

NOTICES

DEPARTMENT OF AGING

Redesignation of Area Agency on Aging for Columbia and Montour Counties; Notice of Intent and Public Hearings

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 in 6 Pa. Code Chapter 30 (relating to designation and redesignation of area agencies on aging), intends to redesignate an Area Agency of Aging for Planning and Service Area (PSA) Number 15 which has the same boundaries as Columbia and Montour Counties.

On September 13, 2003, the Department received a formal request from the Boards of Commissioners of Columbia and Montour Counties to redesignate the Area Agency on Aging from its county auspice to a nonprofit organization for their PSA. Before the Department can take any official action on this request from the Commissioners, the Department seeks additional information from all concerned parties. This notice of intent to redesignate the Area Agency of Aging is issued to set in motion a process which provides for a review of the requested action by all concerned parties, including the general public residing in the PSA.

The Department is required under 45 CFR 1321 (relating to grants to state and community programs on aging) implementing the Older Americans Act and by the provisions in 6 Pa. Code Chapter 30 to hold public hearings on this proposed action. Accordingly, the Department will hold public hearings in Columbia and Montour Counties to provide interested parties an opportunity to present testimony regarding the following issues:

- (1) The effectiveness of services for older persons currently being provided under the administration of the Area Agency of Aging.
- (2) The basis for naming a new nonprofit agency to administer those services.

(3) The qualifications and capabilities of a specific agency to develop and carry out an effective area plan for older persons in the PSA.

(4) The potential positive and negative effects of redesignation on service agency personnel, service consumers and service costs and quality.

Public hearings will be held as follows:

Columbia County

Wednesday, December 1, 2004
 9 a.m. to 11 a.m.
 Bloomsburg Senior Center
 Social Hall of St. Luke's Church
 21 St. Luke's Way
 Bloomsburg, PA

Montour County

Wednesday, December 1, 2004
 1 p.m. to 3 p.m.
 Danville Senior Center
 Armory Building
 500 W. Mahoning St.
 Danville, PA

Persons who wish to present oral testimony regarding these issues should contact Kathi Lynn, Director, Columbia and Montour County Area Agency of Aging, 702 Sawmill Road, Suite 201, Bloomsburg, PA 17815, (570) 784-9272, fax (570) 784-3678, klynn@CMAAA15.org.

The Department will also accept written testimony on these issues until December 17, 2004, from any interested parties who are unable to attend the public hearings or present testimony. Written testimony should be mailed to Dennis Hopkins, Director, Bureau of Program Integrity, Department of Aging, 555 Walnut St., 5th Floor, Harrisburg, PA 17101-1919.

NORA DOWN EISENHOWER,
Secretary

[Pa.B. Doc. No. 04-1957. Filed for public inspection October 29, 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 October 12, 2004.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
10-7-04	Parkvale Financial Corporation, Monroeville, PA, to acquire Advance Financial Bancorp, Wellsburg, WV	Monroeville, PA	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-1-04	First Columbia Bank & Trust Company Bloomsburg Columbia County Purchase of liabilities of two branch offices of First Susquehanna Bank & Trust, Sunbury Located at: 209 East Twelfth Street Berwick Columbia County Weis Market 725 Columbia Boulevard Bloomsburg Columbia County	Bloomsburg	Effective
	<i>Note:</i> This transaction does not involve the sale of any real estate. The previous branches were closed by First Susquehanna Bank & Trust, Sunbury.		
10-6-04	Farmers First Bank, Lititz, First Susquehanna Bank & Trust, Sunbury, and WNB Bank, Williamsport Surviving Institution— Farmers First Bank, Lititz, with a change in corporate title to Susquehanna Bank PA	Lititz	Filed
10-7-04	Parkvale Savings Bank, Monroeville, PA, and Advance Financial Savings Bank, Wellsburg, WV Surviving Institution— Parkvale Savings Bank, Monroeville, PA	Monroeville	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-21-04	First Financial Bank Downingtown Chester County	16 East Market Street West Chester Chester County	Opened
10-4-04	PeoplesBank, a Codorus Valley Company York York County	The Brogue Center 2514 Delta Road Brogue Chanceford Township York County	Opened
10-5-04	Community Banks Millersburg Dauphin County	1415 Ritner Highway Carlisle Cumberland County	Approved
10-5-04	Republic First Bank Philadelphia Philadelphia County	436-438 East Baltimore Avenue Media Delaware County	Filed
10-7-04	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Coopers Plaza Route 73 Voorhees Camden County, NJ	Filed
10-7-04	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	The Shoppes at Elmwood 791 East Route 70 Marlton Burlington County, NJ	Filed
10-7-04	NOVA Savings Bank Philadelphia Philadelphia County	448 East Baltimore Pike Media Delaware County	Filed
10-12-04	Pocono Community Bank Stroudsburg Monroe County	Route 611 Swiftwater Monroe County	Filed

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-12-04	Ambler Savings Bank Ambler Montgomery County	438 West Ridge Pike Limerick Montgomery County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-1-04	First Susquehanna Bank & Trust Sunbury Northumberland County	Weis Market 209 East Twelfth Street Berwick Columbia County	Effective
10-1-04	First Susquehanna Bank & Trust Sunbury Northumberland County	725 Columbia Boulevard Bloomsburg Columbia County	Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
10-7-04	Erie Community Credit Union, Erie, and Zurn Community Federal Credit Union, Erie Surviving Institution— Erie Community Credit Union, Erie	Erie	Approved

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 04-1958. Filed for public inspection October 29, 2004, 9:00 a.m.]

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 October 19, 2004.

