maintenance or repairs made as a result of those inspections.

- Section D, Source Level Requirement, Section VII. Additional Requirements, Sources 118 and 119—Added a condition describing the throughput capacity of each source in gallons (that is, 420,000 gallons for tank no. 18 and 3.36 million gallons for tank no. 19, respectively).

- Omitted all testing, monitoring, recordkeeping and additional requirements conditions regulated to 40 CFR 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels.

Administrative Amendment of Title V Operating Permit issued under the Air Pollution Control Act and 25 Pa. Code § 127.450.

46-00087: Gasboy International LLC (707 North Valley Forge Road, Lansdale, PA 19446) on September 11, 2003, in Lansdale Township, **Montgomery County**. The Title V Operating Permit was issued as an Administrative Amendment for a Change of Ownership of the facility formerly owned by Gasboy International Inc. The Administrative Amendment of the Title V Operating Permit was issued under the Air Pollution Control Act and 25 Pa. Code § 127.450. The amended Title V Operating Permit did not change and contains all of the applicable regulatory requirements including monitoring recordkeeping, reporting and emission limits. The initial permit was issued November 7, 2001.

46-00036: Visteon Systems LLC (2750 Morris Road, Lansdale, PA 19446) on September 12, 2003, in Worcester Township, **Montgomery County** for an administrative amendment to Title V Operating Permit 46-00036. The permit is being amended to incorporate changes approved under Plan Approvals PA-46-0036D (Wave Solder No. 12) and PA-46-0036E (Selective Solder No. 9). The facility's major emission points include seven Wave Solder machines, eight Selective Solder machines, a Coil Soldering-Servo machine, an In-Line Packaging machine and three Emergency Generators. The amended Title V operating permit will contain additional monitoring, recordkeeping,

reporting and work practice standards to keep the facility operating within all applicable air quality requirements and will include the following revisions:

a) Section D, Source Level Requirements, Emission Restrictions, 25 Pa. Code § 123.13—limit on particulate matter (lead) emissions in the effluent gas not to exceed 0.02 grain per dry standard cubic foot from either source.

b) Section D, Source Level Requirements, Emission Restrictions, 25 Pa. Code § 127.441—limit on total lead (particulate) emissions from Selective Solder No. 9 (Source ID: 143) not to exceed 0.00079 lb/hr or 0.0035 tpy in any 12 consecutive month period.

c) Section D, Source Level Requirements, Emission Restrictions, 25 Pa. Code § 127.441—limit on total lead (particulate) emissions from Wave Solder No. 12 (Source ID: 233) not to exceed 0.00553 lb/hr or 0.025 tpy in any 12 consecutive month period.

d) Section D, Source Level Requirements, Emission Restrictions, 25 Pa. Code § 127.441—limit on total VOCs emissions from Selective Solder No. 9 (Source ID: 143) not to exceed 0.54 lb/hr or 2.37 tpy in any 12 consecutive month period.

e) Section D, Source Level Requirements, Emission Restrictions, 25 Pa. Code § 127.441—limit on total VOCs emissions from Wave Solder No. 12 (Source ID: 233) not to exceed 1.57 lbs/hr or 6.88 tpy in any 12 consecutive month period.

f) Section D, Source Level Requirements, Monitoring and Recordkeeping Requirements, 25 Pa. Code § 127.441—monitoring and recordkeeping of the following parameters on a daily basis for both sources:

- Hours of operation.
- The number of units processed.
- The quantity of flux and solder used.
- Type of unit processed.

Note: The permittee shall determine the average hourly, daily and monthly emissions of VOCs and lead from both sources from the data previously listed.

g) Section D, Source Level Requirements, Recordkeeping Requirements, 25 Pa. Code § 127.441—the permittee shall maintain records of the following parameters:

- A Department-approved Material Safety Data Sheets (MSDS), Certified Product Data Sheets (CPDS) or an equivalent documents identifying the VOC content of the flux used in the soldering machine.
- MSDS, CPDS or an equivalent document identifying the lead content of the solder used in the soldering machine.
- A list identifying each type of unit processed in the soldering machine and the corresponding flux and solder usage rates, as approved by the Department.
- The method for determining whether a new product is similar to an existing product or is a new model type requiring development of the solder and flux usages as well as the date of determination.

Note: The permittee shall maintain records of the previous data for both sources onsite, in a format approved by the Department, for 5 years and shall them available upon request.

h) Section D, Source Level Requirements, Work Practice Standards, 25 Pa. Code § 127.441—the permittee shall calculate and record particulate (lead) and VOC

emissions by complying with the monitoring and recordkeeping requirements procedures established in the April 19, 2002, letter (Appendix).

i) Section D, Source Level Requirements, Work Practice Standards, 25 Pa. Code § 127.441—the permittee shall use either source for the manufacture of electronic circuits boards only.

09-0009: Webcraft LLC (4371 County Line Road, Chalfont Borough, Bucks County, PA 18914) September 15, 2003, for an administrative amendment to the Title V Operating Permit at their facility in New Britain Township, **Bucks County**. The facility is a direct mail printer that operates six heatset offset lithographic printing presses and one flexographic printing press. The permit is being amended to incorporate changes approved under Plan Approval PA-09-0009B for a web offset press (press no. 51) and a catalytic oxidizer. The revised Title V operating permit will contain additional monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

The conditions that have been addressed in the amended Title V Permit are as follows:

Press No. 51 Conditions

1) Emission Restriction Conditions establishing VOC limits (2.07 lbs/hr and 9.08 tpy as a 12-month rolling sum) and NOx limits (0.6 lb/hr and 2.64 tpy as a 12-month rolling sum).

2) Testing Condition to demonstrate compliance with the VOC emission limit and the composition of all inks, solvents and wetting solutions and coatings through Certified Product Data Sheets, Material Safety Data Sheets and EPA Method 24 testing.

3) Testing Condition to determine the overall destruction and removal efficiency of pollutant emissions from the catalytic oxidizer stack prior to 1 year of the TVOP expiration date.

4) Monitoring and Recordkeeping conditions for the chemical composition of the inks, wetting solutions, cleanup solvents and the calculation VOC and NOx emissions from the solvent use on Press No. 51 and the catalytic oxidizer.

5) Monitoring and Recordkeeping conditions for the amount of fountain solution used, temperature and VOC percentage in the fountain solution used on Press No. 51.

6) Monitoring and Recordkeeping conditions for the natural gas usage for the Press No. 51 and the associated catalytic oxidizer.

7) Work Practice Standard Condition to ensure that all containers containing VOC containing cleanup materials are covered when not in use.

8) Work Practice Standard Condition for the press to be equipped with a Dual Dry III dryer, manufactured by MegTec.

Work Practice Standard Condition for the press to have a maximum of seven stations, a maximum web width of 38 inches and a maximum press speed of 1,600 feet per minute.

Quantum 6000 Oxidizer Conditions

Control Device Efficiency Restriction condition to ensure that the catalytic oxidizer will maintain a minimum VOC destruction efficiency of 95%.

Monitoring and recordkeeping conditions for the flow rate of the exhaust gases to the catalytic oxidizer on a continual basis when operating.

Monitoring and recordkeeping conditions for the temperature of the exhaust gases entering and exiting catalytic oxidizer on a continual basis when operating.

Monitoring and recordkeeping conditions for the fuel usage, in cubic feet, for the catalytic oxidizer and Press No. 51 (Source ID: 125).

Work Practice Standard condition to ensure no VOC laden exhaust stream will be introduced into the catalytic oxidizer until the temperature of the catalyst is 600°F. In addition, the facility must install temperature monitoring and recordkeeping devices to indicate the temperature of the gases to the inlet and outlet of the catalyst.

Work Practice Standard condition to ensure that flow rate to catalytic oxidizer shall not exceed 6,000 standard cubic feet per minute.

Work Practice Standard condition to ensure that the catalytic oxidizer shall be operated and maintained according to manufacturer's specifications and good air pollution practices.

9) Additional Requirement condition to ensure that the catalytic oxidizer controls the VOC emissions from Press No. 51 (Source ID: 125).

Administrative Amendment of Title V Operating Permit issued under the Air Pollution Control Act and 25 Pa. Code § 127.450.

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

67-05023: American Color Graphics, Inc. (215 N. Zarfoss Drive, York, PA 17404) on September 8, 2003, to operate a commercial printing facility in West Manchester Township, **York County**. This is a renewal of the Title V Operating Permit.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act 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.

46-00174: Montgomery County SPCA (19 E. Ridge Pike, Conshohocken, PA 19428) on September 12, 2003, to operate a natural minor operating permit in Whitmarsh Township, **Montgomery County**.

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

21-05012: MH Dielectrics Inc. (1 Mountain Street, Mount Holly Springs, PA 17065-1406) on September 9, 2003, to operate an electrical insulation paper production facility in Mt. Holly Springs Borough, **Cumberland County**.

50-03002: Pennsy Supply, Inc. (P. O. Box 3331, Harrisburg, PA 17105) on September 8, 2003, to operate a limestone crushing facility at their Newport Plant in Oliver Township, **Perry County**.

67-03111: Fry Communications, Inc. (101 Fry Drive, Mechanicsburg, PA 17055) on September 11, 2003, to

operate their lithographic printing operation at plant no. 3 in Manchester Township, **York County**.

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

8-399-048: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848) on August 5, 2003, to operate five ammonium chloride solution storage tanks and associated air cleaning devices (five conservation vents and a fiber bed diffusion filter) in North Towanda Township, **Bradford County**.

47-00010: Hines Color (233 PPL Road, Danville, PA 17821) on August 14, 2003, issued a State-only (Synthetic Minor) operating permit for their greenhouse facility in Anthony and Derry Townships, **Montour County**. The facility's main sources include eight no. 2 fuel oil fired boilers. The State-only (Synthetic Minor) operating permit contains all applicable requirements including monitoring, recordkeeping and reporting conditions.

18-00008: Woolrich, Inc. (2 Mill Street, P. O. Box 138, Woolrich, PA 17779) on August 18, 2003, issued a State-only (Synthetic Minor) operating permit for their woolen fabric mill and multifabric apparel manufacturing facility in Pine Creek Township, **Clinton County**. The facility's main sources include two natural gas/no. 2 fuel oil fired boilers, a number of small propane and no. 2 fuel oil fired heaters and furnaces, a dye and finishing operation and four small parts cleaning stations. The State-only (Synthetic Minor) operating permit contains all applicable 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.

32-00322: T. W. Phillips Gas and Oil Co. (205 North Main Street, Butler, PA 16001) on September 15, 2003, to operate compressor station at Clark Compressor Station in Banks Township, **Indiana County**.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

41-00025: Lycoming County Resource Management Services (P. O. Box 187, Montgomery, PA 17752) on September 4, 2003, issued a revised operating permit, revision no. 2, for the landfill in Brady Township, **Lycoming County**. The revision of this permit authorizes the following: the operation of two landfill gas/no. 2 fuel oil fired boilers (ID C006) to control the air contaminant emissions generated from the landfill and the operation of a portable stone/dirt screening unit (Source ID P116). This revision also reflects the shutdown of an existing jaw crusher, cone crusher, three generators and associated conveyors of Source ID P104 and the applicability of 40 CFR Part 60, Subpart WWW into the operating permit. This Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

41-00035: Lafarge Road Marking (373 Village Road, Pennsdale, PA 17756) on June 12, 2003, to operate a Pennsdale highway marking plant which includes a

boiler, a TPX dry blending operation, a glasser and associated process equipment formerly owned and operated by Linear Dynamics, Inc. in Muncy Township, **Lycoming County**.

17-00031: AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650) on August 27, 2003, to operate a coal processing plant which includes a rotary breaker, a rotary stacker, associated conveyors and coal stockpiles formerly owned and operated by Sky Haven Coal, Inc. in Lawrence Township, **Clearfield County**.

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

20-00145: PPG Industries Inc. (Kebert Industrial Park, P. O. Box 800, Meadville, PA 16335) on September 10, 2003, at their facility which operates an automobile flat glass manufacturing industry in Greenwood Township, **Crawford County** to administratively amend their facility's amended Title V Operating Permit. The permit was issued February 1, 2001, to incorporate the conditions of Plan Approval 20-145 and Emission Reduction Credits generated due to the conversion of glass melting furnace no. 1 from natural gas to oxy-fuel.

43-00040: Wheatland Tube Co.—Sharon Plant (200 Clark Street, Sharon, PA 16146) on September 12, 2003, for their facility in the City of Sharon, **Mercer County**, to administratively amend their Title V permit (issued August 13, 2003) to correct typographical errors associated with the CAM plan for sources 102 and 103.

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

Coal Permit Actions

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

65881701. NPDES Permit PA0214116, Consolidation Coal Company (P. O. Box 355, 172 Route 519, Eighty Four, PA 15330), to renew the permit for the Hutchinson Treatment Plant in Sewickley Township, **Westmoreland County** and related NPDES permit, no additional discharges. Permit issued September 11, 2003.

17921602. NPDES Permit PA0214191, King Coal Sales, Inc. (P. O. Box 712, Phillipsburg, PA 16866), to renew the permit for the Cunard coal preparation facility

in Morris Township, **Clearfield County** and related NPDES permit, no additional discharges. Permit issued September 11, 2003.

63981301. NPDES Permit PA0215171, Consolidation Coal Company (P. O. Box 355, Eighty Four, PA 15330), to renew and revise the permit for the Shoemaker Deep Mine in West Finley Township, **Washington County** and add 105 acres to permit and SCPA and delete 437.53 SPCA acres, SCP Acres Proposed 105, no additional discharges. Permit issued September 11, 2003.

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

1475-10020104-E-5. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application for a stream encroachment to mine through the headwaters of unnamed tributary F to Findlay Run and conduct mining activities within 100 feet of unnamed tributaries C and E to Findlay Run in Clay and Cherry Townships, **Butler County**. Receiving streams: unnamed tributaries to Findlay Run. Application received April 2, 2003. Permit issued September 11, 2003.

