

NOTICES

CENTER FOR RURAL PENNSYLVANIA

Current Population Survey for this Commonwealth

The Center for Rural Pennsylvania (Center), a legislative agency of the General Assembly, is soliciting competitive proposals for the development and first year implementation of an annual Commonwealth-specific survey modeled after the United States Census Bureau's Current Population Survey March Supplement. The survey will provide statistically significant data to compare this Commonwealth's rural and urban areas as well as other geographical regions within this Commonwealth.

Proposals must include:

- Detailed methodology discussing the selection of the sample and how the survey will be developed and implemented.
- Itemized budget.

- Discussion on how the survey will be implemented in subsequent years.
- Projected cost for second and third year implementation.
- List of key project researchers and their credentials.

Proposals must be received in the office of the Center by 4:30 p.m. on Friday, April 30, 2004. The original proposal and nine copies should be submitted to Mary Kandray Gelenser, Program Manager for Grants, Center for Rural Pennsylvania, 200 North Third Street, Suite 600, Harrisburg, PA 17101. Proposals will not be accepted by fax or e-mail.

Questions regarding the Center (www.ruralpa.org) or the survey should be directed to Mary Kandray Gelenser, (717) 787-9555, kandraym@ruralpa.org.

BARRY DENK,
Director

[Pa.B. Doc. No. 04-427. Filed for public inspection March 12, 2004, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending March 2, 2004.

BANKING INSTITUTIONS

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-26-04	Bucks County Bank Doylestown Bucks County <i>Correspondent:</i> John D. Harding BCBIF Corp. 350 South Main Street, Suite 213 Doylestown, PA 18901	Doylestown	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-27-04	Sun Interim Trust Company, Lewisburg, and Sentry Trust Company, Chambersburg Surviving Institution—Sun Interim Trust Company, Lewisburg, with a change in corporate title and headquarters to Sentry Trust Company, Chambersburg	Lewisburg	Effective

Note: As a result of this transaction, Sentry Trust Company became a subsidiary of Sun Bank, Lewisburg, which is a wholly owned subsidiary of Sun Bancorp, Inc., Lewisburg.

NOTICES

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-26-04	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Giant Eagle 1701 Lincoln Highway North Versailles Allegheny County	Approved
2-26-04	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Citizens Bank Park One Citizens Bank Way Philadelphia Philadelphia County (Limited Service Facility)	Approved
3-1-04	NOVA Savings Bank Philadelphia Philadelphia County	1235 West Chester Pike Havertown Delaware County	Filed
3-1-04	Irwin Bank & Trust Company Irwin Westmoreland County	20 North Pennsylvania Avenue, Suite 204 Greensburg Westmoreland County	Filed

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-27-04	Fulton Bank Lancaster Lancaster County	<i>To:</i> State Hill Road and VanReed Road Wyomissing Spring Township Berks County <i>From:</i> 2101 State Hill Road Wyomissing Spring Township Berks County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Articles of Amendment**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Purpose</i>	<i>Action</i>
3-2-04	Lehigh Valley Educators Credit Union Allentown Lehigh County	Amendment to Article 8 of the Articles of Incorporation provides for an expansion of the field of membership	Approved and Effective

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 04-428. Filed for public inspection March 12, 2004, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of April 2004

The Department of Banking (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of April 2004 is 7%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. No. 96-221). Further preemption was instituted with the signing of Pub. L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which

the individual occupies or has occupied as a principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 4.49 to which was added 2.50 percentage points for a total of 6.99 that by law is rounded off to the nearest quarter at 7%.

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 04-429. Filed for public inspection March 12, 2004, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council Meeting

The Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources (Department) will hold a meeting on Wednesday, March 24, 2004, at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items should be directed to Kurt Leitholf, (717) 705-0031.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Claire Guisewite at (717) 705-0031 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 04-430. Filed for public inspection March 12, 2004, 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 regional office noted before an 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 regional 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 a public hearing is held.

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

I. NPDES Renewal Applications

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

<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>
PA0052205	John J. Murphy 89 Chestnut Valley Drive Doylestown, PA 18901	Bucks County Doylestown Township	UNT to Cooks Run	Y

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>
PA0063169 Minor Industrial	Pocono Food, Inc. Route 611 Mount Bethel, PA 18343	Northampton County Upper Mount Bethel Township	Allegheny Creek 1F	Y
PAS802217	Overnight Transportation Co. 1000 Semmes Ave. Richmond, VA 23224	Northampton County Hanover Township	Unnamed tributary to Monocacy Creek 2C	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>
PA0085511 Sewerage	West Hanover Township Water and Sewer Authority 7901 Jonestown Road Harrisburg, PA 17112-9728	Dauphin County West Hanover Township	UNT to Manada Creek 7-D	Y
PA0087963 Sewerage	Nancy R. Miller 133 Hauck Hollow Lane Manns Choice, PA 15550	Bedford County Napier Township	UNT Raystown Branch Juniata River 11-D	Y
PA0009741 Industrial Waste	Exelon Generation Company 300 Exelon Way KSB-320 Kennett Square, PA 19348	Lancaster County Drumore Township	Susquehanna River 7-K	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>
PA0111830 IW	Emporium Specialties Company Inc. P. O. Box 65 Austin, PA 16720	Potter County Austin Borough	Freeman Run 8A	Y
PA0228095 Industrial Waste	Tulpehocken Spring Water Co., Inc. R. R. 1, Box 114T Northumberland, PA 17857	Northumberland County Point Township	UNT to Lithia Spring Creek 5E	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>
PA0100315	Farma Parks, Inc. 87 Hughey Road Greenville, PA 16125	Perry Township Mercer County	Unnamed tributary to Little Shenango River 20-A	Y

<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>
PA0102997	Advanced Heat Treating, Inc. 1057 Trout Run Road St. Marys, PA 15857	City of St. Marys Elk County	Unnamed tributary to Elk Creek 17-A	Y

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

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

PA0052906, Industrial Waste, SIC 4953 and 4911, **Montenay Montgomery Limited Partnership**, 1155 Conshohocken Road, Conshohocken, PA 19428-1028. This proposed facility is in Plymouth Township, **Montgomery County**.

Description of Proposed Activity: Renewal of an NPDES permit to discharge stormwater from a resource recovery facility in Plymouth Township, Montgomery County.

The receiving stream, Plymouth Creek, is in the State Water Plan watershed 3F and is classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for the Philadelphia Water Department is on the Schuylkill River, 9.2 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on an average flow of a stormwater event and are as follows:

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum mg/l</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Annual</i>	<i>Maximum Daily</i>	
COD			Monitor and Report	Monitor and Report	
Total Dissolved Solids			Monitor and Report	Monitor and Report	
Oil and Grease			Monitor and Report	Monitor and Report	
Barium, Total			Monitor and Report	Monitor and Report	
Cadmium, Total			Monitor and Report	Monitor and Report	
Chromium, Total			Monitor and Report	Monitor and Report	
Lead, Total			Monitor and Report	Monitor and Report	
Mercury, Total			Monitor and Report	Monitor and Report	
Magnesium, Total			Monitor and Report	Monitor and Report	
Magnesium, Dissolved			Monitor and Report	Monitor and Report	
Selenium, Total			Monitor and Report	Monitor and Report	
Silver, Total			Monitor and Report	Monitor and Report	
Ammonia			Monitor and Report	Monitor and Report	
Arsenic, Total			Monitor and Report	Monitor and Report	
Cyanide, Total			Monitor and Report	Monitor and Report	
Nitrate and Nitrite as N			Monitor and Report	Monitor and Report	
Iron, Dissolved			Monitor and Report	Monitor and Report	
Total Organic Carbon			Monitor and Report	Monitor and Report	
pH			Monitor and Report	Monitor and Report	

The EPA waiver is in effect.

PA0058769, IW, SIC 5411, **Wawa, Inc.**, 260 West Baltimore Pike, Wawa, PA 19063. This proposed facility is in Middletown Township, **Delaware County**.

Description of Proposed Activity: Issuance of an NPDES permit to discharge treated groundwater from Wawa Food Market No. 133 GWCU.

The receiving stream, unnamed tributary to Rocky Run, is in the State Water Plan watershed 3G and is classified for HQ CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Media Borough (auxiliary intake) is on the Chester Creek, 3.7 miles below the point of discharge.

The proposed effluent limits for Monitoring Point 101 are based on a design flow of 0.0045 mgd.

<i>Parameters</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
Toluene	Not Detectable	Not Detectable	Not Detectable
Total Xylenes	Not Detectable	Not Detectable	Not Detectable
pH	6.0 to 9.0 STD at all times		
Oil and Grease	Not Detectable	Not Detectable	Not Detectable
TSS	10	20	25
MTBE	Not Detectable	Not Detectable	Not Detectable
TCE	Not Detectable	Not Detectable	Not Detectable
PCE	Not Detectable	Not Detectable	Not Detectable
Iron, Dissolved	0.23	0.35	0.46

Parameters	Concentration (mg/l)		
	Average Monthly	Maximum Daily	Instantaneous Maximum (mg/l)
Benzene	Not Detectable	Not Detectable	Not Detectable
Total Betx	Not Detectable	Not Detectable	Not Detectable
Ethylbenzene	Not Detectable	Not Detectable	Not Detectable

In addition to the effluent limits, the permit contains the following major special permit conditions: remedial measures; approved test methods; change of ownership; proper sludge disposal; TMDL/WLA analysis; 2/month monitoring; laboratory certification; and influent sampling.

PA0043982, Sewage, **Utilities, Inc. of Maryland**, 3311 Village Drive, North, Upper Marlboro, MD 20772. This facility is in West Bradford Township, **Chester County**.

Description of Proposed Activity: Renewal of an NPDES permit to discharge treated sewage from the Broad Run sewage treatment plant.

The receiving stream, East Branch Brandywine Creek, is in the State Water Plan watershed 3H Brandywine Creek and is classified for WWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake is the Philadelphia Suburban Water Supply, approximately 1.7 miles downstream on East Branch Brandywine Creek.

The proposed effluent limits for Outfall 001, based on a design flow of 0.4 mgd are as follows:

Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	23	46
Suspended Solids	30	60
Ammonia as N	2.0	4.0
Phosphorus as P	1.9	3.8
Total Residual Chlorine	0.5	1.2
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 2.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

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

PA0080519, Amendment No. 3, Sewage, **Antrim Township**, 10655 Antrim Church Road, P. O. Box 130, Greencastle, PA 17225-0130. This facility is in Antrim Township, **Franklin County**.

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

The receiving stream, Conococheague Creek, is in Watershed 13-C and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Hagerstown, MD is on the Potomac River, approximately 30 miles downstream. The discharge is not expected to affect the water supply.

This notice reflects changes from the notice published in the *Pennsylvania Bulletin*.

1. Part C conditions relating to acute whole effluent toxicity monitoring requirements have been removed from the permit.

2. A Part C condition requiring whole effluent toxicity testing for the next renewal has been added to the permit.

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

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

PA0008923, Industrial Waste, SIC 3229, **Corning Asahi Video Products Company**, 3500 West College Avenue, P. O. Box 9, State College, PA 16801-0009. This existing facility is in College Township, **Centre County**.

Description of Proposed Activity: Amendment to reflect the impending closure of the facility and to monitor the stormwater runoff at the site. Process wastewater is no longer generated at the site.

The receiving stream, unnamed tributary to Logan Branch, is in the State Water Plan watershed 9C and is classified for CWF. Downstream portions of Logan Branch are protected as HQ CWF.

The nearest downstream public water supply intake, for the Pennsylvania American Water Company at Milton, is on the West Branch Susquehanna River, 87 river miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on precipitation events:

Discharge Parameter	Monthly Average (mg/L)	Weekly Average (mg/L)	Daily Maximum (mg/L)	Instantaneous Maximum (mg/L)
Oil and Grease			30	30
Lead			0.081	0.108

<i>Discharge Parameter</i>	<i>Monthly Average (mg/L)</i>	<i>Weekly Average (mg/L)</i>	<i>Daily Maximum (mg/L)</i>	<i>Instantaneous Maximum (mg/L)</i>
Total Suspended Solids			15	20
pH			within the range of 6.0 to 9.0	

The proposed effluent limits for Outfall 101 are based on precipitation events:

<i>Discharge Parameter</i>	<i>Monthly Average (mg/L)</i>	<i>Weekly Average (mg/L)</i>	<i>Daily Maximum (mg/L)</i>	<i>Instantaneous Maximum (mg/L)</i>
Oil and Grease			30	30
Lead			Report	
Total Suspended Solids			Report	
pH			within the range of 6.0 to 9.0	

The proposed effluent limits for Outfall 201 are based on precipitation events:

<i>Discharge Parameter</i>	<i>Monthly Average (mg/L)</i>	<i>Weekly Average (mg/L)</i>	<i>Daily Maximum (mg/L)</i>	<i>Instantaneous Maximum (mg/L)</i>
Oil and Grease			30	30
Lead			Report	
Total Suspended Solids			Report	
pH			within the range of 6.0 to 9.0	

The proposed effluent limits for Outfall 301 are based on precipitation events:

<i>Discharge Parameter</i>	<i>Monthly Average (mg/L)</i>	<i>Weekly Average (mg/L)</i>	<i>Daily Maximum (mg/L)</i>	<i>Instantaneous Maximum (mg/L)</i>
Oil and Grease			30	30
Lead			Report	
Total Suspended Solids			Report	
pH			within the range of 6.0 to 9.0	

In addition to the effluent limits, the permit contains the following major special conditions: stormwater impact/BMP development study and implementation plan; and lead sediment abatement strategy.

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

PA0005240, Industrial Waste, SIC, 3312, **Allegheny Ludlum Corporation**, 100 River Road, Brackenridge, PA 15014-1597. This application is for renewal of an NPDES permit to discharge leachate, untreated noncontact cooling water and stormwater from the Latrobe Plant in Derry Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, unnamed tributary to Saxman Run, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is the Saltsburg Municipal Waterworks at Saltsburg, 15 miles below the discharge point.

Outfall 002: existing discharge, design flow of 0.0122 mgd:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Average Monthly</i>	<i>Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>		<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Monitor and Report				
Temperature (°F)					110
Molybdenum				Monitor and Report	
Titanium				Monitor and Report	
Aluminum				Monitor and Report	
pH	not less than 6.0 nor greater than 9.0 standard units				

Outfall 004: existing discharge to unnamed tributary to Saxman Run:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Average Monthly</i>	<i>Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>		<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Monitor and Report				
Suspended Solids			30	60	
Oil and Grease			15	30	
Aluminum			1.2	2.4	
Molybdenum			1.8	3.6	
pH	not less than 6.0 nor greater than 9.0 standard units				

Outfall 006: existing discharge to unnamed tributary to Saxman Run:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Temperature (°F)					
Zinc	Monitor and Report				
Aluminum	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0 standard units				

Outfall 005: existing discharge to unnamed tributary to Saxman Run:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Monitor and Report				
Temperature (°F)					
Aluminum	Monitor and Report				
Iron	Monitor and Report				
Molybdenum	Monitor and Report				
Titanium	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0 standard units				

Outfall 007: existing discharge to unnamed tributary to Saxman Run:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Aluminum	Monitor and Report				
Iron	Monitor and Report				
Titanium	Monitor and Report				
Molybdenum	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0 standard units				

The EPA waiver is in effect.

PA0091910, Industrial Waste, NAICS, 562212, **Alex E. Paris Contracting Co., Inc.**, P. O. Box 369, 1595 Smith Township Road, Atlasburg, PA 15004-0369. This application is for renewal of an NPDES permit to discharge treated leachate and stormwater from the Paris Fly Ash Landfill in Hanover Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, Raccoon Creek and Wingfield Run, classified as WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is the Midland Borough Municipal Authority, 10th Street and Railroad Avenue, Midland, PA 15059, 33.6 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.035 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow	Monitor and Report				
Suspended Solids			30	60	75
Total Residual Chlorine			0.5		1.25
Iron			3.0	6.0	7.5
Manganese			2.0	4.0	5.0
pH	not less than 6.0 nor greater than 9.0				

Outfall 002: new stormwater discharge.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Suspended Solids	Monitor and Report				
Nitrate + Nitrite Nitrogen	Monitor and Report				
Iron	Monitor and Report				
Manganese	Monitor and Report				

The EPA waiver is in effect.

PA0025755, Sewage, **Freeport Borough**, 414 Market Street, Freeport, PA 16229. This application is for renewal of an NPDES permit to discharge treated sewage from Freeport Borough STP in Freeport Borough, **Armstrong County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Buffalo Creek, which are classified as a TSF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Harrison Township Water Authority on the Allegheny River.

Outfall 001: existing discharge, design flow of 0.35 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31)	12.0	18.0		24.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	5,000/100 ml as a geometric mean			
Total Residual Chlorine	1.0			3.3
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: Outfalls 002, 004, 005 and 007, which discharge to the receiving waters known as Allegheny River, and Outfalls 003 and 006, which discharge to the receiving waters known as Buffalo Creek, serve as combined sewer overflows necessitated by stormwater entering the sewer system and exceeding the hydraulic capacity of the sewers and/or the treatment plant. These combined sewer overflows are permitted to discharge only for this reason. There are at this time no specific effluent limitations on the outfalls. Each discharge shall be monitored for cause, frequency, duration and quantity of flow. Use of Outfall 007 is authorized for 24 months from the permit effective date.

The EPA waiver is in effect.

PA0030929, Sewage, **Torrance State Hospital—Department of Public Welfare**, P. O. Box 111, Torrance, PA 15779-0111. This application is for renewal of an NPDES permit to discharge treated sewage from the Torrance State Hospital sewage treatment plant in Derry Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Tannery Hollow, which are classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Saltsburg Municipal WW on the Conemaugh River.

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

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	3.5			7.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.03			0.09
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0041441, Sewage, **Somerset Township Municipal Authority**, P. O. Box 247, Somerset, PA 15501. This application is for renewal of an NPDES permit to discharge treated sewage from the Wells Creek sewage treatment plant in Somerset Township, **Somerset County**.

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

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

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31)	4.5	6.8		9.0
(11-1 to 4-30)	13.5	20.0		27.0

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.3			0.9
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0092266, Sewage, **Brave Water and Sewer Authority**, P. O. Box 159, Brave, PA 15316. This application is for renewal of an NPDES permit to discharge treated sewage from the Brave sewage treatment plant in Wayne Township, **Greene County**.

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

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

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31)	6	9		12
(11-1 to 4-30)	18	27		36
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	6,000/100 ml as a geometric mean			
Total Residual Chlorine (1st Month to 36th Month)	Monitor and Report			
(37th Month to Expiration)	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0217964, Sewage, **Keith Vay**, Box 204, Lowbar, PA 15660. This application is for renewal of an NPDES permit to discharge treated sewage from the K-Vays STP in Sewickley Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Little Sewickley Creek, which are classified as a TSF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Westmoreland County Municipal Authority, McKeesport Plant, on the Youghiogheny River.

Outfall 001: existing discharge, design flow of 0.006 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	6.0			12.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.13			0.31
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

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. 6404401, Camp Lavi, 311 Dennis Street, Oceanside, NY 11572. This proposed facility is in Buckingham Township, **Wayne County**.

Description of Proposed Action/Activity: This project consists of the installation of surface aerators in the existing wastewater treatment lagoons.

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

WQM Permit No. 0704402, Sewerage, **Martinsburg Municipal Authority**, 133 East Allegheny Street, Martinsburg, PA 16662-0307. This proposed facility is in North Woodbury Township, **Blair County**.

Description of Proposed Action/Activity: Construction/operation of a new dechlorination system to meet new NPDES effluent requirements.

WQM Permit No. 0604403, Sewerage, **Washington Township Municipal Authority**, P. O. Box 156, 120 Barto Road, Barto, PA 19504. This proposed facility is in Washington Township, **Berks County**.

Description of Proposed Action/Activity: Construction of sanitary sewer extension to connect the Village Commons.

WQM Permit No. 2104402, Sewerage, **Silver Spring Township Authority**, 6415 Rear Carlisle Pike, Mechanicsburg, PA 17050. This proposed facility is in Silver Spring Township, **Cumberland County**.

Description of Proposed Action/Activity: Construction of the Golden Triangle pump station and sewer extension.

WQM Permit No. 6791415, Amendment 04-1, Sewerage, **CMV Sewage Company, Inc.**, 300 Bailey Drive, Suite 106, Stewartstown, PA 17363. This proposed facility is in North Codorus Township, **York County**.

Description of Proposed Action/Activity: Installation/use of UV disinfection instead of the gas chlorine originally approved and for pressure sand filters considered more appropriate for wastewater treatment instead of the sand filter approved previously.

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

WQM Permit No. 0303405, Industrial Waste, **Kittanning Suburban Joint Water Authority**, R. R. 1 Box 23, Adrian, PA 16210-9712. This proposed facility is in East Franklin Township, **Armstrong County**.

Description of Proposed Action/Activity: Application for the construction and operation of a wastewater treatment facility to serve the Kittanning Suburban Joint Water Authority.

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

WQM Permit No. 2504405, Sewerage, **William J. Frick**, 5140 Florek Road, Edinboro, PA 16412. This proposed facility is in Washington Township, **Erie County**.

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

WQM Permit No. 2504407, Sewerage, **Kim D. Armstrong**, 8585 Neuburger Road, Fairview, PA 16415. This proposed facility is in McKean Township, **Erie County**.

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

WQM Permit No. 4304402, Sewerage, **Mercer Baptist Church**, 3016 Valley Road, Mercer, PA 16137. This proposed facility is in Findley Township, **Mercer County**.

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

WQM Permit No. 2504406, Sewerage, **William Road Subdivision Homeowners Association**, 1718 Franklin Avenue, Erie, PA 16510. This proposed facility is in Harborcreek Township, **Erie County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a small flow treatment facility to serve four four-bedroom homes.

WQM Permit No. 4304403, Sewerage, **Mercer County Commissioners**, 103 Courthouse, Mercer, PA 16137-1224. This proposed facility is in Findley Township, **Mercer County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a sanitary sewer line to serve a new 266-bed county prison and will discharge to an existing sewage treatment plant at the State Regional Correction Facility.

WQM Permit No. 2704402, Sewerage, **Forest Area School District**, 210 Vine Street, Tionesta, PA 16353-9707. This proposed facility is in Hickory Township, **Forest County**.

Description of Proposed Action/Activity: This project is for the enlargement of an existing sewage treatment facility to accommodate the proposed additional students at the West Forest Elementary Secondary School.

IV. NPDES Applications for Stormwater Discharges from MS4

V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

NOTICES

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10G328-R	Great Valley School District Athletic Fields—Swedesford Rd. 47 Church Road Malvern, PA 19355	Chester	East Whiteland Township	Valley Creek EV
PAI01150304008	Michael J. Pelet Pelet Subdivision P. O. Box 56 Atglan, PA 19310	Chester	Upper Oxford Township	West Branch Big Elk Creek HQ-TSF-MF
PAI011504009	Sperry Homes Bethel Church Rd. Subdivision 1025 Nicole Drive Newtown Square, PA 19073	Chester	East Coventry Township	Unnamed tributary Schuylkill River 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>
PAI020004001	Columbia Gas Transmission Corp. 1700 MacCorke Ave. SE Charleston, WV 25314	Northampton	Lower Mount Bethel, Washington and Upper Mount Bethel Townships	UNT to Bushkill Creek HQ-CWF Bushkill Creek HQ-CWF, TSF
		Monroe	Smithfield and Middle Smithfield Townships	Little Bushkill EV
		Pike	Lehman and Delaware Townships	UNT to Delaware River WWF, MF UNT to Tom Creek EV UNT to Hornbecks Creek HQ-CWF Hornbecks Creek HQ-CWF UNT to Dingmans Creek HQ-CWF Dingmans Creek HQ-CWF UNT to Adams Creek EV Adams Creek EV Long Meadow Creek EV Conashaugh Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024504004	Pocono Jackson Joint Water Authority P. O. Box 196 Reeders, PA 18352	Monroe	Jackson and Pocono Townships	UNTs to Pocono Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024804005	Kerry Wrobel, President Lehigh Valley Industrial Park, Inc. 100 Brodhead Road, Suite 160 Bethlehem, PA 18017	Northampton	City of Bethlehem	Lehigh River (main stem, Allentown Dam to mouth) WWF

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>
PAI030604001	Jeffrey Lipton 50 Swan Drive Morgantown, PA 19543	Berks	District Township	UNT to West Branch of Perkiomen Creek EV
PAI033603009	Kimjon, Inc. 60 S. Pin Oak Drive Boiling Springs, PA 17007	Lancaster	Colerain and Eden Townships	Bowery Run HQ-CWF, MF

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

Centre Conservation District: 414 Holmes Ave., Suite 4, Bellefonte, PA 16823, (814) 355-6817.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041404004	University Area Joint Authority 1576 Spring Valley Rd. State College, PA 16801	Centre	Benner and College Townships	Spring Creek HQ-CWF

Potter Conservation District: 107 Market St., Coudersport, PA 16915, (814) 274-8411, Ext. 4.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI045304005	Dominion Transmission 91 Gas Plant Lane Renovo, PA 17764	Potter	Stewardson Township	Little Greenlick Greenlick Run

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

Crawford Conservation District: 14699 North Main Street Ext., Meadville, PA 16335.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062003002	Conneaut School District Conneaut Lake Sadsbury Elementary School 219 West School Drive Linesville, PA 16424	Crawford	Conneaut Lake Borough	UNT Conneaut Lake HQ
PAI062003003	Conneaut School District Conneaut Lake High School 219 West School Drive Linesville, PA 16424	Crawford	Sadsbury Township	UNT Conneaut Lake HQ WWF

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

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>	<i>Department Protocol (Y/N)</i>
PAG132265	West Pittston Borough 555 Exeter Avenue West Pittston, PA 18643	Luzerne	West Pittston Borough	Susquehanna River WWF	Y

PUBLIC WATER SUPPLY (PWS) PERMIT

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), 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

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

Permit No. 5504501. Public Water Supply.