BANKING INSTITUTIONS**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-13-04	Commercial Bank of Pennsylvania, Latrobe, and Highview Trust Company, Greensburg Surviving Institution—Commercial Bank of Pennsylvania, Latrobe	Latrobe	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-15-04	PeoplesBank, a Codorus Valley Company York York County	150 East Main Street New Freedom York County	Filed

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-27-04	First Commonwealth Bank Indiana Indiana County	<i>To:</i> 2040 North Center Avenue Somerset Somerset County <i>From:</i> 1514 North Center Avenue Somerset Somerset County	Effective

NOTICES

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-8-04	Firsttrust Savings Bank Conshohocken Montgomery County	125 East Swedesford Road Exton Chester County	Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 04-1959. Filed for public inspection October 29, 2004, 9:00 a.m.]

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

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

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

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 4.51 to which was added 2.50 percentage points for a total of 7.01 that by law is rounded off to the nearest quarter at 7%.

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 04-1960. Filed for public inspection October 29, 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

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
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>
PA0063908 Minor Industrial Waste	Ace-Robbins, Inc. 325 SR 6 East Tunkhannock, PA 18657	Wyoming County Tunkhannock Borough	Unnamed tributary to Tunkhannock Creek 4F	Y

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0086924 Industrial Waste	FCI USA Inc.— Huntingdon 829 Old Trail Road Etters, PA 17319-9351	Huntingdon County Shirley Township	Juniata River 12-C	Y

Northcentral Region: Environmental Cleanup 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>
PA0114332 IW	DII Industries LLC 10200 Bellaire Blvd.—1NE25F Houston, TX 77072-5206	Tioga County Delmar Township	Unnamed tributary to Baldwin Run 09A	Y
PA0112615 IW	Viking Energy of Northumberland 909 Cannery Road Northumberland, PA 17857	Northumberland County Point Township	Unnamed tributary to West Branch Susquehanna River 10D	Y

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0221449	Municipal Authority of Buffalo Township 707 South Pike Road Sarver, PA 16055	Buffalo Township Butler County	Buffalo Creek 18-F	Y
PA0043834	Mercer County Regional Council of Governments Chestnut Run Swimming Beach 2495 Highland Road Hermitage, PA 16148	South Pymatuning Township Mercer County	Shenango River 20-A	Y
PA0102822	Rolling Valley Estates 369 Eagle Mill Road Butler, PA 16001	Connoquenessing Township Butler County	UNT to Little Connoquenessing Creek 20-C	Y

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

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

PA0243990, Industrial Waste, **Porter Instrument Company, Inc.**, 245 Township Line Road, Hatfield, PA 19440-0907. This proposed facility is in Franconia Township, **Montgomery County**.

Description of Proposed Activity: This project involves pumping of contaminated groundwater and treatment prior to discharge to unnamed tributary to Skippack Creek.

The receiving stream, Skippack Creek, is in the State Water Plan watershed 3E—Perkiomen and classified for TSF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the Suburban Water Company is on the Perkiomen Creek, approximately 12 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.01 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
1,1-Dichloroethylene			0.0012	0.0024	0.007
Tetrachloroethylene			0.00043	0.00086	0.005
1,1,1-Trichloroethane			0.0031	0.0062	0.2
Trichloroethylene			0.00021	0.00042	0.005
1,1-Dichloroethane			0.00015	0.0003	0.027

In addition to the effluent limits, the permit contains the following major special conditions: discharge must not cause nuisance or health hazard; and cleaning and/or backwash water is not authorized by this permit.

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

PA0087441, Industrial Waste, SIC Code 2048, 2077, 2875, **Moyer Packing Company**, P. O. Box 64395, Souderton, PA 18964-0395. This facility is in Washington Township, **Dauphin County**.

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

The receiving stream, Wiconisco Creek, is in Watershed 6-C and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is the United Water Company on the Susquehanna River, approximately 50 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 0.060 MGD are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH			from 6.0 to 9.0 inclusive		
Dissolved Oxygen			minimum of 5.0 at all times		
Total Residual Chlorine			0.5		1.6
Total Suspended Solids	36	72	Monitor and Report	Monitor and Report	
CBOD ₅	36	72	72	144	180
Oil and Grease			15	30	30

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
NH ₃ -N (5-1 to 10-31)	12.5		25	50	62
(11-1 to 4-30)	28		Monitor and Report 134	Monitor and Report 194	140
Total Nitrogen		Monitor and Report		Monitor and Report	335
Total Phosphorus					
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average			
(10-1 to 4-30)		400/100 ml as a geometric average			

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

The EPA waiver is in effect.

PA0026646, Sewage, **Antietam Valley Municipal Authority**, 502 Butter Lane, Reading, PA 19606-1604. This facility is in St. Lawrence Borough, **Berks County**.

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

The receiving stream, Antietam Creek, is in Watershed 3-C and classified for CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for the Pottstown Water Supply is on the Schuylkill River, approximately 15 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 1.225 MGD are:

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N (5-1 to 10-31)	2.5		5.0
(11-1 to 4-30)	7.5		15
Total Residual Chlorine	0.36		1.19
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)		4,100/100 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 not in effect.

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

PA0090328, Industrial Waste, SIC, 2011, **Green Valley Packing, Inc.**, P. O. Box 202, Claysville, PA 15323. This application is for renewal of an NPDES permit to discharge treated process water from the Green Valley Packing Company in Buffalo Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, unnamed tributary to Buffalo Creek, classified as a HQ-WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is at the Ohio state border below the discharge point.