1475-10020104-E-6. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application for a stream encroachment to conduct mining activities within 100 feet of unnamed tributaries G—J to Findlay Run in Clay and Cherry Townships, **Butler County**. Receiving streams: unnamed tributaries to Findlay Run. Application received April 2, 2003. Permit issued September 11, 2003.

33990109 and NPDES Permit PA0241539. Strishock Coal Company (220 Hillcrest Drive, DuBois, PA 15801). Renewal of an existing bituminous strip and auger operation in Perry Township, **Jefferson County** affecting 66.0 acres. Receiving streams: two unnamed tributaries to Perryville Run and Perryville Run. Application received April 4, 2003. Permit issued September 11, 2003.

33950106 and NPDES Permit PA0227081. Beth Contracting, Inc. (815 Rock Run Road, Glen Campbell, PA 15742). Transfer of an existing bituminous strip operation from Urey Coal Company in Perry Township, **Jefferson County** affecting 148.4 acres. Receiving streams: unnamed tributary to Mahoning Creek, unnamed tributary to Sawmill Run and unnamed tributary to Rose Run. Application received May 12, 2003. Permit issued September 2, 2003.

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

56980107 and NPDES Permit PA0234877. AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, permit revision to change the land use from wildlife habitat to recreational on the lands of Rockwood Area School District in Milford Township, **Somerset County**, affecting 277.0 acres. Receiving streams: unnamed tributaries to/and Casselman River (CWF) and South Glade Creek (WWF). There are no potable water supply intakes within 10 miles downstream. Application received July 16, 2003. Permit issued September 8, 2003.

32030101 and NPDES Permit PA0249378. P & N Coal Company, Inc., P. O. Box 332, Punxsutawney, PA 15767 for commencement, operation and restoration of a bituminous surface mine and for discharge of treated mine drainage in Montgomery Township, **Indiana County**, affecting 182.2 acres. Receiving streams: Cush Creek (CWF). There are no potable water supply intakes

within 10 miles downstream. Application received January 13, 2003. Permit issued September 8, 2003.

11000102 and NPDES Permit PA0235342. M. B. Energy, Inc., 175 McKnight Road, Blairsville, PA 15717, permit revision to encroach within the 100-foot road barrier and surface mine through a portion of T-550 in Susquehanna and Barr Townships, **Cambria County**, affecting 450.0 acres. Receiving streams: unnamed tributaries to Moss Creek (CWF); Moss Creek (CWF); unnamed tributaries to West Branch Susquehanna River (CWF); West Branch Susquehanna River (WWF). There is no potable water supply intakes within 10 miles downstream. Application received July 17, 2003. Permit issued September 11, 2003.

56980101 and NPDES Permit PA0234664. Heritage Mining Company, P. O. Box 126, Cresson, PA 16630, permit revision to add surface mine augering within the permit boundary in Shade and Paint Townships, **Somerset County**, affecting 62.3 acres. Receiving streams: unnamed tributary to/and Shade Creek (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Stonycreek Surface Water Withdrawal. Application received June 18, 2003. Permit issued September 12, 2003.

56980101 and NPDES Permit PA0234664. Heritage Mining Company, P. O. Box 126, Cresson, PA 16630, permit renewal for continued restoration of a bituminous surface mine in Shade and Paint Townships, **Somerset County**, affecting 62.3 acres. Receiving streams: unnamed tributary to/and Shade Creek (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Stonycreek Surface Water Withdrawal. Application received June 20, 2003. Permit issued September 12, 2003.

11860104 and NPDES Permit PA0597724. Cooney Brothers Coal Company, P. O. Box 246, Cresson, PA 16630, permit renewal for reclamation only and for continued restoration of a bituminous surface and auger mine in Conemaugh Township, **Cambria County**, affecting 456.0 acres. Receiving streams: Bear Run (CWF) and unnamed tributaries to/and Little Conemaugh River (WWF). There are no potable water supply intakes within 10 miles downstream. Application received April 4, 2003. Permit issued August 18, 2003.

56930102 and NPDES Permit PA0212407. Cooney Brothers Coal Company, P. O. Box 246, Cresson, PA 16630, permit renewal for continued operation of a bituminous surface and auger for discharge of treated mine drainage in Shade Township, **Somerset County**, affecting 280.0 acres. Receiving streams: Hinson Run, unnamed tributary to Hinson Run, two unnamed tributaries to Shade Creek and Shade Creek (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Stonycreek Surface Water Withdrawal. Application received January 24, 2003. Permit issued August 18, 2003.

07920101 and NPDES Permit PA0599581. Cooney Brothers Coal Company, P. O. Box 246, Cresson, PA 16630, permit renewal for continued operation of a bituminous surface mine in Allegheny Township, **Blair County**, affecting 474.0 acres. Receiving streams: two unnamed tributaries to/and Sugar Run. There are no potable water supply intakes within 10 miles downstream. Application received June 20, 2003. Permit issued August 18, 2003.

11850107 and NPDES Permit PA0597341. Cooney Brothers Coal Company, P. O. Box 246, Cresson, PA

16630, permit renewal for continued operation of a bituminous surface mine in Portage Township, **Cambria County**, affecting 85.7 acres. Receiving streams: unnamed tributary to/and Spring Run (CWF) and unnamed tributary to/and Trout Run (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Little Conemaugh Surface Water Withdrawal. Application received June 20, 2003. Permit issued August 18, 2003.

56920106 and NPDES Permit PA0599557. Cooney Brothers Coal Company, P. O. Box 246, Cresson, PA 16630, permit renewal for continued operation of a bituminous surface mine and for discharge of treated mine drainage in Shade Township, **Somerset County**, affecting 276.0 acres. Receiving streams: unnamed tributary to Hinson Run, unnamed tributary to Shade Creek, unnamed tributary to Stony Creek (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Stonycreek Surface Water Withdrawal. Application received January 24, 2003. Permit issued August 18, 2003.

11860107 and NPDES Permit No. PA0597830. Cooney Brothers Coal Company, P. O. Box 246, Cresson, PA 16630, permit renewal for continued operation of a bituminous surface mine in Dean Township, **Cambria County**, affecting 201.0 acres. Receiving streams: Clearfield Creek and two unnamed tributaries to Clearfield Creek and Brubaker Run and one unnamed tributary to Brubaker Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received June 20, 2003. Permit issued August 19, 2003.

11020103 and NPDES Permit PA0249335. L & J Energy Company, Inc., P. O. Box I, Grampan, PA 16838, commencement, operation and restoration of a bituminous surface and auger mine and for discharge of treated mine drainage. Also, a variance has been requested to conduct mining and support activities within 100 feet of T-566, beginning at the intersection of SR 4018 and T-566, thence continuing northwesterly a distance of 3,390 feet along the northern side of the roadway. A variance has been requested on Douglas Run to utilize an existing bridge crossing the run, beginning 680 feet downstream in an easterly direction from the point where Douglas Run crosses T-566 in Susquehanna Township, **Cambria County**, affecting 321.5 acres. Receiving streams: Douglas Run to West Branch Susquehanna River (CWF). There are no potable water supply intakes within 10 miles downstream. Application received November 14, 2002. Permit issued August 21, 2003.

NPDES Permit PA0249343. Robindale Energy Services, Inc., 1001 Broad Street, Suite 130, Johnstown, PA 15906, application for a post-mining water treatment permit in Shade Township, **Somerset County**, affecting 106.5 acres. Receiving streams: Miller Run to Dark Shade Creek to Stony Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received November 1, 2002. Permit issued August 18, 2003.

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

17030101 and NPDES Permit PA0243418. Moravian Run Reclamation Co., Inc., 605 Sheridan Drive, Clearfield, PA 16830. Commencement, operation and restoration of a bituminous surface mine-auger permit in Penn Township, **Clearfield County** affecting 220.8 acres. Receiving streams: unnamed tributaries to

Bell Run and Bell Run. Application received January 24, 2003. Permit issued September 2, 2003.

17970114 and NPDES Permit PA0220701. Sky Haven Coal, Inc., R. R. 1, Box 180, Penfield, PA 15849. Renewal of an existing bituminous surface mine permit in Goshen Township, **Clearfield County** affecting 70 acres. Receiving streams: Little Trout Run to the West Branch of the Susquehanna River to the Susquehanna River. Application received June 24, 2003. Permit issued September 9, 2003.

Noncoal Permit Actions

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

40030803. Piacenti Trucking & Excavating, Inc. (Rear 538 Putnam Street, West Hazleton, PA 18202), commencement, operation and restoration of a small topsoil quarry in Butler Township, **Luzerne County** affecting 5.0 acres. Receiving stream: none. Application received June 5, 2003. Permit issued September 9, 2003.

7675SM1C7 and NPDES Permit PA0124028. Pennsy Supply, Inc. (1001 Paxton Street, P. O. Box 3331, Harrisburg, PA 17105), renewal of NPDES permit for discharge of treated mine drainage in West Cornwall and South Annville Townships, **Lebanon County**, receiving stream: Bachman Run. Application received June 23, 2003. Renewal issued September 9, 2003.

22880301C5 and NPDES Permit PA0223948. Rocky Licensing Corporation (1001 Paxton Street, P. O. Box 3331, Harrisburg, PA 17105), renewal of NPDES permit for discharge of treated mine drainage in Lower Swatara Township, **Dauphin County**, receiving stream: Swatara Creek. Application received June 23, 2003. Renewal issued September 10, 2003.

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

25030302. Walter Kuhl (9415 Peck Road, Erie, PA 16510). Commencement, operation and restoration of a sand and gravel operation in Greene Township, **Erie County** affecting 50.6 acres. Receiving streams: unnamed tributary to Fourmile Creek. Application received January 27, 2003. Permit issued August 29, 2003.

2077-25030302-E-2. Walter Kuhl (9415 Peck Road, Erie, PA 16510). Application for a stream encroachment to conduct mining activities within 100 feet but no closer than 50 feet to unnamed tributary no. 2 to Fourmile Creek in Greene Township, **Erie County**. Receiving streams: Fourmile Creek. Application received January 27, 2003. Permit issued August 29, 2003.

43820603. Larry G. Temple (228 Georgetown Road, Hadley, PA 16130). Renewal of NPDES Permit No. PA0604607, Mill Creek Township, **Mercer County**. Receiving streams: unnamed tributary to Mill Creek. Application received July 11, 2003. NPDES renewal issued September 9, 2003.

3076SM13. White Rock Silica Sand Company, Inc. (331 Methodist Street, Greenville, PA 16125). Renewal of NPDES Permit No. PA0207535, Hempfield Township, **Mercer County**. Receiving streams: Mathay Run. Application received July 14, 2003. NPDES renewal issued September 9, 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. 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.

35034014. Joe Sparrow Excavating (815 Meade Street, Dunmore, PA 18512) and **Hayduk Enterprises** (P. O. Box 554, Dalton, PA 18414), construction blasting at Mt. Margaret Estates in Dunmore Borough, **Lackawanna County** with an expiration date of February 18, 2004. Permit issued September 8, 2003.

28034030. David H. Martin, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting at Country Club Estates in Washington Township, **Franklin County** with an expiration date of October 2, 2004. Permit issued September 8, 2003.

09034024. Eastern Blasting Company, Inc. (1292 Street Road, New Hope, PA 18938), construction blasting at CB School South in Warrington Township, **Bucks County** with an expiration date of December 2, 2003. Permit issued September 8, 2003.

21034051. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting at Ames True Temper in Middleton Township, **Cumberland County** with an expiration date of October 2, 2004. Permit issued September 8, 2003.

21034053. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting at Giant Food Corp. Office in Middlesex Township, **Cumberland County** with an expiration date of October 3, 2004. Permit issued September 8, 2003.

21034052. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting at Home Depot in Carlisle Borough, **Cumberland County** with an expiration date of October 2, 2004. Permit issued September 8, 2003.

36034087. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting at Precision Medical in East Cocalico Township, **Lancaster County** with an expiration date of October 30, 2004. Permit issued September 8, 2003.

36034090. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in West Earl Township, **Lancaster County** with an expiration date of April 2, 2004. Permit issued September 8, 2003.

46034027. Reading Site Contractors (P. O. Box 13877, Reading, PA 19612) and **Douglas Explosives, Inc.** (P. O. Box 77, Philipsburg, PA 16866), construction blasting at the Florig Tract Project in West Pottsgrove Township, **Montgomery County** with an expiration date of September 30, 2004. Permit issued September 8, 2003.

36034091. Onyx Lancaster, LLC (2487 Cloverleaf Road, Elizabethtown, PA 17022) and **Tyler Blasting** (P. O. Box 44, Penfield, PA 15849), construction blasting at Landfill Disposal Cell in Mt. Joy Township, **Lancaster County** with an expiration date of December 3, 2003. Permit issued September 8, 2003.

45034037. E. R. Linde (R. R. 6 Box 6825, Honesdale, PA 18431), construction blasting at Sullivan Trail Jr. High in Tobyhanna Township, **Monroe County** with an expiration date of October 4, 2004. Permit issued September 9, 2003.

52034021. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting at Hunter's Ridge in Lackawaxen Township, **Pike County** with an expiration date of August 22, 2004. Permit issued September 9, 2003.

64034014. Bret Wallace (96 Indian Rock, Lake Ariel, PA 18436) and **Hayduk Enterprises** (P. O. Box 554, Dalton, PA 18414), construction blasting in Salem Township, **Wayne County** with an expiration date of November 22, 2003. Permit issued September 9, 2003.

28034031. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting at Formost Industrial Project in Antrim Township, **Franklin County** with an expiration date of October 3, 2008. Permit issued September 9, 2003.

52034022. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting at Martin Lane in Milford Township, **Pike County** with an expiration date of August 25, 2004. Permit issued September 9, 2003.

45034039. JLM Construction (4 Hill Road, Effort, PA 18330) and **Hayduk Enterprises** (P. O. Box 554, Dalton, PA 18414), construction blasting in Ross Township, **Monroe County** with an expiration date of February 25, 2004. Permit issued September 9, 2003.