Applicant	Penn Township Municipal Authority 12 Clifford Road Selinsgrove, PA 17870
Borough	Selinsgrove Borough, Snyder County
Responsible Official	Neal R. Smith, Authority Chairperson 12 Clifford Road Selinsgrove, PA 17870
Type of Facility	PWS
Consulting Engineer	James C. Elliott, P. E., Vice President Gannett Fleming, Inc. P. O. Box 67100 Harrisburg, PA 17106-7100
Application Received Date	February 24, 2004

Description of Action Installation of a booster pumping station at the existing Selinsgrove Borough standpipe site to provide secondary source of potable water to the Penn Township system.

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 before 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, 2 East Main Street, Norristown, PA 19401.

Strathmann Lumber Company, Southampton Township, **Bucks County**. Jennifer Sherman, GHR Consulting Services, Inc., 300 Welsh Rd., Horsham, PA 19044, on behalf of Pete Iliff, Strathmann Lumber Co., 620 Knowles Ave., Southampton, PA, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with fuel oil no. 2, leaded gasoline, lead, MTBE and unleaded gasoline. The applicant proposes to remediate the site to meet Background Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bucks County Times* on January 21, 2004. A Final Report was simultaneously submitted.

Planned Minquas Fire Station, East Caln Township, **Chester County**. James F. Mullan, P. E., Hocage Consulting, Inc., 987 Haddon Ave., Collingswood, NJ 08108, on behalf of East Caln Township, Robert Glisson, Township Manager, P. O. Box 232, Downingtown, PA 19335, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with inorganics. 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 *Downingtown Ledger* on December 18, 2003.

RJ Power Equipment, Haverford Township, **Delaware County**. Samuel J. Kucia, Environmental Consulting Services, Inc., 500 E. Washington St., Norristown, PA 19401, on behalf of Rick Jones, RJ Power Equipment, 64 W. Eagle Rd., Havertown, PA 19083, has submitted a Notice of Intent to Remediate soil contaminated with diesel fuel, fuel oil no. 2, leaded gasoline and unleaded gasoline. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Haverford Press* on February 4, 2004.

Delcroft Shopping Center, Folcroft Borough, **Delaware County**. Michelle Harrison, React Environmental, 6901 Kingsessing Ave., Philadelphia, PA 19142, on behalf of Lee Brahin, Garnet Associates, LLC, 1533 Chestnut St., Philadelphia, PA 19102, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with chlorinated solvents. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Delaware County Times* on December 31, 2003.

ConocoPhillips Trainer Refinery, Marcus Hook and Trainer Boroughs, **Delaware County**. Brandt Butler, URS Corporation, 4417 Lancaster Pike, Wilmington, DE 19805, on behalf of ConocoPhillips Company, Peter Batey, 4101 Post Rd., Trainer, PA 19061, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with aviation gasoline, chlorinated solvents, diesel fuel, fuel oil nos. 1, 2 and 6, inorganics, jet fuel, kerosene, leaded gasoline, lead, MTBE, new motor oil, other organics, PAH, PCB and unleaded gasoline. The applicant proposes to remediate the site to meet Background, Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Delaware County Daily Times* on January 24, 2004.

ThyssenKrupp-Budd Company, Hunting Park Facility, City of Philadelphia, **Philadelphia County**. Thomas A. Nowlan, P. E., O'Brien & Gere Engineers, Inc., 512 Township Line Rd., Two Valley Square, Suite 210, Blue Bell, PA 19422, on behalf of ThyssenKrupp-Budd Co., Charles Payne, 3155 W. Big Beaver Rd., Troy, MI 48084, has submitted a Notice of Intent to Remediate soil contaminated with chlorinated solvents, inorganics, lead, other organics, PAH and PCB. 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 December 17, 2003.

ThyssenKrupp-Budd Company, Phoenix Building Facility, City of Philadelphia, **Philadelphia County**. Thomas A. Nowlan, P. E., O'Brien & Gere Engineers, Inc., 512 Township Line Rd., Two Valley Square, Suite 210, Blue Bell, PA 19422, on behalf of ThyssenKrupp-Budd Co., Charles Payne, 3155 W. Big Beaver Rd., Troy, MI 48084, has submitted a Notice of Intent to Remediate soil contaminated with diesel fuel, inorganics, leaded gasoline, lead, MTBE, other organics, PAH and unleaded gasoline; and groundwater contaminated with diesel fuel, leaded gasoline, lead, MTBE, other organics and unleaded gasoline. The applicant proposes to remediate the site to meet Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Inquirer* on December 17, 2003.

George David Property, City of Philadelphia, **Philadelphia County**. Erik W. Stephens, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of Robert Rosenthal, Westrum Park Place LP, 370 Commerce Dr., Fort Washington, PA 19034, has submitted a Notice of Intent to Remediate soil contaminated with chlorinated solvents, diesel fuel, fuel oil nos. 2 and 4-6, inorganics, leaded gasoline, lead, other organics, PAH, pesticides, unleaded gasoline, used motor oil; and groundwater contaminated with chlorinated solvents, diesel fuel, fuel oil nos. 2 and 4-6, inorganics, leaded gasoline, MTBE, other organics, PAH, unleaded gasoline and used motor oil. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on January 26, 2004.

Capozzi Property, City of Philadelphia, **Philadelphia County**. Erik W. Stephens, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of Robert Rosenthal, Westrum Park Place LP, 370 Commerce Dr., Fort Washington, PA 19034, has submitted a Notice of Intent to Remediate soil contaminated with diesel fuel, inorganics, leaded gasoline, lead, other organics, PAH, unleaded gasoline; and groundwater contaminated with chlorinated solvents, diesel fuel, inorganics, leaded gasoline, MTBE, other organics, PAH and unleaded gasoline. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on January 27, 2004.

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

Cloister Spring Water, Ephrata Borough, **Lancaster County**. Advantage Engineering, LLC, 20 South 36th Street, Camp Hill, PA 17011, on behalf of Compass Real Estate, LLC, 1435 Hunsicker Road, Lancaster, PA 17601, submitted a Notice of Intent to Remediate site soils contaminated with diesel fuel and unleaded gas and site

groundwater contaminated with diesel fuel, unleaded gas and MTBE. The applicant proposes to remediate the site to meet the Statewide Health Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Ephrata Review* on February 11, 2004.

GROWMARK FS, Inc., Leesport Borough, **Berks County**. ERM, Inc., 350 Eagleview Boulevard, Exton, PA 19341, on behalf of GROWMARK FS, Inc., 119 Wall Street, Leesport, PA 19533, submitted a Notice of Intent to Remediate site soils contaminated with diesel fuel, pesticides and unleaded gas. The applicant proposes to remediate the site to meet the Statewide Health Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on February 17, 2004.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

Applications received under the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003) and the act of July 13, 1988 (P. L. 525, No. 93) (35 P. S. §§ 6019.1–6019.6) and regulations to transport infectious and chemotherapeutic waste.

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

Renewal Applications Received

Cardinal Group, Inc., 828 N. Hanover Street, Pottstown, PA 16464-4253. License No. PA-HC 0213. Received on January 27, 2004.

Coast Medical Supply, Inc., 200 Tornillo Way, Suite 110, Tinton Falls, NJ 07712. License No. PA-HC 0214. Received on February 11, 2004.

Orchard Hill Memorial Park, Inc., 18 Route 94, Lafayette, NJ 07848. License No. PA-HC 0163. Received on February 24, 2004.

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 the date of the hearing.

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

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

PLAN APPROVALS

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

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

40-320-023: Cascades Tissue Group PA, Inc. (901 Sather Drive, Voglebacher Industrial Park, Pittston, PA 18640) for construction of a napkin conversion flexographic printing press at their facility in Pittston Township, **Luzerne County**.

48-313-092: Praxair Distribution, Inc. (145 Shimmersville Road, Bethlehem, PA 18015) for construction of a nitric oxide generation plant and associated air cleaning device at their facility in Bethlehem, **Northampton County**.

48-309-123: Hercules Cement Co., LP (501 Center Street, Stockertown, PA 18083) for reactivation of a railcar load-out system and associated air cleaning device at the no. 1 stockhouse at their facility in Stockertown Borough, **Northampton County**.

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

04-00034B: Engineered Polymer Solutions d/b/a Valspar Coatings (372 Cleveland Avenue, Rochester, PA 15074) for installation of reactor vessel at their Rochester Plant in Rochester Township, **Beaver County**.

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

37-323A: IA Construction Corp.—Plain Grove Plant (Mason Road, Volant, PA 16156) for post-construction plan approval of a permanent 350 tph nonmetallic

crushing/screening plant at their permitted noncoal surface mining operation in Plain Grove Township, **Lawrence 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; Mark Wejkszner, New Source Review Chief, (570) 826-2531.

40-303-022: Pennsy Supply, Inc. (1001 Paxton Street, Harrisburg, PA 17104) for construction and operation of a drum mix asphalt plant in Jenkins Township, **Luzerne County**. The facility will utilize waste derived liquid fuel (WDLF) and no. 2 fuel oil as fuel. The plant is capable of utilizing recycled asphalt material. WDLF will be heated in a preheater prior to being used. Particulate emissions from the plant will be controlled by a baghouse. Expected particulate emission rate will be less than 0.02 grain/dscf. The company will operate the facility and maintain the system in accordance with the good engineering practices to assure proper operation of the system. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

39-304-025: Howmet Aluminum Castings—Bethlehem (2175 Avenue C, Bethlehem, PA 18017) for installation of three air cleaning devices (afterburners) to control three burnout/preheat furnaces in the hand casting area of their facility in Bethlehem, **Lehigh County**. The facility is a non-Title V (State-only) facility. Particulate emissions from the afterburners will not exceed the best available technology standard of 0.02 grain/dscf. The plan approval and operating permit will include monitoring, reporting and recordkeeping requirements designed to keep the source operating within all applicable air quality requirements.

39-00064A: Howmet Aluminum Castings—Bethlehem (2175 Avenue C, Bethlehem, PA 18017) for installation and operation of an air cleaning device (packed bed scrubber) to control a shell room at their facility in Bethlehem, **Lehigh County**. The facility is a non-Title V (State-only) facility. The VOC emissions from the packed bed scrubber will not exceed 1.1 pounds per hour and ammonia emissions will not exceed 0.012 pound per hour. The plan approval and operating permit will include stack-testing conditions, monitoring, reporting and recordkeeping requirements designed to keep the source operating within all applicable air quality requirements.

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

06-05037E: McConway and Torley Corp. (230 Railroad Street, Kutztown, PA 19530) to install a fabric filter control device at their Kutztown Foundry in Kutztown Borough, **Berks County**. This foundry is a non-Title V State-only facility. This installation will increase potential PM emissions by 5 tons per year after control. The facility has emission caps to limit the actual emissions to below 100 tons per year of PM10.

67-05098B: Global Stone PenRoc, LP (100 Zarfoss Drive, P. O. Box 1967, York, PA 17405) to construct a conveyance system and to relocate microsizer equipment

from their Whiting Plant to their West Filler Plant (495 Global Stone Drive, York, PA 17404) in West Manchester Township, **York County**. The new source is subject to 40 CFR 60, Subpart OOO, Standards of Performance for New Stationary Sources. The Plan Approval and Operating Permit shall contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. Actual emissions of PM10 are not expected to increase by more than 1.5 tons per year as a result of the construction and relocation project.

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

25-006A: Russell Standard Corp.—Wheelertown Road Plant (8624 Route 97, Union City, PA 16438) to issue a plan approval to replace an existing asphalt plant with another asphalt plant in Leboeuf Township, **Erie County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department intends to issue a plan approval to replace an existing asphalt plant with another asphalt plant in Leboeuf Township, Erie County. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into a State-only operating permit through an administrative amendment at a later date.

Issuance of the plan approval is recommended with the appropriate conditions in the plan approval:

1. This facility is limited to 350 tons per hour and an annual cap of 294,000 tons of hot mix asphalt paving materials to be produced during any 12 consecutive months.

2. Particulate emissions from the source shall not exceed 0.02 grain/dscf and the visible emissions shall not exhibit 20% opacity or greater. EPA Method 9 shall be used to determine opacity.

3. This facility shall be permitted to use natural gas, only.

4. The source shall comply with 25 Pa. Code §§ 123.1, 123.31 and 123.41.

5. The plant entrance road must be maintained to keep fugitive emissions to a minimum and comply with 25 Pa. Code § 123.1(c). A log shall be kept onsite documenting road maintenance. The log shall be kept on file for at least 5 years and made available to Department personnel upon request.

6. A magnehelic gauge or equivalent shall be permanently installed and maintained at a conveniently readable location to indicate the pressure drop across the collector.

7. Whenever a condition in this permit requires the measurement of pressure drop across any part of the unit or its control device, the gauge employed shall have a scale so that the expected normal reading shall be no less than 20% of full scale.

8. The operating range for pressure drop of the collector shall be determined within 30 days of startup of the control device. The pressure drop ranges recorded during compliant stack testing must be within this operating range. The pressure drop ranges shall be made part of the facility operating permit.

9. The pressure drop across the collector shall be recorded on a daily basis. A daily log shall be maintained

and kept on file for at least 5 years and made available to Department personnel upon request.

10. A routine inspection of the collector shall be made weekly. An inspection/maintenance log for the collector shall be maintained onsite. The log shall contain all records of maintenance, as suggested by the manufacturer. The records shall be kept on file for 5 years and shall be made available to the Department personnel upon request.

11. The company shall maintain hourly production rates for both base coarse and wearing coarse (top) types of mixes. The company shall calculate monthly production totals and 12-month rolling totals. The records shall be kept on file for 5 years and shall be made available to the Department personnel upon request.

12. Twenty percent of the total number of bags in the baghouse are required to be onsite (168 bags) to be available as spares.

13. Within 30 days after commencing operation, three copies of a test procedure for particulate emissions and opacity including a sketch with dimensions indicating the location of sampling ports and other data to ensure the collection of representative samples shall be submitted to the Department.

14. Within 45 days of the Department's approval of the test protocol or a schedule approved by the Department, stack tests shall be performed in accordance with 25 Pa. Code Chapter 139 and Subpart I of the Standards of Performance for New Stationary Sources to demonstrate compliance with condition 5.

a. EPA Reference Method 5 shall be used to determine the PM concentration.

b. During the stack tests, opacity observations shall be conducted in accordance with EPA Reference Method 9.

15. At least one of the runs of the stack tests for particulate emissions and opacity shall be performed while top mix or the product produced by the facility containing the greatest percentage of sand is being produced at the maximum rate possible. The production rate during the stack tests will then become the legal operating limit of the plant for each particular product.

16. After the protocol has been approved and at least 2 weeks prior to the test, the Department shall be informed of the date and time of the test.

17. Within 30 days after completion of the test, three copies of the complete test report, including all operating conditions, shall be submitted to the Department for approval.

18. If the results of the stack tests performed in conformance with the conditions of this plan approval exceed the emission levels specified in any condition of this approval, the permittee shall take appropriate corrective actions. The permittee shall submit a description of these corrective actions to the Department, within 30 days of receipt of the test results. The permittee shall take appropriate action to minimize emissions from the affected facility while the corrective actions are being implemented. The Department shall notify the permittee with 30 days, if the corrective actions taken are deficient. The permittee shall submit a description of additional corrective actions taken to the Department within 30 days of receipt of the notice of deficiency. The Department reserves the authority to use enforcement activities to resolve noncompliant stack tests.

19. If the results of the stack tests performed in conformance with the conditions of this plan approval exceed the emission levels specified in any condition of this approval, a retest to demonstrate compliance shall be performed within 120 days of receipt of the original test results. Should the permittee demonstrate to the Department that retesting in 120 days is not practicable, the Department may extend the deadline. Failure of the second test to demonstrate compliance with the appropriate approval conditions may be grounds for immediate revocation of the plan approval to operate the affected facility.

20. The two aboveground storage tanks (CMI-portable 25,000 gallon and Heatec-portable 25,000 gallon for heated asphalt) are subject to New Source Performance Standards, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels for which Construction, Reconstruction, or Modification Commenced after July 23, 1984. Specifically, the tank is subject to 40 CFR 60.116b.

21. This facility may process recycled asphalt product (RAP). A maximum of 15% RAP will be added to the mix. Records will be kept of amounts of RAP processed and the percentage of RAP used in both top and base mixes. At least one of the runs during stack testing shall be performed when the maximum percentage of RAP is being added to the mix. This percentage of RAP will become the legal operating limit of RAP for the plant.

22. This source is subject to Subpart I of the Standards of Performance for New Stationary Sources and shall comply with all applicable requirements of this subpart. 40 CFR 60.4 requires submission of copies of all requests, reports, applications, submittals and other communications to both the EPA and the Department. The EPA copies shall be forwarded to Director; Air, Toxics and Radiation Division; US EPA, Region III; 1650 Arch St.; Philadelphia, PA 19103-2029.

*Department of Public Health, Air Management Services:
321 University Avenue, Philadelphia, PA 19104; Edward
Braun, Chief, (215) 823-7584.*

AMS 02212: Joseph T. Ryerson and Sons Inc. (5200 Grays Ferry Avenue, Philadelphia, PA 19143) for installation of 1 propane plasma cutting machine and 16 no. 2 oil fired area heaters. Allowable NOx emissions from these sources will be 5.32 tons per year. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

AMS 03157: Southern Graphic Systems (2781 Roberts Avenue, Philadelphia, PA 19129) for installation of one DuPont 3001 printing plate processor to replace an existing unit in the City of Philadelphia, **Philadelphia County**. There will be no change in allowable VOC emissions. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

AMS 03158: AppTec Laboratories Inc. (1667 Davis Street, Camden, NJ 08104) for permitting two natural gas boilers, nine natural gas fired air heating units, one 1,000 kW diesel emergency generator and small bench scale laboratory equipment, lab hoods and bio-safety cabinets at Philadelphia Naval Business Center, 4751 League Island Blvd., Philadelphia, PA 19112, **Philadelphia County**. NOx emissions from these sources are limited to less than 10 tons per rolling 12-month period. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

AMS 04058: Philadelphia Crematories Inc. (7350 State Road, Philadelphia, PA 19148) for installation of a 100 pounds per hour human crematory in Philadelphia, **Philadelphia County**. The installation permit will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401; Thomas McGinley, New Source Review Chief, (484) 250-5920.

46-00036: Visteon Systems LLC (2750 Morris Rd., Lansdale, PA 19446) for an administrative amendment to Title V Operating Permit 46-00036 in Worcester Township, **Montgomery County**. The permit is being amended to incorporate changes approved under Plan Approvals PA-46-0036F (wave solder no. 13) and PA-46-0036C (selective solder no. 8). The facility's major emission points include eight wave solder machines, nine 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 emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

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

24-00123: Onyx Greentree Landfill, LLC (630 Toby Road, Kersey, PA 15846) for reissuance of Title V Operating Permit to operate the Seneca Landfill in Jackson Township, **Butler County**.

10-00284: Seneca Landfill Inc. (120 Hutchman Road, Mars, PA 16046) for reissuance of Title V Operating Permit to operate the Seneca Landfill in Jackson Township, **Butler County**.

Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428; Thomas McGinley, New Source Review Chief, (610) 832-6242.

09-00125: Naceville Materials—Plumsteadville (5031 Point Pleasant Pike, Doylestown, PA 18901) for a non-Title V Facility, State-only, Natural Minor Operating Permit in Plumstead Township, **Bucks County**. Naceville Materials—Plumsteadville quarries stone and crushes it into different grades (sizes) for sale to various industries. The facility's major emission points are three crushers, a scalping screen, a product screen, seven storage piles (including two surge piles) and a belt conveyor system, from which the main pollutant emitted is PM. To control PM emissions, the facility operates a water spray dust suppression system at all process transfer points. With controls, PM emissions figure to be less than 2 tpy. The permit will contain monitoring, recordkeeping, reporting and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

06-05047: Bradley Specialties Corp. (P. O. Box 436, Feick Industrial Drive, Shartlesville, PA 19554) for operation of fiberglass fabricating and surface coating operations controlled by dry filters in Upper Bern Township, **Berks County**. The facility is a non-Title V (State-only) facility. The facility's VOC emissions will be limited to less than 50 tons per year. The HAP emissions will be limited to 10/25 tons per year. The facility will be required to record the material usage and calculate and record the VOC and HAP emissions monthly from the various operations. The permit will include monitoring, testing, work practices, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

67-05101: Kinsley Construction, Inc. (P. O. Box 2886, York, PA 17403) for operation of a drum mix asphalt plant in West Manchester Township, **York County**. The facility will limit their emissions to 100 tons per year of PM₁₀, SO_x, NO_x and CO; 50 tons per year of VOC; 10 tons per year of a single HAP; and 25 tons per year of multiple HAPs. This facility is subject to 40 CFR 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities and Subpart Kb—Standards for Performance for Volatile Organic Liquid Storage Vessels. Requirements for monitoring, recordkeeping and reporting are included to keep the facility operating within the applicable air quality requirements.

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

43-00055: Bonsal American—Fredonia Plant (97 Main Street, Fredonia, PA 16124) intends to issue a Natural Minor Operating Permit to operate their Concrete Plant in Fredonia Borough, **Mercer County**.

10-00107: NAPCO, Inc. (125 McFann Road, Valencia, PA 16059) for reissuance of their facility's Synthetic Minor Operating Permit in Middlesex Township, **Butler County**. The original permit was issued on March 10, 1999. As part of the reissuance of the permit, the facility has requested additional permit conditions to limit the emission of HAPs from the facility to less than the major source thresholds. The facility will not be subject to the requirements contained in the National Emission Standard for Hazardous Air Pollutants, Subpart SSSS because of its acceptance of these limitations.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Edward Braun, Chief, (215) 823-7584.

S02-001: Metro Machine Corporation (Building No. 669, West 3rd Street, Philadelphia, PA 19112) for operation of a ship conversion and repair facility in the City of Philadelphia, **Philadelphia County**. The City of Philadelphia, Air Management Services (AMS) intends to issue a Minor State-only Operating Permit for the facility. The facility's air emissions sources include 7 boilers (each less than 10 mmBtu/hr), abrasive blasting, painting, 20 diesel engines (for fire pumps, emergency generators, blowers, compressors, a blast media vacuum recovery, washers, defueling pumps and a water jet), abrasive blasting and ship breaking. Blasting operations are controlled by dust collectors, a HEPA filter or containment screens. Painting that is part of a portable enclosure system vents to a regenerative thermal oxidizer.

The operating permit will be reissued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS,

321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener, (215) 685-9426.

Persons wishing to file protests or comments on the operating permit must submit the protests or comments within 30 days from the date of this notice. Protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least 30 days before the hearing.

S03-003: Caledonian Dye Works (3300 Emerald Street Philadelphia, PA 19134) for the operation of a dye work works facility in the City of Philadelphia, **Philadelphia County**. The City of Philadelphia, Air Management Services (AMS) intends to issue a Minor State-only Operating Permit for the facility. The facility's air emissions sources include a 600 HP Cleaver Brooks boiler. The boiler vents to the atmosphere through a dedicated stack.

The operating permit will be reissued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Joe Sheehan, (215) 685-9429.

Persons wishing to file protests or comments on the operating permit must submit the protest or comments within 30 days from the date of this notice. Protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least 30 days before the hearing.

**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); 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 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 an 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 district mining office indicated before an application 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, 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 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 the requirements.

Written comments or objections should contain the name, address and telephone number of the person submitting comments or objections; the 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; the 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.

54921601R2. Vito J. Rodino, Inc. (138 Haddock Road, McAdoo, PA 18237), renewal of anthracite coal preparation plant operation in Rush Township, **Schuylkill County**, affecting 10.0 acres. Receiving streams: None. Application received February 17, 2004.

49921301R2. Chestnut Coal (R. R. 3, Box 142B, Sunbury, PA 17801), renewal of an anthracite underground mine operation in Zerbe Township, **Northumberland County**, affecting 5.0 acres. Receiving streams: unnamed tributary to Zerbe Run. Application received February 23, 2004.

40990201R. Jeddo-Highland Coal Company (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing coal refuse reprocessing operation in Hanover and Wilkes-Barre Townships and Laurel Run Borough, **Luzerne County**, affecting 194.4 acres. Receiving streams: None. Application received February 25, 2004.

54040101. Char-Pac Coal Company (P. O. Box 81, Minersville, PA 17954), commencement, operation and restoration of an anthracite surface mine operation in Foster Township, **Schuylkill County**, affecting 200.5 acres. Receiving streams: Hans Yost Creek (CWF). Application received February 24, 2004.

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

32881301. NPDES Permit No. PA02155538, AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15650), to transfer the permit for the Penn Run Mine in Cherryhill Township, **Indiana County** and related NPDES Permit from Mears Enterprises, Inc. No additional discharges. Application received December 17, 2003.

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

33040101 and NPDES Permit No. PA0242497. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Commencement, operation and restoration of a bituminous surface strip in Perry Township, **Jefferson County**, affecting 178.6 acres. Receiving streams: Perryville Run and Nicely Run (CWF) and unnamed tributaries to Mahoning Creek (WWF). There are no potable surface water supply intakes within 10 miles downstream. Application received February 18, 2004.

33930110 and NPDES Permit No. PA0211818. McKay Coal Company, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip and auger operation in Perry Township, **Jefferson County**, affecting 93.5 acres. Receiving streams: two unnamed tributaries to Foundry Run and Foundry Run (CWF). There are no potable surface water supply intakes within 10 miles downstream. Application for reclamation only. Application received February 26, 2004.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

17813091 and NPDES Permit No. PA0127239. Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849). Renewal of an existing bituminous surface mine permit in Graham and Morris Townships, **Clearfield County**, affecting 196.3 acres. Receiving streams: two unnamed tributaries to and Alder Run to West Branch Susquehanna River. Application received January 16, 2004.

14940101 and NPDES Permit No. PA0219932. Junior Coal Contracting, Inc. (2330 Six Mile Road, Philipsburg, PA 16866). Renewal of an existing bituminous surface mine-auger-mobile crusher permit in Rush Township, **Centre County**, affecting 522 acres. Receiving streams: unnamed tributary to Moshannon Creek to the West Branch Susquehanna River. Application received January 16, 2004.