Outfall 001: existing discharge, design flow of 0.009 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
BOD ₅	0.75	1.5	10	20	
TSS	0.75	1.5	10	20	
Fecal Coliform (5-1 to 9-30)	200/100 ml (as a geometric mean)				
(10-1 to 4-30)	400/100 ml (as a geometric mean)				
Ammonia-Nitrogen (5-1 to 10-31)			1.5	3.0	
(11-1 to 4-30)			4.5	9.0	
TRC			1.4		3.3

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Oil and Grease	0.88	1.76	10	20	
Mercury			0.00005	0.0001	
Aluminum			2.0	4.0	
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

PA0204811, Sewage and Industrial Waste, SIC Codes 3089 and 3079, **Custom Window Extrusions, Inc.**, 1 Contact Place, Delmont, PA 15626-1402. This application is for renewal of an NPDES permit to discharge treated sewage and untreated industrial wastes and stormwater runoff from Custom Window Extrusions in Salem Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as tributary to Beaver Run, which are classified as a HQ-CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply intake from this facility is the Westmoreland Municipal Water Authority, approximately 3 to 4 miles from the discharge point.

Outfall 101: existing discharge, design flow of 0.0021 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
CBOD ₅			10	20	
Suspended Solids			30	60	
Amonia Nitrogen (5-1 to 10-31)			3.0	6.0	
(11-1 to 4-30)			9.0	18.0	
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean				
(10-1 to 4-30)	2,000/100 ml as a geometric mean				
Total Residual Chlorine			1.4	3.3	
Dissolved Oxygen			not less than 3 mg/l		
pH	not less than 6.0 nor greater than 9.0				

Outfall 201: existing discharge, design flow of 0.003 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
BOD ₅			Monitor and Report		
TSS			Monitor and Report		
Iron (Total)			Monitor and Report		
Manganese (Total)			Monitor and Report		
pH	between 6.0 and 9.0 at all times				

Outfalls 301 and 401: existing discharge, consists of stormwater run off only.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Oil and Grease			Monitor and Report		

Outfall 001: existing discharge, consists of 101, 201, 301 and 401—Flow N/A.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
BOD ₅				20	
TSS				60	
NH ₃ -N (5-1 to 10-31)				6	
(11-1 to 4-30)				18	
Dissolved Oxygen			minimum of 7.0		
Iron (Total)				3.0	
Manganese (Total)				2.0	

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
pH	between 6.0 and 9.0 at all times				

The EPA waiver is in effect.

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

PA0026771 Amendment No. 1, Sewage, Meadville Area Sewage Authority, 984 Water Street, Meadville, PA 16335. This proposed facility is in the City of Meadville, **Crawford County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Water Company is on the Allegheny River, approximately 60 miles below point of discharge.

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

The proposed effluent limits for Outfall 001 are based on a design flow of 7.3 MGD.

Parameters	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	XX				
CBOD ₅	1,522	2,435	25	40	50
Total Suspended Solids	1,826	2,739	30	45	60
NH ₃ -N (5-1 to 10-31)	578		9.5		19
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a geometric average 73,000/100 ml as a geometric average			
Copper	1.5	2.4	0.025	0.04	0.05
Phosphorus (4-1 to 10-31)	122		2.0		
Dissolved Oxygen		minimum of 3 mg/l at all times			
pH		6.0 to 9.0 standard units at all times			

The EPA waiver not is in effect.

PA0026771 Amendment No. 1, Sewage, Meadville Area Sewage Authority, 984 Water Street, Meadville, PA 16335. This proposed facility is in the City of Meadville, **Crawford County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Water Company is on the Allegheny River, approximately 60 miles below point of discharge.

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

The proposed effluent limits for Outfall 007 are based on a design flow of N/A MGD.

This outfall shall be composed entirely of nonpolluting stormwater runoff in accordance with the Best Management Practices outlined in the permit's special condition.

The EPA waiver not is in effect.

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

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

WQM Permit No. 1504413, Sewerage, East Fallowfield Township, 2264 Strasburg Road, East Fallowfield, PA 19320. This proposed facility is in East Fallowfield Township, **Chester County**.

Description of Proposed Action/Activity: Construction and operation of a wastewater pump station serving 77 single family residential lots and 81 townhouse units.

WQM Permit No. 4604415, Sewerage, Lower Moreland Township Municipal Authority, 640 Red Lion Road, Huntingdon Valley, PA 19006-6234. This proposed facility is in Lower Moreland Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a pumping station serving 107 EDUs and discharging into the Lower Moreland Township sanitary sewer collection system.

WQM Permit No. 4604416, Sewerage, **Lower Moreland, Township Municipal Authority**, 640 Red Lion Road, Huntingdon Valley, PA 19006-6234. This proposed facility is in Lower Moreland Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a pumping station serving 20 EDUs and discharging into the Lower Moreland Township sanitary sewer collection system.

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

WQM Permit No. 5404201, Industrial Waste, **Keystone Potato Products, LLC**, P. O. Box 27, Hegins, PA 17938-0027. This proposed facility is in Frailey Township, **Schuylkill County**.

Description of Proposed Action/Activity: This project involves the construction of a .145 MGD industrial waste treatment plant to treat processed wastewater from a potato dehydration plant. The wastewater will be discharged to an unnamed tributary of Middle Creek.

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

WQM Permit No. 5071404, Amendment 04-1, Sewerage, **Department of Conservation and Natural Resources, Bureau of State Parks**, Rachel Carson State Office Building, Bureau of Facility Design and Construction, P. O. Box 8451, Harrisburg, PA 17105-8451. This proposed facility is in Juniata Township, **Perry County**.