46034038. Tulio Landscaping, Inc. (19 Pebble Ridge Road, Warrington, PA 18976) and **Hayduk Enterprises** (P. O. Box 554, Dalton, PA 18414), construction blasting at the Sewage Treatment Plant in Upper Hanover Township, **Montgomery County** with an expiration date of August 28, 2004. Permit issued September 9, 2003.

22034021. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting at Hills of Waterford in Conewago Township, **Dauphin County** with an expiration date of December 31, 2004. Permit issued September 9, 2003.

45034038. James T. O'Hara, Inc. (R. R. 9 Box 9433, Moscow, PA 18444) and **John Brainard** (R. R. 1 Box 275, Kingsley, PA 18826), construction blasting in Pocono Township, **Monroe County** with an expiration date of December 31, 2003. Permit issued September 9, 2003.

21034054. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013), construction blasting at Avondale Development in Dickinson Township, **Cumberland County** with an expiration date of September 30, 2008. Permit issued September 9, 2003.

40034027. Slusser Brothers Trucking & Excavating Company (125 North Warren Street, West Hazleton, PA 18202) and **D. C. Guelich Explosive Company** (P. O. Box 29, Bloomsburg, PA 17815), construction blasting at First Quality Nonwoven Company Project in Hazle Township, **Luzerne County** with an expiration date of February 28, 2004. Permit issued September 10, 2003.

35034016. Gary Wilmet (104 Sunrise Drive, Dalton, PA 18414) and **John Brainard** (R. R. 1 Box 275, Kingsley, PA 18826), construction blasting in Dalton Borough, **Lackawanna County** with an expiration date of October 15, 2003. Permit issued September 10, 2003.

35034015. Holbert Explosives, Inc. (237 Masthope Plank Road, Suite A, Lackawaxen, PA 18435), construc-

tion blasting at Jessup Business Park in Jessup Borough, **Lackawanna County** with an expiration date of October 10, 2005. Permit issued September 10, 2003.

52034023. Holbert Explosives, Inc. (237 Masthope Plane Road, Suite A, Lackawaxen, PA 18435), construction in Westfall Township, **Pike County** with an expiration date of December 10, 2003. Permit issued September 10, 2003.

28034032. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting at Kolpark Drive and Leedy Way Drive Extension in Guilford Township, **Franklin County** with an expiration date of October 4, 2004. Permit issued September 10, 2003.

06034046. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting at Glen Oley Farms in Exeter Township, **Berks County** with an expiration date of December 31, 2004. Permit issued September 10, 2003.

21034055. Warren's Excavating & Drilling, Inc. (P. O. Box 189, Bowmansville, PA 17507-0189), construction blasting at MNM Enterprise/Beech Place Development in South Middleton Township, **Cumberland County** with an expiration date of November 30, 2003. Permit issued September 10, 2003.

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

56034006. D. H. Blattner & Sons, Inc., 400 Country Road, Avon, MN 56310, blasting activity permit issued for windmill construction project in Summit Township, **Somerset County**. Expected duration of blasting is 45 days. Permit Issued August 20, 2003.

31034004. A & L, Inc., 4201 SR 51, Belle Vernon, PA 15012, highway construction—PennDOT ECMS Project No. 23032 SR 522 Sec. 5BS, Cromwell Township, **Huntingdon County**. Duration of blasting approximately 365 days. Permit issued August 20, 2003.

32034002. Great Lakes Geophysical, Inc., 5842 Moore Road, P. O. Box 127, Williamsburg, MI 49690. Seismic testing in Grant and East Mahoning Townships, **Indiana County**. Duration of blasting activity is 45 days. Permit issued August 20, 2003.

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

17034004. Great Lakes Geophysical, P. O. Box 127, Williamsburg, MI 49690, for seismic testing, in Union Township, **Clearfield County**, with an expected duration of 45 days. Permit issued September 8, 2003.

17034005. D & M Contracting, R. D. 3, Box 374, New Alexandria, PA 15670, for construction blasting, in Morris Township, **Clearfield County**, with an expected duration of 120 days. Permit issued September 8, 2003.

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

be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law (35 P. S. §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the FWPCA (33 U.S.C.A. § 1341).

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E34-108: Department of Transportation, District 2-0, 1924-30 Daisy Street, Clearfield, PA 16830 in Fermanagh Township, Juniata County, ACOE Baltimore District.

To remove the existing bridge and then to construct and maintain a new bridge with a clear span of 36 feet on a 87° skew with an average underclearance of 5.25 feet over Horning Run (CWF) on SR 1006, Section A02, Segment 0020, Offset 0019 about 3 miles north of Mifflintown Borough (Mifflintown, PA Quadrangle N: 20.5 inches; W: 5.0 inches) in Fermanagh Township, Juniata County.

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

E08-404. Russell A. and Norma J. Kerschner, 214 Cathill Road, Sellersville, PA 18060-1504. Low flow crossing in North Towanda Township, Bradford County, ACOE Baltimore District (Ulster, PA Quadrangle N: 9.75 inches; W: 0.3 inch).

To construct and maintain a low flow crossing consisting of three 18-inch diameter pipes embedded in clean rock in Hemlock Run (WWF) approximately 240 feet west of the intersection of T-585 with T-576 in North Towanda Township, Bradford County. The project will not impact wetlands while impacting approximately 25 feet of waterway and 0.01 acre of floodway. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E17-382. Dominion Transmission, Inc., 445 West Main Street, Clarksburg, WV 263012. Dominion LN-50 Gas transmission line, Brady, Goshen, Huston, Lawrence and Union Townships, Clearfield County, ACOE Baltimore and Pittsburgh District (DuBois, PA Quadrangle N: 1.2 inches; W: 6.1 inches).

To operate and maintain an existing 30-inch diameter pipeline over 29 miles within an existing 75-foot right-of-way for the transmission of natural gas. Replacement or maintenance of the 30-inch diameter pipeline may require 28 stream crossings as follows:

<i>Stream</i>	<i>Stream Classification</i>	<i>Latitude</i>	<i>Longitude</i>
Beaver Run	HQ-CWF	41° 00' 25"	78° 47' 39"
UNT to Beaver Run	HQ-CWF	41° 00' 58"	78° 47' 01"
UNT to East Branch, Mahoning	HQ-CWF	41° 01' 44"	78° 46' 17"
UNT to East Branch, Mahoning	HQ-CWF	41° 01' 58"	78° 46' 01"
Stump Creek	CWF	41° 02' 30"	78° 45' 42"
Limestone Run	CWF	41° 03' 24"	78° 45' 3"
Limestone Run	CWF	41° 03' 26"	78° 44' 48"

<i>Stream</i>	<i>Stream Classification</i>	<i>Latitude</i>	<i>Longitude</i>
Limestone Run	CWF	41° 03' 26"	78° 44' 43"
Limestone Run	CWF	41° 03' 27"	78° 44' 37"
Limestone Run	CWF	41° 03' 26"	78° 44' 01"
UNT to Luthersburg Branch	CWF	41° 03' 44"	78° 43' 29"
Luthersburg Branch	CWF	41° 03' 47"	78° 43' 25"
UNT to Luthersburg Branch	CWF	41° 04' 08"	78° 42' 59"
UNT to Luthersburg Branch	CWF	41° 04' 36"	78° 42' 28"
Sugarcamp Run	CWF	41° 05' 04"	78° 41' 37"
Laborde Branch	CWF	41° 05' 58"	78° 40' 03"
Dressler Run	HQ-CWF	41° 06' 38"	78° 39' 04"
UNT to South Branch, Bennetts Branch	HQ-CWF	41° 08' 15"	78° 37' 01"
UNT to Laurel Run	HQ-CWF	41° 09' 52"	78° 32' 20"
Laurel Run	HQ-CWF	41° 09' 54"	78° 32' 15"
UNT to Laurel Run	HQ-CWF	41° 10' 20"	78° 31' 10"
Pray Run	HQ-CWF	41° 10' 42"	78° 30' 36"
Little Laurel Run	HQ-CWF	41° 11' 08"	78° 29' 52"
Saunders Run	HQ-CWF	41° 11' 55"	78° 28' 04"
Little Medix Run	HQ-CWF	41° 12' 51"	78° 25' 45"
Medix Run	HQ-CWF	41° 13' 21"	78° 24' 23"
UNT to Jack Dent Branch	HQ-CWF	41° 13' 58"	78° 22' 59"
UNT to Jack Dent Branch	HQ-CWF	41° 14' 15"	78° 22' 13"

All gas transmission lines shall be replaced beneath streambeds so there will be a minimum of 3 feet of cover between the top of the pipe and the lowest point in the streambed. Trench plugs or clay dikes shall be used at every waterway and wetland crossing to ensure the existing hydrology is not altered. If upon investigation the Department determines the gas transmission line approved by this permit is serving to degrade water quality, stream profile, meander pattern or channel geometries, then the permittee shall be required to implement all measures necessary to mitigate the degradation. This permit also authorizes the crossing of any wetland that may occur along the 29-mile pipeline right-of-way; during replacement and maintenance operations, the permittee shall take all precautions necessary to ensure that wetland impacts along the right-of-way are temporary. Since Beaver Run, Jack Dents Branch and tributaries thereof are wild trout fisheries, no pipeline maintenance work shall be conducted in or along a wild trout stream or its tributaries between October 1 and December 31 without prior written permission of the Fish and Boat Commission. LN-50 pipeline is in Brady, Goshen, Huston, Lawrence and Union Townships, Clearfield County.

E18-357. Noyes Township Supervisors, HCR 62 Box 218B, West Renovo, PA 17764. T-314 over Drury Run bridge rehabilitation in Noyes Township, **Clinton County**, ACOE Susquehanna River Basin District (Renovo West, PA Quadrangle N: 7.56 inches; W: 8.13 inches).

To place class A cement concrete under the downstream apron and wingwalls as well as place R-7 and R-4 rock at the outlet of the bridge along T-314 Gratzmar Road in Noyes Township, Clinton County. The project does not propose to affect the hydraulic opening of the bridge. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E60-159. Joseph S. and Janet M. Cogley, 687 Federal Street, Paris, VA 20130. Novoka in Lewis Township, **Union County**, ACOE Baltimore District (Mifflinburg, PA Quadrangle N: 15.5 inches; W: 15.3 inches).

To: (1) maintain an existing 36-inch diameter by 19-foot long corrugated metal pipe culvert; and (2) construct and maintain a 69-foot by 50-foot single story private

residence in the left floodway of a side channel to the North Branch of Buffalo Creek with an average buffer between the elevated patio and the left creek bank of 14-foot 8-inches (Mifflinburg, PA Quadrangle N: 15.5 inches; W: 15.3 inches) in Lewis Township, Snyder County. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

SPECIAL NOTICES

Requests for Certification under section 401 of the Federal Water Pollution Control Act

The following requests have been made to the Department of Environmental Protection (Department) for certification under section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 341(a)), that there is reasonable assurance that the construction herein described will not violate applicable Federal and State water quality standards.

Prior to final approval of the proposed certification, consideration will be given to any comments/suggestions/objections which are submitted in writing within 30 days of the date of this notice. Comments should be submitted to the Department at the address indicated before request for certification. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments/objections are addressed and a concise statement of comments/objections/suggestions in sufficient detail to inform the Department of the exact basis of the proposal and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given comments if deemed necessary to resolve conflicts. Individuals will be notified in writing of the time and place of a scheduled hearing or conference concerning the certification request to which the protest relates. Maps, drawings and other data pertinent to the certification request are available for inspection and review at the address indicated before the request for certification between 8 a.m. and 4 p.m., working days.

Southeast Regional Office, Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.

Certification Request Initiated By: Weston Solutions, Inc.
1400 Weston Way
West Chester, PA 19380

Project Description/Location: This activity involves the discharge of supernatant from the USACE Fort Mifflin Confined Disposal Facility (CDF) into the Delaware Estuary—Zone 4. The supernatant will be generated through the disposal of approximately 4,300 cubic yards of sediment dredged from the Sunoco, Inc. (R & M) Girard Point Wharf facility at the Philadelphia Refinery in Philadelphia. A hydraulic dredge and pipeline will be used to move the sediment directly to the CDF.

[Pa.B. Doc. No. 03-1898. Filed for public inspection September 26, 2003, 9:00 a.m.]

Concentrated Animal Feeding Operations Stakeholders Workgroup Meeting

The Concentrated Animal Feeding Operations Stakeholders (CAFO) Workgroup will hold a meeting on September 30, 2003, at 9 a.m. in Room 202, Department of Agriculture Building, Harrisburg. The purpose of this meeting is to review and discuss CAFO Program delegation under the revised Environmental Protection Agency rules.

Questions concerning this meeting should be directed to Tom Juengst, (717) 783-7577, tjuengst@state.pa.us. The agenda and meeting materials for this meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at <http://www.dep.state.pa.us>.

Persons with disabilities who require accommodations to attend the meeting should contact the Department at (717) 783-7577 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 03-1899. Filed for public inspection September 26, 2003, 9:00 a.m.]

Environmental Justice Advisory Board Meeting Cancellation

The meeting of the Environmental Justice Advisory Board scheduled for December 2, 2003, has been cancelled.

The next meeting is scheduled for October 7, 2003, at 10:30 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg.

Questions concerning this meeting should be directed to Lorraine Wagner, (717) 783-1566, lowagner@state.pa.us.

The agenda and meeting materials for this meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at <http://www.dep.state.pa.us>.

Persons with a disability who require accommodations to attend the meeting should contact the Department at (717) 783-1566 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 03-1900. Filed for public inspection September 26, 2003, 9:00 a.m.]

Proposed Consent Decree

American Ash Recycling Facility, City of York and West Manchester Township, York County

The Department of Environmental Protection (Department), under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) (act), has entered into a Proposed Consent Decree with American Ash Recycling Corp. of Pennsylvania, Inc. (AARPA), York Building Products Co., Inc. (YBP) and the York County Solid Waste and Refuse Authority (Authority) (Defendants) in *Department of Environmental Protection v. American Ash Recycling Corp. of Pennsylvania, et al.*, 608 M.D. 2003. The settlement concerns the stabilization and removal of a stockpile of treated ash aggregate located at a facility AARPA owns and operates at 1072 Roosevelt Avenue, York, PA (facility). At the facility, AARPA receives ash from municipal waste combustion (untreated MW ash) and processes and treats to produce an aggregate product (treated ash aggregate).