17980117 and NPDES Permit No. PA0238104. Junior Coal Contracting, Inc. (2330 Six Mile Road, Philipsburg, PA 16866). Renewal of an existing bituminous surface mine permit in Decatur Township, **Clearfield County**, affecting 75.6 acres. Receiving streams: Laurel Run and Little Laurel Run to Laurel Run; Laurel Run to Moshannon Creek; Moshannon Creek to West Branch Susquehanna River. Application received January 22, 2004.

17753180 and NPDES Permit No. PA0609439. Penn Coal Land, Inc. (P. O. Box 68, Boswell, PA 15531). Renewal of an existing bituminous surface mine permit in Boggs Township, **Clearfield County**, affecting 140 acres. Receiving streams: Laurel Run to Moshannon Creek to West Branch Susquehanna River to the Susquehanna River. Application received January 30, 2004.

17663136 and NPDES Permit No. PA126870. EnerCorp, Inc. (1686 Allport Cutoff, Morrisdale, PA 16858). Renewal of an existing bituminous surface mine permit in Graham Township, **Clearfield County**, affecting 202 acres. Receiving streams: unnamed tributary of Mons Run, Flat Run and Mons Run. Application received February 4, 2004.

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.

06820601C2 and NPDES Permit No. PA0612791. **Allan A. Myers, LP d/b/a Independence Construction Materials** (P. O. Box 198, 1805 Berks Road, Worcester, PA 19490), renewal of NPDES Permit for discharge of treated mine drainage in New Morgan Borough, **Berks County**. Receiving streams: unnamed tributary to East Branch Conestoga River (WWF). Application received February 13, 2004.

7574SM1A1C6 and NPDES Permit No. PA0615312. **Pennsy Supply, Inc.** (P. O. Box 3331, Harrisburg, PA 17105), renewal of NPDES Permit for discharge of treated mine drainage in Silver Spring Township, **Cumberland County**. Receiving streams: Conodoguinet Creek (WWF). Application received February 17, 2004.

8275SM1C3 and NPDES Permit No. PA0594601. **Prospect Aggregates, Inc.** (P. O. Box 7, East Petersburg, PA 17520), renewal of NPDES Permit for discharge of treated mine drainage in West Hempfield Township, **Lancaster County**. Receiving streams: unnamed tributary to Chickies Creek. Application received February 17, 2004.

01930302C7 and NPDES Permit No. PA0223239. **ISP Minerals, Inc.** (P. O. Box O, 1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214), renewal of NPDES Permit for discharge of treated mine drainage in Hamiltonban Township, **Adams County**. Receiving streams: unnamed tributary to Tom's Creek (CWF). Application received February 20, 2004.

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 regional 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 regional office noted before the application.

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

Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the FWPCA (33 U.S.C.A. § 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19428.

E46-954. Department of Transportation, 7000 Geerdes Blvd., King of Prussia, PA 19406, Springfield, Upper Dublin and Whitemarsh Townships, **Montgomery County**, ACOE Philadelphia District.

To rehabilitate, maintain and reconstruct Section 103 of the Fort Washington Expressway (PA 309) including the reconstruction of the Fort Washington Interchange situated between the Pennsylvania Turnpike and the SR 309 Expressway in Whitemarsh and Upper Dublin Townships. This section is the second submission for this four-phased project. The limit of the work extends from Camp Hill Road (Ambler, PA Quadrangle N: 2.0 inches; W: 11.0 inches) in Whitemarsh Township to Madison Avenue (Ambler, PA Quadrangle N: 22 inches; W: 10.7 inches) in Upper Dublin Township.

The total temporary and permanent wetland impact for the entire project covers 4.91 acres. The permittee agrees to provide a minimum of 1.64 acres of restoration wetlands for temporary wetlands impact, 4.46 acres of replacement wetlands and approximately 1,750 linear feet of channel restoration at various locations along the Sandy Run in Springfield and Whitemarsh Townships with the construction of the first segment, Section 100, previously authorized under Permit No. E46-921.

The proposed work will include the following:

1. To rehabilitate, extend and maintain an existing 142.8-foot wide, reinforced, concrete T-beam bridge that carries Pennsylvania Avenue, northbound and southbound SR 309 (Station 8+797) and proposed Ramp N over Pine Run (TSF). The bridge will be extended 76.1 feet upstream and 70.5 feet downstream by extending the abutments and using reinforced-concrete T-beams. This extension will accommodate the widening of the existing lanes and shoulders of SR 309, the construction of Ramp N and the rehabilitation of Pennsylvania Avenue at Station 8+80.

2. To fill and impact 2.45 acres of wetlands for the reconstruction/construction and maintenance of collector/distributor road and Ramps A/B, N, O, Q, R, S, T, U and X in the vicinity of the Fort Washington Interchange between the Pennsylvania Turnpike and the SR 309 Expressway.

3. To fill and impact 0.11 acre of wetlands for the rehabilitation and maintenance of SR 309 in the vicinity of the Fort Washington Interchange from Station 9+430 through Station 9+505.

4. To fill and impact 0.07 acre of wetlands for the rehabilitation and maintenance of Pennsylvania Avenue in the vicinity of the Fort Washington Interchange.

5. To temporarily impact 0.46 acre of Wetland MLW3 for the reconstruction/relocation of an aerial electrical line, a sewer line and two temporary access roads adjacent of Ramps Q and R to the south of Commerce Drive.

Work also includes 1,338 linear feet of roadway drainage impacts for this section of the reconstruction project.

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

E39-429. City Line Building & Development, 2045 City Line Road, Bethlehem, PA 18017 in Lower Macungie Township, **Lehigh County**, U. S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a prefabricated timber pedestrian bridge across the Little Lehigh Creek (HQ-CWF) and to construct and maintain two 24-inch diameter outfall structures, an outfall channel and an 8-inch diameter sanitary sewer line in the floodway of the Little Lehigh Creek. The project is on the south side of Spring Creek Road, approximately 1.5 miles east of SR 0100 (Allentown West, PA Quadrangle N: 7.5 inches; W: 11.0 inches).

E45-441A. Stroudsburg Area School District, 123 Linden Street, Stroudsburg, PA 18360 in Stroud Township, **Monroe County**, U.S. Army Corps of Engineers, Philadelphia District.

To amend Permit No. E45-441 to include the following work: (1) to construct and maintain a road crossing consisting of a 60-inch diameter RCP culvert (which replaces a previously authorized open-bottom CMP arch culvert having a span of 22.9 feet and underclearance of 14.0 feet) in 0.02 acre of PFO wetlands; (2) to maintain an approximate 250-foot long R-6 riprap-lined channel that was previously constructed in approximately 0.05 acre of PFO wetlands to stabilize an eroded area; and (3) to construct and maintain a temporary road crossing in Flagler Run (HQ-CWF) and 0.03 acre of adjacent PFO wetlands. The total wetland impact for the project, including previously authorized impacts of 0.25 acre. This work is associated with a proposed Stroudsburg Area Middle School and is southwest of the existing school campus along SR 2011 (Chipperfield Drive) (Stroudsburg, PA Quadrangle N: 22.4 inches; W: 15.4 inches).

E13-140. Franklin Township, 900 Fairland Road, Lehigh, PA 18235 in Franklin Township, **Carbon County**, U. S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a driveway crossing with an open-bottom concrete arch culvert having a 16-foot span and a 5.75-foot underclearance across Sawmill Run (CWF) for the purpose of providing access to lot no. 41 of the Sawmill Run Subdivision (Christmans, PA Quadrangle N: 1.3 inches; W: 3.5 inches).

E52-195. Birchwood Lakes Community Association, P. O. Box 222, Dingmans Ferry, PA 18328 in Delaware Township, **Pike County**, U. S. Army Corps of Engineers, Philadelphia District.

To: (1) remove and replace 6 existing culverts, varying from 15 inches to 24 inches in diameter, at road crossings of tributaries to Dingmans Creek (HQ-CWF), with lengths totaling approximately 340 linear feet; (2) remove and replace approximately 200 linear feet of an existing stream enclosure of a tributary to Dingmans Creek, that

connects the outlet of Middle Birchwood Lake to Lower Birchwood Lake; and (3) maintain approximately 45 linear feet of 24-inch culvert in a tributary to Dingmans Creek along Aspen Road and approximately 170 linear feet of rock-lined channel between the culvert and East Birchwood Lake. The project impacts a de minimis area of PFO and PSS wetlands equal to approximately 0.01 acre, including temporary and permanent impacts. The project is within the Birchwood Lakes Community, on the western side of SR 0739 (Lake Maskenozha, PA-NJ Quadrangle N: 22.1 inches; W: 5.3 inches).

E48-342. Department of Transportation, Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103 in Forks Township, **Northampton County**, U. S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a stream channel improvement project in a tributary to the Delaware River (CWF) with work consisting of regrading approximately 1,025 LF of stream channel including the placement of R-7 riprap along both stream banks and to regrade an additional 195 LF of the northern stream bank. The purpose of the project is to re-establish the east bound lane of SR 2038 (Frost Hollow Road) due to flood damage. The project is downstream of the bridge along Frost Hollow Road and continues east to SR 0611 (Easton, PA-NJ Quadrangle N: 18.3 inches; W: 9.4 inches).

E40-631. Marina Commons at Harveys Lake, LLC, R. R. 3, Box 3016, Harveys Lake, PA 18618 in Harveys Lake Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To remove sediment within 1.38 acres of wetlands to achieve a water depth of 8 feet for the purposes of facilitating operation of an existing marina and providing police access to open waters of Harveys Lake. The project is adjacent to the Marina Pointe development, within the southern inlet region of Harveys Lake (Harveys Lake, PA Quadrangle N: 18.3 inches; W: 4.3 inches).

E13-141. Carbon County Airport Authority, 2321 Mahoning Drive, East, Lehigh, PA 18235 in Mahoning Township, **Carbon County**, U. S. Army Corps of Engineers, Philadelphia District.

To authorize the following water obstructions and encroachments associated with the proposed upgrades to the Jake Arner Memorial Airport to: (1) place fill in 1.27 acres of wetlands within the Mahoning Creek watershed; (2) relocate 3,450 feet of a tributary to Mahoning Creek with the construction and maintenance of 2,630 feet of trapezoidal channel; (3) construct and maintain a 75-foot long stream enclosure extension consisting of twin 42-inch diameter pipes in a tributary to Mahoning Creek; (4) construct and maintain a 24-inch diameter outfall structure with a rip-rap apron in the floodway of a tributary to Mahoning Creek; and (5) construct and maintain a 279-foot long stream enclosure consisting of a 24-inch diameter pipe with concrete endwalls and rip-rap apron in a tributary to Mahoning Creek. The project is on the south side of Route 902, approximately 3.4 miles west of its intersection with Route 209 (Nesquehoning, PA Quadrangle N: 10.9 inches; W: 1.6 inches).

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

E21-354. Rodney M. and Francine A. Groff, 7729 Wertville Road, Carlisle, PA 17013 in Middlesex Township, **Cumberland County**, ACOE Baltimore District.

Install and maintain twin arch pipes to cross an unnamed tributary to the Conodoguinet Creek (WWF),

just south of the SR 944 culvert crossing (Shermans Dale, PA Quadrangle N: 4.29 inches; W: 1.63 inches) in Middlesex Township, Cumberland County.

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

E19-241. Mark B. Whalen, 1512 SR 239, Apt. 2, Stillwater, PA 17878. Culvert maintenance in Benton Township, **Columbia County**, ACOE Baltimore District (Stillwater, PA Quadrangle N: 18.22 inches; W: 9.55 inches).

To construct and maintain a 6-foot diameter by 30-foot long CMP private driveway culvert depressed 1 foot in the stream bottom of the West Branch Ash Creek (CWF) on the east side of County Line Road (T-806), about 3,000 feet north of the intersection of County Line Road (T-806) with T-711 in Benton Township, Columbia County. The project will not impact wetlands while impacting approximately 40 feet of waterway and 250 square feet of disturbed earth.

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

E10-386. Future Development Group, L. P., 191 Crowe Avenue, Mars, PA 16046. Heritage Creek Phase II in Adams Township, **Butler County**, ACOE Pittsburgh District.

To construct and maintain: (1) a reinforced concrete arch having a rise of 7 feet, a span of 28 feet and an instream length of 66 feet along Heritage Creek drive within Kaufman Run (WWF) (Mars, PA Quadrangle N: 13.45 inches; W: 5.44 inches); (2) a reinforced concrete box culvert having a maximum rise of 3 feet, a span of 8 feet and an instream length of 20 feet along the driveway of lot 301 within Kaufman Run (Mars, PA Quadrangle N: 13.1 inches; W: 5.83 inches); (3) a 36-inch diameter SLCPP having an instream length of approximately 370 feet at the intersection of Crider and Braddock Court Roads within an unnamed tributary to Kaufman Run (WWF) (Mars, PA Quadrangle N: 13.05 inches; W: 4.66 inches); (4) approximately 30 CY and 140 CY of fill to the floodway of Kaufman Run south of lots 222/223 and west of lot 127 (Mars, PA Quadrangle N: 13.5 inches; W: 5.2 inches) and (Mars, PA Quadrangle N: 13.5 inches; W: 5.2 inches), respectively; (5) approximately 700 CY of fill material to an unnamed tributary to Kaufman Run at lots 215/216 (Mars, PA Quadrangle N: 13.9 inches; W: 4.68 inches); and (6) to fill 0.0689 acre of floodplain wetlands associated with upper perennial stream at the proposed office/day care center (Mars, PA Quadrangle N: 12.98 inches; W: 5.27 inches) all within the Heritage Creek Subdivision, 3.1 miles east of SR 0079 at the intersection of SR 0228 and Crider Road.

The applicant will provide 0.08 acre of replacement wetlands.

E25-681. Whispering Woods Estates Subdivision, Whispering Woods, Inc., 4132 Stone Creek Drive, Erie, PA 16506-7006. Whispering Woods Estates Subdivision and Golf Course in Millcreek Township, **Erie County**, ACOE Pittsburgh District.

To conduct the following activities impacting a total of 11,627 linear feet of the channels of tributaries to Walnut Creek (CWF, MF) and tributaries of Walnut Creek known as "Thomas Run" and "Zaun Run" (HQ-CWF, MF) associated with construction of additional phases of the Whispering Woods Estates residential subdivision and construction of an 18-hole golf course, on a tract of

approximately xxx acres between Thomas Road and Grubb Road south of Walnut Creek. The stream impacts are broken down as follows:

1. General grading impact of tributaries to Walnut Creek totaling 7,085 linear feet of channel. Of this impact, 4,437 feet is associated with tributaries to Walnut Creek known as "Thomas Run" and "Zaun Run" and 2,648 feet is associated with other tributaries to Walnut Creek.

2. Impact a total of 1,457 linear feet of the channel of tributaries to Walnut Creek associated with the impoundment areas of six stormwater detention basins. Of this impact, 662 feet is within a tributary to Walnut Creek and 795 feet is within tributaries to Thomas Run (HQ-CWF, MF).

3. Impact a total of 946 linear feet of the channels of tributaries to Walnut Creek having contributory drainage areas of less than 100 acres associated with the installation of culverts associated with the construction of six nonjurisdictional dams (stormwater detention basins). Of this impact, 75 feet is within a tributary to Walnut Creek and 871 feet is within tributaries to Thomas Run and Zaun Run.

4. Impact a total of 1,708 linear feet of tributaries to Walnut Creek. Of this impact, 193 feet is associated with a culvert in a tributary to Walnut Creek having a drainage area less than 100 acres, 1,515 feet is associated with 21 culverts on tributaries to Thomas Run having drainage areas less than 100 acres.

5. To construct and maintain a 162-foot long corrugated metal pipe arch stream enclosure having a span of 18 feet and a maximum rise of 8 feet in a tributary to Thomas Run (Zaun Run) for construction of Stonebridge Drive connecting Forest Crossing Drive to Thomas Road (Swanville, PA Quadrangle N: 7.5 inches; W: 4.0 inches).

6. To construct and maintain a 93-foot long 36-inch diameter HDPE culvert in Thomas Run for construction of Stonebridge Drive approximately 1,125 feet east of Thomas Road (Swanville, PA Quadrangle N: 6.6 inches; W: 4.1 inches).

7. To construct and maintain a 40-foot long, 48-inch diameter HDPE culvert in Thomas Run (HQ-CWF, MF) for a golf cart crossing near hole 1 of the golf course approximately 625 feet downstream of the proposed Stonebridge drive culvert (Swanville, PA Quadrangle N: 6.8 inches; W: 4.3 inches).

8. To construct and maintain a 37-foot long, 48-inch diameter HDPE culvert in Thomas Run for a golf cart crossing between hole 3 of the golf course approximately 1,125 feet downstream of the proposed Stonebridge Drive culvert (Swanville, PA Quadrangle N: 7.0 inches; W: 4.5 inches).

To conduct grading for a total distance of approximately 850 feet within the assumed 50-foot floodway of Thomas Run and Zaun Run associated with construction of holes 1, 3, 4, 8 and 17 of the golf course.

E27-069. Forest School District, 210 Vine Street, Tionesta, PA 16353-9707. West Forest Elementary Secondary School in Hickory Township, **Forest County**, ACOE Pittsburgh District (Hickory, PA Quadrangle N: 7.7 inches; W: 8.25 inches).

The applicant proposes to construct building additions to the existing school, parking areas and other infrastructure improvements including a new sewage treatment plant involving: (1) to construct and maintain a 0.5-foot diameter ductile iron outfall sewage pipe with

headwall on the left bank of the Allegheny River in Hickory Township, Forest County and one utility line stream crossing of an UNT Allegheny River (the headwall will be approximately 5.8 feet wide and will be recessed into the bank and be filled with large native river rock to provide a natural visual appearance); (2) to widen an access drive for a length of approximately 344 feet within the floodway of an UNT Allegheny River; (3) to construct and maintain a utility line stream crossing of a 1-inch diameter water line across an UNT Allegheny River; (4)

to construct and maintain a 1.5-foot diameter HDPE plastic stormwater outfall pipe with a concrete headwall and gabion basket energy dissipator and discharging to an UNT Allegheny River; (5) to construct and maintain the existing structure and to construct and maintain a crossing consisting of two 28-foot long, 3-foot wide by 2.5-foot high corrugated metal pipe arch culverts in a UNT Allegheny River; and (6) to construct and maintain a 1.0-foot diameter HDPE plastic stormwater outfall pipe discharging to an UNT Allegheny River.

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 (NOI) 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 NOIs for coverage under general NPDES permits. The approval for coverage under 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. 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 of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and 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

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>
PA0023604 Sewage	McAlisterville Area Joint Authority P. O. Box 61 McAlisterville, PA 17049-0061	Juniata County Fayette Township	Little Lost Creek 12-A	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>
PA0045993 Sewerage Public	Ulysses Municipal Authority 522 Main Street Ulysses, PA 16948-0392	Potter County Ulysses Borough	Unnamed tributary to Genesee River 14	Y
PA0228095 Industrial Waste	Tulpehocken Spring Water Co., Inc. R. R. 1, Box 114T Northumberland, PA 17857	Northumberland County Point Township	UNT to Lithia Spring Creek 5E	Y
PA0209686 Sewerage	Thomas L. Harris, Sr. 9855 Curwensville-Tyrone Highway Curwensville, PA 16833	Clearfield County Pike Township	UNT to Little Clearfield Creek 8C	Y
PA0111970	Springbrook Campground Box 10A, R. R. 1 Catawissa, PA 16820	Locust Township Columbia County	Roaring Creek Fishing Creek 5C	Y
PA0044547 Sewerage	Department of Conservation and Natural Resources Hills Creek State Park R. R. 2, Box 328 Wellsboro, PA 16901-9676	Charleston Township Tioga County	Hills Creek 4-A	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>
PA0001198 Industrial Waste	PPG Industries, Inc. 125 Colfax Street Springdale, PA 15144	Allegheny County Springdale Borough	Allegheny River	Y
PA0020702 Sewage	Municipal Authority of the Borough of Fayette City P. O. Box 552 Fayette City, PA 15438-0552	Fayette County Fayette City Borough	Monongahela River	Y
PA0090140 Sewage	Clymer Borough Municipal Authority 1675 Franklin Street Clymer, PA 15728	Indiana County Clymer Borough	Two Lick Creek	Y

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

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

NPDES Permit No. PA0085430, Amendment No. 1, Sewage, **Gary Krick, Robin Hill Campground,** 149 Robin Hill Road, Lenhartsville, PA 19534. This proposed facility is in Greenwich Township, **Berks County.**

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

NPDES Permit No. PA0247014, Sewage, **William Thomas, Cromwell Township,** P. O. Box 340, Orbisonia, PA 17243. This proposed facility is in Cromwell Township, **Huntingdon County.**

Description of Proposed Action/Activity: Authorization to discharge to Aughwick Creek in Watershed 12-C.

NPDES Permit No. PA0247006, Sewage, **Duane A. LeCoure, Neighborhood Homeowners Association,** 6350 Daniel Boone Road, Birdsboro, PA 19508. This proposed facility is in Exeter Township, **Berks County.**

Description of Proposed Action/Activity: Authorization to discharge to Schuylkill River in Watershed 3-D.

NPDES Permit No. PA0088706, Amendment No. 2, CAFO, **Jennifer Reed, Country View Family Farms,** P. O. Box 526, Ephrata, PA 17522. This proposed facility is in West Cocalico Township, **Lancaster County.**

Description of Proposed Action/Activity: Transfer of permit at the Hilbred Swine Farm.

NPDES Permit No. PA0088714, Amendment No. 2, CAFO, **Jennifer Reed, Country View Family Farms,** P. O. Box 526, Ephrata, PA 17522. This proposed facility is in West Cocalico Township, **Lancaster County.**

Description of Size and Scope of Proposed Operation/Activity: Transfer of permit at Middle Creek Swine Farm.

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

NPDES Permit No. PA0239399, Sewerage, **Craig V. and Julie K. King**, 2552 Mercer-Butler Pike, Grove City, PA 16127. This proposed facility is in Liberty Township, **Mercer County**.

Description of Proposed Action/Activity: This is a single residence sewage treatment plant discharging to an unnamed tributary to Black Run.

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

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

WQM Permit No. 0602406, T-1, Sewerage, **Ryan Davidheiser**, 1255 Ironstone Drive, Boyertown, PA 19512. This proposed facility is in Earl Township, **Berks County**.

Description of Proposed Action/Activity: Transfer of permit.

WQM Permit No. 0693407, T-1, Sewerage, **Gary Krick, Robin Hill Campground**, 149 Robin Hill Road, Lenhartsville, PA 19534. This proposed facility is in Greenwich Township, **Berks County**.

Description of Proposed Action/Activity: Transfer of permit.

WQM Permit No. 0603403, Sewerage, **Duane A. LeCoure, Neighborhood Homeowners Association**, 6350 Daniel Boone Road, Birdsboro, PA 19508. This proposed facility is in Exeter Township, **Berks County**.

Description of Proposed Action/Activity: Construction of a 0.002 mgd septic tank/sand filter treatment system to serve four existing and one proposed single family homes. The discharge from this system is to a dry swale at the edge of Schoffers Road.

WQM Permit No. 3103403, Sewerage, **Cromwell Township**, P. O. Box 340, Orbisonia, PA 17243. This proposed facility is in Cromwell Township, **Huntingdon County**.

Description of Proposed Action/Activity: Construction of a 0.030 mgd extended aeration treatment plant and conventional gravity collection system with two pump stations to serve 103 EDUs in Pine Tree and Pouge areas of Cromwell Township.

WQM Permit No. 3604403, Sewerage, **Northwestern Lancaster County Authority**, 97 North Penryn Road, Manheim, PA 17545. This proposed facility is in Penn Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/operation of sewerage facilities consisting of a pump station with dual 120 gpm submersible nonclog wastewater pumps with approximately 1,800 feet of 4-inch ductile iron force main to serve the Brookshire subdivision.

WQM Permit No. 0603402, Sewerage, **Ontelaunee Township Municipal Authority**, P. O. Box 621, Leesport, PA 19533. This proposed facility is in Ontelaunee Township, **Berks County**.

Description of Proposed Action/Activity: Construction of sewerage facilities consisting of a pump station/collection system which includes 5 suction lift pump stations, approximately 30 grinder pumps and associated force

mains and gravity sewers. All flows from this collection system will be discharged to and treated at the Leesport STP.

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

WQM Permit No. 0803406, Sewerage, SIC 4952, **Canton Borough Authority**, 100 Park Place, P. O. Box 237, Canton, PA 17724. These proposed facilities will be in Canton Borough and Canton Township, **Bradford County**.

Description of Proposed Action/Activity: Issuance of a WQM permit to authorize the construction and operation of project to rehabilitate and replace portions of the existing sanitary sewer system, one pump station in Canton Borough, two pump stations in Canton Township and the separation of the combined sanitary/storm sewer in Canton Borough.

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

WQM Permit No. 0373405-A1-T2, Sewerage, **United Mobile Homes, Inc.**, 3499 Route 9 North, Suite 3C, Freehold, NJ 07728. This proposed facility is in Kiskiminetas Township, **Armstrong County**.

Description of Proposed Action/Activity: Installation of sodium hypochlorite chlorination and sodium meta bisulfite dechlorination equipment at Pine Valley Mobile Home Park.

WQM Permit No. 6304401, Sewerage, **Michael Santa Lucia**, 262 Justabout Road, Venetia, PA 15367. This proposed facility is in Peters Township, **Washington County**.

Description of Proposed Action/Activity: Construction of small flow sewage treatment plant to serve Santa Lucia single residence.

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

WQM Permit No. 2003431, Sewerage, **Andy L. Ernst**, 16803 Perry Drive, Meadville, PA 16335. This proposed facility is in Union Township, **Crawford County**.

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

WQM Permit No. 6203419, Sewerage, **Harold L. and Linda M. Hice**, R. R. 1, Box 1456, Russell, PA 16345. This proposed facility is in Pine Grove Township, **Warren County**.

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

WQM Permit No. 4303418, Sewerage, **Christine and Christopher Wiesen**, 1921 Haywood Street, Farrell, PA 16121. This proposed facility is in City of Hermitage, **Mercer County**.