Description of Proposed Action/Activity: Modifications and upgrades to the wastewater treatment plant at Little Buffalo State Park, 1579 State Park Road, Newport, PA 17074-9428.

WQM Permit No. 3604414, Sewerage, **Northwestern Lancaster County Authority**, 97 North Penryn Road, Manheim, PA 17545. This proposed facility is in Penn Township, **Lancaster County**.

Description of Proposed Action/Activity: Upgrades/modifications to their existing wastewater treatment plant.

WQM Permit No. 3804401, Sewerage, **North Annville Township**, Municipal Building, R. D. 3, Annville, PA 17003. This proposed facility is in North Annville and Annville Townships, **Lebanon County**.

Description of Proposed Action/Activity: Construction of the Hill Farm Sewer Extension.

WQM Permit No. 3104401, Sewerage, **Borough of Huntingdon**, 530 Washington Street, Huntingdon, PA 16652. This proposed facility is in Huntingdon Borough, **Huntingdon County**.

Description of Proposed Action/Activity: Construction of a combined sewer overflow project.

WQM Permit No. 3804402, Sewerage, **Palmyra Borough**, Municipal Building, 325 S. Railroad Street, Palmyra, PA 17078-2400. This proposed facility is in Palmyra Borough, **Lebanon County**.

Description of Proposed Action/Activity: Relocation of pump station no. 3.

WQM Permit No. 3604415, Sewerage, **Suburban Lancaster Sewer Authority**, P. O. Box 458, Lancaster, PA 17608-0458. This proposed facility is in West Lampeter Township, **Lancaster County**.

Description of Proposed Action/Activity: Silver Lane Pumping Station Expansion.

WQM Permit No. 2204201, Industrial Waste, **York Building Products Company, Inc.**, P. O. Box 1708, York, PA 17405. This proposed facility is in Lower Swatara Township, **Dauphin County**.

Description of Proposed Action/Activity: Installation of wastewater treatment equipment.

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

WQM Permit No. 3204202, IW, **Central Indiana County Water Authority**, 3 East Wiley Street, Homer City, PA 15748. This proposed facility is in Center Township, **Indiana County**.

Description of Proposed Action/Activity: Application for the construction and operation of the discharge of supernatant from its existing gravity thickener to Yellow Creek.

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

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>
PAI024504028	Pleasant Valley School District Route 115 Brodheads ville, PA 18322	Monroe	Polk Township	Pohopoco Creek HQ-CWF

Carbon County Conservation District: 5664 Interchange Road, Lehighton, PA 18235-5114, (610) 377-4894.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI021304004	Carbon-Lehigh Holdings, Corp. 7785 Spring Creek Rd. Macungie, PA 18062	Carbon	Penn Forest Township	Stony Creek EV Bear 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>
PAI2032104004	Rivendell Residential Subdiv. Skipjack PA LLC 7061 Columbia Gateway Dr. Columbia, MD 21046	Cumberland	Silver Spring Township	Trindle Springs Run

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041404014	Amy Story State College Borough 243 S. Allen St. State College, PA 16801	Centre	State College Borough	Walnut Springs/Thompson Run HQ-CWF

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

Washington County Conservation District: 602 Court House Square, Washington, PA 15301, (724) 228-6774.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056304007	Bobby Rahal Dealership 6305 Carlisle Pike Mechanicsburg, PA 17055	Washington	North Strabane Township	Little Chartiers Creek HQ-WWF

Westmoreland County Conservation District: 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>
PAI056504006	Department of Transportation Engineering District 12-0 P. O. Box 459 Uniontown, PA 15401	Westmoreland	Murrysville	Unnamed tributary to Steels Run HQ-CWF

Cambria District: Environmental Program Manager, 286 Industrial Park Road, Ebensburg, PA 15931-4119.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI091704002	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Clearfield	Goshen Township	Trout 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 in-

clude 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

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

Permit No. 4004506, Public Water Supply

Applicant	United Water Atlantic Division 3434 Route 22 West Somerville, NJ 08876
Township or Borough	Dallas Township
County	Luzerne
Responsible Official	Thomas Schink, P. E.
Type of Facility	PWS
Consulting Engineer	Steven M. Metzler, P. E. SAIC 1129 Business Parkway South Suite 10 Westminster, MD 21157
Application Received Date	October 6, 2004
Description of Action	Construction of a new well source, treatment building and piping.

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

Permit No. 0604515, Public Water Supply.

Applicant	Shillington Municipal Authority
Municipality	Cumru and Spring Townships
County	Berks
Responsible Official	Michael D. Mountz, Borough Manager 2 East Lancaster Avenue P. O. Box 247 Shillington, PA 19607-0247
Type of Facility	PWS
Consulting Engineer	Eric D. McCracken, P. E. Great Valley Consultants 75 Commerce Drive Wyomissing, PA 19610-1038
Application Received Date	September 30, 2004

Description of Action	System is currently operating with both permitted and nonpermitted entities. The purpose of this project is to issue construction permits as necessary to the entire system. Then issue a comprehensive operating permit for the entire system.
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Permit No. 0604517, Public Water Supply.

Applicant	Shinn Spring Water Company
Municipality	Cumru Township
County	Berks
Responsible Official	Bryan Shinn, Vice President 2 East Pointe Drive Birdsboro, PA 19508
Type of Facility	PWS
Consulting Engineer	John K. Wetzel, P. E. McCarthy Engineering Associates, PC 1121 Snyder Road West Lawn, PA 19609
Application Received Date	October 5, 2004
Description of Action	Application is for the construction of a bottled water plant.

