

NOTICES

DEPARTMENT OF AGING

Redesignation of Area Agency on Aging for Union and Snyder Counties Planning and Service Area No. 17; Final Decision Regarding Redesignation

The Secretary of the Department of Aging (Department), under authority in the act of June 20, 1978 (P. L. 477, No. 70) (71 P. S. §§ 581-1—581-12), in conformity with the Older Americans Act of 1965 (42 U.S.C.A. §§ 3001—3058ee) and in accordance with the provisions of 6 Pa. Code Chapter 30 (relating to designation and redesignation of area agencies on aging), has made a final decision regarding the redesignation of the area agency on aging serving Planning and Service Area No. 17, which has the same boundaries as Union and Snyder Counties, as follows:

From: Union-Snyder County Area Agency on Aging
116 North Second Street
Lewisburg, PA 17837

To: Union-Snyder Agency on Aging, Incorporated
116 North Second Street
Lewisburg, PA 17837

On September 26, 2003, the Department received a formal request from the Boards of Commissioners of Union and Snyder Counties (Commissioners) to redesignate the area agency on aging from its county auspice to a nonprofit organization serving Planning and Service Area No. 17. The Commissioners advised that, in their opinion, the interests of older persons in Union and Snyder Counties would be best served if services were provided through a private, nonprofit area agency on aging rather than the existing county-based area agency on aging. The Commissioners' request in no way reflected dissatisfaction with the existing agency, but was based on other considerations. The Commissioners recommended that the currently-designated, county-affiliated area agency on aging be reorganized as a private, nonprofit

corporation, so that it could continue as the agency serving Union and Snyder Counties.

Public hearings on the redesignation of the area agency on aging were held at the Lewisburg and the Selinsgrove Senior Centers on Tuesday, December 2, 2003. A copy of the verbatim proceedings is available at the Department of Aging, 555 Walnut Street, Fifth Floor, Harrisburg, PA 17101. Comments reflected positively on the capabilities of the management and staff of the Union-Snyder County Area Agency on Aging to provide services to older persons in Union and Snyder Counties. No other agency came forward and expressed an interest in being the area agency on aging.

On December 30, 2003, after considering the impact of redesignation on provision of services in Planning and Service Area No. 17, the comments of the current area agency on aging and the Commissioners and the testimony given at the public hearings, the Secretary notified the Commissioners of a preliminary decision to redesignate the independent, nonprofit corporation as the area agency on aging effective July 1, 2004. Notification included the reasons for the decision and informed the currently-designated area agency on aging of its right to request a hearing regarding this decision. In a response letter of January 13, 2004, the Commissioners of Union and Snyder Counties and the currently-designated area agency on aging thanked the Department for the preliminary decision and stated they would not request a hearing since they were in agreement with the decision.

Therefore, the Secretary publishes this final decision redesignating the Union-Snyder Agency on Aging, Incorporated as the area agency on aging serving Union and Snyder Counties.

This order shall be effective July 1, 2004.

NORA DOWD EISENHOWER,
Secretary

[Pa.B. Doc. No. 04-478. Filed for public inspection March 19, 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 9, 2004.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
3-3-04	Susquehanna Bancshares, Inc., Lititz, to acquire 100% of Patriot Bank Corp., Pottstown, and so indirectly acquire Patriot Bank, Pottstown, wholly owned subsidiary of Patriot Bank Corp.	Lititz	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-8-04	Jersey Shore State Bank Jersey Shore Lycoming County	2050 North Atherton Street State College Centre County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-4-04	Farmers First Bank Lititz Lancaster County	985 Park Plaza Lancaster Lancaster County (Drive-Up Facility)	Approved
3-8-04	The Legacy Bank Harrisburg Dauphin County	304 Main Street Towanda Bradford County	Filed
3-8-04	The Legacy Bank Harrisburg Dauphin County	422 North Elmira Street Sayre Bradford County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 04-479. Filed for public inspection March 19, 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

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>
PA0062006	YMCA of Wilkes-Barre, Inc. 40 West Northampton Street Wilkes-Barre, PA 18711	Luzerne County Dennison Township	Creasy Creek 2A	Y
PA0063878	Northeastern Schuylkill Joint Municipal Authority P. O. Box 170 Barnesville, PA 18214	Rush Township Schuylkill County	Pine Creek 3A	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>
PA0023540 Sewage	Berks-Montgomery Municipal Authority 136 Municipal Drive Gilbertsville, PA 19525-0370	Berks County Colebrooke Township	Ironstone Creek 3D	Y
PA0085731 Industrial Waste	Brentwood Industries, Inc. 610 Morgantown Road Reading, PA 19611-2012	Berks County Reading City	Angelica Creek 3C	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>
PA0113263 Sewerage	Liberty Joint School Authority Southern Tioga School District 241 Main Street Blossburg, PA 16912	Liberty Borough Tioga County	UNT to Blockhouse Creek CWF	Y

Southwest Region: Oil and Gas 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>
PA0206075	Howard Facility 22811 Titusville Road Pleasantville, PA 16341	Indiana County Burrell Township	Blacklick Creek 18D	Y

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

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

PA0084611, Sewage, **CMV Sewage Company, Inc. (Colonial Crossings STP)**, 300 Bailey Drive, Suite 106, Stewartstown, PA 17363. The facility is in North Codorus Township, **York County**.

Description of activity: Issuance of an NPDES permit for a discharge of up to 0.1 million gallons of treated sewage per day.

The receiving stream, unnamed tributary of Codorus Creek, is in Watershed 7-H and is classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for the Wrightsville Water Supply Co. is approximately 30 miles downstream on the Susquehanna River. The discharge is not expected to adversely affect the water supply.

The proposed effluent limitations for Outfall 001 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH (S. U.)		6.0 to 9.0 at all times	
Dissolved Oxygen		minimum of 5.0 mg/l at all times	
Fecal Coliform			
(5-1 to 9-30)	200 (geo mean)	XXX	XXX
(10-1 to 4-30)	2,000 (geo mean)	XXX	XXX
CBOD ₅	10	XXX	20
Total Suspended Solids	10	XXX	20
NH ₃ -N			
(5-1 to 10-31)	2.0	XXX	4.0
(11-1 to 4-30)	6.0	XXX	12

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

The EPA waiver is in effect.

PA0087785, Sewage, **Charles C. Powell (Cover Forge Treatment Center)**, New Beginnings Road, Williamsburg, PA 16693. This facility is in Woodbury Township, **Blair County**.

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

The receiving stream, Frankstown Branch Juniata River, is in Watershed 11-A and classified for water supply, recreation and fish consumption. The nearest downstream public water supply intake for the Newport Borough Water Authority is on the Juniata River, approximately 107 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.025 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
Total Residual Chlorine	0.5		1.6
Dissolved Oxygen		minimum of 5.0 at all times	
pH		from 6.0 to 9.0 inclusive	
Fecal Coliform			
(5-1 to 9-30)		200/100 mL as a geometric average	
(10-1 to 4-30)		2,000/100 mL as a geometric average	

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

The EPA waiver is in effect.

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

PA0020125, Sewage, **Borough of Monaca**, 928 Pennsylvania Avenue, Monaca, PA 15061. This application is for renewal of an NPDES permit to discharge treated sewage from the Borough of Monaca Sewage Treatment Plant in Borough of Monaca, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Ohio River, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Midland Water Authority, approximately 11 miles below the point of discharge.

Outfall 101: existing discharge, design flow of 1.15 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>
Flow	Monitor and Report			
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Fecal Coliform				
(5-1 to 9-30)	200/100 mL as a geometric mean			
(10-1 to 4-30)	2,000/100 mL as a geometric mean			
Total Residual Chlorine	1.0			3.3
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: WETT and CSO special conditions added in part C of the permit.

Note: Added language for CS outfalls; Outfall 001 consists of treated domestic wastewaters and stormwater runoff and EPA approved "pretreatment" Part C condition.

The EPA waiver is not in effect.

PA0095435, Sewage, **Bell Acres Municipal Sewage Authority**, Municipal Building, R. D. 3, Camp Meeting Road, Sewickley, PA 15143. This application is for issuance of an NPDES permit to discharge treated sewage from Bell Acres Borough STP No. 2 in Bell Acres Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Little Sewickley Creek, which are classified as a HQ 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 Arco Chemical Company BV Plant.

Outfall 001: existing discharge, design flow of 0.028 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	10	15		20
Suspended Solids	10	15		20
Ammonia Nitrogen				
(5-1 to 10-31)	1.5	2.3		3
(11-1 to 4-30)	3.7	5.6		7.4
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	0.05			0.11
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.

III. WQM Industrial Waste and Sewerage Applications 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. 3604408, Sewerage, **Mount Joy Borough Authority**, 21 East Main Street, Mount Joy, PA 17552. This proposed facility is in Rapho Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/installation of the Elm Tree Sewer Extension.

WQM Permit No. 2104403, Sewerage, **Rodney and Francine Groff**, 7729 Wertzville Road, Carlisle, PA 17013. This proposed facility is in Middlesex Township, **Cumberland County**.

Description of Proposed Action/Activity: Construction/installation of a small flow sewage treatment system to serve their single family residence.

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

WQM Permit No. 5604401, Sewerage, **Seven Springs Municipal Authority**, 290 Lagoon Lane, Champion, PA 15622. This proposed facility is in Middlecreek Township, **Somerset County**.

Description of Proposed Action/Activity: Application for the construction and operation of the Seven Springs Recovery Water Impoundment Plant.

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

WQM Permit No. 4304404, Sewerage, **Robert K. Cook**, 364 Cranberry Road, Grove City, PA 16127. This proposed facility is in Pine Township, **Mercer County**.

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

WQM Permit No. 4304405, Sewerage, **David S. Reimold**, 7894 Mallard Road, Cochranon, PA 16314. This proposed facility is in Delaware Township, **Mercer County**.

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

WQM Permit No. 6104401, Sewerage, **Stephanie L. Hunt**, 1678 Lisbon Road, Kennerdell, PA 16374. This proposed facility is in Scrubgrass Township, **Venango County**.

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

WQM Permit No. 2004402, Sewerage, **Tammy S. Breckenridge**, 9596 Mercer Pike, Meadville, PA 16335. This proposed facility is in Union Township, **Crawford County**.

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

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

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 KD Markley Elementary School Swedesford Road Athletic Fields 47 Church Road Malvern, PA 19355	Chester	East Whiteland Township	Valley Creek EV
PAI011504010	SSC Homes Scaleby Farm Development 2 Huntrise Lane West Chester, PA 19382	Chester	Pocopson Township	Pocopson Creek TSF, MF
PAI011504011	Sally and Richard McDonald Residence 2 Matthews Run Chester Springs, PA 19425	Chester	West Vincent Township	Birch Run EV
PAI01504012	Anthony P. Napolitano Napolitano Residence 731 Jacques Circle Chester Springs, PA 19425	Chester	West Pikeland Township	Pickering Creek HQ, TSF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024504005	Game Commission 2001 Elmerton Ave. Harrisburg, PA 17110-9797	Monroe	Coolbaugh Township	Trout Creek HQ-CWF
PAS10S012-RR	Camelback Ski Corp. P. O. Box 168 Tannersville, PA 18372	Monroe	Pocono and Jackson Townships	Pocono Creek HQ-CWF
PAS10S015-RR	Camelback Ski Corp. P. O. Box 168 Tannersville, PA 18372	Monroe	Pocono and Jackson Townships	Pocono Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023904010	J & G Properties 1327 Tilghman St. Allentown, PA 18102	Lehigh	South Whitehall Township	Little Lehigh Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032804001	Department of Transportation District 8-0 2140 Herr Street Harrisburg, PA 17103	Franklin	Antrim Township	Muddy Run HQ-CWF
PAI033804001	Arborgate, LTD 950 East Kerchner Avenue Myerstown, PA 17067	Lebanon	Jackson Township	UNT to Tulpehocken Creek TSF

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

Lycoming County Conservation District: 542 County Farm Road, Montoursville, PA 17754, (570) 433-3003.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044104002	Jonathan Fladd 40 Grand View Dr. Trout Run, PA 17771	Lycoming	Pine Township	Lick Run 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>
PAI045304001	Department of Conservation and Natural Resources Bureau of State Parks P. O. Box 8451 Harrisburg, PA 17105	Potter	Sweden Township	Palmiter Hollow HQ-CWF

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

Armstrong County Conservation District: Armsdale Administration Building, Suite B-2, 124 Armsdale Road, Kittanning, PA 16201.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050304001	Department of Transportation District 10-0 P. O. Box 429 2550 Oakland Avenue Indiana, PA 15701	Armstrong	Bradys Bend Township	Allegheny River WWF Sugar Creek WWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI051104001	Municipal Authority of the Borough of Ebensburg 300 West High Street Ebensburg, PA 15931	Cambria	Ebensburg Borough Cambria, Jackson and East Taylor Townships	Saltlick Run HQ-TSF Stewart Run HQ-CWF S. Branch Blacklick Creek CWF Howells Run CWF

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

Butler Conservation District: 122 McCune Drive, Butler, PA 16001, (724) 285-5515.

Jefferson Conservation District: 1514 Route 28, Brookville, PA 15825, (814) 849-7463.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI061004002	West Penn Power Company d/b/a Allegheny Power Cabot-Saxonburg 138 kV Transmission Line 800 Cabin Hill Drive Greensburg, PA 15601-9442	Butler	Jefferson Township	Thorn Run, Sarver Run, Little Buffalo Creek HQ TSF

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI061004003	West Penn Power Company d/b/a Allegheny Power Saxonburg Substation 800 Cabin Hill Drive Greensburg, PA 15601-9442	Butler	Jefferson Township	Sarver Run, Little Buffalo Creek HQ TSF
PAI063304001	Department of Transportation SR 28 Roadway Widening, Grade Changes and Realignment 2550 Oakland Avenue Indiana, PA 15701	Jefferson	Pinecreek and Warsaw Townships	UNT to Little Mill Creek, UNT to Sugar Camp Run HQ CWF

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

PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

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 should 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

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

Permit No. 1504501, Public Water Supply.

Applicant	Aqua Pennsylvania, Inc.
Townships	Caln and East Brandywine

Responsible Official	William C. Ross 762 West Lancaster Avenue Lancaster, PA 19010
Type of Facility	PWS
Consulting Engineer	CET Engineering Services 1240 N. Mountain Road Harrisburg, PA 17112
Application Received Date	March 3, 2004
Description of Action	Construction of booster pump station and transmission main. <i>Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.</i>

Permit No. 1004501, Public Water Supply

Applicant	Petroleum Valley Regional Water Authority
Township or Borough	Petrolia Borough
Responsible Official	Jeffrey R. Shumaker, Chairperson
Type of Facility	PWS
Consulting Engineer	William R. Glasser, P. E. Gibson-Thomas Engineering Co., Inc. P. O. Box 853 Latrobe, PA 15650
Application Received Date	March 1, 2004
Description of Action	Construction of a water distribution system, a potable water storage tank and a pressure booster station to supply public water to 799 existing domestic connections in the Petroleum Valley Regional Water Authority service area.

MINOR AMENDMENT

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Application No. Minor Amendment.

Applicant **City of Allentown**
 Township or Borough South Whitehall Township,
Lehigh County
 Responsible Official Joseph McMahon
 Manager of Operations
 435 Hamilton Street
 Allentown, PA 18101
 (610) 437-7643
 Type of Facility Community Water System
 Consulting Engineer David A. Brinjac, P. E.
 Brinjac Engineering, Inc.
 114 North Second Street
 Harrisburg, PA 17101
 (717) 233-4502
 Application Received August 27, 2003
 Date
 Description of Action The application seeks approval for
 installation of an onsite sodium
 hypo-chlorite generation system at
 its Schantz Spring Water
 Treatment Plant to replace the
 existing chlorine treatment
 system. The modification will
 require expansion of the existing
 pump house facility. In addition,
 the application seeks approval for
 a second onsite sodium
 hypo-chlorite generation system to
 be at the South Mountain
 Reservoir Storage Facility to boost
 the chlorine residual of the
 finished water stored at the
 facility prior to distribution.

Application No. Minor Amendment.

Applicant **City of Allentown**
 Township or Borough Allentown City, **Lehigh County**
 Responsible Official Donald S. Lichty, P. E.
 Chief Utility Engineer
 City of Allentown
 435 Hamilton Street
 Allentown, PA 18101-1699
 (610) 437-7681
 Type of Facility Community Water System
 Consulting Engineer Terry DeGroot, P. E.
 Barry Isett & Associates
 P. O. Box 147
 Trexlertown, PA 18087-0147
 (610) 398-0904
 Application Received March 5, 2004
 Date
 Description of Action Application for permitting a 280
 gpm booster pump station to serve
 the Westmount Development.

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

Application No. 2596506-C2, Minor Amendment.

Applicant **Erie Waterworks**
 Township or Borough Erie City
 Responsible Official John Presogna
 340 West Bayfront Parkway
 Erie, PA 1 6507

Type of Facility PWS
 Application Received March 2, 2004
 Date
 Description of Action Request to change Pb/cu water
 quality parameters at the
 Chestnut Street treatment plant.
Application No. 2596507-C2, Minor Amendment.
 Applicant **Erie Waterworks**
 Township or Borough Erie City
 Responsible Official John Presogna
 340 West Bayfront Parkway
 Erie, PA 1 6507
 Type of Facility PWS
 Application Received March 2, 2004
 Date
 Description of Action Request to change Pb/cu water
 quality parameters at the
 Sommerheim treatment plant.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Envi- ronmental 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.

Macclesfield Park Site, Yardley Borough, **Bucks County**. Ann Logue, Schoor, DePalma, 200 State Highway Nine, P. O. Box 900, Manalapan, NJ 07726, on behalf of Township of Lower Makefield, Terry Fedorchak, 1100 Edewood Rd., Yardley, PA 19067-1696, has submitted a Notice of Intent to Remediate soils and groundwater contaminated with inorganics and lead. 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 *Bucks County Courier Times* on February 6, 2004.

Former Phoenix Steel Property, Phoenixville Borough, **Chester County**. Paul Ledebur, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, has submitted a Notice of Intent to Remediate soils contaminated with inorganics, lead and other organics. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Phoenix* on February 13, 2004.

Chester Township Commerce Drive, Chester Township, **Delaware County**. Jason R. Free, RT Environmental Services, Inc., 510 Herron Dr., P. O. Box 521, Bridgeport, NJ 08014, on behalf of Peter Schultz, 200 Phillips Rd., Exton, PA 19341-1326, has submitted a Notice of Intent to Remediate soils contaminated with fuel oil no. 2. 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 *Daily Local News* on January 30, 2004.

Narco Avionics, Upper Dublin Township, **Montgomery County**. Darryl Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of Guy Wolfington, 270 Commerce Dr. Associates, LP, 700 S. Henderson Rd., King of Prussia, PA 19406, has submitted a Notice of Intent to Remediate soils contaminated with chlorinated solvents and other organics; and groundwater contaminated with chlorinated solvents, inorganics, lead and other organics. 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 *Philadelphia Daily News* on February 11, 2004.

Parkway Apartments, City of Philadelphia, **Philadelphia County**. Jaron J. Frieden, Vertex Engineering Services, 400 Libbey Parkway, Weymouth, MA 02189, on behalf of Steve Gilbert, ITW Mortgage Investments Corp., 1818 Market St., Philadelphia, PA 19103, has submitted a revised Notice of Intent to Remediate site soil contaminated with fuel oil no. 4; and groundwater contaminated with leaded gasoline and PAH. 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 *Philadelphia Daily News* on November 12, 2003.

Christian and Swanson Streets, 3-7 Christian Street, City of Philadelphia, **Philadelphia County**. Michael S. Roscoe, P. G., Mid-Atlantic Associates, Inc., P. O. Box 1128, North Wales, PA 19454-0128, on behalf of Fred Tropea, Stone Creek Homes, Ruggiero Development Group, 75 W. Baltimore Pike, Media, PA 19063, has submitted a Notice of Intent to Remediate soils contaminated with diesel fuel, fuel oil nos. 1 and 6, inorganics, kerosene, leaded gasoline, lead, MTBE, new motor oil, other organics, unleaded gasoline, used motor oil and PAH. 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 *Philadelphia Daily News* on February 9, 2004.

Christian and Swanson Streets, 9-15 Christian Street, City of Philadelphia, **Philadelphia County**. Michael S. Roscoe, P. G., Mid-Atlantic Associates, Inc., P. O. Box 1128, North Wales, PA 19454-0128, on behalf of Fred Tropea, Stone Creek Homes, Ruggiero Development Group, 75 W. Baltimore Pike, Media, PA 19063, has submitted a Notice of Intent to Remediate soils contaminated with diesel fuel, fuel oil no. 1, inorganics, kerosene, leaded gasoline, lead, MTBE, new motor oil, other organics, unleaded gasoline, used motor oil and PAH; and groundwater contaminated with chlorinated solvents, diesel fuel, fuel oil no. 6, inorganics, kerosene, leaded gasoline, lead, MTBE, new motor oil, other organics, unleaded gasoline and used motor oil. 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 *Philadelphia Daily News* on February 9, 2004.

Christian and Swanson Streets, 836-844 Christian Street, City of Philadelphia, **Philadelphia County**. Michael S. Roscoe, P. G., Mid-Atlantic Associates, Inc., P. O. Box 1128, North Wales, PA 19454-0128, on behalf of Fred Tropea, Stone Creek Homes, Ruggiero Development Group, 75 W. Baltimore Pike, Media, PA 19063, has submitted a Notice of Intent to Remediate soils contaminated with diesel fuel, fuel oil nos. 1 and 6, inorganics, kerosene, leaded gasoline, lead, MTBE, new motor oil, other organics, unleaded gasoline, used motor oil and PAH. 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 *Philadelphia Daily News* on February 9, 2004.

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

Gulf Oil Fullerton Terminal, Whitehall Township, **Lehigh County**. Charles Olmstead, Senior Associate, Leggette Brashears & Graham, Inc., 426 Brandywine Parkway, West Chester, PA 19380 has submitted a Notice of Intent to Remediate (on behalf of Andrew Beland, Gulf

Oil LP, 90 Everett Avenue, P. O. Box 9151, Chelsea, MA 02150) concerning the remediation of soils and/or groundwater found or suspected to have been contaminated with MTBE and other unleaded gasoline constituents. The applicant proposes to meet the Nonresidential Statewide Health Standard. A summary of the Notice of Intent to Remediate was published in the *East Penn Press* on February 11, 2004.

Gerry Residence, Bushkill Township, **Northampton County**. Thomas Martinelli, Environmental Scientist, JMT Environmental Technologies, Inc., 3353-C Gun Club Road, Nazareth, PA 18064 has submitted a Notice of Intent to Remediate (on behalf of Raymond Gerry, Male Road, Wind Gap, PA) concerning the remediation of soils found or suspected to be contaminated with kerosene as the result of an accidental release. The applicant proposes to meet the Residential Statewide Health Standard. A summary of the Notice of Intent to Remediate was published in *The Morning Call* on January 27, 2004. A Final Report was simultaneously submitted.

America's Body Company, City of Nanticoke, **Luzerne County**. James Sposito, P. G., Quad Three Group, Inc., 72 Glenmaura National Boulevard, Moosic, PA 18507 has submitted a Notice of Intent to Remediate (on behalf of Robert Clothier, 375 West Union Street, Nanticoke, PA 18634) concerning the remediation of site soils accidentally contaminated by the release of an estimated 5 gallons of diesel fuel. The applicant proposes to meet the Statewide Health Standard. The Final Report is anticipated to be submitted within 90 days of the release.

Corporate Real Estate, Ltd., Washington Township, **Northampton County**. Vincent M. Carbone, P. G., Project Geologist, Lawler, Matusky & Skelly Engineers, LLP, The Sovereign Building, 609 Hamilton Mall, Allentown, PA 18101 has submitted a Notice of Intent to Remediate (on behalf of Corporate Real Estate, Ltd., 100 Majestic Way, Bangor, PA 18013) concerning the remediation of site groundwater found or suspected to have been contaminated with chlorinated solvents, lead and other inorganics as the result of historic previous site operations. The applicant proposes to meet the Site-Specific Standard. A summary of the Notice of Intent to Remediate was published in *The Express-Times* on August 15, 2003. A combined Remedial Investigation Report and Final Report was simultaneously submitted.

The Hills at Lock Ridge Development—K. Hovanian at Lower Macungie Township I, LLC—Phase II, Lower Macungie Township, **Lehigh County**. Terrence McKenna, P. E., Principal, Keating Environmental Management, Inc., 123 John Robert Thomas Drive, Exton, PA 19341 has submitted a Notice of Intent to Remediate (on behalf of Jaindl Land Company, 3150 Coffetown Road, Orefield, PA 18069) concerning the remediation of soils found or suspected to be contaminated with arsenic due to the historic application of agricultural chemicals. The applicant proposes to meet the Residential Statewide Health Standard. A summary of the Notice of Intent to Remediate was published in *The Morning Call* on January 27, 2004.

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

Pileski Residence, Conemaugh Township, **Cambria County**. David Socks, Marshall Miller & Associates, Inc., 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 (on behalf of Deborah Pileski, 123 Thompson Street,

Mineral Point, PA 15942) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with fuel oil no. 2. 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 *Tribune-Democrat* (Johnstown) on February 14, 2004.

Homewood School Plating Shop, City of Pittsburgh, **Allegheny County**. Wayne D. Rideout, Sci-Tek Environmental Services Company, 655 Rodi Road, Suite 303, Penn Hills, PA 15235 (on behalf of Robert Kennedy, Pittsburgh School Board, 1305 Muriel Street, Pittsburgh, PA 15203) has submitted a Notice of Intent to Remediate soil contaminated with inorganics. The applicant proposes to remediate the site to meet the Site-Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Courier*, *Pittsburgh Post Gazette* on December 15, 2003.

Turner Residence, Marshall Township, **Allegheny County**. Robert J. Meisner, P. E., Hydro Environmental Technologies, Inc., 1201 Rt. 37 East, Toms River, NJ 08753 (on behalf of Mr. Turner, 115 Vogel Lane, Marshall Township, PA 15005) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with fuel oil no. 2. 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 *Allegheny Times* on September 26, 2003.

McKeesport Steel Casting, City of McKeesport, **Allegheny County**. Charles Haefner Jr., P. G., KU Resources Inc., Business Innovation Center, Suite 207, One Library Place, Duquesne, PA 15110 (on behalf of Stahl Gear & Machine, P. O. Box 720, Duquesne, PA 15110) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with lead, heavy metals, PAHs and SVOCs. The applicant proposes to remediate the site to meet the Site-Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *McKeesport Daily News* on March 4, 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 should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

PLAN APPROVALS

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

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

06-05002B: Lehigh Cement Co. (537 Evansville Road, Fleetwood, PA 19522-8541) for installation of a mid-kiln blower on Portland cement kiln no. 2 at their Evansville Plant in Maiden creek Township, **Berks County**. The device is for the control of CO, NO_x and SO₂ emissions.

07-05023B: A. P. Green Refractories, Inc. (R. D. 1, Box 588D, Claysburg, PA 16625) for replacement of two fabric collectors in Greenfield Township, **Blair County**.

22-05047A: Dura-Bond Pipe, LLC (2716 South Front Street, Steelton, PA 17113) to install coating equipment for a new structural shapes fabrication operation at their existing facility in Steelton Borough, **Dauphin County**.