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

WQM Permit No. 4303415, Sewerage, **Craig V. and Julie K. King**, 2552 Mercer-Butler Pike, Grove City, PA 16127. This proposed facility is in Liberty Township, **Mercer County**.

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

IV. NPDES Stormwater Discharges from MS4 Permit Actions

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI130506	Solebury Township 3092 Sugas Rd. Solebury, PA 18963-0139	Bucks	Solebury	Delaware River South Neshaminy
PAI130507	Charlestown Township P. O. Box 507 Devault, PA 19432	Chester	Charlestown	Pickering, Pigeon and Valley Creeks
PAI130508	East Whiteland Township 209 Conestoga Rd. Frazer, PA 19355-1633	Chester	East Whiteland	Valley and Ridley Creeks
PAI130509	Easttown Township 566 Beaumont Rd. P. O. Box 79 Devon, PA 19333	Chester	Easttown	Darby and Crum Creeks
PAI130504	Tredyffrin Township 1100 Duportail Rd. Berwyn, PA 19312	Chester	Tredyffrin	Valley Creek Schuylkill River Darby and Crum Creeks
PAI130524	East Brandywine Township 1214 Horseshoe Pike Downingtown, PA 19335	Chester	East Brandywine	Brandywine Watershed
PAI130501	East Coventry Township 855 Ellis Woods Rd. Pottstown, PA 19464	Chester	East Coventry	Schuylkill River Pigeon Creek
PAI130514	East Pikeland Township P. O. Box 58 Rapps Dam Road Kimbertown, PA 19442-0058	Chester	East Pikeland	French and Pickering Creeks
PAI130513	Marlborough Township 6040 Upper Ridge Road Green Lane, PA 18054-9802	Montgomery	Marlborough	Perkiomen Watershed
PAI130505	Uwchlan Township 715 N. Ship Rd. Exton, PA 19341-1945	Chester	Uwchlan	Brandywine and Schuylkill Watersheds
PAI130521	Willistown Township 688 Sugartown Rd. Malvern, PA 19355-3302	Chester	Willistown	Crum, Ridley and Valley Creeks
PAI130523	East Bradford Township 666 Copeland School Rd. West Chester, PA 19380	Chester	East Bradford	Brandywine Watershed
PAI130512	East Fallowfield Township 2264 Strasburg Rd. Coatesville, PA 19320	Chester	East Fallowfield	Brandywine Watershed
PAI130518	East Vincent Township 262 Ridge Road Spring City, PA 19475	Chester	East Vincent	French Creek Schuylkill River
PAI130503	London Grove Township 372 Rosehill Road, Suite 100 West Grove, PA 19390	Chester	London Grove	Christina Watershed
PAI130510	Middletown Township 27 N. Pennell Rd. P. O. Box 157 Lima, PA 19037	Delaware	Middletown	Chester and Ridley Creeks
PAI130516	New Garden Township 8934 Gap Newport Pike Landenberg, PA 19350	Chester	New Garden	Christina Watershed

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI130502	Newtown Township 209 Bishop Hollow Rd. Newtown Square, PA 19073-0393	Delaware	Newtown	Darby and Crum Creeks
PAI130538	Pennsylvania State University 201 Old Main Physical Plant Building University Park, PA 16802-1503	Delaware	Middletown	Chester, Ridley, Crum Darby and Cobbs Watersheds
PAI130511	West Bradford Township 1385 Campus Dr. Downingtown, PA 19335-3690	Chester	West Bradford	Brandywine Watershed
PAI130532	West Goshen Township 1025 Paoli Pk. West Chester, PA 19380-4699	Chester	West Goshen	Chester and Ridley Creeks
PAI130531	West Pikeland Township P. O. Box 6 1208 and Route 113 Chester Springs, PA 19425	Chester	West Pikeland	Pigeon and Pickering Creeks
PAI130530	West Whiteland Township P. O. Box 210 222 N. Pottstown Pk. Exton, PA 19341-0210	Chester	West Whiteland	Brandywine Watershed
PAI130536	East Caln Township P. O. Box 232 110 Bell Tavern Rd. Downingtown, PA 19335-0232	Chester	East Caln	Brandywine Watershed
PAI130533	Schuylkill Township 101 Valley Park Rd. Phoenixville, PA 19460	Chester	Schuylkill	French and Pickering Creeks Schuylkill River
PAI130527	Upper Uwchlan Township 140 Pottstown Pike Chester Springs, PA 19425-9516	Chester	Upper Uwchlan	Schuylkill and Brandywine Watersheds
PAI130529	Wallace Township P. O. Box 96 Glenmoore, PA 19343-0096	Chester	Wallace	Brandywine Watershed
PAI130526	New London Township 902 W. State Road P. O. Box 1002 New London, PA 19360-0005	Chester	New London	Christina and Pequea Watersheds
PAI130525	Malvern Borough P. O. Box 437 Malvern, PA 19355	Chester	Malvern	Crum and Valley Creeks
PAI130515	Buckingham Township P. O. Box 413 Buckingham, PA 18912-0413	Bucks	Buckingham	Neshaminy/Little Neshaminy Delaware River South
PAI130535	Honey Brook Township P. O. Box 1281 Honey Brook, PA 19344	Chester	Honey Brook	Brandywine and Pequea Watersheds
PAI130534	Upper Salford Township P. O. Box 100 Salfordville, PA 18958-0100	Montgomery	Upper Salford	Swamp Creek
PAI130537	North Coventry Township 845 S. Hanover St. Pottstown, PA 19464	Chester	North Coventry	Pigeon Creek Schuylkill River
PAI130539	Penn Township 260 Lewis Rd. P. O. Box 39 West Grove, PA 19390-9438	Chester	Penn	Christina and Pequea Watersheds
PAI130540	Trumbauersville Borough 1 Evergreen Dr. Trumbauersville, PA 18970	Bucks	Trumbauersville	Tohickon Creek

V. NPDES Waiver Stormwater Discharges from MS4 Actions**VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions**

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>
PAI023903049	L & L Management Company, LLC 559 Main Street, Suite 300 Bethlehem, PA 18018	Lehigh	City of Bethlehem Monocacy Creek HQ-CWF	

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 Plants
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
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-1

<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>
Annin Township McKean County	4203001	Klein Oil 1909 Heselton Gully Andover, NY 14806	Annin Creek CWF	Northwest Regional Office Oil and Gas Management 230 Chestnut Street Meadville, PA 16335 (814) 332-6860

General Permit Type—PAG-2

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
East Brandywine Township Chester County	PAG2001503129	East Brandywine Township Municipal Building Complex 1214 Horseshoe Pike Downingtown, PA 19335	Unnamed tributary Beaver Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Honeybrook Township Chester County	PAG20015032006	The Hankin Group 707 Eagleview Boulevard Exton, PA 19341	Conestoga River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

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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>
Aston Township Delaware County	PAG2002304008	Arters-Greendale 1776 North Ridley Creek Road Media, PA 19063	Chester Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Tinicum Township Delaware County	PAG2002303084	207 LaGrange Associates, LP 2234 MacDade Boulevard P. O. Box 82 Holmes, PA 19043	Delaware River WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Merion Township Montgomery County	PAG2004603152	Upper Merion School District Upper Merion Middle School 435 Crossfield Road King of Prussia, PA 19406	Crow Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Norriton Township Montgomery County	PAG2004603246	Pathway School New Class Room Building 162 Egypt Road Norristown, PA 19403	Unnamed tributary Indian Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Montgomery Township Montgomery County	PAG2004603191	Joseph Ambler Inn Real Estate Joseph Ambler Inn 1005 Horsham Road North Wales, PA 19454	Little Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Carbon County Lower Towamensing Township	PAG2001304002	Kenneth L. George 630 Snyder Rd. Palmerton, PA 18071	Mill Creek CWF	Carbon County Conservation District (610) 377-4894
Luzerne County Jenkins Township	PAG2004004004	Charles Manganielo 138 S. Highland Dr. Pittston, PA 18640	Mill Creek CWF	Luzerne County Conservation District (570) 674-7991
Schuylkill County Butler and Cass Townships	PAG2005403029	Timothy W. Johnson 2001 Southeast 10th St. Dept. 9562 Bentonville, AR 72716	Unnamed tributaries to Rattling Run and Mahanoy Creek CWF	Schuylkill County Conservation District (570) 622-3742
Schuylkill County Butler Township	PAG2005403027	Jimmy Lucas 55 Williamsburg Blvd. Bloomsburg, PA 17815	Mahanoy Creek WWF	Schuylkill County Conservation District (570) 622-3742
Bethel Township Berks County	PAG2000604013	Chris Bomberger 607 Brown Road Myerstown, PA 17067	Little Swatara Creek CWF	Berks County Conservation District 1238 County Welfare Rd. P. O. Box 520 Leesport, PA 19533 (610) 372-4657, Ext. 201
Hamburg Borough Windsor and Tilden Townships Berks County	PAR10C4121	Department of Transportation 1713 Lehigh Street Allentown, PA 18103	Schuylkill River WWF, MF	Berks County Conservation District 1238 County Welfare Rd. P. O. Box 520 Leesport, PA 19533 (610) 372-4657, Ext. 201
Fermanagh and Walker Township Juniata County	PAG2033404005	Adams Farm Limited Partnership 2090 Ashbury Drive Harrisburg, PA 17112	Doe Run	Juniata County Conservation District R. R. 2 Box 302 Mifflintown, PA 17059 (717) 436-8953, Ext. 5

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
South Annville Township Lebanon County	PAG2003804004	Lorraine Light P. O. Box 809 Lebanon, PA 17042	Gingrich Run TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908
Bradford County Canton Township	PAG2000804002	Blast IU 17 P. O. Box 63 Granville Summit, PA 16926	Towanda Creek TSF	Bradford County Conservation District R. R. 5, Box 5030C Stoll Natural Resource Center Towanda, PA 18848 (570) 265-5539, Ext. 205
Centre County Patton Township	PAG2001403050	Park Forest Elementary School 131 West Nittany Ave. State College, PA 16801	UNT Spring Creek CWF	Centre County Conservation District 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Lycoming County S. Williamsport Borough	PAG2004104002	Robert Hewitt 81 Perryville Road Pittstown NJ 08802	Hagermans Run CWF	Lycoming County Conservation District 542 County Farm Road Suite 202 Montoursville, PA 17754 (570) 433-3003
Crawford County Vernon Township	PAG2002004002	Richard Rainer 4545 Post Oak Place Drive Suite 144 Houston, TX 77027	French Creek WWF	Crawford County Conservation District (814) 724-1793
Venango County Cranberry Township	PAG2006104001	Don R. Mullins Interests Former Kirkpatrick Site Development Cranberry Area School District Cranberry Middle School 3 Education Drive Seneca, PA 16346	Lower Two Mile Run CWF	Venango County Conservation District (814) 676-2832

General Permit Type—PAG-3

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Bridgewater Township Susquehanna County	PAR222211	Donald Dean & Sons, Inc. P. O. Box 246 Montrose, PA 18801	Snake Creek CWF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
St. Clair Borough Schuylkill County	PAR202244	Leed Foundry Wade Road St. Clair, PA 17970	Mill Creek CWF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511

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>
Berks County Earl Township	PAG043703 (A1) Transfer	Ryan Davidheiser 1255 Ironstone Drive Boyertown, PA 19512	UNT Ironstone Creek CWF	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Athens Township Bradford County	PAG044806	Steve and Maria Richman 181 Sutliff Hill Road Athens, PA 18810	UNT to Murray Creek WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Peters Township Washington County	PAG046278	Michael Santa Lucia 262 Justabout Road Venetia, PA 15367	Tributary to Brush Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Union Township Crawford County	PAG048945	Andy L. Ernst 16803 Perry Drive Meadville, PA 16335	Unnamed tributary to Conneaut Outlet	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Pine Grove Township Warren County	PAG048946	Harold L. and Linda M. Hice R. R. 1, Box 1456 Russell, PA 16345	Unnamed tributary to Akeley Run	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Hermitage Mercer County	PAG048940	Christine and Christopher Wiesen 1921 Haywood Street Farrell, PA 16121	Unnamed tributary to the West Branch of the Little Neshannock Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Summit Township Erie County	PAG048413	William A. First 705 Langdon Road Erie, PA 16509	Unnamed tributary to Little Walnut Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

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>
Berks County Upper Bern Township	PAG123537	Country View Family Farms Penn Valley Park, Inc. 20 Lake Street P. O. Box 526 Ephrata, PA 17522	Watershed 3-B	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

General Permit Type—PAG-13

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130044	Langhorne Manor Borough 618 Hulmeville Ave. Langhorne, PA 19047-2749	Bucks	Langhorne Manor	Neshaminy Delaware River South

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130057	Newtown Borough 23 N. State St. Newtown, PA 18940	Bucks	Newtown	Neshaminy Little Neshaminy
PAG130043	Wrightstown Township 738 Penns Park Rd. Wrightstown, PA 18940	Bucks	Wrightstown	Neshaminy Little Neshaminy Delaware River South
PAG130015	Folcroft Borough 1555 Elmwood Ave. Folcroft, PA 19032	Delaware	Folcroft	Darby Creek
PAG130006	West Norriton Township 1630 W. Marshall St. Jeffersonville, PA 19403-3236	Montgomery	West Norriton	Stony Creek Sawmill Run Schuylkill River
PAG130005	North Wales Borough 300 School St. North Wales, PA 19454-3136	Montgomery	North Wales	Wissahickon
PAG130001	Swarthmore Borough 121 Park Ave. Swarthmore, PA 19081	Delaware	Swarthmore	Crum Creek
PAG130004	Salford Township P. O. Box 54 Tylersport, PA 18971-0054	Montgomery	Salford	E. Branch Perkiomen
PAG130003	Upper Darby Township 100 Garrett Rd. Municipal Building Upper Darby, PA 19082-3135	Delaware	Upper Darby	Darby and Cobbs Creeks
PAG130008	Plymouth Township 700 Belvoir Rd. Norristown, PA 19401-2500	Montgomery	Plymouth	Stony Creek Sawmill Run Schuylkill River
PAG130002	West Chester Borough 401 E. Gay St. West Chester, PA 19380-2729	Chester	West Chester	Chester Creek
PAG130007	Doylestown Township 425 Wells Rd. Doylestown, PA 18901-2717	Bucks	Doylestown	Neshaminy Little Neshaminy
PAG130011	Lower Makefield Township 1100 Edgewood Rd. Yardley, PA 19067-1689	Bucks	Lower Makefield	Delaware River South Neshaminy Little Neshaminy
PAG130010	Upper Makefield Township 1076 Eagle Rd. Newtown, PA 18940-2818	Bucks	Upper Makefield	Delaware River South
PAG130012	Abington Township 1176 Old York Rd. Abington, PA 19001-3719	Montgomery	Abington	Pennypack Creek Tacony Sandy Run
PAG130013	Conshohocken Borough 720 Fayette St. Conshohocken, PA 19428-1707	Montgomery	Conshohocken	Schuylkill River
PAG130014	Sharon Hill Borough 250 Sharon Ave. Sharon Hill, PA 19079	Delaware	Sharon Hill	Darby Creek
PAG130018	Lower Providence Township 100 Parklane Dr. Eagleville, PA 19403	Montgomery	Lower Providence	Stony Creek
PAG130016	Montgomery Township 1001 Stump Road Montgomeryville, PA 18936-9605	Montgomery	Montgomery	Neshaminy/Little Neshaminy Wissahickon

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130020	New Hanover Township 2943 Charlotte St. Gilbertsville, PA 19525-9718	Montgomery	New Hanover	Swamp Creek Perkiomen Creek
PAG130019	Upper Moreland Township 117 Park Ave. Willow Grove, PA 19090-3215	Montgomery	Upper Moreland	Pennypack Creek
PAG130021	Marple Township 227 S. Sproul Road Broomall, PA 19008-2397	Delaware	Marple	Crum and Darby Creeks
PAG130022	Skippack Township P. O. Box 164 1455 Sumneytown Pike Skippack, PA 19474	Montgomery	Skippack	
PAG130023	Royersford Borough 300 Main St. P. O. Box 188 Royersford, PA 19468-1022	Montgomery	Royersford	Schuylkill River
PAG130024	Towamencin Township 1675 Sumneytown Pike P. O. Box 303 Kulpsville, PA 19443	Montgomery	Towamencin	
PAG130026	Worcester Township 1721 Valley Forge Road P. O. Box 767 Worcester, PA 19490-0767	Montgomery	Worcester	Stony Creek
PAG130027	Lower Moreland Township 640 Red Lion Rd. Huntingdon Valley, PA 19006-6234	Montgomery	Lower Moreland	Pennypack Creek
PAG130030	Lower Southampton Township 1500 Desire Ave. Feasterville Trevoise, PA 19053-4470	Bucks	Lower Southampton	Neshaminy and Poquessing Creeks
PAG130028	Middletown Township 3 Municipal Way Langhorne, PA 19047	Bucks	Middletown	Neshaminy Creek
PAG130031	Upper Gwynedd Township P. O. Box 1 Parkside Place West Point, PA 19486	Montgomery	Upper Gwynedd	Wissahickon and Skippack Creeks
PAG130032	East Norriton Township 2501 Stanbridge St. East Norriton, PA 19401-1617	Montgomery	East Norriton	Stony Creek Sawmill Run
PAG130036	Ambler Borough 122 E. Butler Ave. Ambler, PA 19002	Montgomery	Ambler	Wissahickon Creek
PAG130035	Doylestown Borough 57 W. Court St. Doylestown, PA 18901-4223	Bucks	Doylestown	Neshaminy Little Neshaminy
PAG130034	Hatboro Borough 414 S. York Road Hatboro, PA 19040	Montgomery	Hatboro	Pennypack Creek
PAG130037	Kennett Square Borough P. O. Box 5 120 N. Broad St. Kennett Square, PA 19348-0005	Chester	Kennett Square	
PAG130033	Pottstown Borough Authority 241 King St. Pottstown, PA 19464	Montgomery	Pottstown	Manatawny
PAG130155	Sellersville Borough 140 E. Church St. Sellersville, PA 18960-2340	Bucks	Sellersville	E. Branch Perkiomen

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130045	Bensalem Township 2400 Byberry Rd. Bensalem, PA 19020-6102	Bucks	Bensalem	Neshaminy Little Neshaminy Poquessing Delaware River South
PAG130047	Birmingham Township 1040 W. Street Rd. West Chester, PA 19382-8012	Chester	Birmingham	
PAG130053	Caln Township 253 Municipal Dr. P. O. Box 149 Thorndale, PA 19372	Chester	Caln	
PAG130052	Hatfield Borough P. O. Box 190 Main and Chestnut Sts. Hatfield, PA 19440-0190	Montgomery	Hatfield	Neshaminy Creek
PAG130040	Hilltown Township P. O. Box 260 13 W. Creamery Rd. Hilltown, PA 18927-0260	Bucks	Hilltown	Neshaminy Creek
PAG130039	Langhorne Borough 114 E. Maple Ave. Langhorne, PA 19047	Bucks	Langhorne	Neshaminy Little Neshaminy Delaware River South
PAG130048	Newtown Township 100 Municipal Dr. Newtown, PA 18940-1122	Bucks	Newtown	Neshaminy Creek Delaware River South
PAG130051	Penndel Borough 300 Bellevue Ave. Penndel, PA 19047	Bucks	Penndel	Neshaminy Little Neshaminy Delaware River South
PAG130042	Upper Merion Township 175 W. Valley Forge Rd. King of Prussia, PA 19406-2030	Montgomery	Upper Merion	Schuylkill River
PAG130049	Warminster Township Henry and Gibson Ave. Warminster, PA 18974	Bucks	Warminster	Neshaminy Little Neshaminy Pennyack
PAG130046	West Rockhill Township 1028 Ridge Rd. Sellersville, PA 18960-1346	Bucks	West Rockhill	Tohickon Perkiomen Creek
PAG130041	Yardley Borough 56 S. Main St. Yardley, PA 19067	Bucks	Yardley	Delaware River South
PAG130068	Chalfont Borough 40 N. Main St. P. O. Box 80 Chalfont, PA 18914-0080	Bucks	Chalfont	Neshaminy Little Neshaminy
PAG130066	Coatesville City One City Hall Pl. Coatesville, PA 19320	Chester	Coatesville	
PAG130156	East Greenville Borough 206 Main St. P. O. Box 128 East Greenville, PA 18041	Montgomery	East Greenville	
PAG130058	Franklin Township P. O. Box 118 Kemblesville, PA 19347-0118	Chester	Franklin	
PAG130038	Lansdale Borough 1 Vine St. Lansdale, PA 19446-3670	Montgomery	Lansdale	Neshaminy, Skippack and Wissahickon Creeks

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130062	London Britain Township P. O. Box 215 Kemblesville, PA 19347-0215	Chester	London Britain	
PAG130072	Lower Gwynedd Township 1130 N. Bethlehem Pk. P. O. Box 635 Spring House, PA 19477	Montgomery	Lower Gwynedd	Neshaminy, Little Neshaminy and Wissahickon Creeks
PAG130064	Lower Merion Township 75 E. Lancaster Ave. Ardmore, PA 19003-2323	Montgomery	Upper Merion	Rock Run Mill, Gully, Arrowmink and Darby Creeks Schuylkill River
PAG130071	Marcus Hook Borough 1015 Green St., Suite A Marcus Hook Borough Hall Marcus Hook, PA 19061-4592	Delaware	Marcus Hook	Delaware River South
PAG130060	New Britain Township 207 Park Ave. Chalfont, PA 18914-2103	Bucks	New Britain	Neshaminy Little Neshaminy
PAG130069	Perkiomen Township 1 Trappe Rd. Collegeville, PA 19426-1829	Montgomery	Perkiomen	Perkiomen Creek
PAG130059	Richland Township P. O. Box 249 1328 California Rd. Richlandtown, PA 18955	Bucks	Richland	Tohickon Creek
PAG130070	Spring City Borough 6 S. Church St. Spring City, PA 19475-1809	Chester	Spring City	Schuylkill River
PAG130067	Thornbury Township 8 Township Dr. Cheyney, PA 19319	Chester	Thornbury	Chester Creek
PAG130075	Upper Dublin Township 801 Loch Alsh Ave. Fort Washington, PA 19034-1651	Montgomery	Upper Dublin	Sandy Run Wissahickon and Little Neshaminy Creeks
PAG130029	Upper Southampton Township 939 Street Rd. Southampton, PA 18966	Bucks	Upper Southampton	Neshaminy Little Neshaminy Pennypack
PAG130055	Warrington Township 852 Easton Rd. Warrington, PA 18976-2090	Bucks	Warrington	Neshaminy Little Neshaminy
PAG130074	Warwick Township 1733 Township Greene Jamison, PA 18929-1032	Bucks	Warwick	Neshaminy Little Neshaminy
PAG130061	West Pottsgrove Township 980 Grosstown Rd. Stowe, PA 19464-6124	Montgomery	West Pottsgrove	Manatawny Schuylkill River
PAG130125	Brookhaven Borough 2 Cambridge Rd., Suite 100 Brookhaven, PA 19015-1708	Delaware	Brookhaven	Chester and Ridley Creeks
PAG130111	Bucks County Route 611 and Almshouse Road Neshaminy Manor Ctr. Doylestown, PA 18901	Bucks	Doylestown	Neshaminy Creek Delaware
PAG130054	Cheltenham Township 8230 Old York Rd. Elkins Park, PA 19027-1514	Montgomery	Cheltenham	Tacony Creek

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130090	Chester City 36 E. 5th St. Chester City Hall Chester, PA 19013-4495	Delaware	Chester	Chester and Ridley Creeks Delaware River South
PAG130119	Chester Heights Borough P. O. Box 658 Chester Heights, PA 19017	Delaware	Chester Heights	Chester Creek
PAG130089	Chester Township 1150 Engle St. Chester, PA 19013	Delaware	Chester	Chester Creek Delaware River South
PAG130093	Colwyn Borough 221 Spruce St. Colwyn, PA 19023-2916	Delaware	Colwyn	Darby and Cobbs Creeks
PAG130088	Darby Township 21 Bartram Ave. Glenolden, PA 19036	Delaware	Darby	Darby Creek
PAG130095	Douglass Township 1320 E. Philadelphia Ave. Gilbertsville, PA 19525-9574	Montgomery	Douglass	Swamp Creek
PAG130123	East Marlborough Township 721 Unionville Rd. Kennett Square, PA 19348-1530	Chester	East Marlborough	
PAG130087	Eddystone Borough 1300 E. 12th St. Eddystone, PA 19022-1348	Delaware	Eddystone	Ridley and Crum Creeks Delaware River South
PAG130092	Glenolden Borough 36 E. Boon Ave. Glenolden, PA 19036	Delaware	Glenolden	Darby Creek
PAG130114	Hatfield Township 1950 School Rd. Hatfield, PA 19440-1923	Montgomery	Hatfield	Neshaminy and Skiptack Creeks
PAG130077	Haverford Township 2325 Darby Rd. Havertown, PA 19083-2251	Delaware	Haverford	Darby and Cobbs Creeks
PAG130153	Ivyland Borough 710 Ivyglenn Circle Ivyland, PA 18974	Bucks	Ivyland	Neshaminy Little Neshaminy
PAG130126	Lansdowne Borough 12 E. Baltimore Ave. Lansdowne, PA 19050-2202	Delaware	Lansdowne	Darby and Cobbs Creeks
PAG130091	Lower Chichester Township 1410 Market St. Linwood, PA 19061	Delaware	Lower Chichester	Delaware River South
PAG130116	Lower Frederick Township P. O. Box 253 53 Spring Mount Rd. Zieglerville, PA 19492-0253	Montgomery	Lower Frederick	Swamp Creek
PAG130073	Lower Pottsgrove Township 2199 Buchert Rd. P. O. Box 11 Pottstown, PA 19464-3042	Montgomery	Lower Pottsgrove	Schuylkill River
PAG130115	Media Borough 301 N. Jackson St., Floor 2 Media, PA 19063	Delaware	Media	Ridley and Crum Creeks
PAG130104	Morrisville Borough 35 Union St. Morrisville, PA 19067	Bucks	Morrisville	Delaware River South