Permit No. 6704512, Public Water Supply.

Applicant	Asbury Pointe LTD
Municipality	East Manchester Township
County	York
Responsible Official	Richard W. Schreiber, President 135 N. George Street York, PA 17401
Type of Facility	PWS
Consulting Engineer	Jerry T. Stahlman, P. E. Stahlman & Stahlman, Inc. 139 E. Market Street York, PA 17401
Application Received Date	October 14, 2004
Description of Action	Construction of well no. 10 with disinfection.

Permit No. 2804505, Public Water Supply.

Applicant	Washington Township Municipal Authority
Municipality	Washington Township
County	Franklin
Responsible Official	Eugene A. Barnhart, Manager 11102 Buchanan Trail East Waynesboro, PA 17268-9424
Type of Facility	PWS
Consulting Engineer	Merle J Holsinger, P. E. Civil Planning & Design 1800 East Main Street Waynesboro, PA 17268
Application Received Date	July 22, 2004

Description of Action Construction of water distribution lines and a 0.144 MGD booster pump station to serve the proposed 40-unit Edgewood Estates development.

Permit No. 2904501, Public Water Supply.

Applicant **Wells Tannery Water System**
 Municipality Wells Township
 County **Fulton**
 Responsible Official Greg Garlock, President
 P. O. Box 26
 Wells Tannery, PA 16691
 Type of Facility PWS
 Consulting Engineer Jack A. Raudenbush, P. E.
 Raudenbush Engineering Inc.
 29 South Union Street
 Middletown, PA 17057
 Application Received Date September 7, 2004

Description of Action This permit application is for the addition of wells 1 and 3 to the Wells Tannery Water System.

Permit No. 2904502, Public Water Supply.

Applicant **Leisure Living Retirement Home**
 Municipality Dublin Township
 County **Fulton**
 Responsible Official Clyde White, Owner
 HC 75 Box 244
 Fort Littleton, PA 17223
 Type of Facility PWS
 Consulting Engineer Lance S. Kegerreis, P. E.
 Dennis E. Black Engineering Inc.
 2400 Philadelphia Avenue
 Chambersburg, PA 17201
 Application Received Date September 14, 2004

Description of Action Permit is for existing unpermitted water system serving the retirement home.

Application No. 0104503 MA, Minor Amendment, Public Water Supply.

Applicant **Lake Meade Municipal Authority**
 Municipality Latimore Township
 County **Adams**
 Responsible Official Bennett L. Leas, Manager
 59 Curtis Drive
 East Berlin, PA 17316
 Type of Facility PWS
 Consulting Engineer Janet R. McNally, P. E.
 William F. Hill & Assoc., Inc.
 207 Baltimore St.
 Gettysburg, PA 17325
 Application Received Date September 27, 2004

Description of Action Construction of a new 438,000-gallon water storage tank.

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

Permit No. 1704503, Public Water Supply.

Applicant **Union Township Municipal Authority**
 Township or Borough Union Township
 County **Clearfield**
 Responsible Official Jarome Heffner, Chairperson
 Union Township Municipal Authority
 Box 4
 Rockton, PA 15856-0004
 Type of Facility PWS—Construction.
 Consulting Engineer Brian S. Sekula, P. E.
 The EADS Group (Clarion)
 15392 Route 322
 Clarion, PA 16214

Application Received Date October 18, 2004

Description of Action Construction of the Bottom Road pump station.

MINOR AMENDMENT

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Application No. 4604507, Minor Amendment.

Applicant **Borough of East Greenville**
 Township Upper Hanover
 Responsible Official Douglas G. Bricker
 206 Main Street
 East Greenville, PA 18041
 Type of Facility PWS
 Consulting Engineer Cowan Associates, Inc.
 120 Penn-AM Drive
 Quakertown, PA 18951
 Application Received Date October 14, 2004

Description of Action Improvements to the East Greenville Water Filtration Plant. The project consist of installation of a baffle in the sedimentation tank and installation of turbidimeter on combined filter finished waterline.

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

Application No. Minor Amendment.

Applicant **Aqua Pennsylvania, Inc.**
 204 East Sunbury Street
 Shamokin, PA
 Township or Borough Kingston Township, **Luzerne County**

Responsible Official	Richard T. Subasic, Vice President
Type of Facility	PWS
Consulting Engineer	Peter J. Lusardi, P. E.
Application Received Date	October 15, 2004
Description of Action	Modifications at the Sunrise Estates well house to provide a booster pump station, contact time and storage.

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

Application No. 1069502-MA2, Minor Amendment.

Applicant	Pennsylvania American Water Company
Township or Borough	Butler, Butler County
Responsible Official	Wm. C. Kelvington, VP Operations
Type of Facility	PWS
Application Received Date	October 12, 2004
Description of Action	Repaint/rehabilitate 2.5-million gallon ground storage tank known as North Chestnut Street Tank.

WATER ALLOCATIONS

Applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of this Commonwealth

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

WA-17-662A, Water Allocations, **Union Township Municipal Authority**, Union Township, **Clearfield County**. The Authority has submitted an application for modification of the existing water purchase agreement between the Union Township Municipal Authority and the City of DuBois from 70,000 gallons to 288,000 gallons.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the Background Standard, Statewide Health Standard, the Site-Specific Standard or who intend to remedi-

ate 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:

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

Penbrook American Legion, Post 730, Susquehanna Township, **Dauphin County**. GeoServices, Ltd., 1525 Cedar Cliff Drive, Camp Hill, PA 17011, on behalf of Penbrook American Legion No. 730, 3813 Walnut Street, Harrisburg, PA 17109, submitted a Notice of Intent to Remediate site soils contaminated by petroleum hydrocarbons. The applicant seeks to remediate the site to a Statewide Health Standard.