YBP is a corporation that owns the land on which AARPA operates its storage and processing facility. YBP has also purchased treated ash aggregate from AARPA. The Authority owns a waste-to-energy facility where the Authority recovers energy from the processing of municipal solid waste, which is then used to generate electric power. Untreated MW ash residue is a byproduct of the combustion and generation of electric power. Under written agreements between them, the Authority assigns, transfers title and delivers untreated MW ash residue to AARPA. AARPA, in turn, processes and treats the material to produce treated ash aggregate, which is an aggregate material suitable for various beneficial uses.

Currently, approximately 366,000 tons of treated ash aggregate are stored at the facility. In a Complaint in Equity filed in Commonwealth Court on September 9, 2003, the Department asserts the storage of treated ash aggregate at the facility is unlawful under the act.

Among other things, the Proposed Consent Decree requires the Defendants to remove at least 7,500 tons of treated ash aggregate from the stockpile each month, to stabilize the stockpile with hydro-pulping to prevent wind and water erosion, to entirely remove the stockpile by October 15, 2006, and to submit monthly reports documenting the amount of treated ash aggregate removed and its fate.

The Department and the Defendants have entered into the Proposed Consent Decree to expedite efficient remedial action and minimize prolonged litigation. The Proposed Consent Decree will be lodged with the Commonwealth Court in Harrisburg, PA during the 30-day comment period.

This notice is provided under section 616 of the act (35 P. S. § 6018.616) and is being published in the *Pennsylvania Bulletin* and *York Dispatch*. The Proposed Consent Decree is available for public review and comments and is maintained by the Department in its Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110. Persons wishing to submit written comments may do so by sending them to John Krueger, Waste Management Program Manager, at the previous address.

The public comment period extends for 30 days from the date of publication in the *Pennsylvania Bulletin*. At the close of the public comment period, the Department will file responses to any significant comments received during the public comment period. The Department and Defendants will then file a Joint Motion to Enter the Consent Decree with Commonwealth Court, requesting that the Commonwealth Court approve the Consent Decree. The Consent Decree becomes final upon the Commonwealth Court's approval and entry of the Decree.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 03-1901. Filed for public inspection September 26, 2003, 9:00 a.m.]

Stormwater Manual Oversight Committee Meetings

The Stormwater Manual Oversight Committee will meet on the following dates: Friday, October 10, 2003, and Monday, December 8, 2003.

The meetings will begin at 10 a.m. in the First Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Contact Dennis Stum, Bureau of Watershed Management, (717) 772-5963, dstum@state.pa.us.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Dennis Stum at (717) 772-5963 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department of Environmental Protection may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 03-1902. Filed for public inspection September 26, 2003, 9:00 a.m.]

DEPARTMENT OF HEALTH

Chronic Renal Disease Program Eligibility Criteria

The Department of Health (Department) hereby provides notice of intent to apply the following eligibility criteria to the Department's program as follows, effective September 29, 2003.

Disease or Condition

Coverage is provided for both children and adults who have end-stage renal disease. A written physician's verification of the diagnosis of end-stage renal disease is required.

Income

All new applicants must have an annual income of 0% to 250% of the Federal Poverty Income Guidelines as

published by the United States Department of Health and Human Services (HHS) in the *Federal Register* and any revisions thereto (to the extent services are not covered by Medical Assistance). Current enrollees must meet the same eligibility criteria as new applicants at the time of renewal. A sliding fee scale will be applied to applicants with an annual income of 185% to 250% of the Federal Poverty Income Guidelines as published by the HHS in the *Federal Register* and any revisions thereto. Applicants must submit their most recent Federal 1040 tax return to verify annual income. If no Federal 1040 tax return was filed, other supporting documentation of annual income is required.

Resources

Verification of other health care resources, including other third party benefits such as Medical Assistance and insurance, is required.

Age

Children and adults of all ages are eligible for services.

Residency

Applicants must be United States citizens or legal aliens (admitted under the Immigration Reform and Control Act of 1986 (IRCA) or who qualify for refugee/asylum status) and Commonwealth residents for at least 90 consecutive days. Applicants who have not lived in this Commonwealth for 90 consecutive days will be considered residents for purposes of the Department if they can establish an intent to maintain a permanent home in this Commonwealth for the indefinite future. The following documentation must be submitted with the application and updated annually as necessary: birth certificate; naturalization papers or INS documents; and dated identification with a Commonwealth address and/or other verification, for example, public utility records and receipts, rent receipts, motor vehicle records, local tax records or completed and signed Federal or State income tax return with preprinted name and address.

Length of Eligibility

Eligibility is for a period of 1 year and will be re-evaluated annually.

Questions regarding this notice should be directed to Carolyn S. Cass, Director, Division of Child and Adult Health, Department of Health, P. O. Box 90, Harrisburg, PA 17108, (717) 783-5436. Persons with a disability may submit questions to Carolyn A. Cass in alternative formats, such as audiotape, Braille or TDD (717) 783-6514 or TT (800) 654-5984. Persons with a disability who require an alternative format of this document (for example, large print, audio tape or Braille) should contact Carolyn S. Cass to make the necessary arrangements.

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

[Pa.B. Doc. No. 03-1903. Filed for public inspection September 26, 2003, 9:00 a.m.]

Required Ground and Air Ambulance Equipment and Supplies

Under 28 Pa. Code §§ 1005.10(c) and 1007.7(c) (relating to licensure and general operating standards; and licensure and general operating requirements), the following equipment and supplies shall be carried and readily

available in working order for use on basic and advanced life support (ALS) ambulances, which also includes air (rotorcraft) ambulances.

A. Ground Ambulance Requirements

Ground Ambulances: Basic Life Support/ALS Mobile Care Unit /ALS Squad Unit

The ambulance must:

1. Meet the requirements of current Federal Specifications KKK 1822 in effect at the time of its manufacture regarding design type, floor plan, general configuration and exterior markings. (Does not apply to an ALS squad unit.)

2. Meet the Vehicle Code requirements, especially 67 Pa. Code Chapter 173 (relating to flashing or revolving lights on emergency and authorized vehicles), which includes:

a. Having red flashing or revolving exterior emergency lighting visible 360 degrees around the vehicle.

b. Flashing headlamp system.

c. No more than one flashing or revolving white or clear light.

d. A light bar assembly that may contain no more than two flashing or revolving white or clear lights.

e. Two amber lights other than the turn signal indicators.

3. Have the following emblems and markings:

a. The word "AMBULANCE," mirror imaged, shall be block, blue, die cut style letters, not less than 4" high, centered above the grill. The placement of the word "AMBULANCE" on the curved surface of the hood or on a flat plastic type bugs screen is permitted.

b. The word "AMBULANCE" shall be in block, blue, die cut style letters of not less than 6" in height centered, with a white border, alongside or under the "Star of Life" on each side and rear of the vehicle.

c. A "Star of Life" not less than 3", blue, die cut style, with a white border located both to the right and left of the word "AMBULANCE."

d. A "Star of Life" not less than 16", blue, die cut style, with a white border on the right and left side panels.

e. A "Star of Life" not less than 12", blue, die cut style, with a white border on each rear door.

f. A "Star of Life" not less than 32", blue, die cut style (may be without the white Staff of Aesculapius) on the ambulance rooftop.

Note: An ALS squad unit is required to have only 3" size "Stars of Life" and no other markings or emblems, but it must have the required number, that is, 6.

4. The name of the ambulance service or its fictitious name in letters at least 3" in size on both the right and left exterior sides of the vehicle. Service name must be the dominant lettering.

5. Be equipped with an audible warning device that is electronically operated.

6. Have overhead interior lighting that illuminates the entire top surface of the patient litter, stair well lighting and courtesy lights that must illuminate the ambulance's controls. (Does not apply to an ALS squad unit.)

7. Have a dual battery system. (Does not apply to an ALS squad unit.)

8. Have one fully charged fire extinguisher rated at least 2 A: 10 B: C easily accessible from the outside of the vehicle. The fire extinguisher must be intact with safety seal, inspected within the previous 12 calendar months and the appropriate and completed inspection tag attached.

9. Have a power supply to generate sufficient current to operate all accessories without excessive demand on the generating system.

10. Have a floor that is flat, reasonably unencumbered, free of equipment in the walk through areas, nonskid and well maintained. (Does not apply to an ALS squad unit.)

11. Have minimum interior dimensions of 60" from floor to ceiling. (Does not apply to an ALS squad unit.)

12. Have an installed patient partition to separate the patient area from the driver area. (Does not apply to an ALS squad unit.)

13. Have storage cabinets with sliding doors or with latches to ensure against opening during vehicle movement. (Does not apply to an ALS squad unit.) Bulky items such as portable radios and AEDs must be secured to prevent them from becoming projectiles. Equipment on an ALS squad unit must be in cabinets or secured down with straps.

14. Have two IV hangers mounted flush with the ceiling. (Does not apply to an ALS squad unit.)

15. Have a litter for transporting a patient and at least three patient restraint straps in good operating condition secured to the litter. (Does not apply to an ALS squad unit.)

16. Have doors that function properly with door seals that are in good condition; that is, not cracked, broken or missing pieces.

17. Have a "No Smoking" sign in both the driver and the patient compartment. On an ALS squad unit, only one sign in the driver's compartment is required.

18. Have operational heating, cooling and ventilation equipment.

19. Have a current vehicle inspection validation issued by the State where the vehicle is registered.

20. Have operational radio equipment for communication with a public safety answering point (PSAP) and hospitals in the ambulance service's emergency service areas. A cellular phone may be used as a backup means of communication.

21. Have an installed, onboard oxygen system with the following (does not apply to an ALS squad unit):

a. At least 122 cubic feet supply of oxygen in a cylinder that is secured to provide maximum safety for patients and personnel. The securing brackets must be mounted to the vehicle frame. Services may use a liquid oxygen system that provides the same volume.

b. The cylinder must have more than 500 psi (500 liters of oxygen) of pressure at all times.

c. The unit must be equipped with a reducing valve (from 2,000 psi to 50 psi line pressure).

d. The unit must be equipped with one flow meter with a range of 0—25 lpm delivery.

e. The unit must be equipped with a nonbreakable humidifier and, if attached, must not have water in it when not in use.

22. Have an installed, onboard suctioning system with the following components and/or capabilities (does not apply to an ALS squad unit):

- a. It is fitted with a large bore, nonkinking tubing with a lumen of at least 7 mm.
 - b. It has power enough to provide within 4 seconds a vacuum of over 300 mm/Hg or 11.8 inches of water when the tube is clamped.
 - c. It is controllable for use on children and intubated patients. The vacuum gauge, when attached to the tubing, must be adjustable to the amount of vacuum to ensure that the unit can maintain vacuum levels without requiring continuous increase in control.
 - d. It is equipped with a lateral opening between the suction tube and the suction source.
 - e. The tubing must be able to reach airways of patients regardless of the patient's position in the ambulance and must be able to reach the head and foot of the litter.
23. Must show proof of current motor vehicle insurance.

B. Air (Rotorcraft) Ambulance Requirements

The following will apply to all air ambulances. The air ambulance must have:

- 1. The name of the air ambulance service or its registered fictitious name prominently displayed on its exterior.
- 2. Exterior lighting that illuminates the tail rotor and includes a controllable searchlight able to rotate 180 degrees.
- 3. An "Air Worthiness Certificate" from the Federal Aviation Administration (FAA).
- 4. A patient litter capable of carrying one adult in the supine position and capable of being secured according to FAA requirements.
- 5. Have an FAA Form 337 with items no. 1 (which identifies the aircraft), no. 2 (which identifies the aircraft owner) and no. 7 (which shows that the aircraft is approved to "return to service") completed and signed by the appropriate FAA official.
- 6. Climate controls for maintaining an ambient cabin temperature of between 65—85 degrees during flight.

7. Sufficient interior lighting to allow for close observation of patients.

8. A pilot partition to prevent patient interference with flight controls.

9. A barrier or an FAA approved mechanism for securing a patient's chest, pelvis, legs, wrist and ankles.

10. A 110-volt electrical outlet for each patient transported and a backup power supply.

11. Two-way radio communications for the pilot to be able to communicate with hospitals, PSAPs and ground ambulances.

12. At least three headsets to allow for voice communication among the crew when the aircraft is operating and noise levels prevent normal conversation.

13. One fully charged fire extinguisher rated at least 5 B: C. The fire extinguisher must be intact with safety seal and have been inspected within the previous 12 calendar months and have the appropriate inspection tag attached.

14. Installed, onboard suctioning equipment that meets the same requirements as a transporting ground ambulance. (See requirements under Ground Ambulances.)

15. An onboard oxygen system with the following:

- a. A cylinder with a capacity of 1,200 liters.
- b. The cylinder must have at least 1,650 psi at time of inspection.
- c. If a liquid oxygen system is used, manufacturer documentation must be provided that the system has at least a 1,200-liter capacity and that at least a 1-hour oxygen delivery capacity at 25 lpm per patient is available.
- d. A flow meter with a range of 0—25 lpm delivery.