67-03121: Oldcastle Stone Products (P. O. Box 220, Thomasville, PA 17364) to operate three stone packaging lines at their Global Stone PenRoc's Hull Road plant in West Manchester Township, **York County**. There is no crushing or screening equipment in any of these stand alone operations.

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

65-00630A: Mine Safety Appliances Co. (P. O. Box 426, Pittsburgh, PA 15230) for installation and operation of safety equipment production at facility in Murrysville, **Westmoreland County**.

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

25-952E: Bush Industries, Inc.—Erie Plant (2455 Robison Road, Erie, PA 16509) for minor modification of maintenance schedule associated with permitted baghouses in the City of Erie, **Erie County**.

25-911A: Humane Society of Northwest Pennsylvania (2407 Zimmerly Road, Erie, PA 16508) to construct a small animal crematory in Millcreek Township, **Erie County**.

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

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

09-0128A: East Coast Sign Advertising (5058 Route 13 North, Bristol, PA 19007) for modification of three spray booths used for painting large metal signs in Bristol Township, **Bucks County**. The facility is a non-Title V facility. Due to the inefficiency of VOC-exempt solvents to clean paint equipment and over-spray, the facility needs to switch to solvents that contain VOCs and HAPs. VOCs and HAPs from cleaning solvents shall be limited to 4.08 tpy. The facility shall be required to develop a housekeeping plan to minimize excess use of cleaning solvents. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within these emission rates and all applicable air quality requirements.

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

39-321-012: HAB Industries, Inc. (15 South Albert Street, Allentown, PA 18109) to replace an existing air cleaning device (CVM unit) with a new air cleaning device (venturi scrubber) to control emissions from four existing textile frames in the City of Allentown, **Lehigh County**. The facility is a non-Title V (State-only) facility. Particulate emissions from the venturi scrubber 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 sources 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.

36-03149A: Crimson Fire (1828 Freedom Road, Lancaster, PA 16601) for installation of one spray booth controlled by dry filters in East Lampeter Township, **Lancaster County**. Potential emissions from the spray booth are estimated to be 12.21 tons per year of VOCs, 1.52 tons per year of combined HAPs and 1.01 tons per year of a single HAP. The plan approval will include monitoring, recordkeeping, reporting and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

43-329B: White Rock Silica Sand Co., Inc. (331 Methodist Road, Greenville, PA 16125) to issue a plan

approval to increase the allowable operating hours at their rock crushing facility in Hempfield Township, **Mercer County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department intends to issue a plan approval to increase the allowable operating hours at their rock crushing facility in Hempfield Township, Mercer 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 recom-

<i>Criteria Pollutants</i>	<i>Grams/hp-hr</i>
PM	0.4
CO	0.28
NOx	6.9
Total Hydrocarbons	0.07

4. The Department reserves the right to require verification of emission rates which may include source testing in accordance with applicable provisions of 25 Pa. Code Chapter 139 or portable exhaust gas analyzers approved by the Department.

5. Visible emissions from the diesel generator shall not exceed the following limitations:

- a) Equal to or greater than 10% for a period or periods aggregating more than 3 minutes in any 1 hour.
- b) Equal or greater than 30% at any time.

6. The generator shall be operated in a manner that malodors are not detectable outside the property of the permittee as specified in 25 Pa. Code § 123.31.

7. The permittee shall maintain the following records:

- a) The number of hours per calendar year the source is operated using nonresettable hour meter.
- b) The amount of fuel used per calendar year for the source.
- c) Verification that the sulfur content in the fuel does not exceed 0.3% by weight.

8. The records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

20-263A: TAPCO Tube Co. (10748 South Water Street Extension, Meadville, PA 16335) for installation of two dip paint lines in West Mead Township, **Crawford County**. This is a State-only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the State-only operating permit through an administrative amendment at a later date. The source shall comply with the following conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b, regarding plan approval terms and conditions and will demonstrate Best Available Technology for the source:

- This approval to construct/modify shall become invalid if: (1) construction is not commenced (as defined in 25 Pa. Code § 127.13(b) and 40 CFR 52.21(b)(8)) within 18 months after the date of this approval; (2) if construction is discontinued for a period of 18 months or more; or (3) construction is not completed within a reasonable time.

mended with the appropriate conditions in the plan approval:

1. The generator's maximum hours of operation are limited to 2,900 hours based on a consecutive 12-month period.
2. The permittee shall maintain and operate an oxidation catalyst on the generator.
3. Air pollutant emissions from the diesel engine (Caterpillar, Model 3412) shall not exceed the following limitations (based on full load and the rated horsepower of the engine):

<i>Allowable Emissions</i>	<i>Allowable Emissions</i>
0.78 lbs. hr	1.13 tons/year
0.57 lbs. hr	0.83 tons/year
13.52 lbs. hr	19.60 tons/year
0.14 lbs. hr	0.20 tons/year

- The dip coating tanks are subject to 25 Pa. Code §§ 123.1, 123.13, 123.31 and 123.41 for fugitive, particulate matter, odor and visible emissions, respectively.

- The VOC emissions from the two dip coating tanks shall not exceed 33.2 tpy based on any consecutive 12-month rolling period.

- The VOC emissions from the spray paint line shall not exceed 20.02 tpy based on any consecutive 12-month rolling period as stated in Plan Approval 20-318-013.

- The facility VOC emissions, to be defined as the combined VOC emissions from all VOC emitting sources, shall not exceed 49.9 tpy based on any consecutive 12-month rolling period.

- The facility HAP emissions, to be defined as the combined HAP emissions from all HAP emitting sources, shall not exceed 9.9 tpy for any individual HAP or 24.9 tpy for total facility HAP based on any consecutive 12-month rolling period.

- The dip coating tanks shall meet the surface coating processes requirements of 25 Pa. Code § 129.52, including but not limited to, coatings used shall comply with 25 Pa. Code § 129.52, Table 1(10)(e), the VOC content of the applied coating shall be determined as described in 25 Pa. Code § 129.52(b)(1)(ii) and recordkeeping shall comply with 25 Pa. Code § 129.52(c).

- The permittee shall maintain records of the monthly VOC emission total and the 12-month rolling VOC emission total for the dip tanks.

- The permittee shall maintain records of the monthly HAP emission total and the 12-month rolling HAP emission total for each individual HAP and the facility HAP total.

- The permittee shall submit semiannual reports of the 12-month rolling VOC emission total for both the dip tanks and for the facility.

- The permittee shall submit semiannual reports of the 12-month rolling HAP emission total for each individual HAP and for the facility HAP total.

- The permittee shall maintain the source in accordance with the manufacturer's specifications.

- The facility shall comply with 25 Pa. Code § 127.25 as follows: A person may not cause or permit the operation of a source, unless the source and air-cleaning device, are operated and maintained in accordance with specifica-

tions in the Plan Approval application and conditions listed. A person may not cause or permit the operation of an air contamination source in a manner inconsistent with good operating practices.

- Information required to be submitted as part of the conditions should be submitted to the attention of Regional Air Quality Program Manager, Air Quality Program, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335-3481.

OPERATING PERMITS

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

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

36-05053: Buck Co. Inc. (897 Lancaster Pike, Quarryville, PA 17566) for operation of their ferrous and nonferrous foundry in Providence Township, **Lancaster County**. The facility emits approximately 80 tons of VOC, 40 tons of PM10 and 2 tons of NOx per year. Additional monitoring, recordkeeping and work practice standards are included to keep the facility operating within all applicable requirements.

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.

46-00050: Rohm and Haas Co. (727 Norristown Road, Springhouse, PA 19477) in Lower Gwynedd Township, **Montgomery County**. The permit is for a non-Title V (State-only Synthetic Minor) facility. The facility's sources include five boilers and one dry cleaner. The permittee has elected to take an emission restriction including 24.9 tons/year for NOx and 20 tons/yr. of VOC to be compliant with synthetic minor requirements. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

09-00128: East Coast Sign Advertising (5058 Route 13 North, Bristol, PA 19007) for operation their facility in Bristol Township, **Bucks County**. The permit is for a non-Title V (State-only) facility. The facility's main sources include: three large paint spray booths and a paint storage/mix room. The permit will include monitoring, recordkeeping and reporting requirements 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.

06-03024: Wolfe Dye and Bleach Works (3600 Parkview Road, Reading, PA 19606) for operation of their St. Lawrence fabric drying facility in St. Lawrence Borough, **Berks County**. The State-only operating permit will include monitoring, recordkeeping, reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

S04-001: St. Christopher's Hospital for Children (Erie Avenue at Front Street, Philadelphia, PA 19134 and Building No. 669, West 3rd Street, Philadelphia, PA 19112) for operation of a hospital in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a 500 HP boiler, a 300 HP boiler, a 200 HP boiler and three emergency generators.

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 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	7.0mg/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.

54870101R3. Kuperavage Enterprises, Inc. (P. O. Box 99, Middleport, PA 17953), renewal of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County**, affecting 638.0 acres. Receiving streams: unnamed tributary to Schuylkill River. Application received February 26, 2004.

40041601. Stockton Anthracite, LP (P. O. Box 546, Hazleton, PA 18201), commencement, operation and restoration of a coal preparation plant and refuse disposal operation in Hazle Township, **Luzerne County**, affecting 183.0 acres. Receiving streams: None. Application received March 1, 2004.

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

03870701. NPDES Permit No. PA0214558, T. J. S. Mining, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774), to renew the permit for the Coal Refuse Disposal No. 2 in Plumcreek Township, **Armstrong County** and related NPDES permit. No additional discharges. Application received January 30, 2004.

56961302. NPDES Permit No. PA0214639, RoxCOAL, Inc. (P. O. Box 149, Friedens, PA 15541), to transfer the permit for the Miller Mine in Jenner and Lincoln Townships, **Somerset County** and related NPDES permit from K. B. Coal, Inc. No additional discharges. Application received February 9, 2004.

63831302. Eighty Four Mining Company (P. O. Box 355, 172 Route 519, Eighty Four, PA 15330), to revise the permit for Mine No. 84 in Amwell and North Bethlehem Townships, **Washington County**, ACOE Pittsburgh District. (Streams within borders defined by the following

points: starting at (Amity, PA Quadrangle N: 18.0 inches; W: 2.0 inches) to (Amity, PA Quadrangle N: 20.5 inches; W: 1.0 inch) to (Washington East, PA Quadrangle N: 0.5 inch; W: 8.0 inches) back to (Amity, PA Quadrangle N: 20.5 inches; W :9.0 inches) to beginning point.)

This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15) and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize the remediation of the following streams over longwall panels 4B-8B: Pine Run, Brush Run, unnamed tributary to Brush Run No. 3A, unnamed tributary to Brush Run No. 3, Little Daniels Run, Potato Run, Shipe Run, unnamed tributary to Redd Run No. 3, unnamed tributary to Little Daniels Run No. 2, unnamed tributary to Brush Run No. 4 and unnamed tributary to Brush Run No. 4A.

Written comments or objections on the request for Section 401 Water Quality Certification or to the issuance of the Water Obstruction and Encroachment Permit (Stream Module 15) may be submitted to the Department within 30 days of the date of this notice to the previous district mining office. Comments should contain the name, address and telephone number of the person commenting, identification of the request for 401 Water Quality Certification and Chapter 105 permit application (Stream Module 15) to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including relevant facts upon which they are based.

The Water Obstruction and Encroachment permit application is available for review at the California District Mining Office, by appointment, at the previous address.

Application received February 17, 2004

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

24980102 and NPDES Permit No. PA0227781. Tamburlin Bros. Coal Co., Inc. (P. O. Box 1419, Clearfield, PA 16830). Revision to an existing bituminous surface strip and auger operation in Fox Township, **Elk County** affecting 204.5 acres. Receiving streams: Limestone Run, Little Toby Creek and an unnamed tributary

to Sawmill Run (CWF). There are no potable surface water supply intakes within 10 miles downstream. Revision is for an incidental boundary extension. This extension will be for an additional 8.5 acres and includes 5.0 acres for extracting coal. Application received March 2, 2004.

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

56920106 and NPDES Permit No. PA0599557. Cooney Brothers Coal Company (P. O. Box 246, Crescon, PA 16630), surface mine/coal refuse disposal permit renewal in Shade Township, **Somerset County**, affecting 276.0 acres. Receiving streams: unnamed tributary to Hinson Run (CWF), unnamed tributary to Shade Creek (CWF) and unnamed tributary to Stoney Creek (CWF). The first downstream potable water supply intake from the point of discharge is the Cambria Somerset Authority Stoneycreek Surface Water Withdrawal. Application received February 26, 2004.

56713039 and NPDES Permit No. PA0069426. PBS Coals, Inc. (P. O. Box 260, Friedens, PA 15541), surface coal mining permit renewal in Brothersvalley and Somerset Townships, **Somerset County**, affecting 1,843 acres. Receiving streams: unnamed tributary to Kimberly

Run, Kimberly Run, unnamed tributary to Sandy Hollow Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received February 26, 2004.

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

03793072 and NPDES Permit No. PA061237. Keystone Coal Mining Corp. (P. O. Box 219, 400 Overview Drive, Shelocta, PA 15774). NPDES renewal for reclamation only of a coal surface mine permit in Kiskiminetas Township, **Armstrong County** and Young Township, **Indiana County**, affecting 302 acres. Receiving streams: Big Run (CWF) and an unnamed tributary to Long Run (WWF). There is no potable water supply intake within 10 miles from the point of discharge. Renewal application received March 2, 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.

5074SM2A1C3. Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201), correction to an existing quarry operation to construct a sand processing plant in Guilford and Greene Townships, **Franklin County**, affecting 167.5 acres. Receiving streams: None. Application received March 1, 2004.

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

20040301. Lakeland Sand & Gravel, Inc. (3017 Atlantic Lake Road, Hartstown, PA 16131). Commencement, operation and restoration of a sand and gravel operation in East Fallowfield Township, **Crawford County**, affecting 30.85 acres. Receiving streams: None. There are no potable surface water supply intakes within 10 miles downstream. Application received February 26, 2004.

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

14040301 and NPDES Permit No. PA0243698. Hanson Aggregates Pennsylvania, Inc. (1900 Sullivan Trail, P. O. Box 231, Easton, PA 18044-0231). Commencement, operation and restoration of a large industrial minerals (limestone) permit in Spring and Marion Townships, **Centre County**, affecting 76.7 acres. Receiving

streams: Nittany Creek (HQ CWF). There are no potable surface water supply intakes. Application received February 17, 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 should 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 19401.

E15-714. Edwin J. Gold c/o Planco, 1500 Liberty Ridge Drive, Wayne, PA 19087, Schuylkill Township, **Chester County**, ACOE Philadelphia District.

To modify and maintain existing reservoirs within the 100-year floodplain of an unnamed tributary of Pickering Creek (HQ-TSF). Reservoir A will be dewatered to facilitate shoreline alteration and deepening by approximately 3 feet to provide maximum depth of 8 feet. The outlet works of nonjurisdictional dam A will be modified by capping the existing 12-inch PVC outfall and constructing a spillway outlet structure that will direct flow to existing reservoir B. Reservoir B will be dewatered to replace new 45-mil liner and shoreline rehabilitation. The outlet works of nonjurisdictional dam B will be modified by capping the existing 12-inch PVC outfall and constructing a spillway outlet structure that will direct flow to proposed outlet basin C. Outlet basin C is about 80 feet long and 60 feet wide and includes a 10-inch RCP outfall structure and riprap apron to outfall structure along unnamed tributary of Pickering Creek. The project will temporarily impact 1.15 acres of reservoir A and B combined during construction.

The application includes a request for an environmental assessment approval to modify two nonjurisdictional dams as noted.

The site is about 2,500 feet southwest of intersection of White Horse Road and Valley Park Road (Malvern, PA USGS Quadrangle N: 18.0 inches; W: 1.2 inches).

E46-955. Robert and Kathryn Leber, 2566 Swamp Creek Road, Green Lane, PA 18054, Marlborough Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain a 160-foot long by 4-foot wide footbridge across the 100-year floodplain of Unami Creek (HQ-CWF) as an emergency access to an existing dwelling.

The site is at 2566 Swamp Creek Road (Perkiomenville, PA USGS Quadrangle N: 16.2 inches; W: 9.0 inches).

E15-715. Louise McIlvaine, 107 South Whitford Road, Exton, PA 19341, West Whiteland Township, **Chester County**, ACOE Philadelphia District.

To perform the following activities associated with the proposed relocation of an unnamed tributary to West Valley Creek along Whitford Road:

(1) To relocate 526 linear feet of the unnamed tributary to West Valley Creek (CWF, MF) impacting 0.17 acre of wetlands (PFO/PEM).

(2) To place fill in 45 linear feet of the channel abandoned by the above stream relocation work.

(3) To restore and modify 170 linear feet of the unnamed tributary to West Valley Creek.

(4) To construct and maintain a temporary access road across an unnamed tributary to West Valley Creek.

(5) To construct and maintain temporary cofferdams.

The project proposes to impact a total of 526 linear feet of watercourse and 0.17 acre of wetlands. The site is just southeast of the intersection of West Lincoln Highway (SR 0030) and Whitford Road (Downingtown, PA USGS Quadrangle N: 4.4 inches; W: 2.6 inches).

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

E07-381: Michael and Collette Shoop, 863 Poplar Run Road, Duncansville, PA 16635 in Juniata Township, **Blair County**, ACOE Baltimore District.

To remove the existing abutments and bridge deck having a clear span of 5.5 feet, an average rise of 6.5 feet and an instream length of 18.0 feet and to construct and maintain 20 feet of 6-foot diameter corrugated metal pipe at a point adjacent to Longenecker Road within an unnamed tributary to Poplar Run (CWF) (Cresson, PA Quadrangle N: 2.0 inches; W: 5.0 inches) in Juniata Township, Blair County.

E07-382: City of Altoona, 1301 12th Street, Altoona, PA 16601 in the City of Altoona, **Blair County**, ACOE Baltimore District.

To remove the existing abutments and concrete bridge deck having a clear span of 10.45 feet, an average rise of 3.44 feet and an instream length of 18.3 feet and to construct and maintain an arch culvert bridge having a clear span of 20.0 feet, a rise of 4.0 feet and an instream length of 28 feet at a point along 14th Street within Brush Creek (WWF) (Altoona, PA Quadrangle N: 0.9 inch; W: 1.8 inches) in the City of Altoona, Blair County. The project includes the relocation of 125 feet of stream channel.

E07-383: City of Altoona, 1301 12th Street, Altoona, PA 16601 in the City of Altoona, **Blair County**, ACOE Baltimore District.

To remove the existing abutments and concrete bridge deck having a clear span of 8.0 feet (14.0 feet skewed), an average rise of 4.1 feet, an instream length of 19.5 feet and a skew of 47° 30' 00" and to construct and maintain an arch culvert bridge having a clear span of 16.0 feet (20.7 feet skewed), a rise of 4.1 feet, an instream length of 51.25 feet and a skew of 47° 30' 00" at a point along 15th Street within Brush Creek (WWF) (Altoona, PA Quadrangle N: 0.7 inch; W: 1.8 inches) in the City of Altoona, Blair County.

E67-753: Hopewell Township, P. O. Box 429, Stewartstown, PA 17262 in Hopewell Township, **York County**, ACOE Baltimore District.

To construct and maintain two 48-inch pipe culverts, one 30-inch pipe culvert and 40 feet of rip-rap rock bank protection in and along unnamed tributaries to Ebaughs Creek (CWF) (Stewartstown, PA Quadrangle N: 1.8 inches; W: 17.5 inches) in Hopewell Township, York County. This application was filed to resolve a violation.

E28-315: Charles M. Long, 14119 Charles Drive, Waynesboro, PA 17268 in Washington Township, **Franklin County**, ACOE Baltimore District.

To construct and maintain four stream/wetland driveway crossings, one 8-inch and two 4-inch sanitary sewer crossings and two 4-inch water line crossings all in unnamed tributaries to Falls Creek (WWF) (Smithsburg, MD Quadrangle N: 22 inches; W: 3 inches) in Washington Township, Franklin County.

E36-775: Centerville Associates, Limited, 987 Chapel Forge Court, Lancaster, PA 17601 in Penn and Rapho Townships, **Lancaster County**, ACOE Baltimore District.

To construct and maintain: (1) a wetland road crossing providing access to the proposed residential development; (2) a nature trail which will impact wetlands; and (3) a sewer line crossing over an UNT to Chickies Creek, all being tributary to Chickies Creek (WWF), for the purpose of constructing an adjacent residential development (Manheim, PA Quadrangle N: 9.89 inches; W: 1.63) in Penn and Rapho Townships, Lancaster County. The permittee is required to provide a minimum of 0.379 acre of replacement wetlands.

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

E59-454. Rutland Township, R. R. 2 Box 1462, Mansfield, PA 16933. Relocation and extension of T-790 culvert in Painter Run in Rutland Township, **Tioga County**, ACOE Baltimore District (Jackson Summit, PA Quadrangle N: 0.8 inch; W: 6.0 inches).

To modify, operate and maintain an existing single cell culvert that carries T-790 across Painter Run (CWF). Modifications of Rutland Township Road No. 790 crossing Painter Run shall be modified by removal of the existing 8-foot diameter steel culvert pipe, extending that culvert by 25 feet and relocating the extended culvert pipe to provide the stream approach at the inlet. Additional modifications to the road crossing Painter Run shall include construction of stone headwalls and the installation of rock outlet protection. All road crossing modifications and future repair work shall be completed during stream low flow. Stream bank disturbances during construction and repair work shall be kept to a minimum with vegetative stabilization being applied within 20 days of final earthmoving. As proposed the project will not impact wetlands while impacting 75 feet of waterway that is along the northern right-of-way of SR 1004, approximately 1.7 miles north of T-790 and SR 1004 intersection.

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

E02-1454. Grasinger Homes, Inc., 8035 Saltsburg Road, Pittsburgh, PA 15239. Green Valley Estates Plan No. 2 in Plum Borough, **Allegheny County**, Pittsburgh ACOE District (Braddock, PA Quadrangle N: 21.0 inches; W: 1.2 inches) (Latitude: 40° 29' 26" and Longitude: 79° 45' 31"). The applicant proposes to place and maintain fill in 0.23 acre of PEM wetlands as part of a proposed 34 single family residential development known as Green Valley Estates Phase 2. To compensate for the wetland impact the applicant proposes to make a payment to the wetland replacement fund. This project will also impact approximately 570 feet of an unnamed tributary to Plum Creek (WWF). This work qualifies for authorization under the Department's waiver 105.12(a)(2). The project is on the south side of Old Leechburg Road, approximately 2,500 feet west of its intersection with New Texas Road.

E03-419. Dominion Transmission, Inc. (DTI), 445 West Main Street, Clarksburg, WV 26301. DTI LN 19 transmission line in Boggs, Burrell, Kiskiminetas, Kittanning, Mahoning, Plumcreek, Redbank, South Bend, Valley and Wayne Townships, **Armstrong County**, Pittsburgh ACOE District (Project Begins at Vandergrift, PA Quadrangle N: 8.23 inches; W: 4.59 inches and Ends: New Bethlehem, PA Quadrangle N: 2.17 inches; W: 6.94 inches) (Begins Latitude: 40° 32' 12"—Longitude: 79° 30' 00" and Ends Latitude: 40° 37' 35"—Longitude: 79° 26' 58"). The applicant proposes to operate and maintain a 21.0-mile, 20-inch gas pipeline which crosses Kiskiminetas River (WWF), three tributaries to Roaring Run (CWF), Crooked Creek (WWF), three tributaries to Crooked Creek (WWF), Long Run (WWF), a tributary to Long Run (WWF), Cherry Run (CWF), two tributaries to Cherry Run (CWF), Spra Run (WWF), Cowanshannock Creek (TSF), three tributaries to Cowanshannock Creek (WWF), South Fork Pine Creek (WWF), two tributaries to South Fork Pine Creek (WWF), North Fork Pine Creek (WWF), Scrubgrass Creek (CWF), three tributaries to Scrubgrass Creek (CWF), Mahoning Creek (WWF), five tributaries to Mahoning Creek (CWF), Redbank Creek (TSF) and a tributary to Redbank Creek (CWF). The project begins at the Westmoreland/Armstrong County line and ends at the Clarion/Armstrong County line.

E04-302. Castlebrook/Phillipsburg Development, L. P., The Bank Tower, Suite 910, 307 Fourth Avenue, Pittsburgh, PA 15222. Phillipsburg Center in Center Township, **Beaver County**, Pittsburgh ACOE District (Beaver, PA Quadrangle N: 10.3 inches; W: 8.6 inches) (Latitude: 40° 00' 45"—Longitude: 80° 18' 45"). The applicant proposes to place and maintain fill in 0.08 acre of PEM wetlands associated with an unnamed tributary to the Ohio River (WWF) for the purpose of constructing the Phillipsburg Center. The project is approximately 3,500 feet north from the intersection of SR 18 and SR 51. The project will permanently impact 0.08 acre of PEM wetlands and from the construction of a stream enclosure, 240.0 linear feet of stream channel. To compensate for the wetland impacts, the applicant proposes to construct 0.08 acre of replacement wetlands.

E65-841. Dominion Transmission, Inc. (DTI), 445 West Main Street, Clarksburg, WV 26301. DTI LN 19 transmission line in Washington and Bell Townships and the Municipality of Murrysville, **Westmoreland County**, Pittsburgh ACOE District (Begins Murrysville, PA Quadrangle N: 15.94 inches; W: 2.01 inches and Ends Vandergrift, PA Quadrangle N: 8.73 inches; W: 4.59 inches) (Begins Latitude: 40° 27' 46" and Longitude: 79° 38' 22" and Ends Latitude: 40° 32' 53" and Longitude: 79° 31' 59"). The applicant proposes to operate and maintain a 9.0-mile long 20-inch gas pipeline which crosses a tributary to Haymakers Run (HQ-CWF), Pucketa Creek (TSF), Poke Run (HQ-CWF), two tributaries to Poke Run (HQ-CWF), Beaver Run (TSF) and three tributaries to Beaver Run (HQ-CWF). The project begins at J. B. Tonkin Station and ends at the Westmoreland/Armstrong County line.

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

E20-534. Dominion Transmission, Inc., 445 West Main Street, Clarksburg, WV 26301. Existing Natural Gas Pipeline TL-406 in Conneaut, East Fairfield, Sadsbury, Summit, Union and Vernon Townships, **Crawford County**, ACOE Pittsburgh District (Harmonsburg, PA Quadrangle N: 3.7 inches; W: 6.49 inches).