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130094	Morton Borough 500 Highland Ave. Morton, PA 19070	Delaware	Morton	Darby and Crum Creeks
PAG130080	Narberth Borough 100 Conway Ave. Narberth, PA 19072-0385	Montgomery	Narberth	Cobbs Creek
PAG130099	Nether Providence Township 214 Sykes Ln. Wallingford, PA 19086-6350	Delaware	Nether Providence	Crum and Ridley Creeks
PAG130154	New Britain Borough 45 Keeler Ave. New Britain, PA 18901	Bucks	New Britain	Neshaminy Little Neshaminy
PAG130098	Northampton Township 55 Township Road Richboro, PA 18954-1546	Bucks	Northampton	Neshaminy and Little Neshaminy Creeks
PAG130081	Parkesburg Borough 329 W. First Ave. Parkesburg, PA 19356	Chester	Parkesburg	
PAG130083	Parkside Borough 22 E. Elbon Road Parkside, PA 19015	Delaware	Parkside	Ridley and Chester Creeks
PAG130112	Pennsylvania State University 201 Old Main Physical Plant Building University Park, PA 16802-1503	Montgomery	Abington	Pennypack Creek
PAG130106	Plumstead Township P. O. Box 387 5186 Stump Rd. Plumsteadville, PA 18949	Bucks	Plumstead	Tohickon Creek
PAG130121	Prospect Park Borough 720 Maryland Ave. P. O. Box 301 Prospect Park, PA 19076-1318	Delaware	Prospect Park	Darby Creek
PAG130096	Quakertown Borough P. O. Box 727 35 N. Third St. Quakertown, PA 18951-0727	Bucks	Quakertown	Tohickon Creek
PAG130102	Radnor Township 301 Iven Ave. Wayne, PA 19087-5204	Delaware	Radnor	Darby Creek
PAG130086	Ridley Park Borough 105 E. Ward St. Ridley Park, PA 19078-3010	Delaware	Ridley Park	Crum and Darby Creeks
PAG130084	Ridley Township 100 E. Macdade Blvd. Ridley Township Municipal Bldg. Folsom, PA 19033	Delaware	Ridley	Darby, Crum and Ridley Creeks
PAG130152	Rockledge Borough 1 Park Ave. Rockledge, PA 19046	Montgomery	Rockledge	Tacony and Pennypack Creeks
PAG130101	Sadsbury Township P. O. Box 261 Sadsburyville, PA 19369-0261	Chester	Sadsbury	
PAG130097	Tinicum Township 629 N. Governor Printz Blvd. Essington, PA 19029-1732	Delaware	Tinicum	Darby Creek Delaware River South
PAG130118	Trainer Borough 824 Main St. Trainer Municipal Building Trainer, PA 19061	Delaware	Trainer	Delaware River South

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130085	Upland Borough 224 Castle Ave. Upland, PA 19015	Delaware	Upland	Chester Creek
PAG130082	Upper Chichester Township P. O. Box 2187 Furey Rd. Boothwyn, PA 19061-2187	Delaware	Upper Chichester	Delaware River South
PAG130129	Upper Frederick Township P. O. Box 597 Frederick, PA 19435	Montgomery	Upper Frederick	Swamp and Perkiomen Creeks
PAG130109	Upper Hanover Township P. O. Box 27 1704 Pillsbury Rd. East Greenville, PA 18041-0027	Montgomery	Upper Hanover	
PAG130108	Upper Providence Township 1286 Black Rock Rd. P. O. Box 406 Oaks, PA 19456	Montgomery	Upper Providence	Schuylkill River Perkiomen Creek
PAG130128	Yeadon Borough P. O. Box 5187 Yeadon, PA 19050	Delaware	Yeadon	Cobbs and Darby Creeks
PAG130138	Collegeville Borough 491 E. Main St. Collegeville, PA 19426-2558	Montgomery	Collegeville	
PAG130140	Downingtown Borough 4-10 Lancaster Ave. Municipal Govt. Ctr. Downingtown, PA 19335	Chester	Downingtown	
PAG130135	Norwood Borough 10 W. Cleveland Ave. P. O. Box 65 Norwood, PA 19074	Delaware	Norwood	Darby Creek
PAG130134	Pennsbury Township 702 Baltimore Pike Chadds Ford, PA 19317	Chester	Pennsbury	
PAG130139	Perkasie Borough 620 W. Chestnut St. Perkasie, PA 18944-0096	Bucks	Perkasie	Perkiomen and Pleasant Spring Creeks
PAG130132	Souderton Borough 31 W. Summit St. Souderton, PA 18964-1612	Montgomery	Souderton	East Branch Perkiomen and Skippack Creeks
PAG130130	Springfield Township 50 Powell Rd. Springfield, PA 19064-0274	Delaware	Springfield	Darby and Crum Creeks
PAG130133	Telford Borough P. O. Box 209 Telford, PA 18969	Montgomery	Telford	East Branch Perkiomen Creek
PAG130056	West Conshohocken Borough Municipal Authority 112 Ford St. West Conshohocken, PA 19428-2916	Montgomery	West Conshohocken	Schuylkill River
PAG130137	Whitpain Township 960 Wentz Rd. P. O. Box 800 Blue Bell, PA 19422-1835	Montgomery	Whitpain	Stony, Sawmill and Wissahickon Creeks
PAG130142	Chadds Ford Township P. O. Box 181 Chadds Ford, PA 19317	Delaware	Chadds Ford	

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130143	Clifton Heights Borough 30 S. Springfield Rd. Clifton Heights, PA 19018	Delaware	Clifton Heights	Darby Creek
PAG130149	Jenkintown Borough P. O. Box 2176 Jenkintown, PA 19046	Montgomery	Jenkintown	Tacony Creek
PAG130146	Kennett Township P. O. Box H 1001 E. Baltimore Pike Longwood Fire Co. Bldg. Kennett Square, PA 19348-0011	Chester	Kennett	
PAG130148	Limerick Township 646 W. Ridge Pike Limerick, PA 19468	Montgomery	Limerick	Schuylkill River Perkiomen Swamp Creek
PAG130145	West Caln Township P. O. Box 175 Wagontown, PA 19376-0175	Chester	West Caln	
PAG130144	West Grove Borough 117 Rosehill Ave. West Grove, PA 19390-1214	Chester	West Grove	
PAG130150	Valley Township P. O. Box 467 890 W. Lincoln Hwy Coatesville, PA 19320-0467	Chester	Valley	
PAG130078	Springfield Township 1510 Paper Mill Rd. Wyndmoor, PA 19038-7034	Montgomery	Montgomery	Wissahickon Creek
PAG130158	Concord Township P. O. Box 171 Concordville, PA 19331-0171	Delaware	Concord	Chester Creek
PAG130159	Norristown Borough 235 E. Airy St. Norristown Borough Hall Norristown, PA 19401-5003	Montgomery	Norristown	Stony Creek Sawmill Run Schuylkill River
PAG130160	Silverdale Borough P. O. Box 74 Silverdale, PA 18962-0074	Bucks	Silverdale	East Branch Perkiomen
PAG130162	East Rockhill Township 1622 Ridge Rd. Perkasie, PA 18944	Bucks	East Rockhill	East Branch Perkiomen Three Mile Run Tohickon Creek
PAG130164	Red Hill Borough 56 W. 4th St. Red Hill, PA 18076	Montgomery	Red Hill	

PUBLIC WATER SUPPLY (PWS) PERMITS

The Department of Environmental Protection has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) 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 of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and 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 indi-

viduals 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.

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

Operations Permit issued to **Hegins Township Authority**, 915 West Maple Street, Valley View, PA 17983, PWS ID 3540047, Hegins and Hubley Townships, **Schuylkill County** on February 19, 2004, for the operation of facilities approved under Construction Permit No. 5401505.

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

Operations Permit issued to **Fox's Water Service**, 543 Leasureville Road, Cabot, PA 16023, PWS ID 5106519, Summit Township, **Butler County**, on March 1, 2004, for the operation of a bulk water hauling service to various customers throughout Butler County, as approved under Construction Permit No. 5106519.

HAZARDOUS SITES CLEANUP UNDER THE ACT OF OCTOBER 18, 1988

Proposed Interim Response

Methacton Avenue Site, Worcester Township, Montgomery County

The Department of Environmental Protection (Department), issues this notice under section 506(b) of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. § 6020.506). The Department is proposing an interim response action at the Methacton Avenue Site (Site), Worcester Township, Montgomery County.

The Site consists of several homes whose private wells have been impacted by a plume of hazardous substance contamination. To address the release and threat of release of hazardous substances affecting the Site area and corresponding threats to human health and the environment, the Department proposes an interim response action at the Site under sections 501(a) and 505(b) of the HSCA (35 P. S. §§ 6020.501(a) and 6020.505(b)).

The contaminant of concern at the Site is trichloroethylene. The Department is providing bottled water to affected residences to minimize the exposure to and threat from the contamination.

The Department has considered three alternative responses:

Alternative 1—No Action: The "No Action" alternative provides a baseline against which all other alternatives can be compared. If the Department selects the "No Action" alternative, the actual and potential health and environmental risk posed by the Site would remain the same.

Alternative 2—Carbon Filtration: This alternative consists of the installation of individual whole-house carbon filtration systems to serve each of the affected private wells. It is not a permanent solution and would require many years of ongoing operations and maintenance costs. Carbon filters are not cost-effective.

Alternative 3—Connection to a Public Water Supply: This alternative would be a permanent solution, which would address all threats posed by the contaminant of concern at the Site. It is relatively easy to install and cost-effective.

In evaluating these alternatives, the Department will consider the criteria of permanence, protection of human health and environment and the alternative's ability to meet applicable or relevant and appropriate State and Federal requirements (ARARs). The Department will also consider cost-effectiveness in analyzing the alternatives. Preliminarily, the Department finds that the "No Action" alternative will not be protective of the public health. The Department proposes Alternative 3, connection to a public water supply, based on its preference for a permanent solution. In respect of the permanence of the alternative, a public water connection is preferable to carbon filtration of individual wells. The Department's proposed alternative, connection to a public water supply, is protective of public health and the environment, complies with ARARs, is feasible and cost-effective.

An Administrative Record, which contains more detailed information concerning this proposed interim response action, is available for public inspection from 8 a.m. to 4 p.m. at the Southeast Regional Office, 2 East Main Street, Norristown, PA 19401, (484) 250-5900. Persons interested in examining the Administrative Record should contact David Ewald at (484) 250-5725 to arrange for an appointment. An additional copy of the Administrative Record is available for review Monday through Friday from 8 a.m. to 4:30 p.m. at the Worcester Township Municipal Building, 1721 Valley Forge Road, P. O. Box 767, Worcester, PA.

Under section 506(d) of the HSCA, the Department will hold a public hearing on April 20, 2004, at 7 p.m. at the Worcester Township Community Hall, 1031 Valley Forge Road, Fairview Village, PA. Persons who want to present formal oral comments regarding this interim response may do so prior to the hearing date by calling Lynda Rebarchak, Community Relations Coordinator, (484) 250-5820. Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Lynda Rebarchak at the previous number or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

The public may also submit written comments regarding the Department's proposed interim response action during the period of public comment. Under section 506(c) of the HSCA, the public comment period will run from the date of this notice through June 11, 2004. Written comments should be addressed to David Ewald, Project Officer, at the previous address. Individuals with questions concerning this notice should contact David Ewald, (484) 250-5725.

Proposed Interim Response

Boldan-Davis Site, Penn Township, Westmoreland County

The Department, under the authority of the HSCA (35 P. S. §§ 6020.102—6020.1303), is proposing an interim response at Boldan-Davis Site (Site), Penn Township, Westmoreland County. The Site is adjacent to Bolen Lane, approximately 0.25 mile south of Route 130. The Site consists of an area on the Davis and Blaine properties that contains an unknown quantity of buried and partially buried drums.

The Department has recently completed an investigation of the Site and is currently conducting an interim response at the Boldan Landfill site, which is immediately adjacent to the south of the Site. William Bolen, the original owner and operator of the landfill also owned the Site. William Bolen began operating an unpermitted landfill in 1958 that apparently included the Boldan Landfill site as well as the Site. Prior to waste disposal, the Site was used for coal strip mining. It appears that waste was deposited in pits left from the mining operation. The Site is currently used for residential purposes.

During the investigation, it was determined that waste is buried in a semicircle area at the base of the large hill on the Site. The buried waste portion of the Site is approximately 0.5 acre and contains pockets of industrial wastes including numerous 55-gallon drums and various amounts of debris. Samples collected during the investigation indicated the presence of hazardous substances in Site soil, groundwater and waste materials. The buried drums are in various states of deterioration. Continued deterioration of the buried drums will lead to a larger release of hazardous substances and a more extensive clean up. Several drums are also exposed at the surface presenting a direct contact threat. The current Site conditions present a substantial danger to the public health and the environment.

The Department considered several alternatives at the Site, including: no action; securing of the Site; and removal and disposal of the hazardous substances at the Site. The Department determined that removal and disposal of the hazardous substances was the appropriate course of action. This alternative was selected because it complied with all applicable laws and regulations and was determined to be the most environmentally sound procedure for this Site.

Fieldwork for the prompt interim response to remove and dispose of the waste at the Site is anticipated to begin in early January 2004. All hazardous materials at the Site will be removed and properly disposed. The Department, following the public hearing and comment period, will complete a Statement of Decision and Response to Comments.

This notice is being provided under sections 505(b) and 506(b) of the HSCA. The Administrative Record, which contains the information that forms the basis and documents the selection of this response action, is available for public review and comment Monday through Friday from 8 a.m. to 4 p.m. at the Southwest Regional Office, Pittsburgh.

The Administrative Record will be open for comment from March 13, 2004, until May 12, 2004. Persons may submit written comments into the record during this time only by sending them to Kevin Halloran, Environmental Cleanup Program, 400 Waterfront Drive, Pittsburgh, PA 1522, or by delivering them to the Southwest Regional Office in person.

In addition, persons may present oral comments, for inclusion in the Administrative Record, at a public hearing on April 19, 2004, at 6:30 p.m. at the Harrison Room, 1010 Mill Street, Harrison City. Persons wishing to present comments must register before April 19, 2004, with Helen Humphreys Short, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4000. If no person registers to present oral comments, by the previous date, the hearing will not be held. Persons interested in finding out if anyone has registered and if the hearing will be held should contact Helen Humphreys Short.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings should call Helen Humphreys Short at (412) 442-4000 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Proposed Consent Order and Agreement

DuPont/New Castle Junk Site, City of New Castle and Union Township, Lawrence County

Under section 1113 of the HSCA (35 P. S. § 6020.1113), the Department has entered into a Consent Order and Agreement with Donald R. Kleine d/b/a Vortex Recycling (Kleine) concerning the redevelopment of a portion of the DuPont/New Castle Junk Site (Site), City of New Castle and Union Township, Lawrence County.

In the past, wastes containing hazardous substances were disposed at the Site and the substances contaminated the environment. Since 1996, the Department has settled with the financially viable responsible persons and recovered some Response costs. Also, some of these responsible persons did portions of the clean up at the Site. However, because other responsible persons were insolvent, the Department also did some of the clean up and incurred more than \$3.5 million in Response costs at the Site.

The Site is within an enterprise zone and contains two distinct areas—the Battery property and the China property. In 1996, the Department's settlement with the owner of the Battery property included the donation of the property to the Lawrence County Economic Development Corporation (LCEDC). The Department then entered into a settlement with the LCEDC concerning the future redevelopment of and the maintenance of the Remedy at the Battery property.

In 2001, the Remedy was completed at the Battery property, which included the treatment of battery wastes and coverage by a soil cap. Thereafter, the LCEDC subdivided the Battery property into four parcels and Kleine purchased one (Kleine parcel). On February 26, 2004, the Department and Kleine executed a settlement concerning the Kleine parcel and its specific terms are set forth in the Consent Order and Agreement between the Department and Kleine.

The Department will receive and consider comments relating to the Agreement for 60 days from the date of this public notice. The Department has the right to withdraw its consent to the Agreement if the comments disclose facts or considerations that indicate that the Agreement is inappropriate, improper or not in the public interest. After the public comment period, the Department's settlement shall be effective upon the date that the Department notifies Kleine, in writing, that this Agreement is final and effective in its present form and that the Department has filed a response to significant written comments to the Agreement, or that no comments were received.

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

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following plans and 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 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 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. Submission of plans and reports, other than the final report, shall also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. 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.

For further information concerning plans or reports, contact the Environmental Cleanup Program manager in the Department regional office after which the notice of receipt of plans or reports appears. If information concerning plans or reports 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, 2 East Main Street, Norristown, PA 19401.

Strathmann Lumber Company, Southampton Township, **Bucks County**. Jennifer Sherman, GHR Consulting Services, Inc., 300 Welsh Rd., Horsham, PA 19044, on behalf of Pete Iliff, Strathmann Lumber Co., 620 Knowles Ave., Southampton, PA, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with fuel oil no. 2, leaded gasoline, lead, MTBE and unleaded gasoline. The report is intended to document remediation of the site to meet Background Standards.

Planned Minquas Fire Station, East Caln Township, **Chester County**. James F. Mullan, P. E., Hocage Consulting, Inc., 987 Haddon Ave., Collingswood, NJ 08108, on behalf of East Caln Township, Robert Glisson, Township Manager, P. O. Box 232, Downingtown, PA 19335,

has submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with inorganics.

Hoppes Facility, Sadsbury Township, **Chester County**. Darryl D. Borrelli, Manko, Gold, Katcher & Fox LLP, 401 City Ave., Bala Cynwyd, PA 19004, on behalf of Michaels of Oregon Co., 1710 Red Soils Court, Oregon City, OR 08807, Peter Serruriler, Esq., Attorney for Michael's of Oregon, has submitted a Final Report concerning remediation of site soil contaminated with chlorinated solvents and other organics; and groundwater contaminated with chlorinated solvents and MTBE. The report is intended to document remediation of the site to meet Statewide Health and Site-Specific Standards.

RJ Power Equipment, Haverford Township, **Delaware County**. Samuel J. Kucia, Environmental Consulting Services, Inc., 500 E. Washington St., Norristown, PA 19401, on behalf of Rick Jones, RJ Power Equipment, 64 W. Eagle Rd., Havertown, PA 19083, has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel, fuel oil no. 2, leaded gasoline and unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Shez Ray, LLC, Norristown Borough, **Montgomery County**. Cliff Harper, P. G., Harper Environmental Associates, Inc., 771 Hideaway Lane, Harleysville, PA 19438, on behalf of Ray Cannon, Shez Ray LLC, 625 Beech St., Norristown, PA 19404, has submitted a Final Report concerning remediation of site soil contaminated with chlorinated solvents and PCB. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Commercial/Industrial Warehouse Property, City of Philadelphia, **Philadelphia County**. Ethan E. Prout, P. G., American Resource Consultants, Inc., P. O. Box 579, Quakertown, PA 18951, on behalf of Alan E. Casnoff, Wheatsheaf Lane Associates, PNA, LP, 642 N. Broad St., Philadelphia, PA 19130, has submitted a Final Report concerning remediation of site soil contaminated with inorganics (arsenic). The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Xylene Area, CNH America, LLC, New Holland Borough, **Lancaster County**. RMT, Inc., 527 Plymouth Road, Plymouth Meeting, PA 19462, on behalf of CNH America, LLC, submitted a Final Report concerning remediation of site soils contaminated with xylene. The report is intended to document remediation of the site to the Statewide Health Standard.

Fogel Commercial Refrigeration Co., Topton Borough and Longswamp Township, **Berks County**. Earth Tech, Inc., 2 Market Plaza Way, Mechanicsburg, PA 17055, on behalf of East Penn Manufacturing Co., Deka Road, Lyon Station, PA 19536, submitted a Baseline Environmental Report concerning remediation of site soils and groundwater contaminated with chlorinated solvents, inorganics, lead, other organics and PAHs. The report is intended to document remediation of the site to the Special Industrial Area standard as outlined in the report.

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

National Fuel Gas Co., Van Compressor Station, Rockland and Cranberry Townships, **Venango County**.

George W. Hermance, P. G., Parsons, 180 Lawrence Bell Dr., Suite 104, Williamsville, NY 14221 (on behalf of Patricia Flowers, National Fuel Gas, 6363 Main St., Williamsville, NY 14221, has submitted a Final Report concerning remediation of groundwater contaminated with benzene, pentane and butane. The report is intended to document remediation of the site to meet the Site-Specific Standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

For further information concerning the plans and reports, contact the Environmental Cleanup Program manager in the Department regional office before 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, 2 East Main Street, Norristown, PA 19401.

Torres Residence, Bristol Township, Bucks County. Mark Zunich, GemChem, Inc., 53 N. Cedar St., P. O. Box 384, Lititz, PA, on behalf of Juan Torres, 65 Idolstone Rd., Levittown, PA 19057, has submitted a Final Report concerning the remediation of site soil contaminated with fuel oil no. 2. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on February 26, 2004.

Former Auto Service Station—Commerce Bank N. A., Warwick Township, Bucks County. Jason D. Plucinski, React Environmental Services, Inc., 6901 Kingessing Ave., Philadelphia, PA 19142, on behalf of Commerce Bank N. A., 1700 Atrium Way, Mount Laurel, NJ 08054, has submitted a Final Report concerning the remediation of site soil contaminated with benzene and groundwater contaminated with benzene and lead. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on February 26, 2004.

Kennett Square Inn, Kennett Square Borough, Chester County. Erik Stephens, Manko, Gold, Katcher & Fox LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of Stephen Warner, 201 E. State St., Kennett Square, PA 19348, has submitted a Final Report concerning remediation of site soil contaminated with no. 2 heating oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on February 23, 2004.

Verizon, Inc., Pottstown Carport Facility, Pottstown Borough, Montgomery County. Sean M. Damon, Langan Engineering & Environmental Services, Inc., 500 Hyde Park, Doylestown, PA 18901, on behalf of Verizon, Inc., Cheryl Houghton, 966 S. Matlack St., West Chester, PA 19380, has submitted a Final Report concerning the remediation of site groundwater contaminated with volatile organics, semivolatile organics and metals. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on February 25, 2004.

Church Road Site, Lansdale Borough, Montgomery County. Christopher Orzechowski, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, on behalf of 1190 Church Rd. Associates, LP, 1001 E. Hector St., Suite 100, Conshohocken, PA 19428, has submitted a Remedial Investigation Report concerning remediation of site soil contaminated with chlorinated solvents, inorganics, lead and other organics. The report was approved by the Department on February 23, 2004.

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

Former Exxon Station 2-2979, Strausstown Borough, Berks County. Groundwater and Environmental Services, Inc., 410 Eagleview Blvd., Exton, PA 19341, on behalf of ExxonMobil Corporation, 1121 North Bethlehem Pike, Spring House, PA 19477, submitted a combined Remedial Investigation and Final Report concerning remediation of site groundwater contaminated with organics. The final report demonstrated attainment of the Statewide Health and Site-Specific Standards and the combined report was approved by the Department on February 24, 2004.

Former Waynesboro Gas Company, Waynesboro Borough and Washington Township, Franklin County.

GEI Consultants, Inc., P. O. Box 297, Colchester, CT 06415, on behalf of Landis/Gardner, A Division of UNOVA, Inc., 20 East Sixth Street, Waynesboro, PA 17268 and Penn Fuel Gas, Inc., A Subsidiary of PPL Resources, 55 South Third Street, Oxford, PA 19363, submitted a Remedial Investigation Report concerning remediation of site soils, groundwater and sediment contaminated with lead, heavy metals, solvents, BTEX and PAHs. The applicant proposes to remediate the site to meet a combination of the requirements for Statewide Health and Site-Specific Standards. The Remedial Investigation Report was approved by the Department on February 25, 2004.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003) and regulations to transport hazardous waste.

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

Hazardous Waste Transporter License Renewed

Carlucci Construction Company, Inc., 401 Meadow Street, Cheswick, PA 15024. License No. PA-AH 0297. Effective January 28, 2004.

Chem-Freight, Inc., 515 Lycaste Street, Detroit, MI 48214-3473. License No. PA-AH 0074. Effective February 26, 2004.

Coal City Cob Company, Inc., P. O. Box 516, Avalon, TX 76623. License No. PA-AH 0589. Effective February 24, 2004.

Detrex Corporation, P. O. Box 511, Southfield, MI 48086-5111. License No. PA-AH 0417. Effective February 10, 2004.

E. I. DuPont De Nemours and Company Experimental Station, P. O. Box 80249 RT, Wilmington, DE 19880-0249. License No. PA-AH S227. Effective February 10, 2004.

Elk Transportation, Inc., 1420 Clarion Street, Reading, PA 19061. License No. PA-AH 0413. Effective February 25, 2004.

Environmental Specialists, Inc., 243 Marshall Road, McDonald, OH 44437. License No. PA-AH 0587. Effective February 24, 2004.

GemChem, Inc., P. O. Box 384, Lititz, PA 17543. License No. PA-AH 0259. Effective February 13, 2004.

Interstate Chemical Company, Inc., 2797 Freeland Road, Hermitage, PA 16148. License No. PA-AH 0689. Effective January 28, 2004.

Schneider National Bulk Carriers, Inc., P. O. Box 2700, Green Bay, WI 54306. License No. PA-AH 0524. Effective February 24, 2004.

U. S. Bulk Transport, Inc., 205 Pennbriar Drive, Erie, PA 16509. License No. PA-AH 0408. Effective January 30, 2004.

Waste Management New England, P. O. Box 144, Portland, CT 06480-0144. License No. PA-AH 0664. Effective February 26, 2004.

Hazardous Waste Transporter License Expired

Four Seasons Environmental, Inc., 9413 Apsion Pike, Suite 200, Ooltewah, TN 37363. License No. PA-AH 0632. Effective January 31, 2004.

Northern A-1 Sanitation Services, Inc., P. O. Box 40, Kalkaska, MI 49646. License No. PA-AH 0526. Effective January 31, 2004.

Hazardous Waste Transporter License Reinstated

USL Environmental Services, Inc. d/b/a A & A Environmental. License No. PA-AH 0621. Effective February 27, 2004.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

Actions on applications for Infectious and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act and the act of July 13, 1988 (P. L. 525, No. 93) (35 P. S. §§ 6019.1–6019.6) and regulations to transport infectious and chemotherapeutic waste.