C. Required Equipment and Supplies

Approved equipment and supplies shall be carried and readily available in working order for use on both ground and air ambulances. Some patients and crewmembers of an ambulance service may have allergies to latex. Latex free supplies are recommended, where possible. The following equipment and supplies must be carried on each ground and air ambulance, as indicated:

<i>Equipment/Supplies</i>	<i>Ambulance Type</i>			
	<i>BLS</i>	<i>ALS Mobile Care</i>	<i>ALS Squad</i>	<i>Air</i>
1. Rechargeable Portable Electric Suction Unit with wide-bore tubing. Must achieve 300 mm/Hg or 11.8" in 4 seconds.	X	X	X	X
2. Suction catheters, pharyngeal: Rigid (2) Flexible: 6 and 8 (1 each) 10 or 12 (2) 14 or 16 (2) total of 6 (Must be sterile) Size is FR for each	X	X	X	X
3. Airways: Nasopharyngeal (5 different sizes) Oropharyngeal (6 different sizes)	X	X	X	X
4. Sphygmomanometer: Child, Adult and Thigh (large) (1 each) Interchangeable gauges are permitted	X	X	X	X

<i>Equipment/Supplies</i>	<i>Ambulance Type</i>			
	<i>BLS</i>	<i>ALS Mobile Care</i>	<i>ALS Squad</i>	<i>Air</i>
5. Stethoscope (1)	X	X	X	X
6. Stethoscope Doppler (1)				X
7. Penlight (1)	X	X	X	X
8. Portable Oxygen Unit (1): Cylinder capacity of at least 300 liters/D Size/500 psi Yoke Cylinder with a minimum total pressure of 500 psi Nonsparking wrench/tank opening device Gauge/flow meter not gravity dependent and can deliver 0—25 liter per minute Full spare cylinder with a 300 liter capacity Cylinders must be secured in the vehicle.	X	X	X	X
9. Oxygen Delivery Devices: Nasal Cannulae—adult/pediatric 1 each High concentration mask capable of providing 80% or greater concentration adult, pediatric, infant—1 each Pocket mask with one way valve and oxygen port (1)	X	X	X	X
10. Adhesive Tape (4 rolls assorted) 1 roll must be hypoallergenic	X	X	X	X
11. Dressings: Multi Trauma (10" × 30") (4) Occlusive (3" × 4") (4) Sterile Gauze Pads (3" × 3") (25) Soft self-adhering (6 rolls)	X	X	X	X
12. Bandage Shears (1)	X	X	X	X
13. Immobilization Devices: Lateral cervical spine device (1) Long spine board (1) Short spine board (1) Rigid/Semi rigid neck immobilizer S, M, L, pediatric (1 each) Multisize are permitted and will suffice for the S, M, L (3)	X	X	X	X (Short board not required)
14. Bag-Valve-Mask Devices: Hand operated adult (1) Hand operated pediatric (450— 700 cc) (1) must be capable of 100% oxygen delivery Adult and pediatric masks	X	X	X	X
15. Pediatric Equipment Sizing Tape/Chart	X	X	X	X
16. Straps—9' (5) (may substitute spider straps or speed clips for 3 straps)	X	X	X	X
17. Folding Litter/Collapsible Device (1)	X	X		

<i>Equipment/Supplies</i>	<i>Ambulance Type</i>			
	<i>BLS</i>	<i>ALS Mobile Care</i>	<i>ALS Squad</i>	<i>Air</i>
18. Splinting Devices: Lower extremity mechanical traction splint adult and pediatric (1 each or combination) Padded board splints: 4.5', 3', 15"—(2 each)	X	X		
19. Sterile Water/Normal Saline (2 liters)	X	X	X	X
20. Sterile Burn Sheet (4'x4') (2)	X	X	X	
21. Cold Packs, Chemical (4)	X	X	X	X
22. Heat Packs, Chemical (4)	X	X	X	X
23. Triangular Bandages (8)	X	X	X	
24. Sterile OB Kits (2)	X	X	X	X (Only 1 required)
25. Separate Bulb Syringe (1) Sterile	X	X	X	X
26. Sterile Thermal Blanket (Silver Swaddler) (1) or 1 roll of sterile aluminum foil	X	X	X	X
27. Blankets (2)—cloth	X	X	X	X
28. Sheets (4)	X	X		X
29. Pillowcases (2)	X	X		
30. Pillow (1)	X	X		
31. Towels (4)	X	X		
32. Disposable Tissues (1 box)	X	X		
33. Emesis Container (1)	X	X		
34. Urinal (1)	X	X		
35. Bed Pan (1)	X	X		
36. Disposable Paper Drinking Cups (3 oz) (4)	X	X		
37. State-approved Triage Tags (25)	X	X	X	
38. Hand-lights (6 volts) (2)	X	X	X	X
39. Hazard Warning Device (3)	X	X	X	
40. Emergency Jump Kit (1)	X	X	X	X
41. Survival Bag (1)				X
42. Emergency Response Guidebook (1) (current edition)	X	X	X	
43. Thermometer—electronic (digital)	X	X	X	X
44. Sharps Receptacle (1)—Secured	X	X	X	X
45. Instant Glucose (40% dextrose-d-glucose gel) 45 grams	X	X	X	
46. Activated Charcoal—50 grams	X	X	X	
47. Access Equipment: Large Screwdriver, Phillips and slotted (1 each) Pliers (1 each) (slip joint, lineman's needle nose, arc joint and locking) Hand-held Sledgehammer (3 lbs) (1) Impact metal Cutting Tool (1) Short pry-bar (1)—12" Cold Chisel (7" x 3/4") (1) Hacksaw w/2 extra blades (1) Adjustable Wrench—10" (1) Center Punch (1) Gloves (leather) (2 pairs) Hard Hat (2)	X	X	X	

<i>Equipment/Supplies</i>	<i>Ambulance Type</i>			
	<i>BLS</i>	<i>ALS Mobile Care</i>	<i>ALS Squad</i>	<i>Air</i>
48. Flight Helmet (1 per crewmember)				X
49. Personal Protection Equipment: Eye protection, clear, disposable (1 per crew member) Face Mask, disposable (1 per crew member) Gown/coat (1 per crew member) Surgical Caps/Foot Coverings disposable (1 set per crewmember) Double Barrier gloves (1 set per crew member) Container (1 per vehicle) or disposable red bags (3 per vehicle) Infection Control Plan	X	X	X	X
50. Sponges, Alcohol, Prep (10)		X	X	X
51. Endotracheal Tubes Sizes/Quantities: 2.5 mm or 3.0 mm (2 uncuffed) 3.5 mm or 4.0 mm (2 uncuffed) 4.5 mm or 5.0 mm (2) 5.5 mm or 6.0 mm (2) 6.5 mm or 7.0 mm (2) 7.5 mm or 8.0 mm (2) 8.5 mm or 9.0 mm (2) Must be sterile and individually wrapped		X	X	X
52. Endotracheal Tube Placement Validation Device (1) to verify correct placement—per regional protocol		X	X	X
53. Laryngoscope handle with batteries and spare batteries and bulbs and the following blades: Straight Curved #1 (S) #3 #2 (M) #4 #3 (L) (1 each of the blades)		X	X	X
54. Meconium Aspirator (1)		X	X	X
55. Lubrication (2 cc or larger tubes) sterile (2) water soluble	X	X	X	X
56. Forceps, Magill (adult/pediatric 1 each)		X	X	X
57. IV Fluid Therapy Supplies: Catheters (over the needle-IV): 14,16,18, 20, 22, (4 each) and 24 gauge (2), Total of 22 individually wrapped and sterile Micro drops (50-60 drops/ml) (2) Macro drops (10-20 drops/ml) (2) IV Fluids—total 2250 milliliters: such as 5% dextrose, 0.9% sodium chloride, Lactated Ringers Tourniquets for IV Use (2) Intraosseus needles 14—18 gauge (2)		X	X	X

<i>Equipment/Supplies</i>	<i>Ambulance Type</i>			
	<i>BLS</i>	<i>ALS Mobile Care</i>	<i>ALS Squad</i>	<i>Air</i>
58. Medication and Supplies: Emergency Drugs—(per regional protocols and within State rules and regulations and within expiration date) Hypodermic needles: 16-18 gauge (4) 20-22 gauge (4) 23-25 gauge (4) Total of 12 and each must be individually wrapped and sterile. Syringes—per regional protocol		X	X	X
59. Defibrillator/Monitor: (FDA approved) (battery powered, monophasic or biphasic, energy dose range capable of treating adult and pediatric patients, paper readout), ECG cables with 3 lead capability and pediatric and adult paddles with pacing capabilities or separate stand-alone pacer		X	X	X
60. Defibrillator/Monitor Supplies: Paddle pads (4) or electric gel (2 tubes), electrodes, ECG, adult and pediatric sizes (6 each)		X	X	X
61. Automated External Defibrillator (for authorized BLS services)	X			
62. Stylette, Malleable—pediatric (2)/adult Must be sterile.		X	X	X
63. Cricothyrotomy set (surgical or needle) Must be sterile.				X
64. Phlebotomy Equipment		X	X	
65. Flutter valve (1) Must be sterile.				X

All equipment must be clean and functional and no supply item may be carried beyond any expiration date assigned to it.

Persons with a disability who require an alternate format of this notice (for example, large print, audiotape or Braille) should contact Robert H. Gaumer, Department of Health, Emergency Medical Services Office, Room 1032, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-8740. Persons with a speech or hearing impairment may telephone V/TT: (717) 783-6154 or use the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 03-1904. Filed for public inspection September 26, 2003, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these contractors or their firms or any firms, corporations or partnerships in which these contractors or their firms have an interest, shall be awarded no contract for 3-years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Smith Glass and Metal Contractors, Inc. (Fed. ER I. D. No. 23-2260997) and Walter Smith, individually	6292 Route 14 Highway Trout Run, PA 17771	6/23/03
Muncy Masonry, Inc. (Fed. ER I. D. No. 23-2494838) and David E. Phillips (Fed. ER I.D. No. 23-1921254)	R. D. 3, Box 204 Muncy, PA 17756 and 110 West Water Street Muncy, PA 17556 and P. O. Box 122 Muncy, PA 17756	9/9/03
C. K. Mechanical Contractors, Inc. (Fed. ER I.D. No. 23-2750207), a/k/a C. K. Mechanical Services Co., a/k/a C. K. Mechanical Services and Charles L. Knauff, individually	P. O. Box 3554 Williamsport, PA 17701 and 2715 McCoy Street Williamsport, PA 17701 and 2401 Reach Road Williamsport, PA 17701 and 2507 North Hills Drive Williamsport, PA 17701	9/9/03

STEPHEN M. SCHMERIN,
Secretary

[Pa.B. Doc. No. 03-1905. Filed for public inspection September 26, 2003, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Glittering Gold Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Glittering Gold.

2. *Price:* The price of a Pennsylvania Glittering Gold instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Glittering Gold instant lottery game ticket will contain one play area featuring a "Winning Numbers" area and eight "Your Number" areas. The play symbols and their captions located in the "Winning Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN) and 16 (SIXTN). The play symbols and their captions located in the eight "Your Number" areas are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN) and a Gold Bar Symbol (GOLDBAR).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the eight "Prize" areas are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$100 (ONE HUN), \$400 (FOR HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$20,000 (TWY THO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$100, \$400, \$1,000, \$10,000 and \$20,000. A player can win up to eight times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 9,000,000 tickets will be printed for the Pennsylvania Glittering Gold instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$20,000 (TWY THO) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$20,000.

(b) Holders of tickets upon which any one of the "Your Number" play symbols is a Gold Bar Symbol (GOLDBAR) and a prize play symbol of \$10,000 (TEN THO) appears in the "Prize" area under the Gold Bar Symbol (GOLDBAR), on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$10,000 (TEN THO) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which any one of the "Your Number" play symbols is a Gold Bar Symbol (GOLDBAR) and a prize play symbol of \$1,000 (ONE THO) appears in the "Prize" area under the Gold Bar Symbol (GOLDBAR), on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$1,000 (ONE THO) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "Your Number" play symbols is a Gold Bar Symbol (GOLDBAR) and a prize play symbol of \$400 (FOR HUN) appears in the "Prize" area under the Gold Bar Symbol (GOLDBAR), on a single ticket, shall be entitled to a prize of \$400.

(g) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$400 (FOR HUN) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(h) Holders of tickets upon which any one of the "Your Number" play symbols is a Gold Bar Symbol (GOLDBAR) and a prize play symbol of \$100 (ONE HUN) appears in the "Prize" area under the Gold Bar Symbol (GOLDBAR), on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$100 (ONE HUN) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets upon which any one of the "Your Number" play symbols is a Gold Bar Symbol (GOLDBAR) and a prize play symbol of \$40\$ (FORTY) appears in the "Prize" area under the Gold Bar Symbol (GOLDBAR), on a single ticket, shall be entitled to a prize of \$40.

(k) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$40\$ (FORTY) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(l) Holders of tickets upon which any one of the "Your Number" play symbols is a Gold Bar Symbol (GOLDBAR) and a prize play symbol of \$20\$ (TWENTY) appears in the "Prize" area under the Gold Bar Symbol (GOLDBAR), on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$20\$ (TWENTY) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets upon which any one of the "Your Number" play symbols is a Gold Bar Symbol (GOLDBAR) and a prize play symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under the Gold Bar Symbol (GOLDBAR), on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning

Numbers" play symbols and a prize play symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets upon which any one of the "Your Number" play symbols is a Gold Bar Symbol (GOLDBAR) and a prize play symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area under the Gold Bar Symbol (GOLDBAR), on a single ticket, shall be entitled to a prize of \$5.

(q) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(r) Holders of tickets upon which any one of the "Your Number" play symbols is a Gold Bar Symbol (GOLDBAR) and a prize play symbol of \$4⁰⁰ (FOR DOL) appears in the "Prize" area under the Gold Bar Symbol (GOLDBAR), on a single ticket, shall be entitled to a prize of \$4.

(s) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$4⁰⁰ (FOR DOL) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(t) Holders of tickets upon which any one of the "Your Number" play symbols is a Gold Bar Symbol (GOLDBAR) and a prize play symbol of \$2⁰⁰ (TWO DOL) appears in the "Prize" area under the Gold Bar Symbol (GOLDBAR), on a single ticket, shall be entitled to a prize of \$2.