The applicant proposes to operate and maintain an existing 10-inch diameter natural gas pipeline TL-406 in Crawford County from the Cochranon interconnection with the Tennessee Gas Company approximately 800 feet west of the intersection of U. S. Route 322 and Powell Road (Cochranon, PA Quadrangle N: 6.8 inches; W: 10.9 inches) to the Pennsylvania/Ohio border (Leon, OH-PA Quadrangle N: 21.1 inches; W: 2.7 inches) approximately 1.8 feet miles north of U. S. Route 6 and the Pennsylvania/Ohio border. The project crosses and includes, but is not limited to, the crossing of the following streams and nonexceptional value wetlands (wetland crossings based on NWI maps) as described in the application: UNT to French Creek (WWF, perennial) (N 41° 32' 11", W 80° 5' 7"), UNT to French Creek (intermittent) (WWF) (N 41° 32' 20", W 80° 5' 29"), French Creek (perennial) (WWF) (N 41° 32' 40", W 80° 6' 13"), UNT to Conneaut Outlet (intermittent) (WWF) (N 41° 32' 54", W 80° 6' 41"), UNT to French Creek (intermittent) (WWF) (N 41° 33' 7", W 80° 7' 13"), UNT to French Creek (intermittent) (WWF) (N 41° 33' 21", W 80° 7' 37"), UNT to French Creek (intermittent) (WWF) (N 41° 34' 15", W 80° 9' 42"), UNT to French Creek (intermittent) (WWF) (N 41° 35' 3", W 80° 11' 23"), UNT to Watson Run (intermittent) (WWF) (N 41° 35' 46", W 80° 12' 40"), UNT to Watson Run (intermittent) (WWF) (N 41° 36' 6", W 80° 13' 10"), UNT to Watson Run (intermittent) (WWF) (N 41° 36' 13", W 80° 13' 24"), UNT to Watson Run (intermittent) (WWF) (N 41° 36' 46", W 80° 14' 16"), UNT to Watson Run (intermittent) (WWF) (N 41° 14' 49", W 80° 14' 49"), Watson Run (perennial) (WWF) (N 41° 37' 24", W 80° 15' 26"), UNT to Watson Run (perennial) (WWF) (N 41° 37' 36", W 80° 15' 50"), UNT to Conneaut Lake (perennial) (HQ-WWF) (N 41° 38' 8", W 80° 16' 44"), UNT to Conneaut Lake (perennial) (HQ-WWF) (N 41° 38' 29", W 80° 17' 26"), UNT to Conneaut Lake (perennial) (HQ-WWF) (N 41° 38' 38", W 80° 17' 41"), UNT to Conneaut Lake (perennial) (HQ-WWF) (N 41° 38' 57", W 80° 18' 18"), Inlet Run (perennial) (HQ-WWF) (N 41° 39' 6", W 80° 18' 47"), UNT to Inlet Run (perennial) (HQ-WWF) (N 41° 39' 9", W 80° 18' 54"), UNT to Conneaut Creek (perennial) (WWF, MF) (N 41° 39' 53", W 80° 20' 39"), Conneaut Creek (perennial) (WWF, MF) (N 41° 40' 8", W 80° 21' 13"), UNT to Conneaut Creek (perennial) (WWF, MF) (N 41° 40' 17", W 80° 21' 35"), UNT to Conneaut Creek (perennial) (WWF, MF) (N 41° 40' 23", W 80° 21' 49"), UNT to Conneaut Creek (perennial) (WWF, MF) (N 41° 40' 35", W 80° 22' 16"), UNT to Conneaut Creek (perennial) (WWF, MF) (N 41° 40' 54", W 80° 22' 54"), UNT to Linesville Creek (perennial) (WWF) (N 41°

41' 46", W 80° 25' 0"), Linesville Creek (perennial) (WWF) (N 41° 41' 59", W 80° 25' 23"), Linesville Creek (perennial) (WWF) (N 41° 42' 1", W 80° 25' 26"), UNT to Linesville Creek (perennial) (WWF) (N 41° 42' 15", W 80° 25' 50"), UNT to Linesville Creek (perennial) (WWF) (N 41° 42' 16", W 80° 25' 53"), UNT to Paden Creek (perennial) (WWF) (N 41° 42' 38", W 80° 26' 46"), UNT to Paden Creek (perennial) (WWF) (N 41° 43' 2", W 80° 27' 34"), UNT to Paden Creek (perennial) (WWF) (N 41° 43' 7", W 80° 27' 49"), Paden Creek (perennial) (WWF) (N 41° 42' 38", W 80° 28' 20"), Wetland-TL-406-CRA-001 (PSS) (N 41° 32' 38", W 80° 6' 1"), Wetland-TL-406-CRA-002 (PSS) (N 41° 32' 38", W 80° 6' 1"), Wetland-TL-406-CRA-002 (PSS) (N 41° 32' 40", W 80° 6' 7"), Wetland-TL-406-CRA-003 (PSS) (N 41° 36' 8", W 80° 13' 14"), Wetland-TL-406-CRA-004 (PFO/PSS) (N 41° 36' 29", W 80° 13' 47"), Wetland-TL-406-CRA-005 (PFO) (N 41° 36' 38", W 80° 13' 59"), Wetland-TL-406-CRA-006 (PEM/PFO/PSS) (N 41° 37' 24", W 80° 15' 26"), Wetland-TL-406-CRA-007 (PEM) (N 41° 38' 55", W 80° 18' 12"), Wetland-TL-406-CRA-008 (PFO) (N 41° 41' 59", W 80° 25' 23"), Wetland-TL-406-CRA-009 (PFO) (N 41° 43' 19", W 80° 28' 19") and Wetland-TL-406-CRA-010 (PFO/PSS) (N 41° 44' 22", W 80° 30' 57").

E24-236, Francis X. Straub, 123 Terrace Road, St. Marys, PA 15857. Storage complex wetland fill in City of St. Marys, **Elk County**, ACOE Pittsburgh District (St. Marys, PA Quadrangle N: 8.6 inches; W: 13.2 inches).

To place and maintain fill within two palustrine emergent and palustrine scrub/shrub wetlands having a de minimis surface area of 0.042 acre for the purpose of constructing a storage facility, approximately 2.1 miles west of the City of St. Marys along the north side of SR 120.

ENVIRONMENTAL ASSESSMENTS

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

EA36-011: West Lampeter Township, 852 Village Road, Box 2, Lampeter, PA 17537 in West Lampeter Township, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a diversion weir and outlet weir at an unnamed tributary to Big Spring Run (WWF) for the purpose of creating a water quality wetland on West Lampeter Community Park property immediately east of the intersection of Lampeter Road and Mentzer Road (Quarryville, PA Quadrangle N: 21.4 inches; W: 17.6 inches) in West Lampeter Township, Lancaster County.

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

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
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 should 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>
PA0036889 Industrial Waste	Reading Township Municipal Authority 5500 Carlisle Pike New Oxford, PA 17350	Adams County Reading Township	Conewago Creek 7F	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>
PA0208931 Sewerage	Catherine Randolph R. R. 4 Box 392 DuBois, PA 15801	Brady Township Clearfield County	UNT Limestone Creek 17-D	Y
PA0114316 Sewerage	John and Sandra Erdley 175 Eagle Lane Millmont, PA 17845	Hartley Township Union County	UNT to Penns Creek 6A	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>
PA0001899 Industrial Waste	Jones Brewing Company P. O. Box 746 Smithton, PA 15479	Westmoreland County Smithton Borough	Youghioghney River	—

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

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

NPDES Permit No. PA0064327, Industrial Waste, **B. S. Quarries, Inc.**, R. R. 3, P. O. Box 324A-1, Montrose, PA 18801. This proposed facility is in Silver Lake Township, **Susquehanna County**.

Description of Proposed Action/Activity: Issuance of NPDES Permit.

NPDES Permit No. PAS232210, Stormwater, **Consolidated Container Company**, 6831 Ruppssville Road, Allentown, PA 18106. This proposed facility is in Allentown City, **Lehigh County**.

Description of Proposed Action: Issuance of stormwater NPDES permit.

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

NPDES Permit No. PA0026913-A2, Sewage, **The Municipal Authority of the City of McKeesport**, 100 Atlantic Avenue, McKeesport, PA 15132. This proposed facility is in McKeesport Water Pollution Control Plant, City of McKeesport, **Allegheny County**.

Description of Proposed Action/Activity: Amendment to discharge uncontaminated stormwater from the McKeesport Sewage Treatment Plant site in City of McKeesport, Allegheny County.

NPDES Permit No. PA0252549, Sewage, **Sutersville—Sewickley Municipal Sewage Authority**, 320 Municipal Avenue, Sutersville, PA 15083. This proposed facility is in Sewickley Township, **Westmoreland County**.

Description of Proposed Action/Activity: Discharge of 0.19 MGD of treated sewage from the proposed Sutersville—Sewickley Municipal Authority Wastewater Treatment Plant.

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. 3604404, Sewerage, **Manheim Borough Authority**, 15 East High Street, Manheim, PA 17545. This proposed facility is in Rapho Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/operation of Orchard Road/Kendig Drive Pump Station sewerage facilities consisting of a duplex grinder pump station with approximately 300 feet of 2-inch force main.

WQM Permit No. 0704401, Sewerage, **Shawn and Tracy McElravy**, P. O. Box 83, Blandburg, PA 16619. This proposed facility is in Antis Township, **Blair County**.

Description of Proposed Action/Activity: Construction/operation of sewerage facilities consisting of dual compartment 1,000-gallon septic tank, 250-gallon septic tank with a Goulds Pump Model No. 3871-EP04 or equivalent, 600 ft² buried sand filter, tablet chlorinator and 300-gallon chlorine contact tank to serve their single family residence.

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

WQM Permit No. 1403406, Sewage 4952, **Penn Township**, P. O. Box 125, Coburn, PA 16832-0125. This proposed facility is in Penn Township, **Centre County**.

Description of Proposed Action/Activity: The applicant proposes to construct and operate a new sewerage system. The system will be gravity sewers and package extended air sewage plant severing the Village of Coburn.

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

WQM Permit No. 2003433, Sewerage, **Mose I. Schwartz**, 20704 Beaver Center Road, Conneautville, PA 16406. This proposed facility is in Conneaut Township, **Crawford County**.

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

WQM Permit No. 2003432, Sewerage, **Marcus M. Schwartz**, 20742 Beaver Center Road, Conneautville, PA 16406. This proposed facility is in Conneaut Township, **Crawford County**.

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

WQM Permit No. 2503431, Sewerage, **LeRoy G. and Rebecca L. Wells**, 15630 Tionesta Lane, Pleasantville, PA 16341. This proposed facility is in North East Township, **Erie 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 Sugan 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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
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	Schuylkill River Darby, Crum and Valley 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
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, Cobbs Watershed
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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
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

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>
PAG130177	Rutledge Borough 212 Unity Terrace Rutledge, PA 19070	Delaware	Rutledge
PAG130172	West Vincent Township P. O. Box 163 220 Flowing Springs Rd. Birchrunville, PA 19421-0163	Chester	West Vincent

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>
PAG130175	Newlin Township 929 Springwood Dr. West Chester, PA 19382	Chester	Newlin
PAG130173	Rose Valley Borough P. O. Box 198 Rose Valley, PA 19065-0198	Delaware	Rose Valley
PAG130076	Millbourne Borough 9 Park Ave. Millborne, PA 19082	Delaware	Millbourne
PAG130171	Upper Oxford Township 1185 Limestone Rd. Oxford, PA 19363	Chester	Upper Oxford
PAG130174	Springfield Township 2320 Township Road Quakertown, PA 18951-3345	Bucks	Springfield
PAG130170	West Sadsbury Township 6400 N. Moscow Rd., R. R. 2 Parkesburg, PA 19365-9044	Chester	West Sadsbury
PAG130175	Modena Borough P. O. Box 116 Modena, PA 19358-0116	Chester	Modena
PAG130168	Hulmeville Borough 150 Trenton Ave. Hulmeville, PA 19047	Bucks	Hulmeville

VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual 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>
PAI011503031	Nicholas V. Martell Chestnut Hill Subdivision 1000 Chesterbrook Boulevard Suite 100 Berwyn, PA 19312	Chester	North Coventry Township	Pigeon Creek HQ
PAI011503047	High Associates, Inc. Orchard Ridge 1853 William Penn Way P. O. Box 10008 Lancaster, PA 17605-0008	Chester	East Coventry Township	Schuylkill River HQ-TSF
PAI011503062	Newlin Homes Degliobizzi Tract 1657 Warpath Road West Chester, PA 19382	Chester	Franklin Township	Big Elk Creek HQ-TSF-MF
PAI01503111	Owen J. Roberts School District Vincent Elementary School 901 Ridge Road Pottstown, PA 19465-9314	Chester	East Vincent Township	French Creek HQ

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024803041	Nazareth Development, LLC 25 S. Main St. Nazareth, PA 18064	Northampton	Bushkill Township	Bushkill Creek HQ-CWF
PAS10U185-1	Easton Center, LLC 2216 Willow Park Road Bethlehem, PA 18020	Northampton	Palmer Township Wilson Borough	Bushkill Creek HQ-CWF Lehigh River CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032903002	Forbes Road School District 263 Red Bird Drive Waterfall, PA 16689	Fulton	Taylor Township	Elders Branch and UNT to Elders Branch EV

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041403016	Penn Township Supervisors P. O. Box 125 Coburn, PA 16832-0125	Centre	Penn Township	Penns Creek CWF Pine Creek EV
PAI041904001	Department of Transportation P. O. Box 218 Montoursville, PA 17754	Columbia	Benton Township	West Creek HQ-CWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056503007	Municipality of Murrysville 4100 Sardis Road Murrysville, PA 15668	Westmoreland	Municipality of Murrysville	Steels Run 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-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>
Marple Township Delaware County	PAG2002304007	Bruce Poulterer 140 Timberlake Drive Media, PA 19063	Crum Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

NOTICES

1603

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
City of Philadelphia Philadelphia County	PAG2015103005-A1	Delaware East Association, LP Columbus Commons North 350 Sentry Parkway Building 610 Blue Bell, PA 19422	Delaware River WWF, CWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015103020	Westrum Development Company Brewerytown Square 370 Commerce Drive Fort Washington, PA 19834	Delaware River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Salford Township Montgomery County	PAG2004603232	TH Properties Brownstone Mill 345 Main Street Harleysville, PA 19438	Skippack Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Springfield Township Montgomery County	PAG2004604024	Department of Transportation SR 2027 and 2028 Imprv. FKA 7000 Geerdes Boulevard King of Prussia, PA 19406	Sandy Run WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Franconia Township Montgomery County	PAG2004604033	Macoby Run, LP Harrington Village 404 Sumneytown Pk., Suite 200 North Wales, PA 19454	Skippack Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lackawanna County Newton Township	PAG2003504009	John W. Pardue 1528 Newton-Ransom Blvd. Clarks Summit, PA 18411	Gardner Creek CWF	Lackawanna County Conservation District (570) 281-9495
Lackawanna County South Abington Township	PAG2003504008	Brian Soyka 5700 Sixth Ave. Altoona, PA 16602	Leggett's Creek TSF	Lackawanna County Conservation District (570) 281-9495
Lehigh County North Whitehall and Whitehall Townships	PAG2003903026	Northampton Borough Municipal Authority 1 Clear Springs Dr. Northampton, PA 18067	Lehigh River TSF	Lehigh County Conservation District (610) 391-9583
Lehigh County Lynn Township	PAG2003903033	Theodore Koch 1560 Gulf Blvd. No. 1505 Clearwater, FL 33767	Ontelaunee Creek CWF	Lehigh County Conservation District (610) 391-9583
Luzerne County Dorrance Township	PAG2004004006	TFP Limited Robert Tambur 1140 Route 315 Wilkes-Barre, PA 18711	Little Wapwallopen Creek CWF	Luzerne County Conservation District (570) 674-7991
Luzerne County Sugarloaf Township	PAG2004004007	Chad Spackman 214 Physical Plant Bldg. University Park, PA 16801	Black Creek CWF	Luzerne County Conservation District (570) 674-7991
Franklin Township Adams County	PAG2000104001	Lee Horst 1740 Goldenville Road Gettysburg, PA 17325	UNT to Marsh Creek CWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Cumru Township Berks County	PAG2000604010	Ross and Claudia Huntzinger 2426 Fox Hill Rd. Ulysses, PA 16948	Allegheny Creek CWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533 (610) 372-4657, Ext. 201

NOTICES

<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>
Bern Township Berks County	PAG200060338	John Morahan, President, CEO St. Joseph Medical Center 12th and Walnut St. Reading, PA 19601	Tulpehocken Creek WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533 (610) 372-4657, Ext. 201
Windsor Township Berks County	PAG2000604007	First Assembly of God, Inc. P. O. Box 422, Hamburg, PA 19526	Kerchner Creek WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533 (610) 372-4657, Ext. 201
Cromwell Township Huntingdon County	PAG2003103011	Cromwell Township Supervisors P. O. Box 340 Orbisonia, PA 17243	Three Springs Creek CWF Aughwick Creek TSF UNT to Black Log Creek CWF	Huntingdon County Conservation District R. D. 1, Box 7C Rt. 26 S. Huntingdon, PA 16652 (814) 627-1627
Penn Township Lancaster County	PAG2003603082	Manheim's PA Auction Services 1190 Lancaster Road Manheim, PA 17545	Chiques Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
Penn Township Lancaster County	PAG2003603137	Centerville Associates 987 Chapel Forge Road Lancaster, PA 17601	Chickies Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
East Lampeter Township Lancaster County	PAG2003603146	Melvin S. Glick P. O. Box 7 Smoketown, PA 17576	Mill Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
Denver Borough Lancaster County	PAG2003604009	Moses S. Stoltzfus 555A Sandy Hill Road Denver, PA 17517	Cocalico Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
Manor Township Lancaster County	PAG2003604010	George Desmond 1085 Manheim Pike Lancaster, PA 17601	Little Conestoga Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
West Donegal Township Lancaster County	PAG2003604016	Lancaster Industries Development Authority 1149 Harrisburg Pike Carlisle, PA 17013	UNT to Conoy Creek TSF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361

NOTICES

1605

<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>
Mount Joy Borough Lancaster County	PAG2003604017	Patrick T. Moran II 596 Pinkerton Road Mount Joy, PA 17552	Little Chickies Creek TSF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
Leacock Township	PAG2003604018	Kitchen Kettle Village P. O. Box 380 Route 340 Intercourse, PA 17534	Muddy Run TSF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601 (717) 299-5361
Columbia County Town of Bloomsburg	PAG2001904001	Weis Markets Inc. 1000 South Second St. Sunbury, PA 17801	Neals Run CWF	Columbia County Conservation District 702 Sawmill Rd. Suite 204 Bloomsburg, PA 17815 (570) 784-1310
Snyder County Selinsgrove Borough	PAG200504002	Selinsgrove School District 401 185th St. Selinsgrove, PA 17870	Penns Creek WWF	Snyder County Conservation District 403 W. Market St. Middleburg, PA 17842 (570) 837-0007, Ext. 112
Snyder County Monroe Township	PAG2005504003	Hummels Wharf Municipal Authority P. O. Box 165 Hummels Wharf, PA 17831	Susquehanna River WWF	Snyder County Conservation District 403 W. Market St. Middleburg, PA 17842 (570) 837-0007, Ext. 112
Union County West Buffalo Township	PAG2006004003	John Griffith R. R. 5, Box 430 Mifflinburg, PA 7844	UNT Buffalo Creek CWF	Union County Conservation District 88 Bull Run Crossing Suite 5 Lewisburg, PA 17837 (570) 523-8782
Cambria County	PAG2001103023	Windber Area Authority 1700 Stockholm Ave. Windber, PA 15963-2061	Stonycreek River WWF	Cambria County Conservation District (814) 472-2120
Fayette County Dunbar Township	PAG2002604005	Wal-Mart Stores, Inc. 2001 South East 10th Street Bentonville, AK 72716-0550	Dunbar Creek TSF	Fayette County Conservation District (724) 438-4497
Fayette County Perry Township	PAG2002604008	Perry Township Municipal Authority P. O. Box 183 Star Junction, PA 15482	Youghiogheny River WWF	Fayette County Conservation District (724) 438-4497
Fayette County Luzerne Township	PAG2002604013	Department of Transportation P. O. Box 459 Gallatin Avenue Uniontown, PA 15401	Monongahela River WWF	Fayette County Conservation District (724) 438-4497
Fayette County Menallen Township	PAG2002604014	Donald Hall R. D. 1 Smock, PA 15480	Redstone Creek WWF	Fayette County Conservation District (724) 438-4497
Fayette County Menallen Township	PAG2002604015	Uniontown Area School District 23 East Church Street Uniontown, PA 15401	Jennings Run WWF	Fayette County Conservation District (724) 438-4497
Indiana County West Wheatfield Township	PAG2003204003	Clifford C. Wise General Trade Corp. 4158 Old William Penn Hwy. Murrysville, PA 15668	Unnamed tributary to Conemaugh River CWF	Indiana County Conservation District (724) 463-8547

<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>
Indiana County Cherryhill Township	PAG2003204004	Thomas F. Sgriccia Penns Manor Area School District 6003 Route 553 Clymer, PA 15728	Rose Run CWF	Indiana County Conservation District (724) 463-8547
Washington County City of Washington	PAR10W141R	Redevelopment Authority of the County of Washington 603 Courthouse Sq. 100 W. Beau Street Washington, PA 15301	Catfish Creek WWF	Washington County Conservation District (724) 228-6774
Washington County Peters Township	PAG2006304002	Thomas McCloskey 6316 Irishtown Road Bethel Park, PA 15102	Peters Creek WWF	Washington County Conservation District (724) 228-6774
Washington County Chartiers Township	PAG2006304004	Harlan Shober 1370 Paxton Farm Rd. Washington, PA 15301	Unnamed tributary to Chartiers Creek WWF	Washington County Conservation District (724) 228-6774
Washington County Chartiers Township	PAG2006304007	Harlan Shober 1370 Paxton Farm Rd. Washington, PA 15301	Unnamed tributary to Chartiers Creek WWF	Washington County Conservation District (724) 228-6774
Washington County Peters Township	PAG2006304010	Gary Duckworth 133 Friar Lane McMurray, PA 15317	Unnamed tributary to Brush Run WWF	Washington County Conservation District (724) 228-6774
Washington County Deemston Borough	PAG2006304011	Deemston Borough 1622 Morey Road Fredericktown, PA 15333	Tributary to Ten Mile WWF	Washington County Conservation District (724) 228-6774
Westmoreland County Rostraver Township	PAG2006504005	Westmoreland County Airport Authority 200 Pleasant Unity Rd. Suite 103 Latrobe, PA 15658	Long Hollow Run WWF	Westmoreland County Conservation District (724) 837-5271
Erie County Harborcreek Township	PAR10K202(1)	Pennsylvania State University Office of Physical Plant University Park, PA 16802	Four Mile Creek WWF MF	Erie County Conservation District (814) 825-6033
Erie County North East Township	PAG2002504001	Robert Anderson Robert C. Anderson Subdivision Nos. 1 and 2 4206 East Lake Rd. Erie, PA 16511	Sixteen Mile Creek CWF MF	Erie County Conservation District (814) 825-6033
Erie County City of Erie	PAG2002504002	School District of Erie John C. Diehl Elementary School 3505 Chapin Street Erie, PA 16508	City of Erie Municipal Storm Sewer	Erie County Conservation District (814) 825-6033

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>
Parryville Borough Carbon County	PAR212216	Rock Hill Concrete, Inc. 339 School Street Catasauqua, PA 18032-1832	Lehigh River via Lehigh Canal	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511

NOTICES

1607

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Wright Township Luzerne County	PAR232207	Mountaintop Manufacturing 1050 Crestwood Drive Mountaintop, PA 18707-0099	Big Wapwallopen Creek CWF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Bridgewater Township Susquehanna County	PAR222206	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
Scott and South Abington Townships Lackawanna County	PAR202224	Sandvik Materials Technology 982 Griffin Pond Road Clarks Summit, PA 18411	Leggetts Creek CWF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Ohara Township Allegheny County	PAR236127	Matthews Intl. Corp. Two Northshore Center Pittsburgh, PA 15212	Allegheny River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Dravosburg Allegheny County	PAR806111	Ingram Barge Co. 200 Washington Avenue Dravosburg, PA 15034	Monongahela River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Jefferson Borough Allegheny County	PAR806120	Clairton Slag Inc. P. O. Box 532 West Elizabeth, PA 15088	Jefferson Borough Storm Sewer System	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
West Mifflin Borough Allegheny County	PAR806134	Allegheny County Airport Authority Pittsburgh Intl. Airport Landside Terminal Suite 4000 P. O. Box 12370 Pittsburgh, PA 15231	Outfalls 1, 2, 4, 10, 13 and 14 (UNT to Mon River) Outfall 3 (UNT to Streets Run) Outfalls 11, 12 and 15 (Lebanon Church Rd. Storm Sewer)	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
<i>General Permit Type—PAG-4</i>				
<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Bedford County Broad Top Township	PAG043717	Broad Top Township Eva Welsh Residence 187 Municipal Road Defiance, PA 16633	Sandy Run WWF	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

NOTICES

<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>
Bradford Township Clearfield County	PAG045072	Stephen M. English, Sr. 6647 Shiloh Road Woodland, PA 16881	UNT to Millstone Run 8A	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Otter Creek Township Mercer County	PAG048617	Mark Simons 64 Baker Road Greenville, PA 16125	Unnamed tributary to Little Shenango River	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Sugar Grove Township Warren County	PAG048598	Betty A. Chase R. R. 2, Box 123 Sugar Grove, PA 16350-9802	Unnamed tributary to Stillwater Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
West Salem Township Mercer County	PAG048605	Terry Mariacher 441 East Jamestown Road Greenville, PA 16125	Tributary Shenango River	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Penn Township Butler County	PAG048597	Robert M. Petrick 1283 Lakevue Drive Butler, PA 16002	Unnamed tributary to Thorn Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Conneaut Township Crawford County	PAG048948	Mose I. Schwartz 20704 Beaver Center Road Conneautville, PA 16406	Paden Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Conneaut Township Crawford County	PAG048947	Marcus M. Schwartz 20742 Beaver Center Road Conneautville, PA 16406	Paden Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
North East Township Erie County	PAG048943	LeRoy G. and Rebecca L. Wells 15630 Tionesta Lane Pleasantville, PA 16341	Lake Erie	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-8

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Site Name and Location</i>	<i>Contact Office and Telephone No.</i>
Peters Township Franklin County	PAG080003 PAG080006 PAG080008 PAG080009 PAG082201 PAG082203 PAG083501 PAG083502 PAG083506 PAG083515 PAG083517 PAG083518 PAG083522 PAG083540 PAG083542 PAG083547 PAG083551 PAG083825 PAG089903 PAG089904 PAG089905	Synagro Mid Atlantic 1605 Dooley Rd. P. O. Box B Whiteford, MD 21160	Hissong-Bethlehem Steel Farm Field No. 1 Peters Township Franklin County	SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (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
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 Bldg. 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

1610

NOTICES

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130007	Doylestown Township 425 Wells Rd. Doylestown, PA 18901-2717	Bucks	Doylestown	Neshaminy/Little Neshaminy
PAG130011	Lower Makefield Township 1100 E. Dogwood 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
PAG130020	New Hanover Township 2943 Charlotte St. Gilbertsville, PA 19525-9718	Montgomery	New Hanover	Swamp and Perkiomen Creeks
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, PA 19053-4470	Bucks	Lower Southampton	Neshaminy and Poquessing Creeks
PAG130028	Middletown Township 3 Municipal Way Langhorne, PA 19047	Bucks	Middletown	Neshaminy Creek

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
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 Auth. 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
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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG130049	Warminster Township Henry and Gibson Aves. Warminster, PA 18974	Bucks	Warminster	Neshaminy/Little Neshaminy Pennypack
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
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, Darby and Arrowmink 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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
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
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 Skippack Creeks

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
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
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

NOTICES

1615

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
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 Building 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
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. Muni. 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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
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 Skipack 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	
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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
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	

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>
PAG132268	Kingston Borough 500 Wyoming Avenue Kingston, PA 18704	Luzerne	Kingston Borough	Susquehanna River WWF	Y

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 should 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.