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

Infectious and Chemotherapeutic Waste Transporter License Renewed

Cardinal Group, Inc., 828 N. Hanover Street, Pottstown, PA 16464-4253. License No. PA-HC 0213. Effective January 28, 2004.

Coast Medical Supply, Inc., 200 Tornillo Way, Suite 110, Tinton Falls, NJ 07712. License No. PA-HC 0214. Effective February 19, 2004.

Orchard Hill Memorial Park, Inc., 18 Route 94, Lafayette, NJ 07848. License No. PA-HC 0163. Effective February 26, 2004.

HAZARDOUS WASTE INTENT TO ISSUE PERMIT

Proposed action on an application for a permit under the Solid Waste Management Act and regulations to operate a hazardous waste storage facility.

Regional Office: Regional Manager, Waste Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Permit No. PAD000797548. Ashland, Inc. Operation of a hazardous waste storage facility in Freedom Borough, **Beaver County**. The application for a permit for storage of hazardous waste at the facility was considered for intent to issue by the Regional Office on February 27, 2004. The Regional Office also plans to reduce Ashland's bond liability from \$250,000 to \$116,000.

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

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

RESIDUAL WASTE GENERAL PERMITS

Permits Issued under the Solid Waste Management Act, 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 Number WMGR085. Lehigh Coal and Navigation Company, P. O. Box 311, Route 209, Tamaqua, PA 18252-0311. General Permit WMGR085 authorizes processing and beneficial use of freshwater, brackish and marine dredge material, cement kiln dust, lime kiln dust, coal ash and cogeneration ash in mine reclamation. The permit was issued by Central Office on March 2, 2004.

Persons interested in reviewing the general permit may contact Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

General Permit Number WMGR097. The Department, Bureau of Land Recycling and Waste Management, authorizes small-scale research and development (R & D) activities to support the beneficial use or processing prior to beneficial use of residual and/or municipal waste under General Permit WMGR097. This is a Statewide residual waste general permit. This residual waste general permit was issued by the Central Office on March 1, 2004.

Under the terms and conditions of the residual waste general permit, persons who are permitted to conduct small-scale R & D activities will be required to meet, at a minimum, the following: compliance with The Clean Streams Law and the Solid Waste Management Act, maintenance of records and submission of reports.

The Department is authorized under the Solid Waste Management Act and 25 Pa. Code § 287.611 to issue general permits for any category of beneficial use or processing that results in the beneficial use of residual waste on a Statewide basis when the Department determines that the use does not harm or present a threat of harm to the health, safety or welfare of the public or the environment and the activity can be adequately regulated using standard conditions. The Department has determined R & D activities can be adequately regulated using standard conditions.

Persons requesting permit issuance to operate under the terms of the general permit will be required to register with the Department at least 30 days prior to commencing activities authorized under the general permit. The following minimum information will be required to register:

- a. Name and street address of applicant.
- b. Number and title of general permit.
- c. The information required in Condition 2 of the general permit for the initial R & D project.
- d. A description of the location, including a detailed site drawing showing the permit boundary and other significant features.

e. For projects involving processing, a plan for handling spills or emergencies at the site. For sites involving multiple projects or quantities exceeding 50 tons, the Department shall determine on a case-by-case basis if a Preparedness, Prevention and Contingency Plan for the facility prepared in accordance with the most recent edition of the Department's "Guidelines for the Development and Implementation of Environmental Emergency Response Plans" is needed.

f. Proof that copies of the notification have been submitted to the municipality, county, county planning agency and county health department in which the processing activities will be conducted.

g. Proof that the R & D activities will be consistent with the general permit.

h. Signed and notarized statement by the applicant who seeks to operate under the terms and conditions of this permit that states that the person accepts all conditions of this general permit.

i. An application fee in the amount specified in the residual waste regulations, payable to the "Commonwealth of Pennsylvania."

j. Information that identifies the applicant (that is, individual, corporation, partnership, government agency, association, and the like), including the names and addresses of every officer that has a beneficial interest in or otherwise controls the operation of the company.

k. A list of all previous permits or licenses issued to the permittee by the Department or Federal government under the environmental protection acts; the date of issuance and current status of those permits; and the permittee's compliance history concerning the environmental protection acts.

l. Proof that any independent contractors retained by the permittee to perform any activities authorized under this permit are in compliance with Department regulations as required in Condition 15.

m. Proof that the applicant has legal right to enter the land and operate the facilities approved under this permit.

n. An irrevocable written consent from the landowner giving the Department permission to enter upon the land where the applicant will be conducting waste management activities.

o. If applicable, bonding in an amount acceptable to the Department with supporting documentation. (For projects involving quantities exceeding 50 tons or multiple projects by the same permittee, the Department may determine, on a case-by-case basis, that bonding is required.)

Persons interested in obtaining more information or obtaining copies of the general permit may contact Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

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.

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

GP1-65-00925: Department of Corrections (P. O. Box 598, Camp Hill, PA 17001) on February 24, 2004, to operate two boilers at Greensburg facility in Greensburg, **Westmoreland County**.

GP1-65-00163: Department of Welfare (P. O. Box 111, Torrance, PA 15779) on February 20, 2004, to operate boiler at Torrance State Hospital in Derry Township, **Westmoreland 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, East Main Street, Norristown, PA 19401; Thomas McGinley, New Source Review Chief, (484) 250-5920.

09-0133: Webcraft, LLC (181 Rittenhouse Circle, Bristol, PA 19007) on February 26, 2004, to operate two lithographic printing presses in Bristol Township, **Bucks County**.

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

40-320-022: Offset Paperback Manufacturing, Inc. (P. O. Box N, 101 Memorial Highway, Dallas, PA 18612) on February 6, 2004, to construct a sheet fed offset lithographic printing press at their facility in Dallas Borough, **Luzerne County**.

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

21-03055A: Fry Communications, Inc. (101 Fry Drive, Mechanicsburg, PA 17050) on February 27, 2004, to install an eight-unit double-web heatset web offset printing press controlled by an Ecotherm oxidizer system at their building no. 4 facility in Silver Spring Township, **Cumberland County**.

36-03147: A and M Composting, Inc. (2022 Mountain Road, Manheim, PA 17545) on February 25, 2004, to reconstruct their sludge composting facility in Penn Township, **Lancaster County**.

38-05028A: Curwood Specialty Films (Lebanon Valley Business Park, 5 Keystone Drive, Lebanon, PA 17042) on February 27, 2004, to add a flexographic printing press at their existing plant in South Lebanon Township, **Lebanon County**.

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

04-00034A: Engineered Polymer Solutions d/b/a Valspar Coatings (372 Cleveland Avenue, Rochester, PA

15074) on February 19, 2004, to install two existing batch reactors (K4 and K6) and weigh tanks (WT-4A and WT-6A).

56-00291A: RoxCoal, Inc. (P. O. Box 149, Friedens, PA 15541) on March 1, 2004, to construct a coal screening plant at Miller Mine in Lincoln Township, **Somerset County**. Emissions are suppressed by high moisture content of coal.

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

37-003D: Essroc Cement Corp. (Second Street, Bessemer, PA 16112) on February 24, 2004, to modify the cartridge collector (37-309-048) in Bessemer Borough, **Lawrence County**.

37-162B: Precision Plating Co., Inc. (407 Summitview Drive, New Castle, PA 16105) on March 1, 2004, to construct two hard chrome process tanks in Neshanock Township, **Lawrence County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Edward Braun, Chief, (215) 823-7584.

AMS 03038: Coating and Converting Technologies (80 Morris Street, Philadelphia, PA 19148) on February 2, 2004, authorized to install an adhesive coater with twin bed regenerative oxidizer and 11 natural gas heaters in Philadelphia, **Philadelphia 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, 2 East Main Street, Norristown, PA 19401; Thomas McGinley, New Source Review Chief, (484) 250-5920.

23-0066A: PyroPure, Inc. t/a Pyromet (5 Commerce Drive, Aston, PA 19014) on February 25, 2004, to operate three crucible and three rotary furnaces in Chester Township, **Delaware County**.

09-0007A: Waste Management Disposal Services (1121 Bordertown Road, Morrisville, PA 19067) on February 25, 2004, to operate a solid waste landfill expansion in Falls Township, **Bucks County**.

09-0024A: Waste Management Disposal Services (1121 Bordertown Road, Morrisville, PA 19067) on February 25, 2004, to operate a permitted landfill in Tullytown Borough, **Bucks County**.

23-0006D: Foamex LP (1500 East Second Street, Eddystone, PA 19022) on February 25, 2004, to operate a thermal reticulater in Eddystone Borough, **Delaware County**.

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

35-322-005A: Keystone Sanitary Landfill, Inc. (P. O. Box 249, Dunmore, PA 18512) on February 23, 2004, to construct the landfill Phase 2 project and associated air cleaning device at their facility in Throop Borough, **Lackawanna County**. The Plan Approval has been extended.

35-322-006: Alliance Sanitary Landfill, Inc. (398 South Keyser Avenue, Taylor, PA 18517) on February 23, 2004, to modify a landfill gas collection system and associated air cleaning device at their facility in Taylor

and Old Forge Boroughs, **Lackawanna County**. The Plan Approval has been extended.

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

41-00010D: Andritz, Inc. (35 Sherman Street, Muncy, PA 17756) on February 20, 2004, to modify a natural gas-fired thermal foundry sand reclamation system by increasing the allowable nitrogen oxides emission rate from 2.07 pounds per hour to 3.1 pounds per hour to operate the respective thermal foundry sand reclamation system on a temporary basis, to June 19, 2004, in Muncy Borough, **Lycoming County**. The plan approval and authorization have been extended.

55-310-002A: National Limestone Quarry, Inc. (P. O. Box 397, Middleburg, PA 17842) on February 27, 2004, to construct various pieces of stone crushing, screening and conveying equipment and to operate various other pieces of stone crushing, screening and conveying equipment on a temporary basis, to June 26, 2004, in Franklin Township, **Snyder County**. The plan approval and authorization have been extended.

53-00005B: Dominion Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222) on February 27, 2004, to operate a 4,735 horsepower natural gas-fired reciprocating internal combustion compressor engine on a temporary basis to June 26, 2004, at their Greenlick Compressor Station in Stewardson Township, **Potter County**. The plan approval and authorization have been extended.

60-303-003: Eastern Industries, Inc. (220 Park Road, Winfield, PA 17889) on June 27, 2004, to operate a drum mix asphalt plant and associated air cleaning device (a fabric collector) on a temporary basis to June 26, 2004, in Buffalo Township, **Union County**. The plan approval and authorization have been extended.

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

04-00721A: Beaver Valley Asphalt Corp. (6010 Woodlawn Road, Aliquippa, PA 15001) on February 26, 2004, to install an asphalt plant in Aliquippa, **Beaver County**. This plan approval was extended.

32-00311A: IA Construction Corp. (P. O. Box 290, Homer City, PA 15748) on March 1, 2004, to modify Condition Number 13 in plan approval to define standardized methods of analysis to determine levels of certain contaminants in waste derived liquid fuel at their Homer City Plant in Center Township, **Indiana County**.

Title V Operating Permits Issued 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; Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.

07-05004: Eldorado Properties Corp. (P. O. Box 2621, Harrisburg, PA 17105) on February 27, 2004, to operate a petroleum bulk station and terminal in Allegheny Township, **Blair County**. This is a renewal of their operating permit.

67-05020: Exelon Generation Co. (1848 Lay Road, Delta, PA 17314) on February 27, 2004, to operate their electric generating facility at their Peach Bottom Atomic Power Station in Peach Bottom Township, **York County**. This is a renewal of their operating permit.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

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

21-03006: Nestle Purina PetCare Co. (6509 Brady Lane, Mechanicsburg, PA 17050) on February 27, 2004, to operate pet food production lines controlled by fabric collectors at their facility in Hampden Township, **Cumberland County**.

22-03055: Kimmel's Coal and Packaging, Inc. (Machamer Avenue, P. O. Box 1, Wiconisco, PA 17097) on February 25, 2004, to operate their coal preparation facility in Wiconisco Township, **Dauphin County**.

36-03023: Penncast Corp. (601 East Market Street, P. O. Box 303, Marietta, PA 17547-0303) on February 23, 2004, to operate their steel foundry in the Marietta Borough, **Lancaster County**.

36-03085: Goodhart Sons, Inc. (2515 Horseshoe Road, Lancaster, PA 17605) on February 25, 2004, to operate a paintbooth in Upper Leacock Township, **Lancaster County**.

67-03034: B-Way Corp. (599 Davies Drive, York, PA 17402) on February 25, 2004, to operate a metal container manufacturing facility in Springettsbury Township, **York County**.

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

04-00689: Rome Metals, Inc. (P. O. Box 106, Rochester, PA 15074) on February 24, 2004, a renewal for operation of a steel fabricating operation that utilizes shot blasting operations, grinders and abrasive saw to cut the metals in Rochester Township, **Beaver County**.

65-00677: Hempfield Area School District (R. D. 6 Box 76, Greensburg, PA 15601) on February 19, 2004, for operation of two Spronz incinerators at the senior high school in Hempfield Township, **Westmoreland County**.

63-00540: Box USA (10 Wilson Road, Eighty Four, PA 15330) on February 26, 2004, for operation of facility in South Strabane Township, Eighty-Four, **Washington County**. The plant produces corrugated fiber sheets, corrugated shipping containers, corrugated paper products from raw rolls of pulp paper.

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

10-00341: Wholesale Auto Rehab Services, Inc. (3419 Harts Run Road, Glenshaw, PA 15116) on March 1, 2004, for a Natural Minor Operating Permit to operate an automobile repair surface coating operation in Cranberry Township, **Butler 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.

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

04-00600: Rosebud Mining Co. (301 Market Street, Kittanning, PA 16201) on February 26, 2004, to revise the Operating Permit to incorporate the transfer of ownership of their facility from M. J. Mining Co. to Rosebud Mining Company, the names of the new Responsible Official and the new permit contact for the Beaver Valley Mine in Greene Township, **Beaver County**.

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

10-00021: INDSPEC Chemical Corp. (113 Main Street, P. O. Box 307, Petrolia, PA 16050) on February 25, 2004, for an administrative amendment to incorporate changes brought about through Plan Approvals 10-021J and 10-021K. Their facility is in Petrolia Borough, **Butler County**. The EPA and public comment periods were addressed during the plan approval process.

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

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

54830103R4. K & K Coal Company (133 Valley Furnace Avenue, Port Carbon, PA 17965), renewal of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County**, affecting 160.0 acres. Receiving streams: unnamed tributary to East Branch Schuylkill River. Application received July 10, 2003. Renewal issued February 23, 2004.

54830109R4. Joe Kuperavage Coal Company (916 Park Avenue, Port Carbon, PA 17965), renewal of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County**, affecting 625.0 acres. Receiving streams: Schuylkill River. Application received November 6, 2003. Renewal issued February 23, 2004.

54030102. Gale Mining Company (1441 Oak Road, Pottsville, PA 17901), commencement, operation and restoration of an anthracite surface mine operation in Porter and Hegins Townships, **Schuylkill County**, affecting 300.0 acres. Receiving streams: East Branch Rausch Creek. Application received July 23, 2003. Permit issued February 26, 2004.

40030202. McClure Enterprises, Inc. (3 East McClure Avenue, Old Forge, PA 18518), commencement, operation and restoration of a coal refuse reprocessing

operation in Duryea and Hughestown Boroughs, **Luzerne County**, affecting 159.0 acres. Receiving streams: None. Application received July 25, 2003. Permit issued February 26, 2004.

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

03921602. NPDES Permit No. PA0214388, Glacial Sand and Gravel Company (P. O. Box 1022, Kittanning, PA 15201), to renew the permit for the Glacial Coal Tipple in East Franklin Township, **Armstrong County** and related NPDES Permit. No additional discharges. Permit issued February 24, 2004.

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

16-03-04. RFI Energy, Inc. (555 Philadelphia Street, Indiana, PA 15701). Proposal to enter into a Government Financed Reclamation Contract on an 80.0-acre site in Perry Township, **Clarion County**. The proposal includes 64.0 acres of abandoned mine lands as well as 32.5 acres of coal removal incidental and necessary to the reclamation activities. Receiving streams: unnamed tributary to the Allegheny River. Application received August 5, 2003. Contract issued February 26, 2004.

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

56890108 and NPDES Permit No. PA0598488. Godin Brothers, Inc. (136 Godin Drive, Boswell, PA 15531), permit renewal reclamation only in Jenner Township, **Somerset County**, affecting 71.8 acres. Receiving streams: unnamed tributary to Quemahoning Creek and unnamed tributary to Hoffman Run (CWF). The first downstream potable water supply intake from the point of discharge is the Cambria Somerset Authority Quemahoning surface water withdrawal. Application received January 29, 2004. Permit issued February 20, 2004.

56980110 and NPDES Permit No. PA0234940. Fritz Coal, Inc. (412 Brownstown Hill, Stoystown, PA 15563), permit renewal for reclamation only and for continued restoration of a bituminous surface mine in Quemahoning Township, **Somerset County**, affecting 50.9 acres. Receiving streams: unnamed tributaries to and Wells Creek (CWF). The first downstream potable water supply intake from the point of discharge is the Hooversville Borough Somerset County Municipal Authority Stonycreek Surface Water Withdrawal. Application received January 20, 2004. Permit issued February 20, 2004.

56733072 and NPDES Permit No. PA0608521. Scurfield Coal, Inc. (228 Main Street, Berlin, PA 15530), permit renewal reclamation only in Paint Township, **Somerset County**, affecting 170.76 acres. Receiving streams: Seese Run and unnamed tributary to Paint Creek (CWF, TSF). There are no potable water supply intakes within 10 miles downstream. Application received January 27, 2004. Permit issued February 20, 2004.

11823011 and NPDES Permit No. PA0607614. L & J Energy Company, Inc. (P. O. Box I, Grampian, PA 16838), permit renewal reclamation only in Susquehanna Township, **Cambria County**, affecting 75 acres. Receiving streams: unnamed tributary to Susquehanna River (CWF). There are no potable water supply intakes within 10 miles downstream. Application received January 26, 2004. Permit issued February 20, 2004.

32930107 and NPDES Permit No. PA0212687. TLH Coal Company (4401 Pollock Road, Marion Center, PA

15759), surface mining permit renewal for reclamation only in Grant Township, **Indiana County**, affecting 93.3 acres. Receiving streams: unnamed tributary to and East Run (HQ CWF). There are no potable water supply intakes within 10 miles downstream. Application received January 22, 2004. Permit issued February 20, 2004.

32030110 and NPDES Permit No. N/A. Fossil Fuel, Inc. (690 Weaver Road, Marion Center, PA 15759), commencement, operation and restoration of a bituminous surface and auger mine in East Mahoning and Grant Townships, **Indiana County**, affecting 43.0 acres. Receiving streams: unnamed tributaries to Crooked Run to Little Mahoning Creek (HQ-CWF). There are no potable water supply intakes within 10 miles downstream. Application received September 10, 2003. Permit issued February 26, 2004.

32020101 and NPDES Permit No. PA0249165. Alverda Enterprises, Inc. (P. O. Box 87, Alverda, PA 15710), commencement, operation and restoration of a bituminous surface and coal refuse processing mine and for discharge of treated mine drainage in Pine Township, **Indiana County**, affecting 18.3 acres. Receiving streams: Yellow Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received February 25, 2002. Permit issued February 26, 2004.

56010106 and NPDES Permit No. PA0249076. PBS Coals, Inc. (P. O. Box 260, Friedens, PA 15541), permit transfer from Heritage Mining Company (P. O. Box 126, Cresson, PA 16630), for continued operation of a bituminous surface and auger mine in Shade Township, **Somerset County**, affecting 317.1 acres. Receiving streams: Dixie Run and Fallen Timber Run (CWF). The first downstream potable water supply intake from the point of discharge is the Cambria Somerset Authority Stonycreek Surface Water Withdrawal. Application received October 7, 2003. Permit issued February 26, 2004.

32020107 and NPDES Permit No. PA0249092. K. M. P. Associates (1094 Lantz Road, Avonmore, PA 15618), commencement, operation and restoration of a bituminous surface and auger mine and for discharge of treated mine drainage in Blacklick Township, **Indiana County**, affecting 59.1 acres. Receiving streams: Aultmans Run to Conemaugh River to Kiskiminetas River (TSF). There are no potable water supply intakes within 10 miles downstream. Application received October 18, 2002. Permit issued February 26, 2004.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

17930128 and NPDES Permit No. PA0219720. Moravian Run Reclamation Co., Inc. (605 Sheridan Drive, Clearfield, PA 16830). Renewal of an existing bituminous surface mine-auger permit in Penn Township, **Clearfield County**, affecting 106.2 acres. Receiving streams: unnamed tributaries to Bell Run to West Branch Susquehanna River. Application received October 20, 2003. Permit issued February 18, 2004.

17030901 and NPDES Permit No. PA0243523. RAMM Coal Company (R. R. 1, Box 16, Rockton, PA 15856). Commencement, operation and restoration of an incidental coal extraction permit in Brady Township, **Clearfield County**, affecting 3.7 acres. Receiving streams: LaBorde Branch and unnamed tributary to Luthersburg Branch. Application received June 23, 2003. Permit issued February 17, 2004.

17030107 and NPDES Permit No. PA0243485. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830). Commencement, operation and restoration of a

bituminous surface mine-auger permit in Lawrence Township, **Clearfield County**, affecting 45.2 acres. Receiving streams: unnamed tributary to Moose Creek to Moose Creek to West Branch Susquehanna River. Application received May 2, 2003. Permit issued February 18, 2004.

Noncoal Permit Actions

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

58040803. Guy E. Vandermark (R. R. 7 Box 7298, Montrose, PA 18801), commencement, operation and restoration of a Small Industrial Minerals Quarry operation in Dimock Township, **Susquehanna County**, affecting 5.0 acres. Receiving streams: tributary to Meshoppen Creek. Application received January 9, 2004. Permit issued February 24, 2004.

58032802. Powers Stone, Inc. (R. D. 5, Box 124, Montrose, PA 18801), commencement, operation and restoration of a Small Bluestone Quarry operation in Middletown Township, **Susquehanna County**, affecting 5.0 acres. Receiving streams: tributary to Middle Branch Wyalusing Creek. Application received February 24, 2003. Permit issued February 24, 2004.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

08030805. Anthony P. Bennett (R. R. 4, Box 4056, Wyalusing, PA 18853). Commencement, operation and restoration of a small industrial minerals (bluestone) permit in Pike Township, **Bradford County**, affecting 3 acres. Receiving streams: Johnson Creek. Application received August 20, 2003. Permit issued February 17, 2004.

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.

67044010. Thomas J. Angelozzi, Inc. (7845 Kabik Court, Woodbine, MD 21797), construction blasting at Taylor Estates in Windsor Township, **York County**, with an expiration date of March 15, 2005. Permit issued February 25, 2004.

21044004. R & M Excavating (403 Hilltop Road, Newburg, PA 17240), construction blasting at Hallwood West Development Phase 2 in Shippensburg Borough, **Cumberland County**, with an expiration date of February 28, 2005. Permit issued February 25, 2004.

28044006. Charles E. Brake Company, Inc. (6450 Lincoln Way West, St. Thomas, PA 17252), construction blasting at Meno Haven in Greene Township, **Franklin County**, with an expiration date of September 30, 2004. Permit issued February 25, 2004.

36044007. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting at Advanced Trim Specialties Project in Salisbury Township, **Lancaster County**, with an expiration date of September 19, 2004. Permit issued February 25, 2004.

48044004. Labrador Construction (P. O. Box 1379, Marshalls Creek, PA 18335) and **Austin Powder Com-**

pany (559 Nor-Bath Boulevard, Northampton, PA 18067), construction blasting at Sterling Oaks Lot No. 17 in Lower Nazareth Township, **Northampton County**, with an expiration date of May 1, 2004. Permit issued February 25, 2004.

40044002. Mericle Construction, Inc. (100 Baltimore Drive, Wilkes-Barre, PA 18702), construction blasting at East Mountain Corporate Center in Plains Township, **Luzerne County**, with an expiration date of February 28, 2005. Permit issued February 26, 2004.

66044002. Hayduk Enterprises (P. O. Box 554, Dalton, PA 18414), construction blasting for Robert Shupp Road Cut, Foundation and Trenches in Clinton Township, **Wyoming County**, with an expiration date of February 28, 2005. Permit issued February 26, 2004.

48044003. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting at Bethlehem Township Community Center in Bethlehem Township, **Northampton County**, with an expiration date of December 31, 2005. Permit issued February 26, 2004.

06044004. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting at Stonehedge in Bern Township, **Berks County**, with an expiration date of December 31, 2005. Permit issued February 26, 2004.

06044005. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting at Reedy Run Road Widening in Spring Township, **Berks County**, with an expiration date of December 31, 2005. Permit issued February 26, 2004.

67044011. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting at Lauxman Farms Subdivision in Lower Windsor Township, **York County**, with an expiration date of March 15, 2005. Permit issued February 26, 2004.

01044004. Brubacher Excavating, Inc. (P. O. Box 528, 825 Reading Road, Bowmansville, PA 17507), construction blasting at Deatrick Village in Cumberland Township, **Adams County**, with an expiration date of March 15, 2005. Permit issued February 26, 2004.

45044007 Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting at Lot No. 10 Van Ams Way in Jackson Township, **Monroe County**, with an expiration date of February 13, 2005. Permit issued February 26, 2004.

21044005. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013), construction blasting at 110 Woods Drive Lot 5 in Silver Spring Township, **Cumberland County**, with an expiration date of March 31, 2005. Permit issued February 26, 2004.

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

16034003. RFI Energy, Inc. (555 Philadelphia Street, Indiana, PA 15701). Blasting activity permit to blast on the Culbertson Reclamation Project (Government Financed Construction Contract) in Perry Township, **Clarion County**, for 365 days. Application received June 4, 2003. Application issued February 26, 2004.