(u) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$2⁰⁰ (TWO DOL) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(v) Holders of tickets upon which any one of the "Your Number" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$1⁰⁰ (ONE DOL) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>When Any of Your Numbers Match Either Winning Number Win With Prize(s) of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 9,000,000 Tickets</i>
\$1 × 2	\$2	1:37.50	240,000
\$2	\$2	1:37.50	240,000
\$2 w/Gold Bar	\$2	1:18.75	480,000
\$1 × 4	\$4	1:37.50	240,000
\$4	\$4	1:37.50	240,000
\$4 w/Gold Bar	\$4	1:37.50	240,000
\$1 × 5	\$5	1:150	60,000
\$5	\$5	1:150	60,000
\$5 w/Gold Bar	\$5	1:150	60,000
\$2 × 5	\$10	1:500	18,000

<i>When Any of Your Numbers Match Either Winning Number Win With Prize(s) of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 9,000,000 Tickets</i>
\$5 × 2	\$10	1:500	18,000
\$10	\$10	1:500	18,000
\$10 w/Gold Bar	\$10	1:136.36	66,000
\$5 × 4	\$20	1:500	18,000
\$20	\$20	1:500	18,000
\$20 w/Gold Bar	\$20	1:375	24,000
\$5 × 8	\$40	1:1,714	5,250
\$10 × 4	\$40	1:1,714	5,250
\$20 × 2	\$40	1:1,714	5,250
\$40	\$40	1:1,714	5,250
\$40 w/Gold Bar	\$40	1:6,000	1,500
\$10 × 6 + \$20 × 2	\$100	1:4,000	2,250
\$20 × 5	\$100	1:4,000	2,250
\$40 × 2 + \$5 × 4	\$100	1:4,000	2,250
\$100	\$100	1:3,000	3,000
\$100 w/Gold Bar	\$100	1:4,000	2,250
\$100 × 4	\$400	1:12,000	750
\$400	\$400	1:12,000	750
\$400 w/Gold Bar	\$400	1:12,000	750
\$400 × 2 + \$100 × 2	\$1,000	1:120,000	75
\$1,000	\$1,000	1:60,000	150
\$1,000 w/ Gold Bar	\$1,000	1:120,000	75
\$10,000	\$10,000	1:1,800,000	5
\$10,000 w/ Gold Bar	\$10,000	1:1,800,000	5
\$20,000	\$20,000	1:900,000	10

Gold Bar = Win prize automatically

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Glittering Gold instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Glittering Gold, prize money from winning Pennsylvania Glittering Gold instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Glittering Gold instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Glittering Gold or through normal communications methods.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 03-1906. Filed for public inspection September 26, 2003, 9:00 a.m.]

Pennsylvania Supercash Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Supercash.

2. *Price:* The price of a Pennsylvania Supercash instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Supercash instant lottery game ticket will contain one play area featuring a "Supercash Numbers" area and a "Your Numbers" area. The play symbols and their captions located in the "Supercash Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTEN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR) and 24 (TWYFOR). The play symbols and their captions located in the "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTEN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and a Super Symbol (CASH).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$2⁰⁰ (TWO DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$15\$ (FIFTN), \$20\$ (TWENTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are \$2, \$5, \$10, \$15, \$20, \$50, \$100, \$500, \$1,000 and \$100,000. A player can win up to ten times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 6,000,000 tickets will be printed for the Pennsylvania Supercash instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Supercash Numbers" play symbols and a prize play symbol of \$100,000 (ONEHUNTHO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Super Symbol (CASH), and a prize play symbol of \$1,000 (ONE THO) appears under the Super Symbol (CASH) on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Supercash Numbers" play symbols and a prize play symbol of \$1,000 (ONE THO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Super Symbol (CASH), and a prize play symbol of \$500 (FIV HUN) appears under the Super Symbol (CASH) on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Supercash Numbers" play symbols and a prize play symbol of \$500 (FIV HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Super Symbol (CASH), and a

prize play symbol of \$100 (ONE HUN) appears under the Super Symbol (CASH) on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Supercash Numbers" play symbols and a prize play symbol of \$100 (ONE HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Super Symbol (CASH), and a prize play symbol of \$50\$ (FIFTY) appears under the Super Symbol (CASH) on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Supercash Numbers" play symbols and a prize play symbol of \$50\$ (FIFTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Super Symbol (CASH), and a prize play symbol of \$20\$ (TWENTY) appears under the Super Symbol (CASH) on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Supercash Numbers" play symbols and a prize play symbol of \$20\$ (TWENTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(l) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Super Symbol (CASH), and a prize play symbol of \$15\$ (FIFTN) appears under the Super Symbol (CASH) on a single ticket, shall be entitled to a prize of \$15.

(m) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Supercash Numbers" play symbols and a prize play symbol of \$15\$ (FIFTN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(n) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Super Symbol (CASH), and a prize play symbol of \$10⁰⁰ (TEN DOL) appears under the Super Symbol (CASH) on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Supercash Numbers" play symbols and a prize play symbol of \$10⁰⁰ (TEN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Super Symbol (CASH), and a prize play symbol of \$5⁰⁰ (FIV DOL) appears under the Super Symbol (CASH) on a single ticket, shall be entitled to a prize of \$5.

(q) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Supercash Numbers" play symbols and a prize play symbol of \$5⁰⁰ (FIV DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(r) Holders of tickets upon which any one of the "Your Numbers" play symbols matches any of the "Supercash Numbers" play symbols and a prize play symbol of \$2^{.00} (TWO DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$2.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>When Any of Your Numbers Match Any of the Supercash Numbers, Win With Prize(s) of:</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 6,000,000 Tickets</i>
\$5	\$5	1:30	200,000
\$5 w/Super	\$5	1:7.06	850,000
\$2 × 5	\$10	1:120	50,000
\$5 × 2	\$10	1:150	40,000
\$10	\$10	1:120	50,000
\$10 w/Super	\$10	1:100	60,000
\$5 × 3	\$15	1:600	10,000
\$10 + \$5	\$15	1:300	20,000
\$15	\$15	1:600	10,000
\$15 w/Super	\$15	1:600	10,000
\$5 × 4	\$20	1:300	20,000
\$10 × 2	\$20	1:600	10,000
\$20	\$20	1:200	30,000
\$20 w/Super	\$20	1:150	40,000
\$5 × 10	\$50	1:240	25,000
\$10 × 5	\$50	1:240	25,000
\$50	\$50	1:240	25,000
\$50 w/Super	\$50	1:240	25,000
\$10 × 10	\$100	1:480	12,500
\$20 × 5	\$100	1:480	12,500
\$100	\$100	1:480	12,500
\$100 w/Super	\$100	1:466.93	12,850
\$50 × 10	\$500	1:24,000	250
\$100 × 5	\$500	1:24,000	250
\$500	\$500	1:24,000	250
\$500 w/Super	\$500	1:40,000	150
\$100 × 10	\$1,000	1:1,200,000	5
\$1,000	\$1,000	1:1,200,000	5
\$1,000 w/Super	\$1,000	1:1,200,000	5
\$100,000	\$100,000	1:1,200,000	5

Super = Win Prize Automatically

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Supercash instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Supercash, prize money from winning Pennsylvania Supercash instant lottery game tickets will be retained by the Secre-

tary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Supercash instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State

Lottery Law (72 P. S. §§ 3761-101—3761-314), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Supercash or through normal communications methods.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 03-1907. Filed for public inspection September 26, 2003, 9:00 a.m.]

Public Utility Realty Tax Act Surcharge Rates for the Tax Year Beginning January 1, 2004

The Secretary of Revenue is required under 72 P. S. § 8111-A(d) to publish the rate of the Public Utility Realty Tax Act (PURTA) surcharge in the form of a notice in the *Pennsylvania Bulletin* by October 1, 2003, and by each October 1 thereafter. The tax rate established in 72 P. S. § 8111-A(d) shall be imposed upon gross receipts taxes as provided in 72 P. S. § 8111-A(d) for the period beginning the next January 1.

The result of the PURTA surcharge calculation provided in 72 P. S. § 8111-A for the tax year beginning January 1, 2004, is zero mills. Therefore, no PURTA surcharge under 72 P. S. § 8111-A(d) will be imposed for the taxable period beginning January 1, 2004.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 03-1908. Filed for public inspection September 26, 2003, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Certification of the I/M Program for Designated Areas

The Secretary of Transportation, in accordance with 75 Pa.C.S. § 4706(b.1)(2) (relating to prohibition on expenditures for emission inspection program), certifies the establishment and implementation of a vehicle emission inspection program (I/M program) in: (1) South Central Region—Berks, Dauphin, Cumberland, Lancaster, Leba-

non, Lehigh, Northampton and York Counties; and (2) Northern Region—Blair, Cambria, Centre, Erie Lackawanna, Luzerne, Lycoming and Mercer Counties.

The Secretary certifies that phasein of the I/M program will begin in these counties on December 1, 2003. Motorists in these counties with vehicles subject to the I/M program will receive notification in conjunction with the renewal of their vehicle registration.

Questions or comments regarding this notice should be directed to Cindy Cashman, Department of Transportation, 1101 South Front Street, 4th Floor, Harrisburg, PA 17104, (717) 787-2304, ccashman@state.pa.us.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 03-1909. Filed for public inspection September 26, 2003, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Schlomo Dotan v. DEP; EHB Doc. No. 2003-225-MG

Schlomo Dotan has appealed the denial by the Department of Environmental Protection of an NPDES permit to Schlomo Dotan for a facility in Blair Township, Blair County.

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

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

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

MICHAEL L. KRANCER,
Chairperson

[Pa.B. Doc. No. 03-1910. Filed for public inspection September 26, 2003, 9:00 a.m.]

FISH AND BOAT COMMISSION

Triploid Grass Carp Permit Application

Under 58 Pa. Code § 71.7 (relating to triploid grass carp), the Fish and Boat Commission (Commission) may issue permits to stock triploid grass carp in Commonwealth waters. Triploid grass carp are sterile fish that may, in appropriate circumstances, help control aquatic vegetation. The Commission has determined, consistent with 58 Pa. Code § 71.7(e)(3), to seek public input with respect to any proposed stockings of triploid grass carp in waters having a surface area of more than 5 acres.

Interested persons are invited to submit written comments, objections or suggestions concerning the notice to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000 within 10 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted. Comments

also may be submitted electronically to ra-pfbcregs@state.pa.us. A subject heading of the proposal and a return name and address must be included in each transmission. In addition, electronic comments must be contained in the text of the transmission, not in an attachment. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

The following application to stock triploid grass carp in waters having a surface area of more than 5 acres is currently undergoing staff review:

<i>Applicant</i>	<i>Water</i>	<i>Location of Water</i>	<i>Description of Water</i>	<i>Nature of Vegetation to be Controlled</i>
Tim Rishel	Layton Pond	Perry Township Fayette County	15-acre manmade lake that discharges into the Youghiogheny River	Coontail Long-Leaf Pondweed Water Willow

DENNIS T. GUISE,
Deputy Executive Director

[Pa.B. Doc. No. 03-1911. Filed for public inspection September 26, 2003, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Friday, September 12, 2003, and announced the following:

Regulations Deemed Approved under section 5(g) of the Regulatory Review Act—Effective September 11, 2003

Municipal Police Officers' Education and Training Commission #17-63: Administration of the Training Program (amends 37 Pa. Code Chapter 203)

Regulations Approved

Environmental Quality Board #7-362B: Stream Redesignations, Little Bush Kill, et al. (amends 25 Pa. Code Chapter 93)

Environmental Quality Board #7-371: Architectural and Industrial Maintenance Coatings (amends 25 Pa. Code Chapter 130)

Approval Order

Public Meeting held
September 12, 2003

Commissioners Voting: John R. McGinley, Jr., Esq., Chairperson; Alvin C. Bush, Vice Chairperson, by phone; Daniel F. Clark, Esq.; Arthur Coccodrilli

Environmental Quality Board—Stream Redesignations, Little Bush Kill, et al.; Regulation No. 7-362B

On April 23, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapter 93. The proposed regulation was published in the May 5, 2001, *Pennsylvania Bulletin* with a 45-day public comment period. During the public comment period, the EQB received requests to hold a public hearing on the Browns Run redesignations. As a result, the EQB held a public hearing on September 4, 2001. Also, on July 21, 2001, the

EQB reopened the public comment period until September 11, 2001. The final-form regulation was submitted to the Commission on August 6, 2003.

This final-form regulation changes the designation of four segments of Browns Run from Cold Water Fishes to Exceptional Value. The redesignations affect approximately 25 stream miles.

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

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
September 12, 2003

Commissioners Voting: John R. McGinley, Jr., Esq., Chairperson; Alvin C. Bush, Vice Chairperson, by proxy; Daniel F. Clark, Esq.; Arthur Coccodrilli

Environmental Quality Board—Architectural and Industrial Maintenance Coatings; Regulation No. 7-371

On November 29, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapter 130. The proposed regulation was published in the December 15, 2001, *Pennsylvania Bulletin* with a 69-day public comment period. The final-form regulation was submitted to the Commission on August 6, 2003.

This rulemaking adopts volatile organic compound standards for 48 types of architectural and industrial maintenance coatings. These limits, more restrictive than the Federal limits that were adopted in 1998, are intended to attain and maintain the health-related ozone standard in this Commonwealth with other member states of the Ozone Transport Region.

We have determined this regulation is consistent with the statutory authority of the Board (35 P. S. § 4005) and the intention of the General Assembly. Having considered

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

By Order of the Commission:

This regulation is approved.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 03-1912. Filed for public inspection September 26, 2003, 9:00 a.m.]

Notice of Filing of Final Rulemakings

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

Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
16A-446	State Board of Podiatry Continuing Education	9/16/03
2-137	Department of Agriculture Food Code	9/17/03

Final-Omit

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
18-384	Department of Transportation Enhanced Emission Inspection Program	9/11/03

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 03-1913. Filed for public inspection September 26, 2003, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws; James E. Dwyer and James & Son, Inc.; Doc. No. SC03-07-048

Notice is hereby given of the Order to Show Cause issued on September 10, 2003, by the Deputy Insurance Commissioner in the previously referenced matter. Violation of the following is alleged: sections 604, 622, 633, 633.1 and 639 of The Insurance Department Act of 1921 (40 P. S. §§ 234, 252, 273, 273.1 and 279); 31 Pa. Code §§ 37.46 and 37.47 (relating to standards for denial of certificate/license; and revocation, suspension, nonrenewal of certificates and licenses); and section 5(a)(2) of the Unfair Insurance Practices Act (40 P. S. § 1171.5(a)(2)).