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 **Pennsylvania Suburban Water Co.**, 204 East Sunbury Street, Shamokin, PA 17872-4859, PWS ID 2400104, Kingston Township, **Luzerne County** on February 26, 2004, for the operation of facilities approved under Construction Permit N/A.

Operations Permit issued to **Nature's Way Pure Water Systems, Inc.**, 164 Commerce Blvd., Dupont, PA 18641, PWS ID 2406411, Dupont Borough, **Luzerne County** on February 27, 2004, for the operation of facilities approved under Construction Permit No. 4003502.

Operations Permit issued to **City of Allentown**, 435 Hamilton Street, Allentown, PA 18101, PWS ID 3390024, South Whitehall Township, **Lehigh County** on March 5, 2004, for the operation of facilities approved under construction permit N/A.

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

Permit No. 1400505—Operation. Public Water Supply.

Applicant	Walker Township Water Association David Foreman, President 1611 East College Avenue Bellefonte, PA 16823-7609
Township	Walker
County	Centre
Type of Facility	PWS—Operation of a booster pump station and waterline extension to serve the Woods at Sand Ridge Development.
Permit to Operate Issued	March 5, 2004

Permit No. 1400503—Operation. Public Water Supply.

Applicant	Pennsylvania American Water Company Steven J. Seidl, Vice President Engineering 800 West Hersheypark Drive Hershey, PA 17033	County	Greene
Borough	Philipsburg	Type of Facility	Tank, pump station
County	Centre	Consulting Engineer	Bankson Engineers, Inc. 267 Blue Run Road P. O. Box 200 Indianola, PA 15051
Type of Facility	PWS—Operation of the Sandy Ridge and West Decatur interconnections, the Edendale and Sandy Ridge pump stations, the West Decatur standpipe, the West Decatur pressure reducing station, the upgraded Mock Hill pump station and various waterline extensions.	Permit to Construct Issued	February 25, 2004
Permit to Operate Issued	March 8, 2004		
	Permit No. Minor Amendment—Operation. Public Water Supply.		
Applicant	Pennsylvania American Water Company Steven J. Seidl, Vice President Engineering P. O. Box 888 Hershey, PA 17033	Applicant	New Sewickley Township Municipal Authority 233 Miller Road Rochester, PA 15074
Borough	Philipsburg	Borough or Township	New Sewickley Township
County	Centre	County	Beaver
Type of Facility	PWS—Operation of a stainless steel liner in filter unit no. 1 at the Philipsburg water filtration plant.	Type of Facility	Tank, pump station
Permit to Operate Issued	March 8, 2004	Consulting Engineer	Michael Baker Jr., Inc. 4301 Dutch Ridge Road Beaver, PA 15009
	Permit No. Minor Amendment—Construction. Public Water Supply.	Permit to Construct	Issued February 25, 2004
Applicant	Pennsylvania American Water Company Steven J. Seidl, Vice President Engineering P. O. Box 888 Hershey, PA 17033		Permit No. 1103503, Public Water Supply.
Borough	Philipsburg	Applicant	Northern Cambria Municipal Authority 1202 Philadelphia Avenue Northern Cambria, PA 15714
County	Centre	Borough or Township	Susquehanna Township
Type of Facility	PWS—Modification of the filter unit no. 1 at the Philipsburg Water Filtration Plant.	County	Cambria
Permit to Operate Issued	March 8, 2004	Type of Facility	Water system improvements
	Permit No. Minor Amendment—Construction. Public Water Supply.	Consulting Engineer	Stiffler, McGraw & Associates, Inc. 19 North Juniata Street P. O. Box 462 Hollidaysburg, PA 16648
Applicant	Pennsylvania American Water Company Steven J. Seidl, Vice President Engineering P. O. Box 888 Hershey, PA 17033	Permit to Construct Issued	March 3, 2004
Borough	Philipsburg		Operations Permit issued to the Borough of Cheswick , 220 South Atlantic Avenue, Cheswick, PA 15024, PWS ID 5020008, Cheswick Borough, Allegheny County on February 17, 2004, for the designation of water quality parameter performance requirements.
County	Centre		Operations Permit issued to the Thomas R. Gordon d/b/a Gordon's Mobile Home Park , 132 Office Drive, Stoystown, PA 15563, PWS ID 4560006, Quemahoning Township, Somerset County on February 25, 2004, for a transfer from the Lincoln Manor Mobile Home Park.
Type of Facility	PWS—Modification of the filter unit no. 1 at the Philipsburg Water Filtration Plant.		Permit No. 0204501, Minor Amendment. Public Water Supply.
Permit to Construction Issued	March 8, 2004	Applicant	Pennsylvania American Water Company 800 West Hersheypark Drive Hershey, PA 17033
	<i>Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.</i>	Borough or Township	Jefferson Hills
	Permit No. 3003501, Public Water Supply.	County	Allegheny
Applicant	Southwestern Pennsylvania Water Authority P. O. Box 187 1442 Jefferson Road Jefferson, PA 15344	Type of Facility	Ridge Road tank renovation
Borough or Township	Center, Gray and Richhill Townships	Permit to Construct Issued	February 24, 2004
			Permit No. 0203506, Minor Amendment. Public Water Supply.

Applicant **East Deer Township**
 927 Freepport Road
 Creighton, PA 15030

Borough or Township East Deer Township

County **Allegheny**

Type of Facility Bailey Run Road Emergency Interconnection

Consulting Engineer Senate Engineering Co., Uparc
 420 William Pitt Way
 Pittsburgh, PA 15238

Permit to Operate February 25, 2004
 Issued

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Wayne Township	P. O. Box 97 Friedensburg, PA 17933	Schuylkill

Plan Description: The Plan calls for the construction of a new gravity wastewater collection system to serve the Route 443/Long Run Corridor area of Wayne Township, from the Friedensburg area to the Wayne Township/North Manheim Township municipal boundary line, as specified in the text and mapping associated with Alternative No. 6 found in the Plan. At the Wayne Township/North Manheim Township municipal boundary line, the Wayne Township conveyance line will connect to an existing 8-inch gravity wastewater interceptor line owned by the North Manheim Township Authority. Wastewater will be conveyed through this line to the Borough of Schuylkill Haven's wastewater collection system. The wastewater will then be conveyed to the Borough of Schuylkill Haven's wastewater treatment facility for ultimate treatment and discharge. Implementation of the selected alternative and operation of the proposed facilities will be performed by the Wayne Township Municipal Authority.

Financing of the wastewater collection and conveyance systems is to be provided by the United States Department of Agriculture, Rural Development, Rural Utilities Service.

Implementation of the selected wastewater disposal alternative will require a Water Management Part II Permit for the construction and operation of the proposed sewage facilities. Other departmental permits may be required for construction if encroachment to streams or wetlands will result. The Department's review has also not identified any significant environmental impacts resulting from this proposal.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Susquehanna Township	P. O. Box 1043 508 Hillcrest Street Northern Cambria, PA 15714	Cambria

Plan Description: The approved plan provides for the collection and conveyance of raw sewage from the Village

of Emeigh in Susquehanna Township, Cambria County. All sewage will be collected by Gravity Sewers to a pump station where that sewage will be conveyed to the Cherry Tree Borough Sewage Treatment Plant. The approximate location of the pump station is 40°, 41', 51" latitude and 78°, 48', 10" longitude. The Cherry Tree Borough sewage treatment plant is currently under construction. The Indiana County Municipal Service's Authority (827 Water Street, Indiana, PA 15701, (724) 349-6640) will own and operate the collection and conveyance system. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Adams Township	Adams Township Municipal Building 170 Hutchman Road Mars, PA 16046	Butler

Plan Description: The approved plan provides for the extension of the Breakneck Creek Regional Authority sewer system to serve areas of existing needs between the Village of Myoma and the northern border of Adams Township. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

HAZARDOUS SITES CLEANUP UNDER THE ACT OF OCTOBER 18, 1988

Proposed Interim Response

Shannopin Mine Complex, Dunkard and Monongahela Townships, Greene County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.102—6020.1303), is proposing an interim response at Shannopin Mine Complex (Complex), Dunkard and Monongahela Townships, Greene County.

The Complex consists of approximately 29 various sites. The Shannopin Mine Company operated the Complex as a coal mine until 1992.

The Department conducted an inspection of the various sites associated with the Complex in April 1998. A detailed inventory of all containers of potentially hazardous materials was compiled from the inspection. The inventory included hazardous and potentially hazardous materials at mining complex sites. The inventory indicated that five individual sites of the Complex contain hazardous and potentially hazardous materials including: main office/bathhouse; coal preparation plant; supply yard; mine water treatment plant/no. 1 air shaft; and open shaft no. 4 site.

The inventory documents several hundred containers of various types including 55-gallon drums, aboveground storage tanks, underground storage tanks, high-pressure gas cylinders, transformers, batteries, 15-gallon containers, 5-gallon containers and laboratory chemicals. A number of the containers were found to be in poor condition and leaking. The sites also include several abandoned

buildings, trailers, sedimentation ponds and coal fine storage and disposal areas. The majority of the materials documented in the inventory are at the first three sites. The two additional sites contain limited amounts of hazardous or potentially hazardous materials. The Prompt Interim Response will remove and dispose/recycle all hazardous materials and petroleum products at these five sites.

The Department considered several alternatives at the sites, including: no action; securing of the sites; and removal and disposal of the hazardous substances at the sites. The Department determined that removal and disposal of the hazardous substances and petroleum products 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 these sites.

Fieldwork for the prompt interim response to remove and dispose of the waste at the site is anticipated to begin in late March or early April 2004. All hazardous materials and petroleum products 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 at the Department's Southwest Regional Office in Pittsburgh, Monday through Friday from 8 a.m. to 4 p.m.

The administrative record will be open for comment from March 20, 2004, until June 18, 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 15222 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. The Department has scheduled the hearing on April 22, 2004, at 6:30 p.m. at the Greene County Fairgrounds, Building 10. Persons wishing to present comments must register before April 22, 2004, with Helen Humphreys Short, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4183. If no person registers to present oral comments by the specified 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) 442-4183 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following 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.

Lincoln Avenue and Penn Street Site, Newtown Borough, **Bucks County**. Christopher Orzechowski, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, has submitted a Remedial Investigation Report concerning remediation of site soil contaminated with PAH.

12th Street Facility, Chester City, **Delaware County**. Craig Herr, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, has submitted a Remedial Investigation/Final Report concerning remediation of site soil contaminated with lead and other organics. The report is intended to document remediation of the site to meet Site-Specific Standards.

John H. Lamprecht, Tax Blocks 15 and 18, Whitpain Township, **Montgomery County**. Richard C. Karr, P. G., GZA GeoEnvironmental, Inc., 500 Office Center Dr., Suite 120, Fort Washington, PA 19034, on behalf of John H. Lamprecht, 601 Skippack Pk., Blue Bell, PA 19422, has submitted a Final Report concerning remediation of site groundwater contaminated with lead, BTEX and MTBE. The report is intended to document remediation of the site to meet Background Standards.

Parkway Apartments, City of Philadelphia, **Philadelphia County**. Jaron J. Frieden, Vertex Engineering Services, Inc., 400 Libbey Parkway, Weymouth, MA

02189, on behalf of Steve Gilbert, ITW Mortgage Investments Corp., 1818 Market St., Philadelphia, PA 19103, has submitted a combined Remedial Investigation/Risk Assessment/Cleanup Plan/Final Report concerning remediation of site soil contaminated with fuel oil no. 4; and groundwater contaminated with leaded gasoline and PAH. The combined report is intended to document remediation of the site to meet Site-Specific Standards.

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

Gerry Residence, Bushkill Township, **Northampton County**. Thomas Martinelli, Environmental Scientist, JMT Environmental Technologies, Inc., 3353-C Gun Club Road, Nazareth, PA 18064 has submitted a Final Report (on behalf of Raymond Gerry, Male Road, Wind Gap, PA) concerning the remediation of soils found or suspected to be contaminated with kerosene as the result of an accidental release. The report was submitted to demonstrate attainment of the Residential Statewide Health Standard. A Notice of Intent to Remediate was simultaneously submitted.

Corporate Real Estate, Ltd., Washington Township, **Northampton County**. Vincent M. Carbone, P. G., Project Geologist, Lawler, Matusky & Skelly Engineers, LLP, The Sovereign Building, 609 Hamilton Mall, Allentown, PA 18101 has submitted a combined Remedial Investigation Report and Final Report (on behalf of Corporate Real Estate, Ltd., 100 Majestic Way, Bangor, PA 18013) concerning the characterization and remediation of site groundwater found or suspected to have been contaminated with chlorinated solvents, lead and other inorganics as the result of historic previous site operations. The reports were submitted in partial fulfillment of the Site-Specific Standard. A Notice of Intent to Remediate was simultaneously submitted.

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

GROWMARK FS, Inc. (AEP Fertilizer Plant), Spring Township, **Centre County**. Groundwater Sciences Corporation, on behalf of GROWMARK FS, Inc., P. O. Box 4741, Syracuse, NY 13221-4741, has submitted a Final Report concerning soil contaminated with inorganics and pesticides. This Final Report is intended to demonstrate attainment of the Statewide Health Standard.

P & C Parking Lot Cleanup, Sayre Borough, **Bradford County**. Teeter Environmental Services, Inc., on behalf of Anthony Creaton, 333 North Hamilton Street, Painted Post, NY 14870, has submitted a Final Report concerning soil contaminated with unleaded gasoline. This Final Report is intended to demonstrate attainment of the Statewide Health Standard.

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

Turner Residence, Marshall Township, **Allegheny County**. Robert J. Meisner, P. E., Hydro Environmental Technologies, Inc., 1201 Rt. 37 East, Toms River, NJ 08753 (on behalf of Mr. Turner, 115 Vogel Lane, Marshall Township, PA 15005) has submitted a Final Report concerning remediation of site soil and groundwater contaminated with fuel oil no. 2. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Palmieri Property (Former), Center Township, **Beaver County**. Bruce A. Geno, Cummings/Riter Consult-

ants, 339 Haymaker Road, Suite 201, Monroeville, PA 15146 (on behalf of Newell Rubbermaid, 6833 Stalter Drive, Suite 101, Rockford, IL 61108 and Estate of Mary A. Palmieri c/o John A. Palmieri, 3399 Broadhead Road, Aliquippa, PA 15001) has submitted a Remedial Investigation Report concerning remediation of site soil contaminated with lead and heavy metals. The report is intended to document remediation of the site to meet the Site-Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), 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:

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

Jeff Lewis Property, Blooming Grove Township, **Pike County**. Salvatore Sciascia, President, S & M Management, Inc., P. O. Box 1429, Milford, PA 18337 submitted a Final Report (on behalf of Jeff Lewis, East 74th Street, New York, NY) concerning the remediation of soils suspected to have been contaminated with home heating oil. The report demonstrated attainment of the Residential Statewide Health Standard and was approved on February 19, 2004.

Meade Residence, Middle Smithfield Township, **Monroe County**. Ronald S. Carvalho, Principal, FT Associates, LLC, 12 Marshall Street, Unit 8B, Irvington, NJ 07111 resubmitted a Final Report (on behalf of William Meade, Mountain Top Road, East Stroudsburg, PA 18301) concerning the remediation of soils found or suspected to have been contaminated with no. 2 fuel oil. The report demonstrated attainment of the Statewide Health Standard and was approved on February 11, 2004.

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

PPL Bloomsburg Substation, Town of Bloomsburg, **Columbia County**. PPL Services Corporation, 2 North 9th Street, GENTW17, Allentown, PA 18101 has submitted a Final Report concerning soil contaminated with PCBs. This Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on February 17, 2004.

RESIDUAL WASTE GENERAL PERMITS

Permits Issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and 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 WMGR084. GEO Specialty Chemicals Inc., 2409 Cedar Crest Boulevard, Allentown, PA 18104-9733. General Permit WMGR084 authorizes beneficial use of industrial wastewater treatment sludge from the production of formaldehyde, trimethylethane, dimethylolpropionic acid and calcium formate as a soil additive for agricultural utilization and land reclamation and as an ingredient to produce other soil additives. The permit was issued by Central Office on March 2, 2004.

Persons interested in reviewing the general permit should 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 should contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

MUNICIPAL AND RESIDUAL WASTE TRANSPORTER AUTHORIZATION

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

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

Tiger & Sons Trucking, Inc., 1054 N. Broad St., Hillside, NJ 07205-2840. Authorization No. WH2578. Effective February 12, 2004.

Jesus M Acevedo, 97 Linden Ave., Kearny, NJ 07032. Authorization No. WH5236. Effective January 30, 2004.

Georges Salvage Co., Inc., 10 S. Park Dr., Newton, NJ 07860. Authorization No. WH5629. Effective February 20, 2004.

Long Milk Haulers, Inc., 558 Pre-Emption Rd., Penn Yan, NY 14527-9170. Authorization No. WH5729. Effective February 10, 2004.

Osorio Trucking, Inc., 1729 Roberts Ave., Hamilton, NJ 08609. Authorization No. WH5738. Effective February 10, 2004.

Javier Transport Inc., Suite 2A, 1316 Boundbrook Rd., Middlesex, NJ 08846. Authorization No. WH5761. Effective February 10, 2004.

P & H Transportation, Inc., Suite 2A, 1316 Boundbrook Rd., Middlesex, NJ 08846. Authorization No. WH5766. Effective February 10, 2004.

Ferdinand Diminick Contracting, 615 Elysburg Rd., Danville, PA 17821-8906. Authorization No. WH5778. Effective January 28, 2004.

Wagner Development Co., Inc., R. R. 1, McDonald, PA 15057-9801. Authorization No. WH5779. Effective January 28, 2004.

Knopp & Klatt Excavation & Concrete, Inc., 6036 Admiral Perry Highway, Ebensburg, PA 15931. Authorization No. WH5783. Effective January 28, 2004.

Magna Carta, LLC, 652 Knollwood Dr., West Hempstead, NY 11552. Authorization No. WH5784. Effective January 28, 2004.

Cardinal Group, Inc., 828 N. Hanover St., Pottstown, PA 19464-4253. Authorization No. WH5785. Effective February 10, 2004.

Ed Russo Construction, 1027 Oak Ave., Croydon, PA 19021. Authorization No. WH5786. Effective January 28, 2004.

Landscape Materials Direct, LLC, 1 Plymouth Rd., Morristown, NJ 07960. Authorization No. WH5787. Effective January 28, 2004.

Rose Fuel Oil & Heating Co., Inc., 4201 Brown St., Philadelphia, PA 19104. Authorization No. WH5788. Effective January 28, 2004.

Amadu Shaibu, 1779 Fulton Ave., Bronx, NY 10457. Authorization No. WH5790. Effective January 28, 2004.

Watts Trucking, 140 Mountainside Lane, Lewistown, PA 17044. Authorization No. WH5791. Effective January 28, 2004.

Terog Inc., 690 Route 1 N., Edison, NJ 08817. Authorization No. WH5792. Effective January 28, 2004.

Christian's Transportation, Apt. 9, 45 Merchant St., Newark, NJ 07105. Authorization No. WH5793. Effective February 10, 2004.

Michael DeFrain, 222 2nd St., Slatington, PA 18080. Authorization No. WH5794. Effective January 28, 2004.

Yoder Excavating, 267 Kennedy Hill Rd., Boswell, PA 15531. Authorization No. WH5795. Effective January 28, 2004.

Clarksville Sanitation, Inc., 540 Center St., Box 284, Clarksville, PA 15322. Authorization No. WH5796. Effective January 28, 2004.

Emilio Gonzales, 44 4th St., Elizabeth, NJ 07202. Authorization No. WH5797. Effective January 28, 2004.

Omar Betoncourt, 100-108 35th St. No. 13, Union City, NJ 07087. Authorization No. WH5798. Effective January 28, 2004.

Williams Excavation, 514 Rear Walnut St., Danville, PA 17821. Authorization No. WH5799. Effective January 28, 2004.

Timothy W. McAndrew, 310 S. Market St., Shamokin, PA 17822. Authorization No. WH5800. Effective January 28, 2004.

PJ's Home Center & Construction Co., Inc., Sturges Rd., Peckville, PA 18452. Authorization No. WH5801. Effective January 27, 2004.

Rich Dulski Builder, Box 53B, R. R. 5, Uniondale, PA 18470. Authorization No. WH5802. Effective January 30, 2004.

Greystone Construction Inc., 2372 Franklin Rd., Columbia, PA 17512. Authorization No. WH5803. Effective March 3, 2004.

S & R Trucking Inc., P. O. Box 824, Milesburg, PA 16853. Authorization No. WH5804. Effective January 30, 2004.

Environmental Awareness Corp, Inc., 244 E. Broad St., Tamaqua, PA 18252. Authorization No. WH5805. Effective February 5, 2004.

Vic's Diversified Construction, 5488 Monocacy Dr., Bethlehem, PA 18017. Authorization No. WH5806. Effective February 08, 2004.

Gemco Pipeline & Excavation Co., 145 Wyngate Dr., Monroeville, PA 15148. Authorization No. WH5807. Effective February 3, 2004.

A & A Excavating Inc., 461 Eisenhower Blvd., Johnstown, PA 15904-4400. Authorization No. WH5808. Effective February 4 2004.

Ipnosi Construction, 650 Hendrix St., Philadelphia, PA 19116. Authorization No. WH5809. Effective February 4, 2004.

PM Trucking, 546 S. Richard St., Bedford, PA 15522. Authorization No. WH5810. Effective February 10, 2004.

Howell Trucking, P. O. Box 2421, 14108 Canal Rd., Cumberland, MD 21502-2421. Authorization No. WH5811. Effective February 10, 2004.

Daniel W. Pokryfke, 9327 US Rt. 220, Bedford, PA 15522. Authorization No. WH5812. Effective February 10, 2004.

GRV Trucking Co., Inc., P. O. Box 362, Dunmore, PA 18512. Authorization No. WH5813. Effective February 10, 2004.

Antonio C. Soares, 4 Spruce Lane, Warren, NJ 07059-2604. Authorization No. WH5814. Effective February 10, 2004.

R. Hellmig Trucking, LLC, 1602 Weymouth Rd., Vineland, NJ 08360. Authorization No. WH5815. Effective February 10, 2004.

Lazo Olmedo, 30-32 42nd St., Astoria, NY 11103. Authorization No. WH5816. Effective February 5, 2004.

IGC Transportation, Inc., 2254 Roswell Dr., Pittsburgh, PA 15205. Authorization No. WH5817. Effective March 5, 2004.

Meadow Brook Trucking Inc., 72 Evans Rd., Kutztown, PA 19530-9314. Authorization No. WH5819. Effective February 5, 2004.

Garman's Coal & Mulch, 196 N. Erisman Rd., Manheim, PA 17545-9604. Authorization No. WH5820. Effective February 5, 2004.

Panama City Demolition, Inc., 10 Industrial Dr., Sharon Hill, PA 19079-1105. Authorization No. WH5821. Effective February 10, 2004.

Lower Saucon Township, Northampton County Authority, 3706 Old Philadelphia Rd., Bethlehem, PA 18015. Authorization No. WH5822. Effective February 10, 2004.

South Park Township, Allegheny County, 2675 Brownsville Rd., South Park, PA 15129. Authorization No. WH5823. Effective February 10, 2004.

R E G Transport, Inc., 828 Van Buren Ave., Elizabeth, NJ 07201. Authorization No. WH5824. Effective February 10, 2004.

CCN Properties, LLC, 212 College Park Plaza, Johnstown, PA 15904. Authorization No. WH5825. Effective February 10, 2004.

Rivera Express, Inc., 59-30 108th St., Corona, NY 11368. Authorization No. WH5826. Effective February 10, 2004.

Gary Leighty, 1105 21st Ave., Altoona, PA 16601. Authorization No. WH5827. Effective February 10, 2004.

Zurqui Trucking Inc., 18-20 Wright Ave. No. 7, Jersey City, NJ 07306. Authorization No. WH5828. Effective February 25, 2004.

G & B Construction, Inc., 724 Baker Lane, Duncansville, PA 16635. Authorization No. WH5829. Effective February 10, 2004.

Luis Burgoa, 47-21 158th St., 1st Fl., Flushing, NY 11358. Authorization No. WH5830. Effective February 10, 2004.

Swaray Mohamed, 4208 Hoffman Dr., Woodbridge, VA 22193. Authorization No. WH5831. Effective February 12, 2004.

Stephens Logistics, LLC, 45 Garfield Ave., Colonia, NJ 07067. Authorization No. WH5832. Effective February 4, 2004.

Joseph R Nepple Hauling, 443 N. 12th St., Reading, PA 19604-2318. Authorization No. WH5833. Effective February 12, 2004.

National Flooring Removal, 260 Rt. 15 S, P. O. Box 526, Wharton, NJ 07885. Authorization No. WH5834. Effective February 12, 2004.

R C Grady Construction Inc., R. R. 1 Box 568AA, Scotrun, PA 18355. Authorization No. WH5835. Effective February 12, 2004.

Sherwood B. Kimmel Trucking & Excavating, 1204 E. Grand Ave., Tower City, PA 17980-1226. Authorization No. WH5836. Effective February 12, 2004.

Site Contractors, Inc., 456 Highland Ave., Mays Landing, NJ 08330. Authorization No. WH5837. Effective February 25, 2004.

Sam Trucking, Inc., 120 Elm St., Apt. AE 8, Bererly, NJ 08010. Authorization No. WH5838. Effective February 17, 2004.

James M. Shenk, 340 Beagle Rd., Lebanon, PA 17046. Authorization No. WH5840. Effective February 25, 2004.

Phillips Trucking, 5640 Sullivan Trail, Easton, PA 18040. Authorization No. WT5841. Effective February 10, 2004.

Randy L. Nowlen, 1090 Lauderhill Rd., Palmyra, PA 17078. Authorization No. WH5842. Effective February 5, 2004.

Randall Devine, 480 Shricktown Rd., Narvon, PA 17555. Authorization No. WH5843. Effective February 12, 2004.

Shamrock Materials Corp., 499 David Dr., Staten Island, NY 10310. Authorization No. WH5844. Effective February 10, 2004.

NDJ Bulk Transport, LLC, 63 Elders Rd., Lake Parsippany, NJ 07054. Authorization No. WH5845. Effective February 10, 2004.

James P. Wolfgang, 708 Farmingdale Dr., Douglassville, PA 19518. Authorization No. WH5848. Effective February 13, 2004.

Boger Trucking, Blue Mt. Dr., P. O. Box 152-1332, Danielsville, PA 18088. Authorization No. WH5849. Effective February 13, 2004.

TSS Transport, Inc., 21 Johnson Rd., Somerset, NJ 08873. Authorization No. WH5850. Effective February 11, 2004.

Nestle Logistics Services, 555 Nestle Way, Breingsville, PA 18031. Authorization No. WH5851. Effective February 13, 2004.

Sun Gazette Co., 252 W. 4th St., P. O. Box 728, Williamsport, PA 17703-0728. Authorization No. WH5852. Effective February 10, 2004.