Molycorp York, Spring Garden Township, **York County**. Malcolm Pirnie, Inc., 1603 Carmody Court, Sewickley, PA 15143, on behalf of Molycorp, Inc., 350 North Sherman Street, York, PA 17403, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with VOCs, SVOCs, Act 2 metals, molybdenum and fluoride. The applicant seeks to remediate the site to Site-Specific Standard.

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

Lawrence County Sportsmen's Assoc. Site/Millennium Park, New Castle, **Lawrence County**.

Scott Whipkey, RAR Engineering Group, 1135 Butler Ave., New Castle, PA 16101 on behalf of Linda Nitch, Lawrence County Economic Development Corp., 229 S. Jefferson Street, New Castle, PA 16101 has submitted a Notice of Intent to Remediate. Site was a former shooting sports facility that has been found to be contaminated with lead and other heavy metals, which have contaminated soils and sediments on the site. Intended future use of the property is nonresidential for commercial and industrial use. Proposed remediation measures are to eliminate current and future exposure pathways by removing and disposing of lead impacted soil exceeding Direct Contact Numeric Values and by prohibiting the use of site groundwater for potable use.

MUNICIPAL WASTE GENERAL PERMITS

Applications Received under the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101–4000.1904) and municipal waste regulations for a general permit to operate municipal waste processing facilities and the beneficial use of municipal waste.

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

General Permit Application No. WMGM029. Valley Forge Land Clearing and Wood Recycling, 1330 Charlestown Road, Phoenixville, PA 19460. The Bureau of Land Recycling and Waste Management has received an application for General Permit No. WMGM029. The application is for the processing and beneficial use of wood and timber waste (that is, tree stumps, roots, grubbing material, and the like) to create mulch for commercial purposes at the Donegal facility in Elizabethtown Township, **Lancaster County**. The Department determined the application to be administratively complete on October 13, 2004.

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

Permit Proposed under the Solid Waste Management Act and the Municipal Waste Planning, Recycling and Waste Reduction Act

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

General Permit Application No. WMGM030. The Department, Bureau of Land Recycling and Waste Management (Bureau), proposes to authorize, under General Permit WMGM030, the composting of yard waste at municipality owned and/or operated facilities that do not exceed 15 acres. This will be a Statewide municipal waste general permit.

The Department is authorized under the Solid Waste Management Act and 25 Pa. Code § 271.801 to initiate

and issue general permits for any category of beneficial use or processing that results in beneficial use of municipal waste on a Statewide basis when the Department determines that the use will not harm or present a threat of harm to the health, safety or welfare of the public or the environment and the activity can be adequately regulated using standard permit conditions. The Department has determined that the beneficial use of composting and the resultant compost can be adequately regulated using standard conditions.

Municipalities requesting approval to operate under the terms of the Bureau's Division of Municipal and Residual Waste. The following minimum information will be required to obtain the determination of applicability:

- a. Name and street address of applicant and generator.
 - b. Number and title of general permit.
 - c. A description of the composting processes, detailed information on the raw materials, waste storage areas, support structures, access roads, stormwater controls, the composting and curing areas and the finished compost storage area.
 - d. A Preparedness, Prevention and Contingency plan for the generating facility prepared in accordance with the most recent edition of the Department's *Guidelines for the Development and Implementation of Environmental Emergency Response Plans*.
 - e. Proof that the beneficial use activities will be consistent with the general permit.
 - f. Signed and notarized statement by the applicant who seeks to operate under the terms and conditions of the permit that states that the person accepts all conditions of the general permit.
 - g. A application fee in the amount specified in the municipal waste regulations, payable to the "Commonwealth of Pennsylvania."
 - h. Information that identifies the applicant (that is, individual, corporation, partnership, government agency, association, and the like), including the names and addresses of every officer that has a beneficial interest in or otherwise controls the operation of the company.
 - i. A list of all previous permits or licenses issued to the permittee by the Department or the Federal government under the environmental protection acts; the date of issuance and current status of those permits; and the permittee's compliance history concerning the environmental protection acts.
 - j. Proof that any independent contractors retained by the permittee to perform any activities proposed under this permit are in compliance with Department regulations.
 - k. Proof that the applicant has legal right to enter the land and operate the facilities proposed for coverage under this permit.
 - l. An irrevocable written consent from the landowner giving the Department permission to enter upon the land where the applicant will be conducting waste management activities.
- Comments concerning the proposed Department initiated general permit should be directed to Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. Persons interested in obtaining more information, or obtaining copies of, the proposed

general permit should contact the Division of Municipal and Residual Waste at the previous phone number. TDD users should contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend additional conditions or revisions to or approval or denial of the proposed general permit.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications Received under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate solid waste processing or disposal area or site.

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.

Permit Application No. 101432. Onyx Waste Service Inc., P. O. Box 30, Norristown, PA 19404, Norristown Borough, **Montgomery County**. The application was received for a 10-year permit renewal for the reference transfer facility. The application was received by the Southeast Regional Office on October 13, 2004.

Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Permit Application No. 100932. Environmental & Recycling Services, Inc., 1100 Union Street, Taylor, PA 18517. A permit renewal application requesting approval to continue waste disposal activities to allow attainment of the final permit design elevations at this construction/demolition waste landfill in Taylor Borough, **Lackawanna County**. No other changes are proposed by this request to modify either the disposal area or the conditions and terms established by the existing permit documentation. The application was received in the regional office on October 6, 2004, and was found to be administratively complete as of October 15, 2004.