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

03044001. Canterbury Coal (R. D. 1, Box 119, Avonmore, PA 15618). Blasting activity permit for demolition of a coal silo, at Kiskiminetas Township, **Armstrong County**, with an expected duration of 30 days. Blasting permit issued February 26, 2004.

02044002. Dick Corp. Contractors (P. O. Box 10896, Pittsburgh, PA 15236). Blasting activity permit for construction of the southern beltway transportation project in Findlay Township, **Allegheny County**, with an expected duration of 180 days. Blasting permit issued February 26, 2004.

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

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

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

E09-866. Department of Transportation, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525, Newtown Township, **Bucks County**, ACOE Philadelphia District.

To remove the existing four span bridge structure carrying SR 0332 (Richboro Road Bridge) over the Neshaminy Creek (WWF, MF) and to construct and maintain a three-span prestressed concrete bridge at the same location measuring 280 feet long with a 17.8-foot underclearance. The removal and construction of the bridge will require three temporary causeways across the Neshaminy Creek impacting 264 linear feet of stream. The project also includes the relocation of an unnamed intermittent channel and construction of a temporary crossing to facilitate access during demolition and construction of the bridge noted previously and to facilitate a proposed bike path and pedestrian walkway.

The site is approximately 1 mile west of the intersection of Newtown bypass/PA 413 and Richboro Road (Langhorne, PA Quadrangle N: 18 inches; W: 23.5 inches).

The issuance of this permit also constitutes approval of a Water Quality Certification under section 401 of the Federal Water Pollution Control Act.

E09-862. Gold For Three Daughters, 800 Haunted Lane, Bensalem, PA 19020, Bensalem Township, Bucks County, ACOE Philadelphia District.

To perform activities associated with the Wells Drive Channel Relocation project:

1. To relocate 335 linear feet of stream channel of an unnamed tributary of the Neshaminy Creek (WWF).
2. To install a total of 75 linear feet of temporary cofferdam across the stream at three different locations along the stream channel to accommodate work associated with the proposed channel relocation.
3. To conduct minor grading work associated with the new stream banks adjustment.

4. To construct a temporary road crossing to facilitate the smooth passage of construction vehicles.

The project proposes to directly and permanently affect a total of 335 linear feet and 380 linear feet temporarily. The project site is on Wells Drive approximately 160 feet west of the intersection of Bridgewater Road and Wells Drive in Bensalem Township, Bucks County (Beverly-NJ, PA Quadrangle N: 18.25 inches; W: 7.00 inches).

The issuance of this permit also constitutes approval of a Water Quality Certification under section 401 of the Federal Water Pollution Control Act.

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

E40-620. Hazle Township Supervisors, P. O. Box 506, Harleigh, PA 18225-0506, Hazle Township, Luzerne County, Army Corps of Engineers Baltimore District. Subbasin 5-D.

To construct and maintain a road crossing of Little Black Creek (CWF, perennial), consisting of a 12.0-foot by 6.0-foot open-bottomed precast concrete box culvert. The project includes relocation of approximately 90 linear feet of channel upstream of the culvert and 80 linear feet downstream. The project, known as the Vine Street Extension, is approximately 1,000 feet upstream of the confluence of Little Black Creek and Black Creek, between 28th Street and 30th Street (Hazleton, PA Quadrangle N: 19.1 inches; W: 14.7 inches). The project proposes to directly affect 200 linear feet of stream channel.

DAM SAFETY

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

D63-114 Maple Creek Mining, Inc. To modify, operate and maintain Maple Creek Slurry Pond 3, Dam No. 1 across a tributary to Pigeon Creek (WWF) for the purpose of the disposal of waste slurry (Monongahela, PA Quadrangle N: 11.95 inches; W: 14.8 inches) in Carroll Township, **Washington County**.

SPECIAL NOTICES

Planning Grant Awards under section 901 of the Municipal Waste Planning Recycling and Waste Reduction Act

The Department of Environmental Protection announces the following grants to counties under section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act (act) and section 208 of the Waste Tire Recycling Act/Small Business and Household Pollution Prevention Act.

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans as required by the act, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. Grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of the act and the availability of monies in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Sally Lohman, Chief, Waste Planning Section, Department of Environmental Protection, Bureau of Land

Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472.

<i>Region</i>	<i>County</i>	<i>Applicant</i>	<i>Project Description</i>	<i>Grant Award</i>
Southcentral	Dauphin	Dauphin County	Substantial Plan Revision	\$80,000
	Dauphin	Dauphin County	Nonsubstantial Plan Revision	\$75,840
Northwest	Butler	Butler County	Plan Revision	\$43,852

Application Period for Municipal Recycling Program Performance Grant Applications under section 904 of the Municipal Waste Planning, Recycling and Waste Reduction Act; Calendar Year 2003 Recycling

The Department of Environmental Protection (Department) announces a request for applications from municipalities for recycling performance grant assistance for recycling programs under section 904 of the Municipal Waste Planning, Recycling and Waste Reduction Act (act). Municipalities include counties, cities, boroughs, incorporated towns, townships, home rule municipalities, their authorities, councils of governments, consortiums or similar entities established by two or more municipalities under 53 Pa.C.S. Chapter 23, Subchapter A. This application period is for eligible materials recycled and marketed in calendar year 2003.

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

Applicants that have failed to comply with the conditions set forth in previously awarded grants, the grant requirements of the act or the regulations of the act may not be awarded funds under this grant program. Applicants must ensure that they are in compliance with 25 Pa. Code § 272.314(b)(2) regarding the submittal of the annual recycling report.

Eligible materials include post-consumer: clear glass, colored glass, aluminum cans, steel and bimetallic cans, high-grade office paper, newsprint, corrugated paper, other marketable grades of paper and plastics. Grants will be awarded only for properly documented, eligible materials that were actually marketed on or after January 1, 2003, to and including, December 31, 2003. Grant funds will not be awarded for residues, materials not listed as eligible including, but not limited to, leaf and yard wastes or any materials which cannot be documented as being recycled into a new product or use.

Documentation to support all claims that eligible recyclable materials were generated within the municipality

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

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

Acceptable documentation must be provided in one of the following formats: (1) a dated weight/market receipt identifying the generator of the recyclable materials and the market; (2) a dated report submitted by the hauler or market on company letterhead clearly indicating the name of the company generating the recyclable materials; or (3) a dated report submitted by the generator, which is signed by the hauler or market vendor that received the materials. Reports may be submitted on annual, monthly, weekly or other time period format. All information must be legible.

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

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

Grant applications must be on forms provided by the Department for calendar year 2003. Grant applications must be delivered by 3 p.m. on September 30, 2004, or postmarked on or before that day. Applications received by the Department after the deadline will be returned to the applicant. Grant awards are predicated on the receipt

of recycling fees required by sections 701 and 702 of the act and the availability of moneys in the Recycling Fund.

Municipalities wishing to file an application should contact their county recycling coordinator or the Department at the following address. Applicants who filed a performance grant application for calendar year 2002 will be mailed a current application by the Department as soon as they are available. Applications may also be obtained from the Department's website: www.dep.state.pa.us (DEP Keyword: Recycle). Inquiries concerning this notice should be directed to Todd Pejack, Bureau of Land Recycling and Waste Management, Department of Environmental Protection, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472, tpejack@state.pa.us.

Certification to Perform Radon-Related Activities in this Commonwealth

In the month of February 2004, the Department of Environmental Protection, under the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder in 25 Pa. Code Chapter 240, has certified the following persons to perform radon-related activities in this Commonwealth. The period of certification is 2 years. For a complete list of persons currently certified to perform radon-related activities in this Commonwealth and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (800) 23RADON.

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Air Quality Control, Inc.	241 King Manor Drive Suite D King of Prussia, PA 19406	Mitigation
Timothy Bach	826 Lowry Avenue Jeannette, PA 15644	Testing
William Cairnes	9 Sunset Drive Auburn, PA 17922	Testing and Mitigation
Christopher Cavalline	R. R. 3, Box 42 Brockway, PA 15824	Testing
Mark Garland, Sr.	5970 West Webb Road Mineral Ridge, OH 44440	Testing
Gregory Hancock	147 Mountainstone Trail Lock Haven, PA 17745	Testing
Robert Harris, Jr.	2843 North Front Street Harrisburg, PA 17110	Testing
Scott Jacobs	618 North Maple Avenue Ridgway, PA 15853	Mitigation
Donald John	P. O. Box 211 Worthington, PA 16262	Testing
George Kasimirsky, II	P. O. Box 145 Hickory, PA 15340	Testing
Leonard Kelsey	800 Sunset Lane Stroudsburg, PA 18360	Testing
John Marryott	P. O. Box 145 Washington Crossing, PA 18977	Mitigation
Thomas O'Connor	8260 Rochester Road Pittsburgh, PA 15237	Testing
Realty Inspection Services	R. R. 7, Box 7229 Suite 101 Moscow, PA 18444	Testing
Kathleen Remsnyder	2843 North Front Street Harrisburg, PA 17110	Testing
Jeffrey Schlaline Absolute Radon Mitigation, LLC	800 Locust Grove Road York, PA 17402	Mitigation
Igor Smetaniuk	P. O. Box 300 454 High Road Glen Spey, NY 12737	Testing
Roy Stirling National Property Inspections, Inc.	P. O. Box 145 Geigertown, PA 19523	Testing
Wayne Thomas Environmental Abatement Associates, Inc.	143 West Main Street Plymouth, PA 18651	Testing

Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Loads (TMDLs) for the Brush Creek Watershed in Westmoreland County

Greensburg District Mining Office: Ron Horansky, Watershed Manager, Armbrust Professional Center, R. D. 2, P. O. Box 603-C, Greensburg, PA 15601.

The Department of Environmental Protection is holding a public meeting on March 25, 2004, at 7 p.m. at the North Huntingdon Township Municipal Building, North Huntingdon, PA to discuss and accept comments on a proposed TMDL, established in accordance with the requirements of the 1996 Section 303(d) of the Clean Water Act. One stream segment in the Brush Creek Watershed has been identified as impaired on the 1996 Pennsylvania 303(d) list due to metals. The listed segments and miles degraded are as follows:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
37246	Brush Creek	0.5

The proposed plan provides calculations of the stream's total capacity to accept iron, aluminum, manganese and acidity and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion Value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.50	30 day average; Total Recoverable
Manganese	1.00	Total Recoverable
pH *	6.0—9.0	N/A

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal from 1900 to the 1950s. The effects of this are still present. All of the allocations made in the TMDL are load allocations that are made to nonpoint sources of pollution.

The TMDL was developed using Monte Carlo Simulation (MCS) to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. MCS allows for the expansion of a dataset based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected over the past 2 years.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Ron Horansky, R. D. 2, Box 603C, Greensburg, PA 15601, (724) 925-5500, rhoransky@state.pa.us. Directions to the meeting place can also be obtained through this contact.

The TMDL can be viewed and printed by accessing the Department's website: www.dep.state.pa.us (DEP Keyword: TMDL).

Written comments will be accepted at the previous address and must be postmarked by May 12, 2004. Persons who plan to make a presentation at the public meeting should notify the Department by March 23, 2004. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

[Pa.B. Doc. No. 04-431. Filed for public inspection March 12, 2004, 9:00 a.m.]

Availability of Technical Guidance

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

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2004.

Ordering Paper Copies of Department Technical Guidance

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

In addition, bound copies of some of the Department's documents are available as Department publications.

Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

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

Final Technical Guidance

DEP ID: 383-2125-001. Title: Proposals to Add or Remove Fluoridation Treatment by a Community Water System. Description: This document provides guidance to community water systems (CWS) to clarify existing regulatory requirements regarding the addition or removal of water fluoridation treatment under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) and 25 Pa. Code Chapter 109 (relating to safe drinking water). Although the use of fluoride by a CWS is discretionary, a CWS that adds fluoride during water treatment must meet and follow certain regulatory requirements. This guidance explains these requirements as well as the procedures that must be followed if a CWS decides to discontinue fluoridation. Notice soliciting public com-

ments on a draft of this guidance was published at 33 Pa.B. 5572 (November 8, 2003). No public comments were received during the 30-day public comment period, which concluded on December 8, 2003. Effective Date: March 13, 2004. Contact: Jeff Gordon, (717) 772-4018, jegordon@state.pa.us.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-432. Filed for public inspection March 12, 2004, 9:00 a.m.]

Coastal Zone Advisory Committee Meeting

The Coastal Zone Advisory Committee will hold a meeting on June 23, 2004, from 9:30 a.m. to 12 p.m. in the 2nd Floor Training Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting should be directed to Andy Zemba, Water Planning Office, (717) 772-4785, azemba@state.pa.us. The agenda and meeting materials for this meeting will be available on the Department of Environmental Protection's (Department) website at www.dep.state.pa.us (DEP Keyword: Participate).

Persons with a disability who require accommodations to attend this meeting should contact the Department at (717) 772-4785 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. 04-433. Filed for public inspection March 12, 2004, 9:00 a.m.]

NOx Budget Trading Program; New Source Set-Aside Allocations

In accordance with 25 Pa. Code § 145.41(d) (relating to timing requirements for NOx allowance allocations), the Department of Environmental Protection (Department) is publishing the allowance allocations from the new source set-aside allowance allocations for the 2004 control period

(May 1, 2004, through September 30, 2004). The new source set-aside contains 2,542 allowances, 1,734 of which are available for new sources after allocation corrections. For each NOx budget unit, the following table lists: the allowances applied for under the "request" column; the maximum potential number of allowances authorized by the regulation under the "maximum" column; and the final, pro rata allocation under the "allocation" column.

New source operators are advised that this allocation is for one control period only. To receive allocations from the new source set-aside for future control periods, source operators must submit new requests to the Department by January 1 each year.

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

Questions concerning this notice should be directed to Randy Bordner, Bureau of Air Quality, Division of Air Resource Management, 400 Market Street, P. O. Box 8468, Harrisburg, PA 17105, (717) 772-3423, ranbordner@state.pa.us.

Facility	ORIS	Point ID	Request	Maximum	Allocation
AES Ironwood, LLC	55337	1	92	92	31
AES Ironwood, LLC	55337	2	92	92	31
PEI Power (Archbald)	50279	2	78	78	26
Allegheny Energy 1	55196	1	41	41	14
Allegheny Energy 2	55196	2	41	41	14
Allegheny Energy 3	55710	1	37	37	13
Allegheny Energy 4	55710	2	37	37	13
Allegheny Energy 8	55377	8	50	50	17
Allegheny Energy 9	55377	9	50	50	17
Allegheny Energy 12	55654	12	49	49	17
Allegheny Energy 13	55654	13	49	49	17
UGI Hunlock	31760	4	38	38	13
Conectiv Bethlehem	55690	1	26	26	9
Conectiv Bethlehem	55690	2	26	26	9
Conectiv Bethlehem	55690	3	26	26	9

<i>Facility</i>	<i>ORIS</i>	<i>Point ID</i>	<i>Request</i>	<i>Maximum</i>	<i>Allocation</i>
Conectiv Bethlehem	55690	5	26	26	9
Conectiv Bethlehem	55690	6	26	26	9
Conectiv Bethlehem	55690	7	26	26	9
Grays Ferry	54785	2	310	310	105
Grays Ferry	54785	25	205	205	69
Williams Hazleton	10870	2	39	39	13
Williams Hazleton	10870	3	39	39	13
Williams Hazleton	10870	4	39	39	13
PPL Mt. Bethel	55667	1	49	49	17
PPL Mt. Bethel	55667	2	49	49	17
Merck Turbine No. 3	52149	40	34	34	12
Liberty Elec. Power	55276	1	76	76	26
Liberty Elec. Power	55276	2	76	76	26
Hunterstown LLC	31100	CT101	52	52	18
Hunterstown LLC	31100	CT201	52	52	18
Hunterstown LLC	31100	CT301	52	52	18
Duke Energy Armaugh	880071	31301	52	52	18
Duke Energy Entriiken	880072	31602	53	53	18
Ontelaunee Energy	55193	CT1	27	27	9
Ontelaunee Energy	55193	CT2	27	27	9
Duke Energy Fayette	55516	CTG1	43	43	15
Duke Energy Fayette	55516	CTG2	43	43	15
Reliant Energy Seward, LLC		1	697	697	235
Reliant Energy Seward, LLC		2	697	697	235
Armstrong Energy, LLC	55347	1	278	278	93
Armstrong Energy, LLC	55347	2	278	278	93
Armstrong Energy, LLC	55347	3	278	278	93
Armstrong Energy, LLC	55347	4	278	278	93
Fairless Energy, LLC	555298	1A	39	39	13
Fairless Energy, LLC	555298	1B	39	39	13
Fairless Energy, LLC	555298	2A	39	39	13
Fairless Energy, LLC	555298	2B	39	39	13
FPL Energy Marcus Hook, L. P.	55801	CT1	54	54	18
FPL Energy Marcus Hook, L. P.	55801	CT2	54	54	18
FPL Energy Marcus Hook, L. P.	55801	CT3	54	54	18
FPL Energy Marcus Hook, L. P.	55801	AB1	43	43	15
FPL Energy Marcus Hook, L. P.	55801	AB2	43	43	15
FPL Energy Marcus Hook, L. P.	55801	AB3	43	43	15
FPL Energy Marcus Hook, L. P.	55801	AB4	43	43	15
Totals =	—	—	5,123	5,123	1,734

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-434. Filed for public inspection March 12, 2004, 9:00 a.m.]

State Board for Certification of Sewage Enforcement Officers Meeting Cancellation

The State Board for Certification of Sewage Enforcement Officers meeting scheduled for Friday, March 19, 2004, has been canceled. The next meeting is scheduled for June 18, 2004, at 10 a.m. in the 10th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the meeting should be directed to Renee Nease, (717) 705-8024, mnease@state.pa.us. The agenda and meeting materials for the June 18, 2004, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at www.dep.state.pa.us (DEP Keyword: Participate).

Persons with a disability who require accommodations to attend the June 18, 2004, meeting should contact the Department at (717) 787-6045 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. 04-435. Filed for public inspection March 12, 2004, 9:00 a.m.]

Stream Redesignation Evaluations; Water Quality Standards Review

The Department of Environmental Protection (Department) gives notice that evaluations will be conducted on the following stream sections. Persons who have technical data concerning the water quality, instream habitat or biological condition of these stream sections are encouraged to make it available to the Department for consideration in the assessments. These assessments may lead to recommendations to the Environmental Quality Board (Board) for redesignation. This notice is provided under

25 Pa. Code § 93.4d (relating to processing of petitions, evaluations and assessments to change a designated use).

Data should be submitted to Bob Frey, Department of Environmental Protection, Bureau of Water Supply and Wastewater Management, Division of Water Quality Assessment and Standards, P. O. Box 8467, Harrisburg, PA 17105-8467, (717) 787-9637, rofrey@state.pa.us. Data should be submitted by April 13, 2004.

<i>Stream Name</i>	<i>County</i>	<i>Tributary To</i>
French Creek—Basin, from and including Beaver Run to the junction of West Vincent, East Vincent and East Pikeland Townships	Chester	Schuylkill River
Two Lick Creek—Main Stem, from the Two Lick Creek Reservoir Dam to the Risinger Discharge near Homer City	Indiana	Blacklick Creek

French Creek is being evaluated for possible redesignation to Exceptional Value Waters in response to a petition submitted to the Board by the Green Valleys Association. This portion of the French Creek basin is currently designated High Quality-Trout Stocking (HQ-TSF), Migratory Fishes.

Two Lick Creek is being evaluated for possible redesignation to HQ-Cold Water Fishes as a result of a petition submitted to the Board by the Ken Sink Chapter of Trout Unlimited. This portion of the main stem is currently designated TSF.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Bob Frey at (717) 787-9637 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-436. Filed for public inspection March 12, 2004, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Abington Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Abington Memorial Hospital has requested an exception to the requirements of 28 Pa. Code § 107.26(b)(2) (relating to additional committees).

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

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 04-437. Filed for public inspection March 12, 2004, 9:00 a.m.]

Application of Good Shepherd Rehabilitation Hospital—Allentown, Good Shepherd Rehabilitation Hospital—Bethlehem and Good Shepherd Specialty Hospital—Allentown for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Good Shepherd Rehabilitation Hospital—Allentown, Good Shepherd Rehabilitation Hospital—Bethlehem and Good Shepherd Specialty Hospital—Allentown have requested an exception to the requirements of 28 Pa. Code § 107.62(b) (relating to oral orders).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 04-438. Filed for public inspection March 12, 2004, 9:00 a.m.]

Application of Holy Spirit Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Holy Spirit Hospital has requested an exception to the requirements of 28 Pa. Code § 107.64 (relating to administration of drugs).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 04-439. Filed for public inspection March 12, 2004, 9:00 a.m.]

Application of John A. Zitelli Ambulatory Surgery Center and Zitelli South Ambulatory Surgical Facility for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that John A. Zitelli Ambulatory Surgery Center and Zitelli South Ambulatory Surgical Facility have requested an exception to the requirements of 28 Pa. Code Chapters 553, 555, 557 and 563.

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 04-440. Filed for public inspection March 12, 2004, 9:00 a.m.]

Application of Riddle Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Riddle Memorial Hospital has requested an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 04-441. Filed for public inspection March 12, 2004, 9:00 a.m.]

Application of St. Mary's Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Mary's Medical Center has requested an exception to the requirements of 28 Pa. Code §§ 51.22 and 138.1 (relating to cardiac catheterization; and principle).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hear-

ing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 04-442. Filed for public inspection March 12, 2004, 9:00 a.m.]

Governor's Council on Physical Fitness and Sports Meeting

The Governor's Council on Physical Fitness and Sports will hold a meeting on Wednesday, March 17, 2004, from 10 a.m. to 12 p.m. in 125 North, Room C, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA. This meeting is open to the public.

For additional information or persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact James Domen, Acting Manager, Physical Activity Program, Room 1011, Health and Welfare Building, Harrisburg, PA, (717) 787-2957, for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

This meeting is subject to cancellation without notice.

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

[Pa.B. Doc. No. 04-443. Filed for public inspection March 12, 2004, 9:00 a.m.]

Requests for Exception; Long-Term Care Nursing Facilities

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.3 (relating to definitions):

Tel Hai Retirement Community
1200 Tel Hai Circle
Honey Brook, PA 19344
SAIS 200102

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

Health Care Center at White Horse Village
535 Gradyville Road
Newtown Square, PA 19073
SAIS 235902

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.28(b) (relating to nurses' station):

Providence Care Center
900 Third Avenue
Beaver Falls, PA 15010

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

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

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

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

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

[Pa.B. Doc. No. 04-444. Filed for public inspection March 12, 2004, 9:00 a.m.]

Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program)

Maximum Allowable Prices

Under 28 Pa. Code § 1103.4(5) (relating to selection criteria for authorization and reauthorization), the WIC Program hereby publishes notice of the maximum allowable prices. Effective April 1, 2004, through June 30, 2004, the maximum allowable prices the Department of Health (Department) will pay for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim	\$1.95
12 oz. Evaporated Milk	\$1.03
16 oz. Dry Milk	\$5.22
1 qt. Lactose Reduced Milk	\$1.80
1/2 gal. Kosher Milk	\$2.54
4 oz. Kosher Infant Juice	\$0.69
8 oz. Kosher Infant Cereal	\$1.92
1 doz. Grade A Eggs	\$2.39
1 lb. Fresh Carrots	\$0.98
14 to 16 oz. Canned Carrots	\$0.98
1 lb. Cheese	\$5.61
1 lb. Kosher Cheese	\$7.63
1 lb. Dry Beans or Peas	\$1.28
1 oz. Adult WIC Cereal	\$0.37
8 oz. Gerber Infant Cereal	\$1.92
15 to 18 oz. Peanut Butter	\$2.43
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate	\$2.41
6 oz. Cans Juice	\$1.56
6 to 6.5 oz. Chunk Light Tuna Packed in Water	\$0.95
4 oz. Gerber Infant Juice	\$0.69
32 oz. Alimentum Ready-to-Feed	\$8.59
32 oz. Alimentum Advance Ready-to-Feed	\$9.32
16 oz. Alimentum Advance Powder	\$26.82
13 oz. Isomil with Iron Concentrate	\$4.36
12.9 oz. Isomil with Iron Powder	\$13.29
13 oz. Isomil Advance Concentrate	\$4.70
32 oz. Isomil Advance Ready-to-Feed	\$5.80
12.9 oz. Isomil Advance Powder	\$14.42
12.9 oz. Isomil 2 Advance Powder	\$14.42
32 oz. Isomil DF Ready-to-Feed	\$6.07

<i>Description</i>	<i>Maximum Allowable Price</i>
13 oz. Nutramigen Lipil Concentrate	\$7.04
32 oz. Nutramigen Lipil Powder	\$24.42
32 oz. Nutramigen Lipil Ready-to-Feed	\$8.87
8 oz. Pediasure Ready-to-Feed	\$2.24
8 oz. Pediasure with Fiber Ready-to-Feed	\$2.34
13 oz. Similac Advance Concentrate	\$4.38
32 oz. Similac Advance Ready-to-Feed	\$6.20
12.9 oz. Similac Advance Powder	\$13.66
13 oz. Similac Lactose Free Advance Concentrate	\$4.38
32 oz. Similac Lactose Free Advance Ready-to-Feed	\$5.92
12.9 oz. Similac Lactose Free Advance Powder	\$14.74
12.8 oz. Similac Neosure Advance Powder	\$15.65
13 oz. Similac with Iron Concentrate	\$4.07
32 oz. Similac with Iron Ready-to-Feed	\$5.39
12.9 oz. Similac with Iron Powder	\$12.95
12.9 oz. Similac 2 Advance Powder	\$13.66

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2 (relating to price adjustment).

Persons with a disability who require an alternative format of this listing (for example, large print, audiotape or Braille) should contact Chris Harr, Department of Health, Division of WIC, Room 604, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-1289, for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 04-445. Filed for public inspection March 12, 2004, 9:00 a.m.]

Traumatic Brain Injury Advisory Board Meeting

The Traumatic Brain Injury Advisory Board, established under the Federal Traumatic Brain Injury Act of 1996 (Pub. L. No. 104-66), will hold a public meeting from 10 a.m. to 3 p.m. on Wednesday, March 24, 2004, in Hearing Room 3, Atrium Level, Keystone Building, Commonwealth Avenue at Forster Street, Harrisburg, PA.