Miller Hauling, 251 Bushwack Rd., Johnstown, PA 15902. Authorization No. WH5853. Effective February 19, 2004.

Valhalla Construction Co., 423 Allenhurst Ave., Ridgeway, PA 15853. Authorization No. WH5854. Effective February 17, 2004.

Harker Transportation, HC 61, Box 373, Mill Creek, PA 17060-9713. Authorization No. WH5855. Effective March 5, 2004.

Payload Disposal, Inc., 17 Willow Way, Burlington, NJ 08016. Authorization No. WH5856. Effective March 3, 2004.

Tejinder S. Mand, 26-4 Tollgate Condos, Florence, NJ 08518. Authorization No. WH5857. Effective February 13, 2004.

Big Jacklin Bros. Trucking, 26 Westcott St., Inwood, NY 11096. Authorization No. WH5863. Effective February 25, 2004.

Adnan Javied, 20 Dalbert St., Carteret, NJ 07008. Authorization No. WH5865. Effective February 13, 2004.

Louis Ocasio, 236 Boothbay Ct., Sewell, NJ 08080. Authorization No. WH5866. Effective February 11, 2004.

Greg's Landscaping, Inc., 1761 Princeton Ave., Lawrenceville, NJ 08648. Authorization No. WH5867. Effective March 1, 2004.

Valley Excavating & Paving, Inc., 1700 Clauser St., Hellertown, PA 18055. Authorization No. WH5868. Effective March 3, 2004.

Landscaping By Gaffney, Inc., 160 Fairview Rd., Glenmoore, PA 19343. Authorization No. WH5869. Effective February 26, 2004.

Bay Associates Environmental Inc., P. O. Box 21009, Baltimore, MD 21228. Authorization No. WH5870. Effective February 26, 2004.

N. Rosales Trucking, 3 Moore Pl., 2nd Fl., E. Norwalk, CT 06855. Authorization No. WH5871. Effective February 26, 2004.

Dilvar S. Sekhon, P. O. Box 42, Florence, NJ 08518. Authorization No. WH5873. Effective February 20, 2004.

John H. Green, P. O. Box 8535, Reading, PA 19603-8535. Authorization No. WH5886. Effective February 11, 2004.

Fred V. Lamadue, 160 Hummingbird Ln., West Decatur, PA 16878. Authorization No. WH5887. Effective February 13, 2004.

Env. Mgmt. Co., Suite 200, 3819 Old William Penn Hwy., Murrysville, PA 15668. Authorization No. WH5898. Effective March 3, 2004.

Stitzel Trucking, 79 Stitzel Lane, Hamburg, PA 19526. Authorization No. WH5899. Effective March 3, 2004.

Robert A. Symanski, 221 Dyerson Ave., Monroeville, PA 17949. Authorization No. WH5900. Effective March 3, 2004.

Raymond M. Rosas, 257 Sutton Ave., Hackensack, NJ 07601. Authorization No. WH5902. Effective March 3, 2004.

Hannan Construction, Inc., 2029 Lycoming Creek Rd., Williamsport, PA 17701. Authorization No. WH5904. Effective March 3, 2004.

Custom Construction & Painting, 82 Ohio St., McKees Rocks, PA 15136. Authorization No. WH5906. Effective March 3, 2004.

Classic Lawns & Gardens, 1699 Fairville Rd., Chadds Ford, PA 19317. Authorization No. WH5907. Effective March 3, 2004.

Yacinovich Excavating, 173 Buffalo Rd., Forest City, PA 18431. Authorization No. WH5908. Effective March 3, 2004.

Dan's Auto Service, 7 S. Hanna St., Lock Haven, PA 17745. Authorization No. WH5921. Effective March 4, 2004.

J. Pyskaty Disposal, Inc., 800 Castle Rd., Secaucus, NJ 07094. Authorization No. WH5922. Effective March 4, 2004.

Carlos Vazquez, 51 E. Chestnut St., Central Islip, NY 11722. Authorization No. WH5923. Effective March 4, 2004.

Brujus, Inc., 106 Sycamore Ave., Folsom, PA 19033. Authorization No. WH5924. Effective March 4, 2004.

ATC Tower Services, Inc., 101 Ewing Rd., Carnegie, PA 15106-1523. Authorization No. WH5925. Effective March 4, 2004.

Ross Trucking, 522 15th St., Huntingdon, PA 16652-2334. Authorization No. WH5941. Effective March 4, 2004.

Imbarlina Construction, Inc., 139 Shearer Rd., New Kingsington, PA 15068-9320. Authorization No. WH5942. Effective March 4, 2004.

Eric J. Yates Construction, 24 Bathy Rd., Smock, PA 15480. Authorization No. WH5943. Effective March 4, 2004.

Thomas C. Peiritsch, 100 Farm Haven Dr., Cheswick, PA 15024-4108. Authorization No. WH5944. Effective March 4, 2004.

Eugene C. Ewing Jr., Inc., 920 Forest Rd., Perkasio, PA 18944-3142. Authorization No. WH5945. Effective March 4, 2004.

Kelley Masonry Restoration, 610 11th St., Elizabeth, PA 15037-1334. Authorization No. WH5948. Effective March 5, 2004.

AIR QUALITY

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

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

GP4-36-03091: Dodge-Regupol, Inc. (715 Fountain Avenue, P. O. Box 989, Lancaster, PA 17601) on March 5, 2004, was authorized to operate a natural gas fired burn off oven in Lancaster, **Lancaster County**.

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

GP5-17-11C: EnerVest Operating, LLC (300 Capital Street, Charleston, WV 25301) on February 18, 2004, to authorize construction and operation of a 738 brake horsepower natural gas-fired reciprocating internal combustion compressor engine and associated catalytic converter and operation of a 150,000 Btu per hour glycol gas dehydrator under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) at their Robbins Compressor Station in Knox Township, **Clearfield 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.

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

22-05039A: Dura-Bond Pipe, LLC (2716 South Front Street, Steelton, PA 17113) on March 2, 2004, to restart their existing pipe coating facility and expand their

existing facility to include the former Bethlehem Steel pipe fabricating operation and a new steel shapes fabrication operation in Steelton Borough, **Dauphin County**.

67-05092D: Starbucks Coffee Co. (3000 Espresso Way, York, PA 17402) on March 2, 2004, to construct a batch coffee roaster and associated cooling tray controlled by a catalytic oxidizer and cyclone, respectively, at their York Roasting Plant in East Manchester Township, **York County**.

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

19-304-008D: Benton Foundry, Inc. (5297 SR 487, Benton, PA 17814) on February 24, 2004, to construct a phenolic urethane cold box foundry core-making machine, the air contaminant emissions from which shall be controlled by an existing air cleaning device (a packed bed scrubber) in Sugarloaf Township, **Columbia County**.

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

11-00509A: RNS Services, Inc. (7 Riverside Plaza, Blossburg, PA 16912) on March 4, 2004, to construct a coal refuse processing plant at Mine 33 in Cambria Township, **Cambria County**.

11-00508A: Johnstown Crematory (146 Chandler Avenue, Johnstown, PA 15906) on March 8, 2004, to install a human crematory in Lower Yoder Township, **Cambria County**.

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

10-284C: Seneca Landfill, Inc. (Hartman Road, Mars, PA 16046) on February 24, 2004, to modify the gas management system in Jackson Township, **Butler 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.

09-0143: Naceville Materials (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on March 2, 2004, to operate a primary crusher and conveyors in West Rockhill Township, **Bucks County**.

09-0110A: Riverside Construction Materials, Inc. (355 Newbold Road, Fairless Hills, PA 19030) on March 2, 2004, to operate a cement handling in Bristol Township, **Bucks County**.

46-0037E: Cabot Supermetals (P. O. Box 1608, County Line Road, Boyertown, PA 19512) on March 3, 2004, to operate sources in building no. 49 in Douglass Township, **Montgomery County**.

09-0048A: H and K Materials Division—Haines and Kibblehouse (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on March 3, 2004, to operate a batch asphalt plant in Hilltown Township, **Bucks County**.

23-0014C: Kimberly-Clark Corp. (Front Street and Avenue of the States, Chester, PA 19103) on March 4, 2004, to operate a wet scrubber dust control system in City of Chester, **Delaware County**.

09-0105A: Naceville Materials (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on March 4, 2004, to operate an asphalt batch plant in Springfield Township, **Bucks County**.

09-0125A: Naceville Materials (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on March 4, 2004, to operate a crushing plant in Plumstead Township, **Bucks County**.

15-0115B: QVC, Inc. (1200 Wilson Drive, West Chester, PA 19380) on March 9, 2004, modified to operate three emergency generators in West Goshen Township, **Chester County**.

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

39-327-003: SHI-APD Cryogenics, Inc. (1833 Vultee Street, Allentown, PA 18103) on March 2, 2004, to modify three batch vapor degreasers and associated air cleaning devices at their facility in Allentown, **Lehigh County**. The Plan Approval has been extended.

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

01-05025C: Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201-0809) on March 1, 2004, to modify the traprock crushing plant at their Gettysburg Quarry facility in Cumberland Township, **Adams County**. This facility is subject to 40 CFR Part 60, Subpart 000—Standards of Performance for Nonmetallic Mineral Processing Plants. This plan approval was extended.

29-03008A: H. B. Mellott Estate, Inc. (100 Mellott Drive, Suite 100, Warfordsburg, PA 17267) on January 18, 2004, to install a replacement fabric filter at a limestone crushing plant in Bethel Township, **Fulton County**. This facility is subject to 40 CFR Part 60, Subpart 000—Standards of Performance for Nonmetallic Mineral Processing Plants. This plan approval was extended.

38-03014A: Pennsy Supply, Inc. (P. O. Box 3331, Harrisburg, PA 17104) on December 4, 2003, to modify the Millard Quarry Crushing Plant in North Londonderry Township, **Lebanon County**. This facility is subject to 40 CFR Part 60, Subpart 000—Standards of Performance for Nonmetallic Mineral Processing Plants. This plan approval was extended.

67-02004: P. H. Glatfelter Co. (228 South Main Street, Spring Grove, PA 17362) on March 5, 2004, to operate three power boilers controlled by an electrostatic precipitator, a lime calciner controlled by a Venturi scrubber and a softwood fiber line and causticizing area to be controlled by a regenerative thermal oxidizer in Spring Grove Borough, **York County**. This plan approval was extended.

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

17-305-047: Forcey Coal, Inc. (P. O. Box 225, Madera, PA 16661) on March 1, 2004, to authorize incorporation of an impact crusher into a coal crushing, screening and loading facility and to operate the respective coal crushing, screening and loading facility in Bigler Township, **Clearfield County**. Both the plan approval and authorization have been extended until June 29, 2004.

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

63-00628A: Specialty Printing, Inc. (P. O. Box 104, Third Street and PA RR, Charleroi, PA 15022) on March 4, 2004, to install a printing press in Charleroi Borough, **Washington County**. This plan approval was extended.

56-00275A: GM and S Coal Corp. (P. O. Box 99, Boswell, PA 15531) on March 8, 2004, to construct a coal processing plant in Jenner Township, **Somerset County**. This plan approval was extended.

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

25-090B: Zurn Industries, Inc. (1301 Raspberry Street, Erie, PA 16502) on February 29, 2004, to modify the cupola and install a scrubber in Erie, **Erie County**.

Title V Operating Permits Issued 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; Edward Brown, Facilities Permitting Chief, (484) 250-5920.

09-00150: Rotoflex Technology, Inc. (180 Penn Am Drive, Quakertown, PA 18951) on March 4, 2004, to operate a Title V Operating Permit in Richland Township, **Bucks County**.

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

10-00023: Mercer Lime and Stone Co.—Branchton Plant (560 Branchton Road, Slippery Rock, PA 16057) on March 4, 2004, to reissue the Title V Operating Permit to operate a lime manufacturing facility in Slippery Rock Township, **Butler County**.

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

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

09-00041: Hines Horticulture, Inc. (P. O. Box 428, Pipersville, PA 18947) on March 4, 2004, to operate a Facility State-only Synthetic Minor Operating Permit in Plumstead Township, **Bucks County**.

09-00140: Pennridge Lower High School (1506 North 5th Street, Perkasio, PA 18944) on March 4, 2004, to operate a Natural Minor Operating Permit in Perkasio Borough, **Bucks County**.

46-00140: Amatex Corp. (1032 Stanbridge Street, Norristown, PA 19404) on March 5, 2004, to operate a Natural Minor Operating Permit in Norristown Borough, **Montgomery County**.

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

06-05010: Sensient Colors, Inc. (2526 Baldwin Street, St. Louis, MO 63106) on March 3, 2004, to operate a boiler house at their former dye manufacturing facility in Robeson Township, **Berks County**.

36-03108: Bristol Corp. (88 Newport Road, Leola, PA 17540) on March 4, 2004, to operate a plastic pipe manufacturing facility in Upper Leacock Township, **Lancaster County**.

67-03021: General Dynamics—OTS (200 East High Street, P. O. Box 127, Red Lion, PA 17356) on March 1, 2004, for a Natural Minor Operating Permit for their ordnance manufacturing facility in Red Lion Borough, 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 to operate 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, to operate two Spronz incinerators at their senior high school in Hempfield Township, Westmoreland County.

63-00540: Box USA (10 Wilson Road, Eighty Four, PA 15330) on February 26, 2004, to operate their facility in South Strabane Township, Eighty-Four, Washington County. The plant produces corrugated fiber sheets, corrugated shipping containers and 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.

25-00591: Seaway Manufacturing Corp. (2250 East 33rd Street, Erie, PA 16510) on March 5, 2004, a Natural Minor Operating Permit to fabricate windows, doors and enclosures, including surface coating in the City of Erie, Erie 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.

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

23-00041: ConocoPhillips Co. (4101 Post Road, Trainer, PA 19061) on March 4, 2004, an administrative amendment for a Facility Title V Operating Permit in Upper Chichester Township, Delaware County.

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

06-05004: Baldwin Hardware Corp. (P. O. Box 15048, Reading, PA 19612) on March 3, 2004, to operate their brass fixtures manufacturing facility in the City of Reading, Berks County. The Title V Operating Permit was administratively amended to incorporate two Plan Approvals 06-05004B and 06-05004C. This is Revision No. 1 of the operating permit.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); 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.

54830102R4. Joe Kuperavage Coal Company (916 Park Avenue, Port Carbon, PA 17965), renewal of an anthracite surface mine operation in Blythe Township, Schuylkill County, affecting 263.0 acres. Receiving streams: None. Application received November 6, 2003. Renewal issued March 4, 2004.

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

24000101 and NPDES Permit No. PA0241733. Tamburlin Brothers Coal Co., Inc. (P. O. Box 1419, Clearfield, PA 16830), renewal of an existing bituminous strip operation in Fox Township, Elk County, affecting 62.1 acres. Receiving streams: Little Toby Creek. Application received April 30, 2003. Permit issued March 1, 2004.

33820149 and NPDES Permit No. PA0605557. Rosio Coal Company (243 East Logan Avenue, DuBois, PA 15801), renewal of an existing bituminous strip and limestone removal operation in Washington Township, Jefferson County, affecting 54.0 acres. Receiving streams: one unnamed tributary to Mill Creek. Application received December 17, 2003. Permit issued March 1, 2004.

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

63990101 and NPDES Permit No. PA0202452. Robinson Coal Company (200 Neville Road, Neville Island, PA 15225). Permit renewal issued for continued reclamation only of a bituminous surface mining site in Robinson Township, Washington County, affecting 54.0 acres. Receiving streams: unnamed tributary to Robinson Run. Application received January 2, 2004. Renewal issued March 4, 2004.

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

17990119 and NPDES Permit No. PA0242748. AMFIRE Mining Company, LLC (One Energy Place, Suite 7500, Latrobe, PA 15650). Transfer of an existing bituminous surface mine permit from Laurel Energy, LP in Woodward Township, Clearfield County, affecting 83.3 acres. Receiving streams: unnamed tributaries of Goss Run to Goss Run to Beaver Run to Moshannon Creek to West Branch Susquehanna River. Application received July 24, 2003. Permit issued February 25, 2004.

Noncoal Permit Actions

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

58032812. Douglas G. Kilmer (R. R. 1 Box 85K, Union Dale, PA 18470), commencement, operation and restoration of a quarry operation in Apolaccon Township,

Susquehanna County, affecting 5.0 acres. Receiving streams: None. Application received November 3, 2003. Permit issued March 1, 2004.

6275SM2C7 and NPDES Permit No. PA0594539. Hanson Aggregates PA, Inc. (P. O. Box 231, Easton, PA 18044-0231), renewal of NPDES Permit for discharge of treated mine drainage in Limestone and Liberty Townships, **Montour County**. Receiving streams: unnamed tributary to Chillisquaque Creek. Application received January 9, 2004. Renewal issued March 3, 2004.

13930301C3 and NPDES Permit No. PA0595829. Haines & Kibblehouse, Inc. (2050 Lucon Road, P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit for discharge of treated mine drainage in Penn Forest Township, **Carbon County**. Receiving streams: Stony Creek. Application received January 13, 2004. Renewal issued March 3, 2004.

7775SM2A1C5 and NPDES Permit No. PA0594521. Berks Products Corporation (P. O. Box 421, Reading, PA 19603), correction to an existing quarry operation and NPDES Permit in Ontelaunee Township, **Berks County**, affecting 134.6 acres. Receiving streams: Maiden Creek. Application received April 25, 2003. Correction issued March 4, 2004.

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

03950301 and NPDES Permit No. 0201359. Glacial Sand & Gravel Company (P. O. Box 1022, Kittanning, PA 16201). NPDES permit renewal for continued mining of an existing industrial minerals surface mine in East Franklin Township, **Armstrong County**, affecting 310 acres. Receiving streams: unnamed tributaries to the Allegheny River. Renewal application received January 12, 2004. Renewal permit issued March 5, 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.

51044001. Demolition Dynamics Company (105 Southeast Parkway, Suite 105, Franklin, TN 37064), demolition blasting at Veterans Memorial Stadium in the City of Philadelphia, **Philadelphia County**, with an expiration date of March 31, 2004. Permit issued March 1, 2004.

36044009. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in West Donegal Township, **Lancaster County**, with an expiration date of October 27, 2004. Permit issued March 1, 2004.

36044008. Keystone Blasting Service (381 Reifsnnyder Road, Lititz 17543), construction blasting in Earl Township, **Lancaster County**, with an expiration date of June 27, 2004. Permit issued March 1, 2004.

36044010. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Manor Township, **Lancaster County**, with an expiration date of December 31, 2004. Permit issued March 1, 2004.

36044011. Keystone Blasting Service (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting at Horst & Son, Inc. Development in West Lampeter Township, **Lancaster County**, with an expiration date of March 27, 2005. Permit issued March 2, 2004.

09044002. Rock Work, Inc. (1257 DeKalb Pike, R. D. 2, Blue Bell, PA 19422), construction blasting at New Britain Walk in New Britain Township, **Bucks County**, with an expiration date of March 1, 2006. Permit issued March 2, 2004.

09044003. Schlouch Inc. (Excelsior Industrial Park, P. O. Box 69, Blandon, PA 19510), construction blasting at Fox Field Estates in Milford Township, **Bucks County**, with an expiration date of October 3, 2006. Permit issued March 2, 2004.

36044012. ABEL Construction Co., Inc. (3925 Columbia Avenue, Mountville, PA 17554), construction blasting at Heatherwoods Phase 1B in East Cocalico Township, **Lancaster County**, with an expiration date of March 26, 2005. Permit issued March 2, 2004.

06044007. Schlouch Incorporated (Excelsior Industrial Park, P. O. Box 69, Blandon, PA 19510), construction blasting at Heffner Tract in Maiden Creek Township, **Berks County**, with an expiration date of March 26, 2005. Permit issued March 2, 2004.

36044013. Warren's Excavating & Drilling, Inc. (P. O. Box 189, Bowmansville, PA 17507-0189), construction blasting at Wellsley Manor Development in Manheim Township, **Lancaster County**, with an expiration date of March 27, 2005. Permit issued March 2, 2004.

45044008. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting at Wyndham Hills Development in Paradise Township, **Monroe County**, with an expiration date of February 22, 2005. Permit issued March 2, 2004.

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

08044001. Great Lakes Geophysical (P. O. Box 127, Williamsburg, MI 49690), for exploration blasting in Wells Township, **Bradford County**, with an expected duration of 11 days. Permit issued February 18, 2004.

14044001. Stone Valley Construction (P. O. Box 369, Pine Grove Mills, PA 16868), for construction blasting in Spring Township, **Centre County**, with an expected duration of 365 days. Permit issued January 26, 2004.

14044002. Stone Valley Construction (P. O. Box 369, Pine Grove Mills, PA 16868), for construction blasting in Ferguson Township, **Centre County**, with an expected duration of 365 days. Permit issued January 30, 2004.

17044001. Whitetail Contracting (P. O. Box 220, Woodland, PA 16881), for reclamation blasting in Decatur Township, **Clearfield County**, with an expected duration of 37 days. Permit issued February 25, 2004.

14044003. C. D. G. Properties LLC (P. O. Box 11172, State College, PA 16805), for construction blasting in Benner Township, **Centre County**, with an expected duration of 7 days. Permit issued February 17, 2004.

59044001. Great Lakes Geophysical, Inc. (P. O. Box 127, Williamsburg, MI 49690), for exploration blasting in Morris Township, **Tioga County** and Pine Township, **Lycoming County**, with an expected duration of 6 days. Permit issued January 9, 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 should 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 should 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

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

E13-137. Kovatch Enterprises, Inc., One Industrial Complex, Nesquehoning, PA 18240. Nesquehoning Borough, **Carbon County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a stream restoration project in 1,175 feet of First Hollow Run (HQ-CWF) and 75 feet of Second Hollow Run (HQ-CWF) with work consisting of riparian plantings, bank stabilization, a concrete grade control structure and 43 in-stream boulder structures creating a step-pool channel. The project's purpose is to stabilize the channel, improve aquatic resources and establish riparian habitat. The project begins at First Hollow Run's confluence with Nesquehoning Creek (Nesquehoning, PA Quadrangle N: 20.8 inches; W: 9.6 inches) and continues upstream 1,400 feet (Nesquehoning, PA Quadrangle N: 21.2 inches; W: 10.1 inches) in Nesquehoning Borough, Carbon County (Subbasin: 2B).

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

E08-412. Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797. Culvert installation in Leroy Township, **Bradford County**, ACOE Baltimore District (Leroy, PA Quadrangle N: 0.80 inch; W: 14.44 inches).

To construct and maintain three 57-inch by 38-inch by 30-foot long CMPA culverts with R-4 rock 15 inches to 18 inches deep at the inlet and outlet face on the slopes in Little Shrader Creek (EV), approximately 1.75 miles southwest of Sunfish Pond. The project will not impact wetlands while impacting approximately 40 feet of waterway and disturbing approximately 0.05 acre of earth. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E14-455. Department of Conservation and Natural Resources, P. O. Box 8451, Harrisburg, PA 17105-8451. Cherry Run Road bridge replacement in Haines Township, **Centre County**, ACOE Baltimore District (Weikert, PA Quadrangle N: 20.00 inches; W: 14.60 inches).

To: (1) remove an existing bridge and to construct and maintain; (2) a prestressed spread box beam bridge with a normal span of 22.4 feet and a minimum inlet underclearance of 6.10 feet; (3) place R-7 riprap choked with R-4 along the substructure units; (4) a temporary one lane bridge with a 53-foot center-to-center bearings minimum length; (5) two temporary concrete barrier/sandbag diversion dikes in Cherry Run, 2 miles up Cherry Run Road from SR 3002. This permit was issued

under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E19-239. North Centre Township, 277B Nursery Road, Berwick, PA 18603. Bridge replacement in North Centre Township, **Columbia County**, ACOE Baltimore District (Mifflinville, PA Quadrangle N: 11.4 inches; W: 9.4 inches).

To: (1) remove the existing single span multisteel I-beam bridge and concrete abutments. The bridge has a normal span of 18.92 feet, a curb-to-curb width of 13.00 feet, a minimum under clearance of 4.25 feet with a hydraulic opening of 86.69 square feet and is on a 90 degree skew; (2) construct and maintain a single span precast concrete arch culvert with precast concrete wingwalls. The bridge is on an 86 degree skew and will have a normal span of 24 feet, a minimum curb-to-curb width of 24 feet, an underclearance of 6.25 feet and a hydraulic opening of 122.8 square feet; (3) construct a temporary stream crossing consisting of three 48-inch diameter by 32-foot long thermoplastic pipes with R-3 rock as fill material and a 6-inch 2RC wearing surface; and (4) construct a temporary dike and 36-inch diameter by 80-foot long thermoplastic pipe to convey stream water through the project area. The project is in the West Branch of Briar Creek (CWF) at the intersection of SR 93 with T-730. Approximately 0.48 acre of earth will be disturbed by the project. Approximately 312 square feet of emergent wetlands will be permanently impacted and 447 square feet of wetlands will be temporarily impacted by the temporary dike. The project will impact about 75 feet of waterway.

E49-273. Milton Boat Club c/o Randall Straub, 43 Wilson Circle, Milton, PA 17847. Water Obstruction and Encroachment Permit application in Turbot Township, **Northumberland County**, ACOE Susquehanna River Basin District (Milton, PA Quadrangle N: 6.72 inches; W: 9.06 inches).

To construct and maintain 28 open sided pavilions (1 per lot), each not to exceed 30 feet by 15 feet, on the grounds of the Milton Boat Club which is in the floodway of the West Branch of the Susquehanna River along the eastern right-of-way of SR 0405, 1.0 mile north of the Borough of Milton in Turbot Township, Northumberland County. This permit was issued under section 105.13(e) "Small Projects."

E55-195. Snyder County Conservation District, 403 West Market Street, Middleburg, PA 17841. Water Obstruction and Encroachment Permit in Penn Township, **Snyder County**, ACOE Susquehanna River Basin District (Freeburg, PA Quadrangle N: 13.2 inches; W: 3.9 inches).

To construct and maintain two single span concrete beam footbridges each having a clear span of 35.0 feet and a width of 4.0 feet. Bridge A (westerly most bridge) will have a design underclearance of 1.8 feet and Bridge B will have a design underclearance of 6.5 feet. The footbridges will be constructed over an unnamed tributary to Penns Creek, 1.0 mile north of the intersection of Salem Road and SR 0522 along the Salem Road in Penn Township, Snyder County. The project does not propose to impact any jurisdictional wetlands. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E04-240 A1. Beaver Falls Municipal Authority, 1425 Eighth Avenue, P. O. Box 400, Beaver Falls, PA

15010. Eastvale Water Treatment Plant, New Clear Well Project in Eastvale Borough and Daugherty Township, **Beaver County**, Pittsburgh ACOE District (Beaver Falls, PA Quadrangle N: 2.0 inches; W: 8.7 inches) (Latitude: 40° 45' 40" and Longitude: 80° 18' 46"). To amend Permit E04-240, which authorized the construction and maintenance of an intake structure with necessary appurtenance to improve intake capacity, to construct and maintain a backwash water tank and a riprap outlet channel and to place and maintain fill in 0.16 acre of wetlands to improve discharge to the Beaver River. This permit amendment will authorize the construction and maintenance of a new clear well facility and ancillary system with it associated fill and to relocate and maintain two stormwater outfalls to the Beaver River (WWF). The facility is along the left bank side of the Beaver River at the existing Eastvale Water Treatment Plant. This project will place fill in the floodway of the left bank of the Beaver River for a distance of approximately 370 feet.