The respondents shall file a written answer to the Order to Show Cause within 20 days of the date of issue. If the respondents file a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), 1 Pa. Code Part II (relating to General

Rules of Administrative Practice and Procedure), 31 Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the 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. 03-1914. Filed for public inspection September 26, 2003, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania and Highmark Blue Shield; Rate Increase for Nongroup Major Medical; Rate Filing No. 753-MMNG-1/1/04

Blue Cross of Northeastern Pennsylvania and Highmark Blue Shield submitted a filing requesting the Insurance Department's (Department) approval to increase the approved monthly rates by 20.65% for the Major Medical Nongroup Program for an effective date of January 1, 2004. Included in this filing are proposed benefit changes which include splitting the current \$500 deductible into \$250 deductible for medical services and \$250 for Rx coverage with a three-tier copay structure (retail: \$10 generic/\$25 brand formulary/\$45 nonformulary, mail services: \$20/\$60/\$135) after the deductible is met. The plans have proposed removal of home health care, home infusion, skilled nursing facility care, private duty nursing care, respiratory therapy, pulmonary therapy and hospital inpatient care. In addition, the number of visits for physical therapy (20 visits), chiropractic care (20 visits), speech therapy (12 visits) and occupational therapy (12 visits) will be limited to the number of visits per calendar year as indicated. Currently, there is no limit on medically necessary therapy visits. The revised agreement will now only cover abortion services to avert the death of the mother or terminate pregnancies caused by rape or incest.

The 2004 rate filing for Nongroup Basic Blue Cross included a proposal to increase inpatient coverage from 60 days to 365 days and skilled nursing facility coverage of 60 days per calendar year. Also in this nongroup Basic Blue Cross filing, the number of the respiratory and pulmonary therapies visits will change from unlimited to 18 visits per calendar year. However, the requirement that the visits be within 90 days following an inpatient admission has been eliminated. The revised agreement will now only cover abortion services to avert the death of the mother or terminate pregnancies caused by rape or incest.

The filing will impact approximately 5,356 policyholders and will generate estimated additional revenue of \$2.14 million.

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

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Life & Health Actuaries, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120 within 30 days after the publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1915. Filed for public inspection September 26, 2003, 9:00 a.m.]

Highmark Inc. d/b/a Highmark Blue Shield; Increase in Base Rates for Central Region Small Group Customer Product Lines; Rate Filing No. 200330

Highmark Inc. d/b/a Highmark Blue Shield submitted an application for approval to increase base rates for central region small group customer product lines:

Program Description

Nongatekeeper Preferred Provider Program
Voluntary Gatekeeper Preferred Provider Program
Comprehensive Major Medical Program
Supplemental Major Medical Program
Gatekeeper Preferred Provider Program
Basic Hospital Program
Medical/Surgical Program

The average cumulative requested base rate increase of 27.7% is from the last approved filing effective October 1, 2001.

The filing rate changes will apply to client notification dates on or after November 1, 2003.

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

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Life and Health Actuaries, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120 within 30 days after the publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1916. Filed for public inspection September 26, 2003, 9:00 a.m.]

List of Approved Guide Source Method Vendors; Notice No. 2003-08

Under the authority of the Motor Vehicle Physical Damage Appraisers Act (63 P. S. §§ 851—863), the Insurance Commissioner hereby lists guide source providers approved to calculate the replacement value of total loss or unrecovered vehicles under the Motor Vehicle Physical Damage Appraisers regulation, 31 Pa. Code § 62.3(e)(1)(i) (relating to applicable standards for appraisal).

A listing of approved guide source method providers will be published annually in the *Pennsylvania Bulletin*. In the interim, an updated listing may be obtained by contacting the Insurance Department, Bureau of Consumer Services, 1321 Strawberry Square, Harrisburg, PA 17120. Requests for this information may also be submitted to ra-in-consumer@state.pa.us or telephone toll free (877) 881-6388 or faxed to (717) 787-8585.

Approved Guide Source Vendors

Automobile Red Book,
formerly Automobile Blue Book
Primedia Price Digests
P. O. Box 12901
Overland Park, KS 66282-2901
(800) 654-6776
www.pricedigests.com

CCC Information Services, Inc.
444 Merchandise Mart
Chicago, Illinois 60654-1005
(800) 621-8070
www.cccis.com

NADA Official Used Car Guide
8400 Westpark Drive
McLean, VA 22102
(800) 544-6232
www.nada.com/b2b

ADP Claims Solution Group, Inc.
4211 S. E. International Way, #A
Milwaukie, Oregon 97222
(800) 959-6237
www.adp.com

Autobid, Inc.
722 Illinois Street
Joplin, Missouri 64801
(800) 875-2217
www.autobid.com

This document supersedes the notice published at 32 Pa.B. 2648 (May 25, 2002) and shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

(Editor's Note: For a final rulemaking affecting this notice, see 29 Pa.B. 5511 (October 23, 1999).)

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1917. Filed for public inspection September 26, 2003, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The Liquor Control Board seeks the following new site:

Delaware County, Wine & Spirits Shoppe #2303, Route 322 and Larkins Road, Larkins Corner, PA.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space within a 1-mile radius of Route 322 and Larkins Road, Larkins Corner.

Proposals due: October 17, 2003, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9671

JONATHAN H. NEWMAN,
Chairperson

[Pa.B. Doc. No. 03-1918. Filed for public inspection September 26, 2003, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by October 20, 2003. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under the application.

A-00120116. Juniata Francis (428 Bianca Circle, Downingtown, Chester County, PA 19335)—persons, in paratransit service, between points in the County of Chester.

Applications of the following for the approval of the *transfer of stock* as described under each application.

A-00114251, Folder 5000. RV Cab, Inc. (P. O. Box 52221, Philadelphia, PA 19115), a corporation of the Commonwealth—for the approval of the transfer of all of the issued and outstanding shares of stock (100 shares) from Raisa Sirotkin to Jeffrey Sterin.

A-00118342, Folder 5000. Elmwood Cab, Inc. (13320 Philmont Avenue, Philadelphia, PA 19116), a corporation of the Commonwealth—for the approval of the transfer of all of the issued and outstanding shares of stock (100 shares) from Jack Janes to Valery Gokhman (33.33 shares), Alex Dorfman (33.33 shares) and Alex Goroshovsky (33.34 shares).

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1919. Filed for public inspection September 26, 2003, 9:00 a.m.]

Telecommunications

A-310687F7001. Verizon North Inc. and ICG Telecom Group, Inc. Joint petition of Verizon North Inc. and ICG Telecom Group, Inc. for approval of amendment no. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and ICG Telecom Group, Inc., by its counsel, filed on September 9, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

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

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1920. Filed for public inspection September 26, 2003, 9:00 a.m.]

Telecommunications

A-310687F7000. Verizon Pennsylvania Inc. and ICG Telecom Group, Inc. Joint petition of Verizon Pennsylvania Inc. and ICG Telecom Group, Inc. for approval of amendment no. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and ICG Telecom Group, Inc., by its counsel, filed on September 9, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

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

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1921. Filed for public inspection September 26, 2003, 9:00 a.m.]

Telecommunications

A-310018F7000. Verizon Pennsylvania Inc. and Talk America Inc. (f/k/a Talk.Com Holding, Inc.). Joint petition of Verizon Pennsylvania Inc. and Talk America Inc. (f/k/a Talk.Com Holding, Inc.) for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Talk America Inc. (f/k/a Talk.Com Holding, Inc.), by its counsel, filed on September 4, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of adoption of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Talk America Inc. (f/k/a Talk.Com Holding, Inc.) joint petition are on file with the Commission and are available for public inspection.

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1922. Filed for public inspection September 26, 2003, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of Engineering Firms

Future requests for Statements of Interest or Request for Proposals (RFPs) will be advertised on the Turnpike Commission's (Commission) website at www.paturnpike.com (select the button on the left side for "Contracting Opportunities"). Advertisements for engineering services as well as all other RFPs will be placed on the Commission's website and a minimum of 2 weeks to reply will be standard. Questions should be directed to George Hatalowich, Manager of Contract Administration, (717) 986-8737, ghatalow@paturnpike.com.

MITCHELL RUBIN,
Chairperson

[Pa.B. Doc. No. 03-1923. Filed for public inspection September 26, 2003, 9:00 a.m.]

STATE CONTRACTS INFORMATION

DEPARTMENT OF GENERAL SERVICES

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.

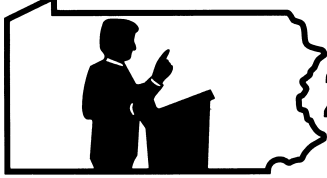
Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:
 The payment date specified in the contract.
 30 days after the later of the receipt of a proper invoice or receipt of goods or services.
 The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center
 PA Department of Community and Economic Development
 374 Forum Building
 Harrisburg, PA 17120
 800-280-3801 or (717) 783-5700

Reader's Guide



Legal Services & Consultation

① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

B-54137. Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services
 Location: Harrisburg, Pa.
 Duration: 12/1/93-12/30/93
 Contact: Procurement Division
 787-0000

③ Contract Information

④ Department

⑤ Location

⑥ Duration

⑦ (For Commodities: Contact: Vendor Services Section
 717-787-2199 or 717-787-4705)

REQUIRED DATA DESCRIPTIONS

① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.

② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.

③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.

④ Department: State Department or Agency initiating request for advertisement.

⑤ Location: Area where contract performance will be executed.

⑥ Duration: Time estimate for performance and/or execution of contract.

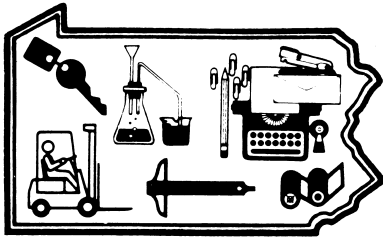
⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.
 (For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**
 Pennsylvania State Treasury
 Room G13 Finance Building
 Harrisburg, PA 17120
 717-787-2990
 1-800-252-4700

BARBARA HAFER,
State Treasurer



Commodities

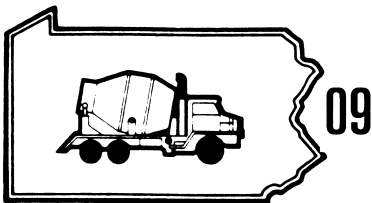
420093 2 Asphalt Content/Binder Ignition Furnace. (Barnstead/Thermolyn model F85938) 208V, 60HZ, 23 amp, 4,800 watt with internal automatic balance.

Department: Transportation
Location: PA DOT, BOCM, 1118 State Street, Harrisburg, PA 17120
Duration: 90 Days
Contact: Deb Peterson, (717) 787-6630

1500-18446 Shelving, Racks, Pedestals, Panels, etc. for Security Cameras

Department: Corrections
Location: State Correctional Institution Camp Hill, 2500 Lisburn Road, P. O. Box 8837, Camp Hill, PA 17001-8837
Contact: Michelle Ryan, (717) 975-5267

SERVICES



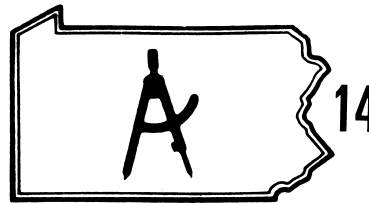
Construction & Construction Maintenance

FC-097H Linesville Windows Supply all labor, supervision, materials, tools and equipment necessary to remove existing windows and install replacement windows at the Linesville State Fish Hatchery, Pine Township, Crawford County, PA. Mandatory site visit is scheduled for October 14, 2003 at 11:00 am. Bid opening October 24, 2003, at 2:30 p.m. Bid packages may be obtained by contacting Amos Ferguson at (814) 359-5105. Prevailing Wage Rates will apply for this bid.

Department: Fish and Boat Commission
Location: Linesville State Fish Hatchery, Linesville, PA, Pine Township, Crawford County
Contact: Amos Ferguson, (814) 359-5105

MI-861.G A one-story re-roof totaling approximately 13,350 SF, consists of removing existing gravel, built-up roofing and insulation; and installing new modified bitumen roof system. Qualification Statements required. Bid packets requests on-line only at http://muweb.millersville.edu/~purchase/current_bid_opportunities.html.

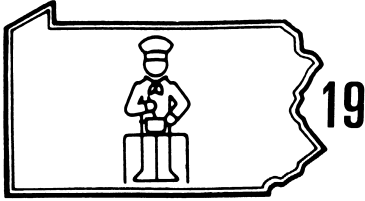
Department: State System of Higher Education
Duration: 45 calendar days
Contact: Bernadette Wendler, (717) 872-3570



Engineering Services

PennDOT-ECMS The Pennsylvania Department of Transportation has established a website advertising for the retention of engineering firms. You can view these business opportunities by going to the Department of Transportation's Engineering and Construction Management System at www.dot2.state.pa.us.

Department: Transportation
Location: Various
Contact: www.dot2.state.pa.us



Food

042003 SEAFOOD PRODUCTS - Imitation Crab Meat, Seafood Cakes

Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267

cn00004696 Frozen Meat Contract for January, February, and March 2004. To request a bid package, fax your company name, address, telephone and fax numbers, Federal ID Number and PA State Vendor Number to 570-587-7108. Bid packages cannot be faxed.

Department: Public Welfare
Location: Clarks Summit State Hospital, 1451 Hillside Drive, Clarks Summit, PA 18411
Duration: January 1, 2004—March 31, 2004
Contact: Stanley Rygelski, (570) 587-7291

CN00005105 FROZEN JUICES

Department: Public Welfare
Location: POLK CENTER, P. O. Box 94, Polk, PA 16342
Duration: November through March 2003
Contact: Marty DuPont, (814) 432-0423

cn00004695 Frozen Meat contract for January, February, March 2004. To request a bid package, fax your company name, address, telephone and fax numbers, Federal ID Number and PA State Vendor Number to 570-587-7108. Bid packages cannot be faxed.