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

Permit ID No. 301266. Greenridge Reclamation, LLC, R. D. 1, Box 717, East Huntingdon Landfill Road, Scottdale, PA 15683. Greenridge Reclamation, R. D. 1 East Huntingdon Landfill Road, Scottdale, PA 15683. Application for the permit renewal of a municipal waste landfill in East Huntingdon Township, **Westmoreland County** was received in the regional office on October 8, 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.

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

40-303-020A: Reading Materials, Inc. (P. O. Box 1467, Skippack, PA 19474) for modification of an existing batch asphalt plant to utilize recycled asphalt pavement in the process at their Pikes Creek Asphalt and Crushed Stone facility in Lehman Township, **Luzerne County**.

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

01-05029A: Reliant Energy Hunterstown, LLC (121 Champion Way, Canonsburg, PA 15317) for modification of Plan Approval 01-05029 which addresses the natural gas-fired 900 mW combined cycle electric generating facility at their Hunterstown Station in Straban Township, **Adams County**.

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

03-00239A: TJS Mining (R. D. 1, Box 260D, Shelocta, PA 15774) for installation of a coal prep plant at TJS No. 5 Deep Mine in South Bend Township, **Armstrong County**.

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

10-235A: Sunshine Greenhouse, Inc. (915 Ekastown Road, Saxonburg, PA 16056) for reactivation of a 5.7 mmBtu/hr bituminous coal fired boiler in Clinton Township, **Butler County**. This is a State-only facility.

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.

15-0041A: Eastern Shore Natural Gas Co. (350 South Queen Street, P. O. Box 1769, Dover, DE 19904-3552) for the company's natural gas compressor station with the associated air cleaning devices at 604 Street Road, Cochranville, PA 19330, Londonderry Township, **Chester County**.

Under 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department intends to issue a Federally Enforceable Emissions Cap (FEEC) Plan Approval 15-0041A which will subsequently be incorporated into the Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval 15-0041A is for the natural gas compressor station. Based on the information provided by the applicant and the Department's own analysis, the natural gas compressor station may emit up to 24.9 tons per year of NO_x, 70 tons per year of CO, 0.1 ton per year of SO_x, 0.1 ton per year of PM, 16 tons per year of VOCs and 6.7 tons per year of HAPs.

This Plan Approval institutes a plant-wide FEEC for NO_x emissions from the company's facility of 24.9 tons per year and a facility limit for VOCs of 16 tons per year, for CO of 70 tons per year and for HAPs of 6.7 tons per year.

The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, the Department's analysis and other documents used in the evaluation are available for public inspection between 8 a.m. and 4 p.m. weekdays. To make an appointment, contact Records Management, (484) 250-5910.

23-0098: SAP America, Inc. (3999 West Chester Pike, Newtown Square, PA 19073) for minor modification of operating requirements for four no. 2 fuel oil fired emergency generators at their facility in Newtown Township, **Delaware County**. This facility is a non-Title V facility. The emergency generators are equipped with turbocharger and after-cooler. They are used as a backup power source in the event of a blackout or power interruption. Originally restricted to operating only two emergency generators at a time during an emergency, the facility shall now be permitted to use any combination of the four emergency generators at any time there is an emergency. However, the emergency generators will still be restricted to a total of 500 hours of operation per year. There will be no increase in potential emissions as a result of this modification. The Plan Approval will contain

recordkeeping and further operating restrictions designed to keep the facility operating within the allowable emissions and 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.

36-05001B: Armstrong World Industries, Inc. (1507 River Road, Marietta, PA 17547) for modifications to the dry saw operational area of their Marietta ceiling tile plant in East Donegal Township, **Lancaster County**. The modifications include the installation of a fabric filter in the dry saw area. The modifications will have little impact upon emissions from this Title V facility. The plan approval and Title V permit will include emission limits, monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality requirements.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Richard Maxwell, New Source Review Chief, (570) 327-3637.

17-305-050A: Penfield Collieries, LLC (301 Market Street, Kittanning, PA 16201) for construction of coal stockpiling and railcar/truck loading operations at an existing bituminous coal preparation facility near Penfield in Huston Township, **Clearfield County**.

The proposed stockpiling and railcar/truck loading operation will consist of two radial stacking conveyors, various other conveyors, an underground reclaim and a railcar loading chute. The operation will process only coal which has first been processed through a wet preparation plant so all coal will have a moisture content of at least 5%. This inherent moisture content will help prevent fugitive PM from being emitted. Additional fugitive PM control will be provided by loading all railcars with a flood loading technique, by the use of partial conveyor covers and by use of the plant's water truck, as needed. The construction of the proposed stockpiling and railcar/truck loading operations is expected to increase the facility's emission of PM by no more than 10.7 tons per year, of which no more than 4.8 tons per year will be PM₁₀.

The Department's review of the information submitted by Penfield Collieries, LLC indicates that the proposed coal stockpiling and railcar/truck loading operations will meet all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants including the fugitive air contaminant emission requirements of 25 Pa. Code §§ 123.1 and 123.2, the best available technology requirement of 25 Pa. Code §§ 127.1 and 127.12 and the requirements of Subpart Y of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.250–60.254. Based on this finding, the Department proposes to issue plan approval for the construction of the proposed coal stockpiling and railcar/truck loading operations.

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

1. All conditions of Plan Approval 17-305-050 remain in effect unless superseded or modified by a condition contained herein.