E32-459. Department of Transportation, Engineering District 10-0, 2550 Oakland Avenue, P. O. Box 429, Indiana, PA 15701-0429. Construction pipes in Mudlick Run in North Mahoning Township, **Indiana County**, Pittsburgh ACOE District (Marion Center, PA Quadrangle N: 21.6 inches; W: 6.5 inches) (Latitude: 40° 52' 6" and Longitude: 79° 2' 49"). To operate and maintain twin 40-foot long, 36-inch diameter concrete cast pipes in Mudlick Run (HQ-CWF). With inlet and outlet protection, construction of the pipes has impacted 55 linear feet of stream channel. No vegetated wetlands were impacted. The structure is on SR 4024, Segment 0040, Offset 0000.

E65-831. Department of Transportation, P. O. Box 459, Uniontown, PA 15401. Parnassus Triangle rehabilitation in the Cities of New Kensington and Lower Burrell, **Westmoreland County**, Pittsburgh ACOE District. To rehabilitate the intersections of SR 0366, SR 4085 and SR 4087, also known as the Parnassus Triangle. As part of this highway improvement project the applicant will remove the existing structures and: (1) construct and maintain a single span, prestressed concrete, spread box beam bridge on SR 4087, Station 20+96 having a normal span of 26.5 feet and an underclearance of 12.33 feet over Little Pucketa Creek (TSF). Also, to construct and maintain a 42-inch diameter outfall with a concrete headwall at SR 4087, Station 21+09, 54.0 feet right and an 18-inch diameter outfall at Station 20+63, 47.0 feet left (New Kensington West, PA Quadrangle) (Latitude: 40° 33' 10" and Longitude: 79° 45' 31"); (2) construct and maintain a single span, prestressed concrete spread box beam bridge on SR 0366, Station 110+60 having a normal span of 39.06 feet and an underclearance of 9.0 feet over Little Pucketa Creek (TSF). Also to construct and maintain a 42-inch diameter outfall with a concrete headwall at SR 4087, Station 21+09, 54.0 feet right and an 18-inch diameter outfall at Station 20+63, 47.0 feet left (Latitude: 40° 33' 14.5" and Longitude: 79° 45' 28.5"); and (3) construct and maintain an 18-inch diameter outfall with a 25-foot long rock-lined stilling basin in Pucketa Creek (TSF) at SR 4085, Station 0+95, 43.0 feet right (Latitude: 40° 33' 0" and Longitude: 79° 45' 31"). The project proposes to directly affect 150 linear feet of perennial stream; no vegetated wetlands will be impacted.

E65-833. Ligonier Township, One Municipal Park Drive, Ligonier, PA 15658. Clark Hollow Road culvert in Ligonier Township, **Westmoreland County**, Pittsburgh ACOE District (Derry, PA Quadrangle N: 5.11 inches; W: 4.18 inches) (Latitude: 40° 16' 41" and Longitude: 79° 16' 48"). To operate and maintain a 36-foot long stream

crossing consisting of a corrugated metal pipe arch culvert having a single waterway opening of 64 inches wide by 43 inches high (invert depressed 12 inches) and a 30-inch smooth lined corrugate plastic pipe in an un-

named tributary to Loyalhanna Creek (CWF). The project is on Clark Hollow Road, approximately 1 mile north of SR 30. The culvert was constructed under Emergency Permit EP6503204, dated September 4, 2003.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504 and 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Land Recycling and Waste Management, Director, P. O. Box 8763, Harrisburg, PA 17105-8763.

<i>SSIP Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
04-04-002	Carl Puntureri Interstate Chemical Co., Inc. 2797 Freedland Road Hermitage, PA 16148	Beaver	Vanport	One AST storing Methanol	114,000 gallons
04-06-006	Vincent W. Lee, Jr. East Penn Manufacturing Co. P. O. Box 147 Lyon Station, PA 19536-0147	Berks	Richmond Township	One AST storing Sulfuric Acid	25,000 gallons
04-06-007	Sid Johnson Koch Materials Company P. O. Box 2338 Wichita, KS 67201	Berks	Muhlenberg Township	Six ASTs storing Asphalt Emulsion	240,000 gallons total capacity

[Pa.B. Doc. No. 04-480. Filed for public inspection March 19, 2004, 9:00 a.m.]

Proposed Revision to the State Implementation Plan for Sulfur Dioxide for the Warren County Nonattainment Areas; Proposed Maintenance Plan and Request for Redesignation to Attainment; Public Hearing

Sulfur dioxide concentrations above the Federal health-based standard are a serious human health threat and also contribute to other environmental problems such as visibility impairment, acid rain and crop and forest damage. A review of the ambient air quality data shows that the Warren County sulfur dioxide nonattainment areas (Conewango Township, Pleasant Township, Glade Township and City of Warren) are achieving the annual and 24-hour health based sulfur dioxide primary standards and the 3-hour secondary standard. Therefore, the Department of Environmental Protection (Department) plans to submit a request to the United States Environmental Protection Agency to redesignate the Warren County sulfur dioxide nonattainment areas to attainment. The Department will also request that the status of Mead Township and Clarendon Borough be changed from "cannot be classified" to "better than National standards" for sulfur dioxide. The Department is seeking public comment on this request and on a State Implementation Plan (SIP) revision setting forth a maintenance plan for the next 10 years as required under section 175A(a) of the Federal Clean Air Act (42 U.S.C.A. § 7505a(a)).

This proposal is available through the following contact person or on the Department's website: www.dep.state.pa.us (Subjects/Air Quality/Regs Plans/Clean Air Plans).

The Department will hold a public hearing to receive comments on the SIP revision on Wednesday, April 21, 2004, at 1 p.m. in the Fleur De Lis Meeting Room, Holiday Inn, 210 Ludlow Street, Warren, PA 16365.

Persons wishing to present testimony at the hearing should reserve a time by contacting Susan Ferree, P. O. Box 8468, Harrisburg, PA 17105, (717) 787-9495, sferree@state.pa.us. Persons who do not reserve a time will be able to testify as time allows. Witnesses should keep testimony to 10 minutes and should provide two written copies at the hearing. 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 Wick Havens, (717) 787-9495. TDD users should contact the AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

Written comments should be sent by 12 p.m. on April 23, 2004, to Wick Havens, Chief, Division of Air Resource Management, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-481. Filed for public inspection March 19, 2004, 9:00 a.m.]

DEPARTMENT OF HEALTH

Procedures Applicable to Right-to-Know Requests

This written policy identifies the procedures for requesting records from the Department of Health (Department) under Pennsylvania's Right-to-Know Law (RTKL), 65 P. S. §§ 66.1—66.9. This policy supplements Management Directive 205.36 as amended. This policy replaces procedures for requesting records previously issued by the Department at 32 Pa.B. 6399 (December 26, 2002).

Requests

1. A request to the Department made under the RTKL must be in writing and must:

- a. Identify the requester by name.
- b. Aver whether the requester is a resident of this Commonwealth.
- c. Identify a return mailing address.
- d. Expressly state that the request is being made under the RTKL (65 P. S. §§ 66.1—66.9).
- e. Bear the requester's signature or the signature of an individual authorized to make the request for the requester.

2. RTKL requests must be sent or delivered by mail, hand delivery or facsimile transmission. Other than facsimile transmission, no electronic transmission is acceptable. The Department will not accept verbal requests.

3. RTKL requests must be sent or delivered to: Director, Communications Office, Department of Health, 808 Health and Welfare Building, P. O. Box 90, Harrisburg, PA 17108-0090, fax: (717) 772-6959.

4. If a RTKL request is sent to a Department office other than the Communications Office, that office may return the request to the requester and inform the requester that the request must be sent to the Communications Office.

5. The regular business hours of the Communications Office are 8 a.m. to 4:30 p.m., Monday through Friday. Any RTKL request received by the Communications Office after the close of regular business hours shall be deemed to have been received by that office on the following business day. For example, a facsimile transmission received at 10 p.m. on a Friday is deemed to be received on the following Monday (unless that Monday is a non-business day. Paragraph 8 defines a business day.

6. Only a resident of this Commonwealth is entitled access to public records under the RTKL. In determining whether a requester is a resident of this Commonwealth, the Director of the Communications Office (Director) may require the requester to provide proof of residency.

7. A RTKL request may be denied if it does not identify the records requested with sufficient specificity. In conducting an initial review of a RTKL request, the Director may contact (or attempt to contact) the requester to obtain clarification or additional information to aid the Director in responding to the request. The request should contain a telephone number, fax number or e-mail address where the Director may reach the requester.

8. The Director shall make a final or interim response to a RTKL request within 10 business-days after receiving the request. A business day does not include a Saturday or Sunday, a day when the offices of the Department are closed for all or part of a day due to a State holiday, partial and full day closings of State offices under management directives, a day when the offices of the Department are closed due to a natural disaster or a day when Department offices are closed at the request or direction of a local, State, or Federal law enforcement agency or official. For purposes of determining the end of the 10-business-day period, the day a RTKL request is received (or deemed received) is not counted.

9. A response that denies a request (either in whole or in part) will list all of the specific reasons relied on by the Director for denying the request and will include one or more citations of supporting authority. If a reason for

denial is a determination that an identified document is not a public record, the specific reason for that determination will be included.

10. In the event that the Director's final response is a denial or a partial denial, the response to the requester will contain: (1) the typed or printed name, title, business address, business telephone number and signature of the public official or employee on whose authority the denial is issued; (2) a notice informing the requester of his or her right to file exceptions with the Department; (3) a statement of the procedure that the requester shall follow to file exceptions contesting the denial; (4) the name and mailing address of the Department's RTKL exceptions office; and (5) the words "Mailing Date" followed by date that is the mailing date.

11. If the Director does not respond to the request within 10 business days after a RTKL request is docketed as having been received, a RTKL request shall be deemed to have been denied and the requester may file an exception.

Exceptions

12. Exceptions to a written denial must be filed within 15 business days of the mailing date of the written denial.

13. Exceptions to a deemed denial must be filed within 15 calendar days of the date the request is deemed denied.

14. Exceptions to a denial or partial denial of a request must be set forth in writing and must be correctly addressed and submitted to the Department's Deputy Secretary for Administration (Deputy Secretary). Exceptions submitted to any other official, office or address are defective and do not stop the running of the 15-day exceptions period. Exceptions must be sent or delivered to Deputy Secretary for Administration, Department of Health, 815 Health and Welfare Building, P. O. Box 90, Harrisburg, PA 17108-0090, Fax: (717) 772-6959

15. Exceptions are filed on the mailing date to the Deputy Secretary.

16. When exceptions are submitted by United States mail, their mailing date is the date of the postmark on the envelope. If the postmark is illegible, the mailing date is deemed to be the calendar day that immediately preceded the date on which the exceptions are received, unless that immediately preceding date is a Sunday or a Federal holiday.

17. When exceptions are filed by facsimile transmission, the mailing date is the transmission date affixed to the facsimile. If exceptions are filed in person, by courier service, by overnight mail or parcel delivery service or in any way other than by sending them through the United States mail or by facsimile transmission, their mailing date is deemed to be the date the exceptions are received by the Deputy Secretary, except that exceptions received by the Deputy Secretary after the close of the usual business hours of that office are deemed to be received on the next business day. The regular business hours of the Deputy Secretary's office are 8 a.m. to 4:30 p.m., Monday through Friday.

18. Exceptions to a denial or a partial denial of a request may not be submitted through the use of e-mail.

19. Exceptions that are untimely will be dismissed for that reason.

20. Exceptions must state the reason upon which the requester asserts that the record to which the requester

has been denied access is a public record. Reasons not set forth during the 15-day period in which exceptions must be filed are deemed to be waived and will be disregarded by the Deputy Secretary.

21. Exceptions must address the reasons stated by the Director in denying the request. Exceptions that fail to comply with this requirement will be dismissed for that reason.

22. If the request is denied due to a deemed denial, the requester is not required to set forth any grounds for contesting the denial. The Deputy Secretary shall consider the cases for both the requester and the Director. The Director may raise available defenses to the request.

23. Unless the requester agrees otherwise, when a requester files exceptions to a denial, the Deputy Secretary will issue a final determination within 30 calendar days of the mailing date of the exceptions. If the requester requests a hearing, the Deputy Secretary may condition the grant of that request upon the requester's written consent or agreement to an extension of the time for a decision on the exception.

24. Exceptions are resolved by a final determination, which is a final order of the Deputy Secretary. A final determination shall be set forth in writing. If the Deputy Secretary determines that the Director correctly denied the request for access, the Deputy Secretary will issue a written explanation to the requester of the reason for the denial by the last day a decision on the exception is due.

25. Either the requester or the Director may request a hearing on the exceptions. The decision as to whether to hold a hearing rests in the discretion of the Deputy Secretary and is not appealable.

Access

26. Providing a requester with physical access to a document in an office of the Department is a "response" for the purposes of the RTKL. Only the Director has the authority to permit this access. Hours of access shall be 8 a.m. to 4:30 p.m., Monday through Friday.

27. A public record will be provided to the requester in the medium requested if the record exists in that medium. Otherwise, the public record will be provided in the medium in which it exists. Where the record is only available in electronic form, the Department will print it out on paper if the requester so requests.

28. The Department may make its public records available through its website. However, if access to public records is available only through electronic means, the Department will provide access to the records at an office of the Department.

29. With the concurrence of the Department, a requester may bring his or her own photocopying equipment, computers and other equipment into the Department's offices for the purposes of making copies of public records.

Fees

30. Photocopies—One "photocopy" is either a single-sided copy or one side of a double-sided copy. One side of a standard 8.5" × 11" page is \$0.15 if using the agency's copiers and prevailing cost if copied otherwise. One side of any irregular sized page is the prevailing cost but not less than \$0.15.

31. Other Materials:

PC Diskettes—\$1 per diskette plus cost of labor, both salary and benefits.

Microfilm/microfiche—actual cost including cost of labor, both salary and benefits.

32. Postage:

Material fitting into standard letter envelope is mailed at no charge.

Material fitting into a non-standard envelope or other shipping container is mailed at actual cost.

33. If redaction is required before the public records can be accessed or copied for the benefit of the requester, the Department will charge a reasonable fee including cost of labor, both salary and benefits.

34. The cost to certify the copies for the purpose of legally verifying the public record shall be \$1 per side of a standard 8.5" × 11" page.

35. The Department may require prepayment if the anticipated cost to fulfill the request exceeds \$100. Unless prepayment is made by certified check, access will be denied until a regular check clears. If the fee is for copying only, the Department shall allow access to the records but shall refuse to make copies until the fee is paid. If the fee includes redaction costs, the Department shall deny access to the requester until the redaction fee is paid. If the requester pays any fee by check, the payee shall be "Pennsylvania Department of Health."

36. The Department may assess a reasonable fee for labor and other expenses necessary to comply with the request for access to, or copying of, requested records (but not for determining whether requested records are public records required to be provided to the requester under the RTKL), for example, costs for retrieval of records from storage.

This policy can also be obtained on the Department's website at www.health.state.pa.us or by contacting the Communications Office, Department of Health, 808 Health and Welfare Building P. O. Box 90, Harrisburg, PA 17108-0090, (717) 787-1783. Questions regarding this policy should be directed to the same office.

Persons who, due to a disability, would like to obtain this document in an alternative format (that is, large print, audiotape, or Braille) should contact the Communications Office for assistance. Speech or hearing impaired persons may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 04-482. Filed for public inspection March 19, 2004, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Amazing 8's Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Amazing 8's.

2. *Price:* The price of a Pennsylvania Amazing 8's instant lottery game ticket is \$5.

3. *Play Symbols:*

(a) Each Pennsylvania Amazing 8's instant lottery game ticket will contain eight play areas known as Game 1, Game 2, Game 3, Game 4, Game 5, Game 6, Game 7 and Game 8. Each game is played separately.

(b) The play symbols and their captions located in the play area for Game 1 are: \$5⁰⁰ (FIV DOL), \$6⁰⁰ (SIX DOL), \$8⁰⁰ (EGT DOL), \$10⁰⁰ (TEN DOL), \$12\$ (TWELV), \$15\$ (FIFTN), \$18\$ (EGHTN), \$20\$ (TWENTY), \$32\$ (TRY TWO), \$88\$ (ETY EGT), \$180 (ONEHUNETY), \$800 (EGT HUN), \$1,800 (EGHTNHUN), \$8,000 (EGT THO) and \$88,888 (8 X 5).

(c) The play symbols and their captions located in the "Your" and "Their" areas for Game 2 and Game 3; in the play areas for Game 4 and Game 6; and in the "Lucky Number" and "Your Numbers" areas for Game 8 are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT) and 9 (NINE).

(d) The play symbols and their captions located in play area for Game 5 are: Money Symbol (MONEY), Money Bag Symbol (MNYBG), Pot of Gold Symbol (PTGLD), Gold Bar Symbol (GOLD), Coins Symbol (COINS), Crown Symbol (CROWN), Rabbit Foot Symbol (RBTFT), Horse Shoe Symbol (SHOE), Star Symbol (STAR), Diamond Symbol (DIMND), Dollar Sign Symbol (DLRSN) and Cent Symbol (CENT).

(e) The play symbols and their captions located in the "Fast \$18" area for Game 7 are: \$18\$ (EGHTN) and TRY AGAIN.

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Prize" areas for Game 2, Game 3, Game 4, Game 5, Game 6 and Game 8 are: \$5⁰⁰ (FIV DOL), \$6⁰⁰ (SIX DOL), \$8⁰⁰ (EGT DOL), \$10⁰⁰ (TEN DOL), \$12\$ (TWELV), \$15\$ (FIFTN), \$18\$ (EGHTN), \$20\$ (TWENTY), \$32\$ (TRY TWO), \$88\$ (ETY EGT), \$180 (ONEHUNETY), \$800 (EGT HUN), \$1,800 (EGHTNHUN), \$8,000 (EGT THO) and \$88,888 (8 X 5).

5. *Prizes:* The prizes that can be won in Game 1, Game 2, Game 3, Game 4, Game 5, Game 6 and Game 8 are \$5, \$6, \$8, \$10, \$12, \$15, \$18, \$20, \$32, \$88, \$180, \$800, \$1,800, \$8,000 and \$88,888. The prize that can be won in Game 7 is \$18. A player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 5,760,000 tickets will be printed for the Pennsylvania Amazing 8's instant lottery game.

7. *Determination of Prize Winners:*

(a) Determination of prize winners for Game 1 are:

(1) Holders of tickets with three matching play symbols of \$88,888 (8 X 5) in the play area, on a single ticket, shall be entitled to a prize of \$88,888.

(2) Holders of tickets with three matching play symbols of \$8,000 (EGT THO) in the play area, on a single ticket, shall be entitled to a prize of \$8,000.

(3) Holders of tickets with three matching play symbols of \$1,800 (EGHTNHUN) in the play area, on a single ticket, shall be entitled to a prize of \$1,800.

(4) Holders of tickets with three matching play symbols of \$800 (EGT HUN) in the play area, on a single ticket, shall be entitled to a prize of \$800.

(5) Holders of tickets with three matching play symbols of \$180 (ONEHUNETY) in the play area, on a single ticket, shall be entitled to a prize of \$180.

(6) Holders of tickets with three matching play symbols of \$88\$ (ETY EGT) in the play area, on a single ticket, shall be entitled to a prize of \$88.

(7) Holders of tickets with three matching play symbols of \$32\$ (TRY TWO) in the play area, on a single ticket, shall be entitled to a prize of \$32.

(8) Holders of tickets with three matching play symbols of \$20\$ (TWENTY) in the play area, on a single ticket, shall be entitled to a prize of \$20.

(9) Holders of tickets with three matching play symbols of \$18\$ (EGHTN) in the play area, on a single ticket, shall be entitled to a prize of \$18.

(10) Holders of tickets with three matching play symbols of \$15\$ (FIFTN) in the play area, on a single ticket, shall be entitled to a prize of \$15.

(11) Holders of tickets with three matching play symbols of \$12\$ (TWELV) in the play area, on a single ticket, shall be entitled to a prize of \$12.

(12) Holders of tickets with three matching play symbols of \$10⁰⁰ (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(13) Holders of tickets with three matching play symbols of \$8⁰⁰ (EGT DOL) in the play area, on a single ticket, shall be entitled to a prize of \$8.

(14) Holders of tickets with three matching play symbols of \$6⁰⁰ (SIX DOL) in the play area, on a single ticket, shall be entitled to a prize of \$6.

(15) Holders of tickets with three matching play symbols of \$5⁰⁰ (FIV DOL) in the play area, on a single ticket, shall be entitled to a prize of \$5.

(b) Determination of prize winners for Game 2 and Game 3 are:

(1) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$88,888 (8 X 5) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$88,888.

(2) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$8,000 (EGT THO) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$8,000.

(3) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$1,800 (EGHTNHUN) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$1,800.

(4) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$800 (EGT HUN) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$800.

(5) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$180 (ONEHUNETY) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$180.

(6) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play

symbol of \$88\$ (ETY EGT) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$88.

(7) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$32\$ (TRY TWO) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$32.

(8) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$20\$ (TWENTY) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$20.

(9) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$18\$ (EGHTN) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$18.

(10) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$15\$ (FIFTN) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$15.

(11) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$12\$ (TWELV) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$12.

(12) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$10.

(13) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$8⁰⁰ (EGT DOL) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$8.

(14) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$6⁰⁰ (SIX DOL) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$6.

(15) Holders of tickets where "Your" number is greater than "Their" number in the same Game, and a prize play symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$5.

(c) Determination of prize winners for Game 4 are:

(1) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$88,888 (8 X 5) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$88,888.

(2) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$8,000 (EGT THO) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$8,000.

(3) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$1,800 (EGHTNHUN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$1,800.

(4) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$800 (EGT HUN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$800.

(5) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$180 (ONEHUNETY) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$180.

(6) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$88\$ (ETY EGT) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$88.

(7) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$32\$ (TRY TWO) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$32.

(8) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$20\$ (TWENTY) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$20.

(9) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$18\$ (EGHTN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$18.

(10) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$15\$ (FIFTN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$15.

(11) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$12\$ (TWELV) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$12.

(12) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$10⁰⁰ (TEN DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$10.

(13) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$8⁰⁰ (EGT DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$8.

(14) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$6⁰⁰ (SIX DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$6.

(15) Holders of tickets with three matching 8 (EIGHT) play symbols in the same row, column or diagonal and a prize play symbol of \$5⁰⁰ (FIV DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$5.

(d) Determination of prize winners for Game 5 are:

(1) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$88,888 (8 X 5) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$88,888.

(2) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$8,000 (EGT THO) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$8,000.

(3) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$1,800 (EGHTNHUN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$1,800.

(4) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$800 (EGT HUN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$800.

(5) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$180 (ONEHUNETY) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$180.

(6) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$88\$ (ETY EGT) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$88.

(7) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$32\$ (TRY TWO) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$32.

(8) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$20\$ (TWENTY) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$20.

(9) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$18\$ (EGHTN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$18.

(10) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$15\$ (FIFTN) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$15.

(11) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$12\$ (TWELV) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$12.

(12) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$10⁰⁰ (TEN DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$10.

(13) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$8⁰⁰ (EGT DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$8.

(14) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$6⁰⁰ (SIX DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$6.

(15) Holders of tickets with three matching play symbols in the play area and a prize play symbol of \$5⁰⁰ (FIV DOL) appearing in the "Prize" area for the Game, on a single ticket, shall be entitled to a prize of \$5.

(e) Determination of prize winners for Game 6 are:

(1) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$88,888 (8 X 5) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$88,888.

(2) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$8,000 (EGT THO) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$8,000.

(3) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$1,800 (EGHTNHUN) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$1,800.

(4) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$800 (EGT HUN) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$800.

(5) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$180 (ONEHUNETY) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$180.

(6) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$88\$ (ETY EGT) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$88.

(7) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$32\$ (TRY TWO) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$32.

(8) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$20\$ (TWENTY) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$20.

(9) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$18\$ (EGHTN) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$18.

(10) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$15\$ (FIFTN) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$15.

(11) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$12\$ (TWELV) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$12.

(12) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$10⁰⁰ (TEN DOL) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$10.

(13) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$8⁰⁰ (EGT DOL) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$8.

(14) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$6⁰⁰ (SIX DOL) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$6.

(15) Holders of tickets with two 8 (EIGHT) play symbols in the same play area and a prize play symbol of \$5⁰⁰ (FIV DOL) appearing in the "Prize" area for that Game, on a single ticket, shall be entitled to a prize of \$5.

(f) Determination of prize winners for Game 7 are: Holders of tickets with a \$18\$ (EGHTN) play symbol in the "Fast \$18" area, on a single ticket, shall be entitled to a prize of \$18.

(g) Determination of prize winners for Game 8 are:

(1) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$88,888 (8 X 5) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$88,888.

(2) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$8,000 (EGT THO) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$8,000.

(3) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$1,800 (EGHTNHUN) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$1,800.

(4) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$800 (EGT HUN) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$800.

(5) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$180 (ONEHUNETY) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$180.

(6) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$88\$ (ETY EGT) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$88.

(7) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$32\$ (TRY TWO) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$32.

(8) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$20\$ (TWENTY) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(9) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$18\$ (EGHTN) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$18.

(10) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$15\$ (FIFTN) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(11) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$12\$ (TWELV) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$12.

(12) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(13) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$8⁰⁰ (EGT DOL) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$8.

(14) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$6⁰⁰ (SIX DOL) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(15) Holders of tickets upon which any one of the "Your Numbers" play symbols matches the "Lucky Number" play symbol and a prize play symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area under the matching "Your Number" play symbol, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Win With Prize(s) of:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 5,760,000 Tickets</i>
\$5	\$5	12.24	470,400
\$6	\$6	120	48,000
\$8	\$8	30	192,000
\$5 x 2	\$10	200	28,800
\$10	\$10	35.29	163,200
\$6 x 2	\$12	200	28,800
\$12	\$12	300	19,200
\$5 x 3	\$15	200	28,800
\$15	\$15	300	19,200
FAST \$18	\$18	24	240,000
\$6 x 3	\$18	300	19,200
\$18	\$18	200	28,800
\$5 x 4	\$20	600	9,600

<i>Win With Prize(s) of:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 5,760,000 Tickets</i>
\$6 × 2 + \$8	\$20	600	9,600
\$10 × 2	\$20	600	9,600
\$20	\$20	600	9,600
\$8 × 4	\$32	4,000	1,440
\$5 × 4 + \$6 × 2	\$32	4,000	1,440
\$10 × 2 + \$6 × 2	\$32	4,000	1,440
FAST \$18 + \$8 + \$6	\$32	800	7,200
\$32	\$32	4,000	1,440
FAST \$18 + \$10 × 7	\$88	300	19,200
FAST \$18 + \$10 × 5 + \$20	\$88	300	19,200
\$88	\$88	504.20	11,424
FAST \$18 + \$18 × 9	\$180	6,000	960
\$32 × 5 + \$10 × 2	\$180	12,000	480
\$180	\$180	12,000	480
\$800	\$800	20,000	288
\$800 × 2 + \$180 + \$5 × 4	\$1,800	60,000	96
\$1,800	\$1,800	60,000	96
\$8,000	\$8,000	120,000	48
\$88,888	\$88,888	720,000	8

Game 1—Get three like amounts, win that prize.