Department: Public Welfare
Location: Clarks Summit State Hospital, 1451 Hillside Drive, Clarks Summit, PA 18411-9505
Duration: January 1, 2004—March 31, 2004
Contact: Stanley Rygelski, (570) 587-7291

cn00004694 Frozen Meat Contract for January, February, and March 2004. To request a bid package, fax your company name, address, telephone and fax numbers, Federal ID Number and PA State Vendor Number to 570-587-7108. Bid packages cannot be faxed.

Department: Public Welfare
Location: Clarks Summit State Hospital, 1451 Hillside Drive, Clarks Summit, PA 18411
Duration: January 1, 2004 through March 31, 2004
Contact: Stanley Rygelski, (570) 587-7291

092003 FROZEN FOODS - Waffles, Pizza, Brussel Sprouts, Cauliflower, French Fries

Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267

012003 TURKEY PRODUCTS - Turkey Pastrami, Turkey Breast, Chicken Patties - Breaded and Unbreaded, Turkey-Diced, Turkey Ham

Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267

022003 SOY PRODUCTS - Garden burgers, Grain burgers (Mushroom Burger)

Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267

032003 FRESH FRUIT and PRODUCE - Apples, Oranges, Bananas, Lemons, Green Peppers, Broccoli, Cauliflower, Onions, Radishes, Potatoes, Green Cabbage, Carrots, Garlic, Red Cabbage, Celery, Lettuce, Cucumbers, Tangerines

Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267

052003 Turkeys, Ground Turkey, Turkey Patties

Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267

062003 Margarine Patties, Oleo Margarine BULK

Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267

072003 DAIRY PRODUCTS - Ice Tea, Orange Drink, Cottage Cheese, Ice Cream

Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267

082003 BREAD - White/Whole Wheat

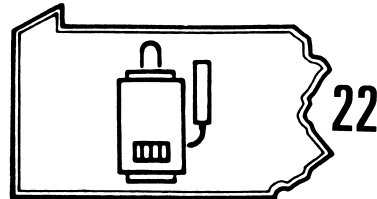
Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267

0102003 EGGS - Fresh Shell Eggs, Frozen Eggs

Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267

0112003 MEAT and CHEESES - Lebanon Bologna - Sweet/Regular, Beef Sausage Kielbasa, Meatballs, Liver, Beef Wafer Steaks, Meatloaf, Beef Ends and Pieces, White American Cheese, Shredded American Cheese, Pullman Hams

Department: Corrections
Location: SCI—Camp Hill, 2500 Lisburn Road, Camp Hill, PA 17011
Duration: October 2003 through June 30, 2004
Contact: Michelle Ryan, (717) 975-5267



HVAC Services

MI-877.E Boyer-New Generator MI-877 Boyer Computer Center - New Generator. Millersville University of PA of the State System of Higher Education invites Electrical Construction Contractors to request bid documents for this project. Construction work includes removal and proper disposal of existing electrical equipment and associated components; provide new diesel powered generator, and all electrical equipment, conduit, cable, etc. in accordance with the National Electrical Code and all other associated rules and regulations. Requests for bidding documents will be accepted on line only at: http://muweb.millersville.edu/~purchase/current_bid_opportunities.html. There is no charge to prime contractors for a bid packet. Prebid date and time: 09/30/03, 10:00 a.m. Public Bid Opening: 10/30/03, 10:00 a.m. MBE/WBE Participation and Prevailing Wages are applicable. Non-Discrimination and Equal Opportunity are the policies of the Commonwealth of PA and the State System of Higher Education.

Department: State System of Higher Education
Location: Millersville University, Millersville Borough
Duration: 30 calendar days from the date of the Notice to Proceed
Contact: Jill M. Coleman, (717) 872-3570



Janitorial Services

CN00005171 Janitorial Provide Janitorial Cleaning/Management Services at the Scranton State School for the Deaf. Estimated hours per year is 15,600. \$50,000 bid and performance bond required. DO NOT CALL FOR INFORMATION. All information is in the bid package. Required prebid conference at 10 a.m. 10/7/03. Reservations required. Fax your intentions to attend prebid for CN00005171 Janitorial prior to 10/7/03. Fax 570-963-4544 to obtain a bid package. Bid package is not available electronically. Bid opening: 3 p.m. 10/17/03.

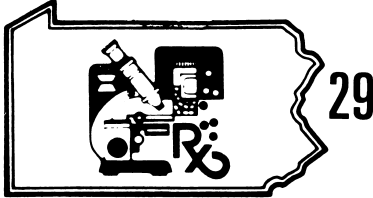
Department: Education
Location: Scranton State School for the Deaf, Administration Bldg. - Business Office, 1800 North Washington Avenue, Scranton, PA 18509-1799
Duration: Effective date through 6/30/2008
Contact: Merrill Mayenschein, FAX: 570-963-4544

FM-8697 Furnish all equipment, materials, and labor to perform janitorial services three (3) times per week at the Troop G, Bedford Station. The detailed work schedule and bid specifications will be forwarded upon notification of request for quote from the Facility Management Division.

Department: State Police
Location: Troop G, Bedford Station, 1475 Country Ridge Road, Bedford, PA 15522
Duration: October 1, 2003 through June 30, 2006
Contact: Helen Fuhrman, (717) 705-5952

FM-8698 Furnish all equipment, materials, and labor to perform janitorial services three (3) times per week at the Troop G, Lewistown Station. The detailed work schedule and bid specifications will be forwarded upon notification of request for quote from the Facility Management Division.

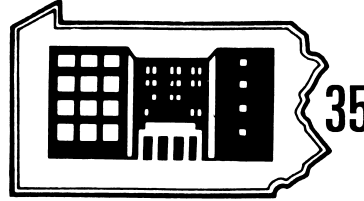
Department: State Police
Location: Troop G, Lewistown Station, R. R. 5, Box 34, Airport Drive, Mifflintown, PA 17059
Duration: October 13, 2003 to June 30, 2006
Contact: Helen Fuhrman, (717) 705-5952



Medical Services

9380 Contractor to provide, on grounds at Warren State Hospital, Dentistry Service for Warren State Hospital patients in accordance with specifications set forth in bid document. To consist of, but not limited to, responsible professional dental work, the examination, treatment and complete dental care of patients.

Department: Public Welfare
Location: Warren State Hospital, 33 Main Dr., N. Warren, PA 16365-5099
Duration: 01/01/04—12/31/05
Contact: Ms. Bobbie Muntz, PA III, (814) 726-4496



Real Estate Services

93618 LEASE OFFICE SPACE TO THE COMMONWEALTH OF PA. Proposals are invited to provide the Department of Labor and Industry with 59,350 useable square feet of office space, with a minimum parking for 255 vehicles, within the City limits of Wilkes-Barre, Luzerne County, PA. Downtown locations will be considered. For more information on SFP #93618 which is due on November 17, 2003, visit www.dgs.state.pa.us under "Real Estate" to download an SFP package or call (717) 787-7412.

Department: Labor and Industry
Location: 505 North Office Building, Harrisburg, PA 17125
Contact: Jennings. K. Ward, (717) 787-7412

[Pa.B. Doc. No. 03-1924. Filed for public inspection September 26, 2003, 9:00 a.m.]

DESCRIPTION OF LEGEND

- | | |
|--|---|
| <p>1 Advertising, Public Relations, Promotional Materials</p> <p>2 Agricultural Services, Livestock, Equipment, Supplies & Repairs: Farming Equipment Rental & Repair, Crop Harvesting & Dusting, Animal Feed, etc.</p> <p>3 Auctioneer Services</p> <p>4 Audio/Video, Telecommunications Services, Equipment Rental & Repair</p> <p>5 Barber/Cosmetology Services & Equipment</p> <p>6 Cartography Services</p> <p>7 Child Care</p> <p>8 Computer Related Services & Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p>9 Construction & Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p>10 Court Reporting & Stenography Services</p> <p>11 Demolition—Structural Only</p> <p>12 Drafting & Design Services</p> <p>13 Elevator Maintenance</p> <p>14 Engineering Services & Consultation: Geologic, Civil, Mechanical, Electrical, Solar & Surveying</p> <p>15 Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core & Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p>16 Extermination Services</p> <p>17 Financial & Insurance Consulting & Services</p> <p>18 Firefighting Services</p> <p>19 Food</p> <p>20 Fuel Related Services, Equipment & Maintenance to Include Weighing Station Equipment, Underground & Above Storage Tanks</p> <p>21 Hazardous Material Services: Abatement, Disposal, Removal, Transportation & Consultation</p> | <p>22 Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental & Repair</p> <p>23 Janitorial Services & Supply Rental: Interior</p> <p>24 Laboratory Services, Maintenance & Consulting</p> <p>25 Laundry/Dry Cleaning & Linen/Uniform Rental</p> <p>26 Legal Services & Consultation</p> <p>27 Lodging/Meeting Facilities</p> <p>28 Mailing Services</p> <p>29 Medical Services, Equipment Rental and Repairs & Consultation</p> <p>30 Moving Services</p> <p>31 Personnel, Temporary</p> <p>32 Photography Services (includes aerial)</p> <p>33 Property Maintenance & Renovation—Interior & Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning & Planting, etc.)</p> <p>34 Railroad/Airline Related Services, Equipment & Repair</p> <p>35 Real Estate Services—Appraisals & Rentals</p> <p>36 Sanitation—Non-Hazardous Removal, Disposal & Transportation (Includes Chemical Toilets)</p> <p>37 Security Services & Equipment—Armed Guards, Investigative Services & Security Systems</p> <p>38 Vehicle, Heavy Equipment & Powered Machinery Services, Maintenance, Rental, Repair & Renovation (Includes ADA Improvements)</p> <p>39 Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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DONALD T. CUNNINGHAM, Jr.
Secretary

STATE CONTRACTS INFORMATION

4875

United States Postal Service

Statement of Ownership, Management, and Circulation

1. Publication Title Pennsylvania Bulletin		2. Publication Number 0 1 6 2 - 2 1 3 7		3. Filing Date 09/22/03	
4. Issue Frequency Weekly		5. Number of Issues Published Annually 52		6. Annual Subscription Price \$82.00	
7. Complete Mailing Address of Known Office of Publication (Not printer) (Street, city, county, state, and ZIP+4) Legislative Reference Bureau, 641 Main Capitol Building Harrisburg, Dauphin County, PA 17120-0033				Contact Person Mary Jane Phelps Telephone 717-783-1530	
8. Complete Mailing Address of Headquarters or General Business Office of Publisher (Not printer) Legislative Reference Bureau, 641 Main Capitol Building, Harrisburg, PA 17120-0033					
9. Full Names and Complete Mailing Addresses of Publisher, Editor, and Managing Editor (Do not leave blank)					
Publisher (Name and complete mailing address) Mary Jane Phelps, Director Pennsylvania Bulletin Legislative Reference Bureau, Harrisburg, PA 17120-0033					
Editor (Name and complete mailing address) Barbara Furjanic, Pennsylvania Bulletin Legislative Reference Bureau Harrisburg, PA 17120-0033					
Managing Editor (Name and complete mailing address) None					
10. Owner (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of the total amount of stock. If not owned by a corporation, give the names and addresses of the individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a nonprofit organization, give its name and address.)					
Full Name		Complete Mailing Address			
Commonwealth of Pennsylvania		Commonwealth of Pennsylvania			
Legislative Reference Bureau		Legislative Reference Bureau			
641 Main Capitol Building		641 Main Capitol Building			
Harrisburg, PA 17120-0033		Harrisburg, PA 17120-0033			
11. Known Bondholders, Mortgagees, and Other Security Holders Owning or Holding 1 Percent or More of Total Amount of Bonds, Mortgages, or Other Securities. If none, check box <input checked="" type="checkbox"/> None					
Full Name		Complete Mailing Address			
12. Tax Status (For completion by nonprofit organizations authorized to mail at nonprofit rates) (Check one) The purpose, function, and nonprofit status of this organization and the exempt status for federal income tax purposes: <input checked="" type="checkbox"/> Has Not Changed During Preceding 12 Months <input type="checkbox"/> Has Changed During Preceding 12 Months (Publisher must submit explanation of change with this statement)					
13. Publication Title Pennsylvania Bulletin		14. Issue Date for Circulation Data Below September 20, 2003			
15. Extent and Nature of Circulation		Average No. Copies Each Issue During Preceding 12 Months		No. Copies of Single Issue Published Nearest to Filing Date	
a. Total Number of Copies (Net press run)		7330		7019	
b. Paid and/or Requested Circulation	(1) Paid/Requested Outside-County Mail Subscriptions Stated on Form 3541 (Include advertiser's proof and exchange copies)	7048		6737	
	(2) Paid In-County Subscriptions Stated on Form 3541 (Include advertiser's proof and exchange copies)	0		0	
	(3) Sales Through Dealers and Carriers, Street Vendors, Counter Sales, and Other Non-USPS Paid Distribution	0		0	
	(4) Other Classes Mailed Through the USPS	0		0	
c. Total Paid and/or Requested Circulation (Sum of 15b. (1), (2), (3), and (4))		7048		6737	
d. Free Distribution by Mail (Samples, complimentary, and other free)	(1) Outside-County as Stated on Form 3541	0		0	
	(2) In-County as Stated on Form 3541	0		0	
	(3) Other Classes Mailed Through the USPS	0		0	
e. Free Distribution Outside the Mail (Carriers or other means)		0		0	
f. Total Free Distribution (Sum of 15d. and 15e.)		0		0	
g. Total Distribution (Sum of 15c. and 15f.)		7048		6737	
h. Copies not Distributed		282		282	
i. Total (Sum of 15g. and h.)		7330		7019	
j. Percent Paid and/or Requested Circulation (15c. divided by 15g. times 100)		100		100	
16. Publication of Statement of Ownership <input checked="" type="checkbox"/> Publication required. Will be printed in the September 27, 2003 of this publication. <input type="checkbox"/> Publication not required.					
17. Signature and Title of Editor, Publisher, Business Manager, or Owner <i>Mary Jane Phelps, Director</i>				Date 9/22/03	

I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including civil penalties).