For additional information or persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Annette D. Jacek, Program Manager, Special Conditions Section, Division of Child and Adult Health Services, (717) 772-4959, for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 04-446. Filed for public inspection March 12, 2004, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Delegation of Authority to Make Findings

The Secretary of Transportation gives notice that, under the authority in section 213 of The Administrative Code of 1929 (71 P. S. § 73), Gary L. Hoffman, P. E., Deputy Secretary of Highway Administration, has been delegated the authority to make, and cause to be published in the *Pennsylvania Bulletin*, written findings required by section 2002(b)(23) of The Administrative Code of 1929 (71 P. S. § 512(b)(23)).

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 04-447. Filed for public inspection March 12, 2004, 9:00 a.m.]

Finding Erie County

Under section 2002(b) of The Administrative Code of 1929 (71 P. S. § 512(b)), the Secretary of Transportation makes the following written finding:

The Department of Transportation (Department) plans to replace the existing Powell Avenue Bridge, carrying S.R. 0299 over the Norfolk Southern railroad tracks in Millcreek Township, Erie County. The existing Powell Avenue Bridge has been determined eligible for the National Register of Historic Places. The effect of this project on the existing Powell Avenue Bridge will be mitigated by the following measures to minimize harm to the resource.

A. The Department shall ensure that the Powell Avenue Bridge is documented to State-level standards prior to its demolition. The documentation will include a short narrative on the Powell Avenue Bridge and photographic recordation, which will be submitted to the State Historic Preservation Officer (SHPO) for review and comment. Copies of the approved documentation will be made available to the SHPO and the Erie County Historical Society.

1. The Department shall ensure that the narrative provides a physical description of the Powell Avenue Bridge.

2. The Department shall ensure that the photographic documentation of the Powell Avenue Bridge follows standards established by the Historical and Museum Commission. These standards include preparing archivally stable, 35mm black and white photographs printed in a 5" x 7" format and each print labeled in pencil with the name and location of the Powell Avenue Bridge, date of photograph and view shown. The photographs will be keyed to a site plan/map.

B. Prior to demolition of the Powell Avenue Bridge, the Department shall ensure that the SHPO or other parties identified by the SHPO will have the opportunity to remove the bridge plaques from the Powell Avenue Bridge for display and reuse in the aesthetic treatment of the new bridge. The Department shall ensure that the bridge plaques are removed in a manner that minimizes damage and are delivered with legal title to the SHPO or other parties.

The Secretary has considered the environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code of 1929 and has concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize the effect.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 04-448. Filed for public inspection March 12, 2004, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, February 26, 2004, and announced the following:

Regulations Approved

Environmental Quality Board #7-381: Safe Drinking Water; Radionuclides Rule (amends 25 Pa. Code §§ 109.301, 109.303 and 109.503)

Environmental Quality Board #7-382: Safe Drinking Water; Filter Backwash Recycling Rule (FBRR) (amends 25 Pa. Code Chapter 109)

Environmental Quality Board #7-357: Noncoal Underground Mines and Other Excavations (amends 25 Pa. Code Chapter 207)

Approval Order

Public Meeting held
February 26, 2004

Commissioners Voting: John R. McGinley, Jr., Esq., Chairperson; Alvin C. Bush, Vice Chairperson; Daniel F. Clark, Esq.; Arthur Coccodrilli; Murray Ufberg, Esq., by proxy

Environmental Quality Board—Safe Drinking Water; Radionuclides Rule; Regulation No. 7-381

On February 21, 2003, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code §§ 109.301, 109.303 and 109.503. The proposed regulation was published in the March 8, 2003, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on January 13, 2004.

This regulation incorporates provisions contained in a December 7, 2000, Federal rulemaking. The amendments are needed for the Department of Environmental Protection to retain primary enforcement authority of drinking water. The regulation is intended to minimize the risk of the public consuming drinking water that contains unsafe levels of radionuclides. This regulation revises monitoring requirements for both radium-226 and radium-228 and adds monitoring requirements for uranium and beta-particle and photon radioactivity. It also establishes additional monitoring requirements for community water sys-

tems designated as vulnerable or contaminated by effluent from nuclear facilities.

We have determined this regulation is consistent with the statutory authority of the EQB (35 P. S. § 721.4(a) and 71 P. S. § 510-20(b)) 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
February 26, 2004

Commissioners Voting: John R. McGinley, Jr., Esq., Chairperson; Alvin C. Bush, Vice Chairperson; Daniel F. Clark, Esq.; Arthur Coccodrilli; Murray Ufberg, Esq., by proxy

Environmental Quality Board—Safe Drinking Water; Filter Backwash Recycling Rule (FBRR); Regulation No. 7-382

On February 21, 2003, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapter 109. The proposed regulation was published in the March 8, 2003, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on January 13, 2004.

This regulation requires public water systems to review their recycling practices and institute changes, as needed, for the recycling of water contaminated by the treatment process.

We have determined this regulation is consistent with the statutory authority of the EQB (35 P. S. § 721.4(a)) 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
February 26, 2004

Commissioners Voting: John R. McGinley, Jr., Esq., Chairperson; Alvin C. Bush, Vice Chairperson; Daniel F. Clark, Esq.; Arthur Coccodrilli; Murray Ufberg, Esq., by proxy

Environmental Quality Board—Noncoal Underground Mines and Other Excavations; Regulation No. 7-357

On November 27, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapter 207. The proposed regulation was published in the December 8, 2001, *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on January 13, 2004.

This regulation addresses safety at underground noncoal mines and mined-out underground noncoal mines that house other businesses.

We have determined this regulation is consistent with the statutory authority of the EQB (71 P. S. § 751-22 and 35 P. S. § 6018.105) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 04-449. Filed for public inspection March 12, 2004, 9:00 a.m.]

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
16A-4914	State Board of Medicine Continuing Medical Education (34 Pa.B. 56 (January 3, 2004))	2/2/04	3/3/04
16A-5312	State Board of Osteopathic Medicine Delegation of Medical Services (34 Pa.B. 58 (January 3, 2004))	2/2/04	3/3/04
16A-6314	State Board of Psychology Notice Requirements (34 Pa.B. 60 (January 3, 2004))	2/2/04	3/3/04

State Board of Medicine Regulation No. 16A-4914 Continuing Medical Education March 3, 2004

We submit for consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The State Board of Medicine (Board) must respond to these comments when it submits the final-form regulation. The public comment period for this regulation closed on February 2, 2004. If the final-form regulation is not delivered within 2 years of the close of the public comment period, the regulation will be deemed withdrawn.

1. Section 16.1. Definitions.—Reasonableness; Clarity.

We have two concerns pertaining to the definition of “approved course.” First, the definition states that the Accreditation Council for Continuing Medical Education (ACCME) must accredit a provider of a continuing education course. Did the Board intend to eliminate course accreditation provided by the State medical society to hospitals for Category I credits?

Second, Category II credits would be limited to courses provided by ACCME accredited providers. The American Medical Association Physician’s Recognition award program has a list of defined activities that qualify for Category II credits which do not have to be ACCME approved. The Board should either modify the definition of “approved course” to include Category II credits that are not formally accredited by the ACCME or add language to § 16.19 that states the remaining 70 credit hours may be Category II credits.

2. Section 16.19. Continuing medical education.—Clarity.

Subsection (a) requires “at least 10 credit hours shall be completed in approved courses in the area of patient safety and risk management.” It is not clear if the 10 credit hours required in risk management must be Category I credits. For clarity, the Board should specify whether the credits for risk management must be Category I or Category II credits.

State Board of Osteopathic Medicine Regulation No. 16A-5312 Delegation of Medical Services March 3, 2004

We submit for consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The State Board of Osteopathic Medicine (Board) must respond to these comments when it submits the final-form regulation. The public comment period for this regulation closed on February 2, 2004. If the final-form regulation is not delivered within 2 years of the close of the public comment period, the regulation will be deemed withdrawn.

Section 25.217. Delegation.—Reasonableness; Consistency with the statute; Clarity.

Subsection (a)(5) requires that the nature and delegation of the medical service be explained to the patient. This subsection permits the explanation to be oral and given by “someone other than the osteopathic physician.” This is inconsistent with section 3 of the Osteopathic Medical Practice Act (63 P. S. § 271.3), which indicates

that delegated services are to be “rendered under the supervision, direction or control of a licensed physician.” If the services are “rendered under the supervision, direction or control” of a physician, then the proposed regulation should specify the physician’s role in the explanation given to the patient.

An example of an approach that places responsibility on the physician is the regulation recently adopted by the State Board of Medicine. The corresponding provision in the regulations of the State Board of Medicine at 49 Pa. Code § 18.402(a)(5) (relating to physician delegation) states the explanation will be given by “the physician or the physician’s designee.” This language is more precise than the proposed regulation because it identifies the physician’s involvement in the explanation given to the patient. Therefore, the Board should amend subsection (a)(5) to require that “the osteopathic physician or the osteopathic physician’s designee” give the explanation.

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State Board of Psychology Regulation No. 16A-6314
Notice Requirements
March 3, 2004

We submit for consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The State Board of Psychology (Board) must respond to these comments when it submits the final-form regulation. The public comment period for this regulation closed on February 2, 2004. If the final-form regulation is not delivered within 2 years of the close of the public comment period, the regulation will be deemed withdrawn.

1. Section 41.91. Reporting of crimes and disciplinary actions.—Consistency with the statute; Need; Reasonableness; Clarity.

Subsection (a)

This subsection states the following: “A licensee shall notify the Board of having been convicted of, or having pleaded guilty or nolo contendere to, a felony or misdemeanor, within 30 days of the conviction, verdict or plea.” We have three concerns with this subsection.

First, it requires the reporting of all misdemeanors, not just “those committed in the practice of psychology.” (The Professional Psychologists Practice Act (act) (63 P. S. § 1208(a)(6)).) A commentator is concerned that this would mandate the reporting of all misdemeanors, including “where the misdemeanor evidences that the licensee is unable to practice with reasonable skill and safety by reason of illness, drunkenness, excessive use of drugs, narcotics, chemicals or any other material.”

Three health-related boards require their licensees to report misdemeanors related to their specific practice. The State Board of Chiropractic and the State Board of Medicine require notification of “a misdemeanor offense relating to a health care practice or profession.” (49 Pa. Code §§ 5.18(a)(3) and 16.16(a)(3), respectively.) The State Board of Optometry requires notification of a “misdemeanor relating to or arising out of the practice of optometry.” (49 Pa. Code § 23.65(a)(1).) In addition, the State Board of Osteopathic Medicine requires notification of a broader array of crimes that include “a felony, crime of moral turpitude or crime related to the practice of osteopathic medicine.” (49 Pa. Code § 25.271(a)(3).) Why is the Board imposing a higher reporting standard on their licensees than other health-related boards require of their licensees?

Second, the regulation is not consistent with the act. The regulation requires reporting when the licensee has been “convicted of, or having pleaded guilty or nolo contendere to, a felony or misdemeanor” The act includes broader provisions in 63 P. S. § 1208(a)(6) that define the term “convicted” to include “a finding or verdict of guilt, an admission of guilt or a plea of nolo contendere or receiving probation without verdict, disposition in lieu of trial or an accelerated Rehabilitative Disposition in the disposition of felony charges.” The specific language in the act should be used in the regulation. Alternatively, the regulation should use the statutory term “convicted” and reference the act.

Third, this subsection requires licensees to notify the Board “within 30 days of the conviction, verdict or plea.” We recommend that this provision be amended to include the phrase “or on the biennial renewal application, whichever is sooner.” This would allow the Board to receive more timely notice of convictions, verdicts or pleas. It would also make it consistent with subsection (b), which contains a similar provision.

Subsection (b)

This subsection states the following:

A licensee shall notify the Board of disciplinary action in the nature of a final order taken against the licensee by the licensing authority of another state, territory or provincial board of psychology within 30 days of receiving notice of the disciplinary action, or on the biennial renewal application, whichever is sooner.

We have two concerns.

First, 63 P. S. § 1208.1 states that licensees must notify the Board of any disciplinary action taken in any other state, territory or country within 90 days. We recommend that the 30-day time frame included in this subsection be amended to be consistent with the act.

Second, this subsection uses the phrase “state, territory or provincial board of psychology” to describe other potential licensing authorities. The phrase “state, territory or country” is used in 63 P. S. §§ 1208 and 1208.1. Why has the Board decided to use the term “provincial board of psychology” instead of “country”?

2. Section 41.92. Notice of active suspension or revocation.—Protection of the public health, safety and welfare; Reasonableness; Implementation procedures; Clarity.

Under this section, a licensee whose license has been suspended or revoked is required to return the license to the Board. The licensee is also required to notify all current clients/patients of the disciplinary action in writing within 30 days of receiving notice of the disciplinary action. The written notice must include the nature of the violation, the sanction imposed, the effective date and length of the sanction and a statement that the licensee will assist patients in transferring records and obtaining alternative profession services. We have three questions.

First, would licensees who voluntarily surrender their licenses be required to abide by the provisions of this section? If so, we recommend that the final-form regulation be amended to reflect this requirement.

Second, this section requires licensees that have been suspended or have had their licenses revoked to assist patients with transferring records and obtaining alternative professional services. If a licensee has committed a felony, such as rape, and has their license revoked, we

question the reasonableness of requiring the licensee to make referrals. The final-form regulation should explain how the health, safety and welfare of the patient would be protected in this situation. An alternative to this requirement would be to limit patient referrals to instances where the Board orders the licensee to assist with referrals.

Third, would licensed psychologists employed by a school be required to comply with this regulation? If so, would they be required to notify all of the students who are patients or just the school administrators of the suspension or revocation?

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 04-450. Filed for public inspection March 12, 2004, 9:00 a.m.]

INSURANCE DEPARTMENT

Agency Contract Termination of Michael P. Holland Agency under Act 143; Harleysville Insurance Companies; Doc. No. AT04-02-040

A pre-review telephone conference initiated by this office is scheduled for March 26, 2004, at 2 p.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before March 10, 2004. A date for a review shall be determined, if necessary, at the pre-review telephone conference.

Motion preliminary to those at the review, protests, petitions to intervene or notices of intervention, if any, must be filed on or before March 22, 2004, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before March 25, 2004.

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 Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-451. Filed for public inspection March 12, 2004, 9:00 a.m.]

Alleged Violation of Insurance Laws; Patrick R. Rex; Doc. No. SC04-03-002

Notice is hereby given of the Order to Show Cause issued on March 2, 2004, by the Deputy Insurance Commissioner in the previously referenced matter. Violation of the following is alleged: 40 P. S. §§ 310.11 and 310.47.

The respondent shall file a written answer to the Order to Show Cause within 20 days of the date of issue. If the

respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the 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. 04-452. Filed for public inspection March 12, 2004, 9:00 a.m.]

Allstate Property and Casualty Company; Private Passenger Auto Rate and Rating Plan Revision; Rate Filing

On February 24, 2004, the Insurance Department (Department) received from Allstate Property and Casualty Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 6.1% increase amounting to \$3.144 million annually, to be effective June 30, 2004.

Unless formal administrative action is taken prior to April 24, 2004, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's website: www.ins.state.pa.us. To access the filing, select "Consumer Information" on the left side. Under the "General Information" heading, click on "Notices." The PDF copy is at the "Filing.pdf" link following the name of the filing.

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

Interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, mburkett@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-453. Filed for public inspection March 12, 2004, 9:00 a.m.]

Highmark, Inc. d/b/a Highmark Blue Cross Blue Shield; Rate Increase and Benefit Changes for CompleteCare Program (Western Region); Rate Filing

By filing no. 2-CCP-04-HBCBS, Highmark, Inc. d/b/a Highmark Blue Cross Blue Shield requests approval to increase the premium rates for its CompleteCare Program. The filing requests an increase of about 6.4% of current premium, or an average of \$13.92 per contract per month. This will affect about 33,000 contract holders and will produce additional annual premium income of about \$5.5 million. The requested effective date of the change is July 1, 2004.

In addition to the increase in premium rates, the following benefit changes are being made to the CompleteCare Program:

A contract year maximum of \$1 million per member is being added.

Effective January 1, 2005, the plan is requesting to change the prescription drug benefit design:

A deductible of \$100 per member per calendar year is being added. The prescription drug benefit will no longer be integrated with the medical deductible.

A \$50,000 calendar year prescription drug maximum is being added.

A \$10 minimum/\$100 maximum copayment for retail generic scripts and a \$20 minimum/\$100 maximum copayment for retail brand scripts are being added. For mail order drugs, a \$20 minimum/\$200 maximum copayment for generic scripts and a \$40 minimum/\$200 maximum copayment for brand scripts will apply. The 20% coinsurance will continue to apply otherwise.

The formulary is moving from open to closed.

The design is moving from a soft to a hard mandatory generic provision.

A copy of the filing is available on the Insurance Department's (Department) website: www.ins.state.pa.us. To access the filing, select "Consumer Information" on the left side. Under the "General Information" heading, click on "Notices." The PDF copy is at the "Filing.pdf" link following the name of the filing.

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

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, bpatel@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-454. Filed for public inspection March 12, 2004, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

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

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Larissa Zearfoss; file no. 03-181-12777; Erie Insurance Exchange; doc. no. P04-02-047; April 13, 2004, 1:30 p.m.

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

Appeal of Aisha Monroe; file no. 04-265-00152; Rutgers Casualty Insurance Company; doc. no. PH04-02-046; May 12, 2004, 9 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

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

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

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the

hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-455. Filed for public inspection March 12, 2004, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested hearings as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' policies. The administrative hearings will be held in the Insurance Department's regional offices in Harrisburg and Philadelphia, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Gail Zumbach; file no. 03-124-12160; Keystone Insurance Company; doc. no. P04-02-049; April 6, 2004, 1:30 p.m.

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

Appeal of Robert Dudley Burdge and Lisa A. Holgash; file no. 04-267-00456; Cumberland Mutual Fire Insurance Company; doc. no. PH04-02-043; May 11, 2004, 12:30 p.m.

Appeal of Arthur Paviglianiti; file no. 04-280-00098; The Philadelphia Contributionship; doc. no. PH04-02-048; May 11, 2004, 2:30 p.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-456. Filed for public inspection March 12, 2004, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Chester County, Wine & Spirits Store #1513, 1006 Lancaster Avenue, Berwyn, PA 19312.

Lease Expiration: August 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,400 net useable square feet of new or existing retail commercial space within 2 miles of the intersection of Route 30 and Waterloo Avenue, Berwyn.

Proposals due: April 2, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: James M. Bradley, (215) 482-9671

Delaware County, Wine & Spirits Store #2310, 101 S. Bishop Avenue, Clifton Heights, PA 19018.

Lease Expiration: August 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 9,000 net useable square feet of new or existing retail commercial space along Baltimore Pike between Bishop Avenue and Route 320, Clifton Heights.

Proposals due: April 2, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: James M. Bradley, (215) 482-9671

Delaware County, Wine & Spirits Store #2331, 1072 Pontiac Road, Drexel Hill, PA 19026.

Lease Expiration: November 30, 2007

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 9,000 net useable square feet of new or existing retail commercial space within 1 mile of the intersection of Route 1 and Burmont Avenue, Drexel Hill.

Proposals due: April 2, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: James M. Bradley, (215) 482-9671

Delaware County, Wine & Spirits Store #2332, Lawrence Park Shopping Center, 1991 Sproul Road, Broomall, PA 19008.

Lease Expiration: March 31, 2009

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 9,000 net useable square feet of new or existing retail commercial space within 1 mile of the intersection of Route 320 and Lawrence Road, Broomall.

Proposals due: April 2, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: James M. Bradley, (215) 482-9671

Montgomery County, Wine & Spirits Store #4603, 416 Old York Road, Jenkintown, PA 19046.

Lease Expiration Date: September 30, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 net useable square feet of new or existing retail commercial space on Old York Road between Cheltenham Avenue and Fairway Road in Cheltenham Township.

Proposals due: April 2, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: Robert J. Jolly, (215) 482-9671

Montgomery County, Wine & Spirits Store #4604, 315 High Street, Pottstown, PA 19464.

Lease Expiration: July 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space on High Street between Route 663 and Arm & Hammer Boulevard, Pottstown.

Proposals due: April 2, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: Robert J. Jolly, (215) 482-9671

The Liquor Control Board seeks the following new sites:

Chester County, Wine & Spirits Store #1525, Lionville, PA.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space within a 1-mile radius of the intersection of Routes 113 and 100, Uwchlan Township.

Proposals due: April 2, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: Robert J. Jolly, (215) 482-9671

Delaware County, Wine & Spirits Store #2315, Eddystone, PA.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 9,000 net useable square feet of new or existing retail commercial space within 1 mile of the intersection of Route 13 and Leiper Street, Eddystone.

Proposals due: April 2, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: James M. Bradley, (215) 482-9671

Delaware County, Wine & Spirits Store #2308, Concordville, PA.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 net useable square feet of new

or existing retail commercial space within a 2-mile radius of the intersection of Routes 1 and 322, Concord Township.

Proposals due: April 2, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: Robert J. Jolly, (215) 482-9671

Montgomery County, Wine & Spirits Store #4624, Spring House, PA.

Lease storage space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing storage space within a 1-mile radius of the intersection of Summeytown Pike and Norristown Road, Lower Gwynedd Township.

Proposals due: April 2, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: Robert J. Jolly, (215) 482-9671

JONATHAN H. NEWMAN,
Chairperson

[Pa.B. Doc. No. 04-457. Filed for public inspection March 12, 2004, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Railroad With Hearing

C-20030388. Buffalo & Pittsburgh Railroad, Inc. (formerly the Pittsburgh and Shawmut Railroad Company). Condition of the bridge carrying State Road 3025 (Clinton Bridge) above the grade of the tracks of Buffalo & Pittsburgh Railroad, Inc. (formerly the Pittsburgh and Shawmut Railroad Company). The bridge weight limit is 10 tons. An emergency vehicle weighs 20 tons.

An initial hearing on this matter will be held on Tuesday, April 27, 2004, at 10 a.m. in an 11th floor hearing room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-458. Filed for public inspection March 12, 2004, 9:00 a.m.]

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 ap-

plies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before April 5, 2004. 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-00120508. George Maragia and Makarious Chore, Copartners t/d/b/a Interstate Nursing Services (1971 Brooke Court, Whitehall, Lehigh County, PA 18052)—persons in paratransit service, between points in the Counties of Bucks, Carbon, Lehigh and Northampton, and from points in said counties, to points in Pennsylvania, and return.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-459. Filed for public inspection March 12, 2004, 9:00 a.m.]

Telecommunications

A-310183F7004. Sprint Communications Company, LP and ALLTEL Pennsylvania, Inc. Joint petition of Sprint Communications Company, LP and ALLTEL Pennsylvania, Inc. for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Sprint Communications Company, LP and ALLTEL Pennsylvania, Inc., by its counsel, filed on February 27, 2004, 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 Sprint Communications Company, LP and ALLTEL Pennsylvania, 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. 04-460. Filed for public inspection March 12, 2004, 9:00 a.m.]

Telecommunications

A-310630F7001. Verizon North, Inc. and Focal Communications Corporation of Pennsylvania. Joint petition of Verizon North, Inc. and Focal Communications Corporation of Pennsylvania for approval of an interconnection agreement and Amendment No. 1 under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Focal Communications Corporation of Pennsylvania, by its counsel, filed on February 26, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement and Amendment No. 1 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 Focal Communications Corporation of Pennsylvania 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. 04-461. Filed for public inspection March 12, 2004, 9:00 a.m.]

Telecommunications

A-310204F7001. Verizon North Inc. and Full Service Computing Corporation t/a Full Service Network. Joint petition of Verizon North Inc. and Full Service Computing Corporation t/a Full Service Network for approval of adoption of an interconnection agreement as Amendment A under section 252(i) of the Telecommunications Act of 1996.

Verizon North Inc. and Full Service Computing Corporation t/a Full Service Network, by its counsel, filed on February 26, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of adoption of an interconnection agreement as Amendment A 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 Full Service Computing Corporation t/a Full Service Network 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. 04-462. Filed for public inspection March 12, 2004, 9:00 a.m.]

Telecommunications

A-310972F7001. Verizon North Inc. and Worldx ChangeCorp. d/b/a Acceris Communications Solutions d/b/a Acceris Communications Partners. Joint petition of Verizon North Inc. and WorldxChange Corp. d/b/a Acceris Communications Solutions d/b/a Acceris Communications Partners for approval of adoption of an

interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon North Inc. and WorldxChange Corp. d/b/a Acceris Communications Solutions d/b/a Acceris Communications Partners, by its counsel, filed on February 27, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of adoption of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and WorldxChange Corp. d/b/a Acceris Communications Solutions d/b/a Acceris Communications Partners 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. 04-463. Filed for public inspection March 12, 2004, 9:00 a.m.]

Telecommunications

A-310204F7000. Verizon Pennsylvania Inc. and Full Service Computing Corporation t/a Full Service Network. Joint petition of Verizon Pennsylvania Inc. and Full Service Computing Corporation t/a Full Service Network for approval of adoption of an interconnection agreement as Amendment A under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Full Service Computing Corporation t/a Full Service Network, by its counsel, filed on February 26, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of adoption of an interconnection agreement as Amendment A 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 Full Service Computing Corporation t/a Full Service Network 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. 04-464. Filed for public inspection March 12, 2004, 9:00 a.m.]

Telecommunications

A-310972F7000. Verizon Pennsylvania Inc. and WorldxChange Corp. d/b/a Acceris Communications Solutions d/b/a Acceris Communications Partners. Joint petition of Verizon Pennsylvania Inc. and WorldxChange Corp. d/b/a Acceris Communications Solutions d/b/a Acceris Communications Partners for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and WorldxChange Corp. d/b/a Acceris Communications Solutions d/b/a Acceris Communications Partners, by its counsel, filed on February 27, 2004, 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 WorldxChange Corp. d/b/a Acceris Communications Solutions d/b/a Acceris Communications Partners 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. 04-465. Filed for public inspection March 12, 2004, 9:00 a.m.]