Game 2—When “Your” number beats “Their” number, win prize shown.

Game 3—When “Your” number beats “Their” number, win prize shown.

Game 4—Get three “8” symbols in a row, column or diagonal, win prize shown.

Game 5—Get three like symbols, win prize in the prize box.

Game 6—Get two “8” symbols, win prize shown.

Game 7—Reveal \$18 prize amount, win \$18 instantly.

Game 8—When any of “Your Numbers” match the “Lucky Number,” win prize shown under the matching number.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Amazing 8's instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Amazing 8's, prize money from winning Pennsylvania Amazing 8's instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Amazing 8's instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Amazing 8's or through normal communications methods.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 04-483. Filed for public inspection March 19, 2004, 9:00 a.m.]

Pennsylvania Flaming Hot 7's Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Flaming Hot 7's.

2. *Price:* The price of a Pennsylvania Flaming Hot 7's instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Flaming Hot 7's instant lottery game ticket will contain one play area. The play symbols and their captions, printed in black ink, located in the play area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (BKSEV), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions, printed in red ink, located in the play area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (RSEV), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT).

4. *Prize Play Symbols:* The prize play symbols and their captions, printed in black ink, located in the 10 “Prize” areas are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$6⁰⁰ (SIX DOL), \$9⁰⁰ (NIN DOL), \$18\$ (EGHTN), \$27\$ (TWY SVN), \$54\$ (FTY FOR), \$90\$ (NINTY), \$270 (TWOHUNSTY) and \$27,000 (TWYSVNTHO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$6, \$9, \$18, \$27, \$54, \$90, \$270 and \$27,000.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 7,560,000 tickets will be printed for the Pennsylvania Flaming Hot 7's instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$27,000 (TWYSVNTHO) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$27,000.

(b) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$270 (TWOHUNSTY) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$270.

(c) Holders of tickets with a play symbol of 7 (RSEV), with the symbol and caption printed in red ink, and a prize play symbol of \$90\$ (NINTY) appearing in the "Prize" area next to that 7 (RSEV) play symbol, on a single ticket, shall be entitled to a prize of \$270.

(d) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$90\$ (NINTY) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$90.

(e) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$54\$ (FTY FOR) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$54.

(f) Holders of tickets with a play symbol of 7 (RSEV), with the symbol and caption printed in red ink, and a prize play symbol of \$18\$ (EGHTN) appearing in the "Prize" area next to that 7 (RSEV) play symbol, on a single ticket, shall be entitled to a prize of \$54.

(g) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$27\$ (TWY SVN) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$27.

(h) Holders of tickets with a play symbol of 7 (RSEV), with the symbol and caption printed in red ink, and a prize play symbol of \$9⁰⁰ (NIN DOL) appearing in the

"Prize" area next to that 7 (RSEV) play symbol, on a single ticket, shall be entitled to a prize of \$27.

(i) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$18\$ (EGHTN) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$18.

(j) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$9⁰⁰ (NIN DOL) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$9.

(k) Holders of tickets with a play symbol of 7 (RSEV), with the symbol and caption printed in red ink, and a prize play symbol of \$3⁰⁰ (THR DOL) appearing in the "Prize" area next to that 7 (RSEV) play symbol, on a single ticket, shall be entitled to a prize of \$9.

(l) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$6⁰⁰ (SIX DOL) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$6.

(m) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$3⁰⁰ (THR DOL) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$3.

(n) Holders of tickets with a play symbol of 7 (RSEV), with the symbol and caption printed in red ink, and a prize play symbol of \$1⁰⁰ (ONE DOL) appearing in the "Prize" area next to that 7 (RSEV) play symbol, on a single ticket, shall be entitled to a prize of \$3.

(o) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$2⁰⁰ (TWO DOL) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$2.

(p) Holders of tickets with a play symbol of 7 (BKSEV), with the symbol and caption printed in black ink, and a prize play symbol of \$1⁰⁰ (ONE DOL) appearing in the "Prize" area next to that 7 (BKSEV) play symbol, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

Find a "7" Win Prize Shown Next to That Symbol. Win With Prize(s) of:

\$1 x 2
\$2
\$1 x 3
\$1 w/Red
\$3
\$1 x 6
\$2 x 3
\$3 x 2
\$6
\$1 x 9
\$3 x 3
\$3 w/Red
\$9
\$2 x 9
\$3 x 6
\$6 x 3

Win:
\$2
\$2
\$3
\$3
\$6
\$6
\$6
\$9
\$9
\$9
\$9
\$18
\$18
\$18

Approximate Odds of 1 In:
17.65
17.65
50
42.86
60
300
300
300
300
150
150
75
150
1,500
1,500
1,500

Approximate No. of Winners Per 7,560,000 Tickets
428,400
428,400
151,200
176,400
126,000
25,200
25,200
25,200
25,200
50,400
50,400
100,800
50,400
5,040
5,040
5,040

Find a "7" Win Prize
Shown Next to That Symbol.
Win With Prize(s) of:

	Win:
\$9 × 2	\$18
\$18	\$18
\$3 × 9	\$27
\$9 × 3	\$27
\$9 w/Red	\$27
\$27	\$27
\$9 × 6	\$54
\$18 × 3	\$54
\$18 w/Red	\$54
\$54	\$54
\$9 × 10	\$90
\$18 × 5	\$90
\$90	\$90
\$27 × 10	\$270
\$90 × 3	\$270
\$90 w/Red	\$270
\$270	\$270
\$27,000	\$27,000

Approximate Odds of 1 In:	Approximate No. of Winners Per 7,560,000 Tickets
1,500	5,040
1,500	5,040
300	25,200
300	25,200
300	25,200
300	25,200
4,800	1,575
4,800	1,575
4,800	1,575
4,800	1,575
17,143	441
20,000	378
20,000	378
120,000	63
120,000	63
120,000	63
120,000	63
1,080,000	7

Red = Red 7 triples the prize shown.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Flaming Hot 7's instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Flaming Hot 7's, prize money from winning Pennsylvania Flaming Hot 7's instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Flaming Hot 7's instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* he Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Flaming Hot 7's or through normal communications methods.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 04-484. Filed for public inspection March 19, 2004, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

**Canonsburg Houston Joint Authority v. DEP; EHB
Doc. No. 2004-052-R**

Canonsburg Houston Authority has appealed the issuance by the Department of Environmental Protection of

an NPDES permit to Canonsburg Houston Authority for a facility in Cecil Township, Washington County.

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

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

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

MICHAEL L. KRANCER,
Chairperson

[Pa.B. Doc. No. 04-485. Filed for public inspection March 19, 2004, 9:00 a.m.]

PPL Holtwood, LLC v. DEP; EHB Doc. No. 2004-047-MG

PPL Holtwood, LLC has appealed the issuance by the Department of Environmental Protection of an NPDES permit to PPL Holtwood, LLC for a facility in Palmyra Township, Pike County.

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

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457 and may be reviewed by interested parties on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to

the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

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

MICHAEL L. KRANCER,
Chairperson

[Pa.B. Doc. No. 04-486. Filed for public inspection March 19, 2004, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Acceptance of Rulemaking Petition for Study

On February 17, 2004, the Environmental Quality Board (Board) accepted a rulemaking petition for study under 25 Pa. Code Chapter 23 (relating to Environmental Quality Board policy for processing petitions—statement of policy).

The petition, submitted by MAX Environmental Technologies, Inc. (MAX), requests the delisting of treated hazardous waste K061 (electric arc furnace dust from steel production) at MAX's Yukon, PA, facility. MAX submitted the petition under the hazardous waste regulations in 25 Pa. Code § 260a.20 (relating to rulemaking petitions) and 40 CFR 260.20 and 260.22, which are incorporated by reference in 25 Pa. Code § 260a.1 (relating to incorporation by reference, purpose, scope and applicability). MAX asserts that residues resulting from treatment of K061 wastes at its Yukon facility no longer meet the criteria for which K061 was originally identified as a hazardous waste and are below the Universal Treatment Standards in 40 CFR Part 268, Subpart D.

Under the Board's acceptance of the petition, the Department of Environmental Protection (Department) will prepare a report evaluating the petition. This report, which must be completed within 60 days from the date the petition was accepted by the Board, will include a recommendation on whether the Board should approve the action requested in the petition. If the recommendation is to change a regulation, the report will also specify the anticipated date that the Board will consider a proposed rulemaking. If the report cannot be completed within the 60-day period, the Department is required to state how much additional time is necessary to complete the report at the next Board meeting.

The previously referenced petition is available to the public for review by contacting the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-4526. The petition is also accessible on the Department's website: www.dep.state.pa.us (DEP Keyword: EQB; under "Meeting Agendas/Handouts/Minutes" choose "2004" then "February 17, 2004").

KATHLEEN A. MCGINTY,
Chairperson

[Pa.B. Doc. No. 04-487. Filed for public inspection March 19, 2004, 9:00 a.m.]

FISH AND BOAT COMMISSION

Proposed Special Regulation Designation

The Fish and Boat Commission (Commission) has approved guidelines with regard to encouraging public participation on possible changes to the designation of streams, stream sections or lakes for special regulation programs. Under 58 Pa. Code Chapter 65 (relating to special fishing regulations), the Commission designates certain streams, stream sections and lakes as being subject to special fishing regulations. These designations are effective after Commission approval when they are posted at the site and a notice is published in the *Pennsylvania Bulletin*. Under the Commission's guidelines, a notice concerning the proposed designation or redesignation of a stream, stream section or lake under special regulations ordinarily will be published in the *Pennsylvania Bulletin* before the matter is reviewed by the Commissioners.

At its next meeting on April 19 and 20, 2004, the Commission will consider adding Lily Lake, Luzerne County, to the list of waters regulated and managed under 58 Pa. Code § 65.10 (relating to Select Trout Stocked Lake Program), effective January 1, 2005. The Commission, at this time, is soliciting public input concerning this designation. Persons with comments, objections or suggestions concerning the designation are invited to submit comments in writing to Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

Comments submitted by facsimile will not be accepted. Comments also may be submitted electronically to rapfbcregs@state.pa.us. A subject heading of the proposal and a return name and address must be included in each transmission. In addition, all electronic comments must be contained in the text of the transmission, not in an attachment. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

DOUGLAS J. AUSTEN, Ph.D.,
Executive Director

[Pa.B. Doc. No. 04-488. Filed for public inspection March 19, 2004, 9:00 a.m.]

Restriction for Special Areas; Youghiogheny River Lake, Fayette and Somerset Counties

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 103.3(d) (relating to restriction for special areas) has taken immediate action to establish a temporary "slow, minimum height swell speed" zone on Youghiogheny River Lake, Fayette and Somerset Counties. The Commission has taken this action at the request of the U. S. Army Corps of Engineers, which operates and maintains the lake, because the Department of Transportation recently awarded a contract for the replacement of the U. S. Route 40 bridge that crosses the lake. The Commission has determined that the construction activity associated with the bridge replacement will have a significant impact on boating on the lake.

The "slow, minimum height swell speed" zone will extend 100 feet south of the existing U. S. Route 40 bridge to a line extending from just north of the Somerfield launch ramp to a point in the mouth of Jockey Hollow that is approximately 100 feet north of the contractor's work barges and then to shore inside Jockey Hollow. This zone will go into effect upon the placement of buoys in the area and will remain in effect throughout the bridge replacement project but in no event longer than 2 years. This zone shall be fully effective and enforceable in accordance with the law.

DOUGLAS J. AUSTEN, Ph.D.,
Executive Director

[Pa.B. Doc. No. 04-489. Filed for public inspection March 19, 2004, 9:00 a.m.]

Triploid Grass Carp Permit Applications

Under 58 Pa. Code § 71.7 (relating to triploid grass carp), the Fish and Boat Commission (Commission) may

The following application to stock triploid grass carp in waters having a surface area of greater than 5 acres is currently undergoing staff review:

<i>Applicant</i>	<i>Water</i>	<i>Location of Water</i>	<i>Description of Water</i>	<i>Nature of Vegetation to be Controlled</i>
Lake Cadjaw Watershed Association	Lake Cadjaw	Cherry Ridge and Texas Townships, Wayne County	66-acre lake which discharges into unnamed tributary to Lackawaxen River	See following list

List of plant species and their respective lake coverages:

- 1. *Elodea canadensis* (Elodea) 40%
- 2. *Ceratophyllum demersum* (Coontail) 40%
- 3. *Lemna spp.* (Duckweed) 30%
- 4. *Potamogeton crispus* (Curly-leaf pondweed) 80%

DOUGLAS J. AUSTEN, Ph.D.,
Executive Director

[Pa.B. Doc. No. 04-490. Filed for public inspection March 19, 2004, 9:00 a.m.]

2004 Changes to List of Class A Wild Trout Waters

The Fish and Boat Commission (Commission) is considering changes to its list of Class A Wild Trout Streams. Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource to conserve that resource and the angling it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission manages these stream sections solely for the perpetuation of the wild trout fishery with no stocking.

Criteria developed for Class A wild trout fisheries are species specific. Wild Trout Abundance Class Criteria include provisions for:

- (i) Wild Brook Trout Fisheries.
 - (A) Total brook trout biomass of at least 30 kg/ha (26.7 lbs/acre).
 - (B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Brook trout biomass must comprise at least 75% of the total trout biomass.

(ii) Wild Brown Trout Fisheries.

(A) Total brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Brown trout biomass must comprise at least 75% of the total trout biomass.

(iii) Mixed Wild Brook and Brown Trout Fisheries.

(A) Combined brook and brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(D) Brook trout biomass must comprise less than 75% of the total trout biomass.

(E) Brown trout biomass must comprise less than 75% of the total trout biomass.

(iv) Wild Rainbow Trout Fisheries.

Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 2.0 kg/ha (1.78 lbs/acre).

For a water to be removed from the Class A Wild Trout Streams designation, total trout biomass must be documented below the set criteria for two consecutive stream examinations.

At its meeting on April 19 and 20, 2004, the Commission intends to consider adding the following water to the current list of Class A Wild Trout Streams: Waltz Creek, Section 02, Northampton County, from the confluence with Greenwalk Creek downstream to the mouth, a distance of 2.36 miles. The Commission will not consider the removal of any stream from the list at this time.

Persons with comments, objections or suggestions concerning the addition are invited to submit comments in writing to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000 within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

Comments submitted by facsimile will not be accepted. Comments also may be submitted electronically to rapfbcregs@state.pa.us. A subject heading of the proposal and a return name and address must be included in each transmission. In addition, all electronic comments must be contained in the text of the transmission, not in an attachment. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

DOUGLAS J. AUSTEN, Ph.D.,
Executive Director

[Pa.B. Doc. No. 04-491. Filed for public inspection March 19, 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, March 11, 2004, and announced the following:

Regulation Approved

Department of Public Welfare #14-482: Subsidized Child Day Care Eligibility Head Start Expansion (adds 55 Pa. Code § 3040.29)

Approval Order

Public Meeting held
March 11, 2004

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

Department of Public Welfare—Subsidized Child Day Care Eligibility Head Start Expansion; Regulation No. 14-482

On February 4, 2004, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Public Welfare (Department). This rulemaking amends 55 Pa. Code by adding § 3040.29. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This regulation establishes eligibility requirements for subsidized child day care for children enrolled in the Federal Head Start program whose parents or caretakers need extended hours and days of Head Start services to work. The Department is required to promulgate this regulation under Act 48 of 2003.

We have determined this regulation is consistent with the statutory authority of the Department (24 P. S. § 15-1505-D) 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. 04-492. Filed for public inspection March 19, 2004, 9:00 a.m.]

INSURANCE DEPARTMENT

AF&L Insurance Company; Rate Filing

AF&L Insurance Company is requesting approval to increase the premium for several long term care policy forms. The company is seeking a 35% increase on 420 residents in this Commonwealth with policy form LTC-7 (PA). The company is seeking a 30% increase on 530 residents in this Commonwealth with policy form LTC-4 (PA). The company is seeking a 30% increase on 905 residents in this Commonwealth with policy form LTC-5 (PA). The company is seeking a 20% increase on 1,073 residents in this Commonwealth with policy form LTC-93 (PA). The company is seeking a 20% increase on 90 residents in this Commonwealth with policy form QLTC-97 (PA). The company is seeking a 15% increase on 706 residents in this Commonwealth with policy form NHP.

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

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120 within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-493. Filed for public inspection March 19, 2004, 9:00 a.m.]

Agency Contract Termination of Insurance Associates of PA under Act 143; SAFECO Insurance Company; Doc. No. AT04-02-051

A pre-review telephone conference initiated by this office is scheduled for April 1, 2004, at 10:30 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before March 12, 2004. A date for a review shall be determined, if necessary, at the pre-review telephone conference.

On or before March 25, 2004, each party shall file with the Administrative Hearings Office a pre-review statement which shall contain: (1) a comprehensive statement of undisputed facts to be stipulated between the parties; (2) a statement of additional contended facts; (3) names and address of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party's case.

Motion preliminary to those at the review, protests, petitions to intervene or notices of intervention, if any, must be filed on or before March 26, 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 31, 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. 04-494. Filed for public inspection March 19, 2004, 9:00 a.m.]

Murray Beitmann; Hearing

Consent Order; Doc. No. C002-08-015

A prehearing telephone conference initiated by the Administrative Hearings Office shall occur on March 30, 2004, at 10:30 a.m. A hearing in this matter is scheduled for April 13, 2004, at 10 a.m. in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA. The hearing will 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) and 31 Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure).

During the prehearing/settlement telephone conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and documents anticipated for use at the hearing, estimated time for the hearing, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter.

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. 04-495. Filed for public inspection March 19, 2004, 9:00 a.m.]

Progressive Casualty Insurance Company; Private Passenger Auto Program; Rate Filing

On March 5, 2004, the Insurance Department (Department) received from Progressive Casualty Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 2.0% increase amounting to \$2.882 million annually, to be effective June 4, 2004, for new business and August 3, 2004, for renewal business.

Unless formal administrative action is taken prior to May 4, 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 Xiaofeng Lu, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, xlu@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-496. Filed for public inspection March 19, 2004, 9:00 a.m.]

Progressive Northern Insurance Company; Private Passenger Auto Program; Rate Filing

On March 5, 2004, the Insurance Department (Department) received from Progressive Northern Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 2.0% increase amounting to \$3.03 million annually, to be effective August 3, 2004, for renewal business.

Unless formal administrative action is taken prior to May 4, 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 Xiaofeng Lu, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, xlu@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-497. Filed for public inspection March 19, 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 Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Mary R. Pitingolo and Joan M. Cicchiello; file no. 04-182-01646; Penn National Mutual Casualty Insurance Company; doc. no. P04-03-005; April 15, 2004, 10:30 a.m.

Appeal of James and Carol Potteiger; file no. 04-181-01263; Erie Insurance Exchange; doc. no. P04-03-004; April 21, 2004, 1:30 p.m.

The following hearing will be held in the Pittsburgh Regional Office, Room 304 State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Derek R. Hawkins; file no. 04-303-70096; Erie Insurance Group; doc. no. PI04-02-041; April 7, 2004, 11 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 docu-

mentation 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. 04-498. Filed for public inspection March 19, 2004, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with the company's termination of the insured's policy. The administrative hearing will be held in the Insurance Department's regional office in Pittsburgh, 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 Pittsburgh Regional Office, Room 304 State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of John Anderson; file no. 04-183-01059; Farmers Mutual Fire Insurance Company; doc. no. PI04-03-006; April 8, 2004, 2 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. 04-499. Filed for public inspection March 19, 2004, 9:00 a.m.]

State Farm Mutual Automobile Insurance Company; Automobile Insurance Revised Rates and Rules; Rate Filing

On March 3, 2004, the Insurance Department (Department) received from State Farm Mutual Automobile Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 1.4% decrease amounting to -\$17,719,400 annually, to be effective June 1, 2004.

Unless formal administrative action is taken prior to May 2, 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 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-500. Filed for public inspection March 19, 2004, 9:00 a.m.]

UPMC Northwest Medical Center; Hearing

Appeal of UPMC Northwest Medical Center under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM04-01-015

A hearing shall occur on May 24, 2004, at 9 a.m. in Room 200, Administrative Hearings Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA. On or before April 23, 2004, the parties must file a jointly executed stipulation of facts with the Administrative Hearings Office.

On or before May 14, 2004, each party shall file with the Administrative Hearings Office a prehearing statement which shall contain: (1) a comprehensive statement of undisputed facts to be stipulated between the parties; (2) a statement of additional contended facts; (3) names and address of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party's case. Contemporaneously with service of the prehearing statement on the opposing party, each party shall supply the other with a copy of any report generated by an expert witness designated on the prehearing statement. Any report subsequently received from a party's expert witness prior to hearing shall be supplied to the other party within 2

business days. Copies of expert reports need not be filed with the Administrative Hearings Office.

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. 04-501. Filed for public inspection March 19, 2004, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

Executive Board

Resolution #CB-04-048, Dated February 25, 2004. Authorizes implementation of the Memorandum of Understanding between the Commonwealth and AFSCME.

Resolution #CB-04-041, Dated February 20, 2004. Authorizes the implementation of the Master Agreement between the Commonwealth and AFSCME.

Governor's Office

Management Directive No. 310.26—Central Vendor Management Unit (CVMU), Dated February 9, 2004.

MARY JANE PHELPS,
Director
Pennsylvania Bulletin

[Pa.B. Doc. No. 04-502. Filed for public inspection March 19, 2004, 9:00 a.m.]

MILK MARKETING BOARD

Hearing Postponement; All Milk Marketing Areas; Minimum Class II Prices

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the public hearing for all Milk Marketing Areas scheduled for April 7, 2004, to address minimum Class II prices has been postponed. Details regarding the rescheduled hearing are contained in Board Bulletin No. 1354.

Persons who require this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (Pennsylvania Relay Service for TDD users).

TIMOTHY A. MOYER,
Acting Secretary

[Pa.B. Doc. No. 04-503. Filed for public inspection March 19, 2004, 9:00 a.m.]

Hearing and Presubmission Schedule for All Milk Marketing Areas; Coordination of Price Announcements Between the Milk Marketing Board and the United States Department of Agriculture

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on April 7, 2004, at 10 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the coordination of Board Class I and Class II prices with the United States Department of Agriculture announcement of Class I skim and butterfat prices and Class II skim and butterfat prices.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 4 p.m. on March 26, 2004, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 4 p.m. on March 26, 2004, notification of their desire to be included as a party.

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

1. By 4 p.m. on April 1, 2004, each party shall file with the Board seven copies and ensure receipt by all other parties of one copy of:

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

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

2. By 4 p.m. on April 1, 2004, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

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

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on March 26, 2004.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons who require this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (Pennsylvania Relay Service for TDD users).

TIMOTHY A. MOYER,
Acting Secretary

[Pa.B. Doc. No. 04-504. Filed for public inspection March 19, 2004, 9:00 a.m.]

Hearing and Presubmission Schedule for All Milk Marketing Areas; Emergency Hearing to Address Increased Cost of Fuel

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on April 7, 2004, at 9 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is: (1) to receive testimony and exhibits to consider an increase in minimum wholesale prices as a result of the increasing cost of diesel fuel used in delivering milk products to retailers; and (2) to receive testimony and exhibits to consider an increase in the Class I over-order premium, as a result of increasing fuel costs.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 4 p.m. on March 26, 2004, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 4 p.m. on March 26, 2004, notification of their desire to be included as a party.

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

1. By 4 p.m. on April 1, 2004, each party shall file with the Board seven copies and ensure receipt by all other parties of one copy of:

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

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

2. By 4 p.m. on April 5, 2004, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other

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

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on March 26, 2004.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons who require this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (Pennsylvania Relay Service for TDD users).

TIMOTHY A. MOYER,
Acting Secretary

[Pa.B. Doc. No. 04-505. Filed for public inspection March 19, 2004, 9:00 a.m.]

Rescheduled Hearing and Presubmission Schedule for All Milk Marketing Areas; Minimum Class II Prices

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on May 5, 2004, at 9 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the methodology for establishing minimum Class II wholesale and retail prices.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 4 p.m. on April 16, 2004, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 4 p.m. on April 16, 2004, notification of their desire to be included as a party.

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

1. By 4 p.m. on April 23, 2004, each party shall file with the Board seven copies and ensure receipt by all other parties of one copy of:

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

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

2. By 4 p.m. on April 30, 2004, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

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

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on April 16, 2004.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons who require this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (Pennsylvania Relay Service for TDD users).

TIMOTHY A. MOYER,
Acting Secretary

[Pa.B. Doc. No. 04-506. Filed for public inspection March 19, 2004, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Cancellation Order

Public Meeting held
March 4, 2004

Commissioners Present: Terrance J. Fitzpatrick, Chairperson; Robert K. Bloom, Vice Chairperson; Glen R. Thomas; Kim Pizzingrilli; Wendell F. Holland

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Network Access Solutions Corp. (2002.0246.00); Doc. No. C-20031944; A-310535

Cancellation Order

By the Commission:

On October 17, 2003, Law Bureau Prosecutory Staff filed a Formal Complaint against Network Access Solutions, Corp. (Respondent), a CLEC certificated at A-310535. In the Complaint, Prosecutory Staff alleged that Commission staff had notified Respondent by both first class and certified mail, return receipt requested that Respondent had failed to file its 2002 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate for failure to file its 2002 Annual Report in violation of 66 Pa.C.S. § 504.

Service of the Complaint was perfected on December 10, 2003. Respondent filed an answer on December 29, 2003, stating that it filed for Chapter 11 protection under the United States Bankruptcy Code on June 4, 2002. In its answer, Respondent further stated that its Plan of Reorganization was confirmed by the Bankruptcy court on September 11, 2003, and provided for the liquidation of its remaining assets. Respondent advised that most of

its assets were sold on January 10, 2003. Finally, in its answer, Respondent requested an extension of time to respond to the Complaint. Further communications with counsel for Respondent have revealed that Respondent requests to have its certificate cancelled since the company is out of business and all of its assets have been sold.

Based upon the foregoing, and upon our determination that Respondent does not have any outstanding assessments or fines, it is appropriate to cancel the certificate of public convenience of Network Access Solutions Corp. We also note that because Respondent was never given any NXX codes, there are no numbering compliance issues; *Therefore,*

It Is Ordered That:

1. The allegations in Law Bureau Prosecutory Staff's complaint are deemed admitted and the complaint is hereby sustained.

2. The certificate of public convenience held by Network Access Solutions Corp. at A-310535 is hereby cancelled.

3. The Secretary strike the name of Network Access Solutions Corp. from all active utility lists maintained by the Annual Report Section of the Secretary's Bureau and the Assessment Section of the Bureau of Administrative Services.

4. Notice of this Cancellation Order shall be published in the *Pennsylvania Bulletin*.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-507. Filed for public inspection March 19, 2004, 9:00 a.m.]

Order

Public Meeting held
March 4, 2004

Commissioners Present: Terrance J. Fitzpatrick, Chairperson; Robert K. Bloom, Vice Chairperson; Glen R. Thomas; Kim Pizzingrilli; Wendell F. Holland

Pennsylvania Public Utility Commission, Strategic Energy, LLC and Dominion Retail, Inc. v. Duquesne Light Company; R-00038092; R-00038092C0001; R-00038092C0002

Order

By the Commission:

Before the Commission for disposition is an uncontested Proposal of the parties for the criteria and procedure that will govern the submission, evaluation, and approval of Rule 4.19 Plans in Duquesne Light Company's (DLC) service territory.

History of the Proceeding

On December 19, 2003, the Commission entered an Opinion and Order (December Order) at Docket Nos. R-00038092, R-00038092C0001 and R-00038092C002 disposing of the Recommended Decision of Administrative Law Judge Corbett concerning DLC's Supplier Coordination Tariff (Tariff Supplement).

The December Order directed that the Commission's Office of Executive Director (OED) designate a lead bureau to be responsible for developing a proposal and

criteria for evaluating Energy Generation Supplier Plans (EGS Plans) submitted to the Commission based on DLC's Rule 4.19 (Demonstration of Ability to Perform).

In December 2003, the OED designated the Commission's Bureau of Conservation, Economics, and Energy Planning (CEEP), with the advice and assistance of the Law Bureau, as the lead bureau on Rule 4.19 issues.

On January 20, 2004, CEEP issued a Secretarial Letter that presented an initial proposal and schedule for developing Rule 4.19 criteria and procedures.

From January through February 2004, CEEP, the Law Bureau and the interested parties discussed and amended CEEP's initial proposal. In late February 2004, the parties agreed upon the general content and procedures for examining EGS Plans.

Discussion

DQE's initial Rule 4.19 proposal provided as follows:

4.19 Demonstration of Ability to Perform

Each April 1 and September 1 during the term of the EGSs Coordination Agreement, the EGS shall demonstrate to the Public Utility Commission's reasonable satisfaction that the EGS has the ability to perform its obligations in the Company's Control Area during the following calendar year. Such demonstration shall include a list of all resources, including generation assets owned or operated by the EGS and Energy purchase contracts, from which the EGS intends to obtain the Energy necessary to satisfy its forecasted load obligation, and shall provide reasonable assurance that such resources satisfy any requirements required by any Governmental Authority or applicable regional or national reliability council, including NERC or ECAR or RTO, whether or not the EGS is a member thereof. Copies of these materials must also be provided to the Company.

(December Order at 18 citing Duquesne Exhibit JFR-4 at 11).

In the December Order, the Commission agreed with the ALJ that this provision was an important component of the Commission's market-based approach to energy. The Commission further recognized that systems operations, due process and concerns about load, reserves, margins and transmission needed more discussion using the OCA's Comments as a starting point. (December Order at 20-21.)

The December Order directed the OED to assign a lead bureau to coordinate the development of criteria for EGS Plans submitted under DLC's Rule 4.19. The Commission also directed the parties and staff to consider the treatment of proprietary information submitted for Rule 4.19 purposes in the course of their discussions and to determine whether the incorporation of 52 Pa. Code § 5.432 into Rule 4.19 adequately addresses this issue. The Commission alternatively indicated a willingness to consider template proprietary orders for Rule 4.19 filings. (December Order at 20-21.)

The Commission directed the submission of a final recommendation for consideration at the public meeting of February 26, 2004. The Commission's subsequent cancellation of the February 26, 2004, public meeting required taking action at the next public meeting of March 4, 2004. The Commission staff and interested parties met during January and February and developed a proposed resolution of the issues attached as Appendices I, II and III (uncontested Proposal). We note Domin-

ion's suggestion that we eliminate information about an EGS' reliability group membership, as opposed to providing the information if it becomes appropriate, even though Dominion is not challenging the uncontested Proposal.

The Commission has accepted, rejected or modified prior settlements or uncontested Proposals after evaluating consistency with the Public Utility Code, the public interest and the Commission's regulations. *EDC RNR Recovery Petitions*, Docket No. R-00016849 to R-00016856 (December 21, 2001) (Settlement rejected as contrary to the public interest); *Steven Druitt v. Bell Telephone Company of Pennsylvania, Inc.*, Docket No. F-000204654 (Order entered November 10, 1994) (Settlement modified, as opposed to being outright rejected, to avoid blanket approval of a settlement that would fundamentally alter existing Commission regulations); *Petition for Approval of PECO Energy Company's Market Share Threshold Bidding/Assignment Process and Petition for Approval of "The Better Choice" Plan to Meet PECO Energy Company's Market Share Threshold Requirements*, Docket Nos. P-00021984 and P-00021992 (Order entered May 1, 2003) (Contested settlement is approved consistent with the language of Paragraph 39(B), the Company's Restructuring Settlement, and a finding that the provisions were just, reasonable, and in the public interest).

Upon consideration, we approve the uncontested Proposal of the parties and staff as consistent with the Public Utility Code and the public interest. Several factors support our determination.

First, sections 2802(3) and 2807(d) of the Public Utility Code require the Commission to ensure that system reliability be, at a minimum, that which existed when the legislature enacted Chapter 28. Section 2807(a) further requires an electricity distribution company (EDC) to maintain the integrity of their distribution system.

DLC proposed Rule 4.19 is consistent with Chapter 28. The uncontested Proposal submitted is a product of an EDC, several EGSs that want to provide competitive energy in Pennsylvania markets and public interest representatives. The uncontested Proposal is consistent with the reliability and competitive policy requirements of Chapter 28 and our December Order. The substantive provisions of the uncontested Proposal, which require submission and public examination of EGS Plans, provide due process while protecting the public and proprietary interests as required by Pennsylvania law. Moreover, the uncontested Proposal contains provisions, particularly governing the delivery of energy supplies and transmission, that reduce incidents of energy triage during peak demand periods. In addition, the uncontested Proposal contains provisions that establish a sound procedure for evaluating an EGS's Plan for consistency with the reliability and competitive mandates of Chapter 28. In addition, the uncontested Proposal implements Rule 4.19 with provisions that are far better than the uncertainty or possibility of further litigation that exists at the current time. Finally, the uncontested Proposal will continue until an EDC joins another independent system operator/regional transmission organization (RTO) or the Commission determines that it is no longer necessary.

Second, the uncontested Proposal is consistent with the public interest. The proposal contains clear and predictable provisions that will facilitate the entry of multiple competitors into DLC's service territory. The presence of multiple EGSs, including those that are a party to this uncontested Proposal, goes a long way to providing more of the diverse services and prices that benefit Pennsylvania

customers. In addition, there is no evidence that any of the substantive terms or procedures will produce results that are not otherwise just and reasonable.

Third, Dominion's suggestion that we completely delete any reference to regional reliability group membership, as opposed to requiring information only if it becomes appropriate, is consistent with the uncontested Proposal. Under the terms of the uncontested Proposal, the Commission wants information on an EGS' membership in regional reliability groups only if it is appropriate. A difference between never providing information, as Dominion seeks, and providing information only if it becomes appropriate, is more a difference of degree than kind. It is not fatal to this uncontested Proposal.

Consequently, we conclude that there is no reason to reject this uncontested Proposal as contrary to the public interest in the absence of any compelling legal or policy argument to the contrary; *Therefore*,

It Is Ordered That:

1. The uncontested Proposal submitted by staff and the parties, following this order as Appendix I, Appendix II and Appendix III, is approved.
2. A copy of the uncontested Proposal be posted on the Commission's website and published in the *Pennsylvania Bulletin* along with this Opinion and Order.

JAMES J. MCNULTY,
Secretary

Appendix I

EGS Plan Requirements

Rule 4.19 of Duquesne's Supplier Tariff and the Commission's Order of December 19, 2003 at Docket Nos. R-00038092, R-00038092C0001 and R-00038092C0002 requires that each April 1 and September 1 during the term of an EGS's coordination agreement, and until Duquesne joins an appropriate RTO or the Commission determines otherwise, the EGS shall demonstrate to the PUC with reasonable satisfaction that the EGS has the ability to perform its obligation in the Company's control area. The EGS's obligation is to make all necessary arrangements for obtaining competitive energy supply in a quantity sufficient to serve its own customers, and to act in a prudent manner to ensure that sufficient energy can be delivered into Duquesne's control area.

The standard by which an EGS's Rule 4.19 plan shall be evaluated is whether the EGS has sufficient resources available to meet its customer needs so that it is able to provide reliable service, with the understanding that there is no specific or established set of resources or facilities that must be maintained. The parties recognize that changes in an EGS' resources of facilities mix may be appropriate in response to subsequent developments.

All Plans and all comments, reports and materials related to said plans shall be treated as Proprietary Information subject to a Protective Order. The EGS Plan must address, at a minimum, each of the following subject areas:

1. Each EGS must file their Plan in its entirety with the Commission and shall provide a copy to Duquesne Light Company ("DLC") and shall provide a copy to DQE's Reliability Coordinator.
2. The EGS' Plan must include, but not be limited to, discussion and evaluation of information on their DLC control area forecast obligations and resource plans for the upcoming 12-month period. If the supply identified in the EGS' Plan will use transmission delivery paths

reasonably expected to be constrained based on experience in the period covered by the Plan, the EGS Plan shall also address the steps taken by the EGS to mitigate any supply deficiencies that could result from such transmission constraints. The EGS' plan must also include, but not be limited to, separately identified forecasted firm and interruptible demand and energy of its customers for the immediate 12-month period beginning June 1 by April 1 and for the 12-month period beginning November 1 by September 1 to be used for supply planning purposes.

3. The EGS's plan shall demonstrate how it will meet its obligation to provide reliable electric generation service to its customers in DLC's control area. The plan must identify all resources, including those located within and without DLC's service territory, and provide the general basis for the EGS's conclusion that the supplier will reliably meet its contractual obligations. Each Plan must also identify the supply resources that will be used by the EGS to fulfill its load obligations for the period covered by the Plan, including a description of contracts, or specific generation units, if such are used, and the type of transmission resource that is associated with each supply resource to the extent that said resources are external to the DLC control area.

4. Each EGS Plan must describe contingency plans that address such occurrences as the loss of a specific supply resource or a transmission interruption that would impact an EGS's ability to supply power into the DLC control area including how the EGS expects to meet such contingencies. The discussion shall include the EGS's contingency options for obtaining additional supply. The EGS' Plan shall further address contingency plans, including reserves, contingencies, and other requirements that may become necessary, to provide service when unexpected outages occur, the utilization of firm and non-firm transmission for any resources outside of the DLC control area, the utilization of firm transmission in summer peak periods to deliver supply from resources located outside of Duquesne's control area, the offering of interruptible service to industrial and commercial customers, and address the delivery of all such resources to the control area. To the extent that an EGS provides interruptible service, its Plan shall include a complete description of that service and how it is used as a supply planning resource, including a discussion of the means by which customers are interrupted.

5. To the extent that the EGS's plan includes supply options that will or are likely to utilize historically constrained transmission paths, the EGS shall provide information to address such contingencies. To the extent that information concerning scheduled or anticipated transmission interruptions, or similar contingency events is publicly available, and would potentially impact an EGS's supply resources, such information and its impacts also should be addressed.

6. The EGS shall explain the basis on which it believes its plan will permit it to meet its customers' supply needs and shall contrast its current plan with the plans in place during past peak periods, including the July 2002 period. The EGS Plan must identify and address, as appropriate, the measures contained in the proposed current Plan, which improve the EGS' reliability and decrease the possibility of supply curtailments similar to those experienced by some EGSs in July 2002. The EGS' plan must further identify, contrast, and present the rationale for any differences between the proposed plan and the plan in place.

7. Where appropriate, the EGS' Plan shall demonstrate that it has all required documentation and contracts necessary to supply power into DLC's control area, as required by the Reliability Coordinator and, to the extent required, any membership in the appropriate regional reliability council, and a commitment to comply with Commission regulations, DQE's OATT, and any supplier tariff.

8. Where appropriate, the EGS' Plan must be supported by a sworn affidavit, executed by the responsible corporate official, affirming a commitment to adhere to and commit its operations to comply with the operating policies, criteria, requirements and standards of NERC and the appropriate regional reliability council(s), and a commitment to comply with Commission regulations, DQE's OATT, and any supplier tariff.

9. The EGS' plan must contain a statement recognizing that violation of NERC and appropriate regional reliability council standards or the EGS' plan associated with its transactions may be grounds for increased financial security to be posted with DQE for ancillary services or the possible imposition of penalties in accordance with DLC's Commission approved Electric Generation Supplier Coordination Tariff.

10. Following the submission of the EGS Plans, DLC shall submit an advisory report to the Commission by May 1 & October 1 addressing in detail each EGS' Plan and, in particular, the viability of each EGS' proposed plan to meet its load obligations consistent with NERC and ECAR operating policies, criteria, requirements and standards.

11. Any EGS plan, DLC Advisory Report, or CEEP evaluation of an EGS Plan or DLC Advisory Report may contain suggestions for improvement including, but not limited to, proposed changes in scheduling or information deemed appropriate for Rule 4.19 matters.

Appendix II

EGS Plan Evaluation Procedures

1. After the EGSs file their entire Plan with the Commission, the EGS' Plan shall be assigned to CEEP and Law Bureau for evaluation. All plans and any other documents generated by this procedure, which contain information from an EGS Plan, shall be deemed proprietary and subject to a protective order issued by the Commission via Secretarial Letter prior to the submission of the first plans. All parties shall be afforded the opportunity to review and submit comments regarding the text of the proposed protective order prior to its issuance by the Commission. All entities receiving copies of the EGS Plans and any supporting documents, as well as any other documents generated by this process, which contain information from an EGS Plan, shall be deemed to have agreed to abide by the protective order and to maintain the Plan and all of its contents as proprietary.

2. DLC shall file its Advisory Report of any EGS' Plan to CEEP in accordance with the schedule that CEEP establishes.

3. All parties will be provided an opportunity to discuss any proposed changes to the plans. Following those discussions, CEEP will provide the EGS with a preliminary opinion of the 'technical fitness' of an EGS' Plan.

4. All parties shall be given the opportunity to discuss with CEEP its opinion and attempt to reach a consensus on any contested portions, prior to CEEP's issuance of its opinion on the technical fitness of the plan. If after such informal discussions CEEP issues its opinion and any

party objects to its contents, the party shall have the right to request that the matter be referred to an ALJ for review, and hearing, if appropriate.

5. The ALJ will issue an opinion after hearing as soon as possible. Any party may appeal the ALJ's determination to the full Commission for expedited review. All parties to proceedings before an ALJ shall have the opportunity to file exceptions and reply exceptions to the ALJ's determination. The hearing and exception process shall be conducted on an expedited basis by CEEP and Law Bureau.

6. If an EGS' Plan is found to be unacceptable or the discussions do not produce a Settlement, CEEP and the Law Bureau may recommend that if an EGS supply shortage causes a Shed Load situation, as defined in DLC's Supplier Tariff (and such supply shortage is not due to a Force Majeure, as defined in DLC's Supplier Tariff), the EGS shall be deemed to have failed to make "best efforts" to avoid the supply shortage and therefore will be subject to the \$1,000/Mwh penalty authorized by section 4.7(iv) of DLC's Supplier Tariff for any Shed Load associated with the EGS's non-delivery.

Appendix III

Generic Protective Order

[PARTIES OF RECORD]

DOCKET NOS. R-00038092, R-00038092C0001,
R-00038092C0002

PROTECTIVE ORDER

AND NOW, to wit, this [DATE], upon consideration of the Submission of the Energy Supplier Plan (EGS Plan) of NAME and the resulting necessity for a Protective Order, [FILED pursuant to Section 5.423 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. Code § 5.423, requesting restrictions on the disclosure of competitive, proprietary and confidential information that [NAME] and other parties may file, discuss, analyze, present or disclose, and upon consideration of the comments and/or revisions that other have made or proposed, IT IS HEREBY ORDERED THAT:

1. This Protective Order, as herein revised, is granted with respect to all materials identified in the following paragraphs herein, which are filed with the Commission, become the subject of discussion or analysis, are produced in discovery or otherwise presented during this proceeding. All persons now and hereafter granted access to the information identified in this Protective Order shall use and disclose such information only in accordance with this Protective Order.

2. The Proprietary Information subject to this Order includes all correspondence, documents, data, information, studies, methodologies and other materials, which a party or an affiliate of a party pursuant to the Commission's rules and regulations, any discussion or analysis, discovery procedures, or cross-examination or provides as a courtesy to the active parties in this proceeding, which are claimed to be of a proprietary or confidential nature and which are designated "PROPRIETARY INFORMATION." Proprietary Information shall include, but is not limited to: information involving transmission, energy, or load, independent system operator or regional organization matters, of NAME, NAME customer identification information concerning electric service, including cost and price and contract terms, and conditions and service and pricing data of Electric Generation Suppliers operating in NAME control area. Proprietary Information also shall include market-sensitive fuel or power price forecasts;

methodologies for power or fuel price forecasts, heat rates or heat rate curves; methodologies for supply forecasts; and business generation, wholesale transactions information and/or market-sensitive marketing plans or financial information that is commercially sensitive. All persons, including counsel, who intend to view Proprietary Information on behalf of any party, shall sign an acknowledgment confirming their knowledge of and agreement with the provisions of this Protective Order. Such signed acknowledgment shall be served upon all other parties.

3. Proprietary Information shall be made available to the Commission and its Staff for use in this and any related proceeding and for all internal Commission analyses, studies or investigations related to the same. For purposes of filing, to the extent that Proprietary Information is placed in the Commission's report folders or files of the Commission or staff, such information shall be handled in accordance with routine Commission procedures for Proprietary Information inasmuch as the report folders are not subject to public disclosure. To the extent the Proprietary Information is placed in the Commission's testimony or document folders or comes to be provided to the Commission or staff, such information shall be separately bound, conspicuously marked and accompanied by a copy of this Order. Public inspection of the Proprietary Information shall be permitted only in accordance with this Protective Order.

4. Proprietary Information shall be made available to counsel for parties of record in this proceeding. Such counsel shall use or disclose the Proprietary Information only for purposes of discussion, analysis, preparing or presenting evidence, cross-examination or argument in this case. To the extent required for participation in this proceeding, a party's counsel may afford access to Proprietary Information made available by another party ("the producing party") to the party's experts provided such expert is expressly bound by the terms of this Proprietary Order. A "party's experts" include a party's internal experts, who will provide testimony, discussion, or analysis, in this case, and who is not otherwise involved in marketing directly to customers, unless waived by the party requesting this Protective Order, and who expressly agrees to use the Proprietary Information only for this proceeding. No other persons may have access to the Proprietary Information, except as authorized by Order of the Commission. No person, who may be entitled to receive or who is afforded access to any Proprietary Information, shall use or disclose such information for the purpose of business or competition, or any purpose other than the presentation for and conduct of discussion, analysis, or other action in this proceeding, or any administrative or judicial review thereof.

5. The producing parties shall designate data or documents as constituting or containing Proprietary Information by affixing an appropriate proprietary stamp or typewritten designation on all such data or documents. Where only part of a compilation or multi-page document constitutes or contains Proprietary Information, the producing party, insofar as reasonably practicable within discovery and other time constraints imposed in this proceeding, shall designate only the specific data or pages of the document, which constitute or contain proprietary information.

6. Any public reference to Proprietary Information by the Commission or by counsel or persons afforded access thereto shall be to the title or exhibit reference in sufficient detail to permit persons with access to the Proprietary Information to fully understand the reference

and not more. Proprietary Information shall remain a part of the record or discussion or analysis, to the extent admitted, for all purposes of administrative or judicial review.

7. Part of any record of this proceeding containing Proprietary Information, including but not limited to all exhibits, writings, direct testimony, cross-examination, argument and responses to discovery, and including reference thereto as mentioned in the above Ordering Paragraphs, shall be sealed for all purposes, including administrative and judicial review, unless such Proprietary Information is released from the restrictions of this Order, either through the agreement of the parties or pursuant to an Order of the Commission or subsequent court of review.

8. Parties affected by this Order shall retain the right to question or challenge the confidential or proprietary nature of Proprietary Information; to question or challenge the admissibility of Proprietary Information; to refuse or object to the production of Proprietary Information on any proper ground, including but not limited to irrelevance, immateriality or undue burden; and to seek additional measures of protection of Proprietary Information beyond those provided in this Order. If a challenge is made to the designation of a document or information as Proprietary, the party claiming that the information is proprietary retains the burden of demonstrating that the designation is necessary and appropriate.

9. Upon completion of this proceeding, including any administrative or judicial review, all copies of all documents and other materials, including notes, whether written or oral, which contain any Proprietary Information, shall be immediately returned to the party furnishing such Proprietary Information. This provision, however, shall not apply to the Commission or its Staff, the Office of Consumer Advocate, or any other party receiving the consent of the producing party.

10. All Requests for an elevated category of Proprietary Information termed "Highly Sensitive Proprietary Information" under this Protective Order is generally denied without prejudice. However, any party may apply for an amendment to this Protective Order, should it consider this Order insufficient to protect its interests in disclosing its competitive, proprietary and confidential information, or otherwise appeal directly to the Commission from an Order of Staff pursuant to Section 5.44 of the Commission's Rules of Practice and Procedure. In the meantime, further consideration may allow all parties sufficient time to discuss and consider how their respective interests may be protected by a less restrictive means of limitation, while according everyone a full and adequate opportunity to participate in the proceeding. *See*, 52 Pa. Code § 5.432(a). Should those discussions prove unavailing, an application to amend this Protective Order will allow the parties an opportunity to more fully explain their concerns and so enable a more meaningful review of those concerns before a ruling is issued thereto.

11. Any determination in regard to this Protective Order may be appealed directly to the Commission as an Order of Staff pursuant to Section 5.44 of the Commission's Rules of Practice and Procedure.

[Pa.B. Doc. No. 04-508. Filed for public inspection March 19, 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 should indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 with a copy served on the applicant, on or before April 12, 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.

Complaint

Pennsylvania Public Utility Commission Bureau of Transportation and Safety v. Daniel J. Inks; Doc. No. A-00111982C; A-00111982

COMPLAINT

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

1. That Daniel J. Inks, respondent, maintains his principal place of business at 142 Demar Blvd., Canonsburg, PA 15317.
2. That respondent was issued a certificate of public convenience by this Commission on June 5, 1995, at Application Docket No. A-00111982.
3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 2001, 2002 and 2003.
4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, violated 52 Pa. Code § 3.381(a)(5) and, by failing to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's Certificate of Public Convenience at A-00111982.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowl-

edge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date, as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

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

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which will include the revocation of your Certificate of Public Convenience.

C. If you file an answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the revocation of your Certificate of Public Convenience.

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

E. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at 717-787-1168.

Complaint

Pennsylvania Public Utility Commission Bureau of Transportation and Safety v. Ponden, William, & Partners t/a Rainbow Express; Doc. No. A-00112401C; A-00112401

COMPLAINT

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

1. That Ponden, William, & Partners, t/a Rainbow Express, respondent, maintains their principal place of business at 491 Baltimore Pike, #201, Springfield, PA 19064.

2. That respondent was issued a certificate of public convenience by this Commission on February 25, 1997, at Application Docket No. A-00112401.

3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 1999, 2000, 2001, and 2002.

4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, violated 52 Pa. Code § 3.381(a)(5) and, by failing to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's Certificate of Public Convenience at A-00112401.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
 Motor Carrier Services & Enforcement Division
 Bureau of Transportation and Safety
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

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

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date, as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

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

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which will include the revocation of your Certificate of Public Convenience.

C. If you file an answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the revocation of your Certificate of Public Convenience.

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

E. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at 717-787-1168.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-509. Filed for public inspection March 19, 2004, 9:00 a.m.]

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-511. Filed for public inspection March 19, 2004, 9:00 a.m.]

Telecommunications

A-311283F7004. ALLTEL Pennsylvania, Inc. and Certainty Tech Telecom, LLC. Joint petition of ALLTEL Pennsylvania, Inc. and Certainty Tech Telecom, LLC for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

ALLTEL Pennsylvania, Inc. and Certainty Tech Telecom, LLC, by its counsel, filed on March 8, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the ALLTEL Pennsylvania, Inc. and Certainty Tech Telecom, LLC 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. 04-510. Filed for public inspection March 19, 2004, 9:00 a.m.]

Telecommunications

A-310580F7001. Verizon North Inc. and MCI WorldCom Communications Inc. (as successor to Rhythms Links Inc.). Joint petition of Verizon North Inc. and MCI WorldCom Communications Inc. (as successor to Rhythms Links Inc.) for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and MCI WorldCom Communications Inc. (as successor to Rhythms Links Inc.), by its counsel, filed on January 27, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and MCI WorldCom Communications Inc. (as successor to Rhythms Links Inc.) joint petition are on file with the Commission and are available for public inspection.

Telecommunications

A-310130F7001. Verizon North Inc. and National Telephone Exchange, Inc. Joint petition of Verizon North Inc. and National Telephone Exchange, Inc. for approval of amendment no. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and National Telephone Exchange, Inc., by its counsel, filed on March 1, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and National Telephone Exchange, 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. 04-512. Filed for public inspection March 19, 2004, 9:00 a.m.]

Telecommunications

A-310580F7000. Verizon Pennsylvania Inc. and MCI WorldCom Communications Inc. (as successor to Rhythms Links Inc.). Joint petition of Verizon Pennsylvania Inc. and MCI WorldCom Communications Inc. (as successor to Rhythms Links Inc.) for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and MCI WorldCom Communications Inc. (as successor to Rhythms Links Inc.), by its counsel, filed on January 27, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and MCI WorldCom Communications Inc. (as successor to Rhythms Links 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. 04-513. Filed for public inspection March 19, 2004, 9:00 a.m.]

Telecommunications

A-310580F7000. Verizon Pennsylvania Inc. and MCI WorldCom Communications, Inc. (formerly known as MFS Intelenet of Pennsylvania, Inc.). Joint petition of Verizon Pennsylvania Inc. and MCI WorldCom Communications, Inc. (formerly known as MFS Intelenet of Pennsylvania, Inc.) for approval of amendment no. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and MCI WorldCom Communications, Inc. (formerly known as MFS Intelenet of Pennsylvania, Inc.), by its counsel, filed on January 27, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and MCI WorldCom Communications, Inc. (formerly known as MFS Intelenet of 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. 04-514. Filed for public inspection March 19, 2004, 9:00 a.m.]

STATE EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of claimants' requests concerning the indicated accounts. Under 1 Pa. Code § 35.30 (relating to notice and action on petitions to intervene), March 30, 2004 has been established as the last date to file a Petition to Intervene in these cases.

The hearings will be held before a hearing examiner at the State Employees' Retirement System, 30 North Third Street, First Floor, Harrisburg, PA 17101:

April 5, 2004	James R. Kelley (Class AA or Class D-4 Credit for Prior Service)	1 p.m.
April 14, 2004	John C. Marshall (Agency Debt/DRO)	1 p.m.
April 15, 2004	George K. Summy (Purchase of Nonintervening Military Service)	1 p.m.
May 5, 2004	Daniel J. Menniti (Total Years of Service Credit)	1 p.m.

Parties in each respective case may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 4 Pa. Code § 250.01 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure), unless specific exemption is granted.

JOHN BROSIUS,
Secretary

[Pa.B. Doc. No. 04-515. Filed for public inspection March 19, 2004, 9:00 a.m.]