2. No coal may be stockpiled onsite unless it has either been processed through the facility's wet preparation plant or will be processed through said plant prior to removal from the site.

3. All clean coal stockpiled onsite shall be placed onto stockpiles with radial stacking conveyors. The freefall distance from the end of these stacking conveyors to the top of the stockpile shall be maintained at 5 or less feet at all times.

4. All conveyors shall be equipped with either partial enclosures or full enclosures. If, at any time, partial enclosures are determined by the Department to be inadequate for controlling fugitive PM emissions, full enclosures shall be installed.

5. The water truck required by Plan Approval 17-305-050 shall be used, as needed, to control fugitive particulate matter from stockpiles, roadways, and the like, in the stockpiling and railcar/truck loading operations area.

6. All coal loaded into railcars shall be loaded using a flood loading technique. Front end loaders shall not be used to load railcars.

7. Trucks may be loaded with front end loaders, but only if the front end loader bucket-to-truck bed height is kept to a minimum at all times and only if the moisture content of the coal being loaded is 5% or greater.

8. All coal placed onto the stockpiles incorporated into the coal stockpiling and railcar/truck loading operations shall have a moisture content of at least 5% as shall all coal removed from the stockpiles and loaded into railcars and trucks. The permittee shall demonstrate compliance with this requirement by sampling and analyzing the coal for moisture content in accordance with ASTM D3302-02ae1 at a frequency to be specified by the Department.

9. Records shall be maintained of:

a. The total number of tons of coal delivered to the facility each month.

b. The number of tons of coal loaded directly into railcars from the wet preparation plant each month using the clean coal conveyor and railcar loading chute currently associated with the wet preparation plant.

c. The number of tons of coal loaded into railcars from the clean coal stockpiling operation each month using the new railcar loading chute associated with the clean coal stock piling operation as well as the portion of this amount, if any, that was not first processed through the wet preparation plant.

d. The number of tons of coal loaded into trucks each month as well as the portion of this amount, if any, that was not first processed through the wet preparation plant.

e. The results of all coal moisture analyses performed.

All records shall be retained for at least 5 years and made available to the Department upon request.

12-399-007H: GKN Sinter Metals, Inc. (P. O. Box 493, Emporium, PA 15834-0493) for construction of two powdered metal parts sintering furnaces in Plant 2, 227 Barton Street, Emporium Borough, **Cameron County**.

The proposed sintering furnaces will be used to sinter parts made of various metal powders. Heat will be provided by electricity and the combustion of natural gas. The PM emissions from the proposed furnaces will be controlled by a fabric collector. The proposed furnaces are expected to emit no more than .58 ton of NO_x, .082 ton of CO, .018 ton of VOCs and .026 ton of PM per year.

The Department's review of the information submitted by GKN Sinter Metals, Inc. indicates that the proposed sintering furnaces will comply with all air quality requirements pertaining to air contamination sources and

the emission of air contaminants including the PM emission limitations of 25 Pa. Code § 123.13 and the best available technology requirement of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue plan approval for the construction of the proposed sintering furnaces.

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

1. All conditions of Operating Permit 12-399-0007G remain in effect unless superseded or modified by a condition contained herein.

2. The PM emissions from the sintering furnaces shall be controlled by an existing Aeropulse PR-380-12-H-Y fabric collector at all times the furnaces are processing parts or at any time a sintering furnace stack is being cleaned.

3. The metal powders used to make the parts processed through the sintering furnaces shall not contain more than a combined total of 1.75% (by weight) zinc stearate and Acrawax (or equivalent nonmetal-bearing lubricant).

4. Furnace temperatures shall be monitored and shall not be allowed to exceed 2,500°F.

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

43-196A: General Electric Transportation Systems—Grove City Plant (1503 W. Main Street Extension, Grove City, PA 16127) for increase in the allowed fuel consumption in the Test Cells while maintaining the underlying NO_x emission limitation and an increase in VOC limit for their spray paint booth in Grove City Borough, **Mercer County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval at Title V facilities in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date. The source shall comply with the following conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology for the source:

- The source shall comply with all the conditions in their Title V permit for Sources 106 and 132 except for the following:

- For Source 106, the VOC emission limit will be 24.2 tpy.

- For Source 132, the fuel throughput will be increased to 2,669,400 gallons per year.

OPERATING PERMITS

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

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

04-00702: United States Gypsum Co. (125 South Franklin—Dept. No. 176, Chicago, IL 60606) for their Aliquippa Plant in Aliquippa, **Beaver County**. The facility's major sources of emissions include a kiln, two kettles, two dryer mills, numerous miscellaneous material han-

dling processes controlled by dust collectors and fugitive emissions from paved and unpaved roads.

26-00495: Allegheny Energy Supply Co. LLC—Gans Turbine Station (4350 Northern Pike, Monroeville, PA 15146) for their facility in Springhill Township, **Fayette County**. The facility's major source of emissions includes two simple cycle combustion turbines, which primarily emit NOx and CO.

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

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

06-05095: Unicast Co. (6th and Washington Streets, Boyertown, PA 19512) for operation of a gray iron foundry controlled by various fabric collectors, a wet scrubber, an afterburner and a venturi scrubber in the Borough of Boyertown, **Berks County**. The facility is a non-Title V (State-only) facility. The facility will be required to limit the emissions to less than 100 tons for particulate, PM10, SOx, NOx and CO; 50 tons for VOCs; and 10/25 tons of HAPs during any consecutive 12-month period. Limits will be placed on the melt rate of the cupola and the annual production rate of gray iron. The permittee will be required to record the gray iron product and the emission rates monthly and 12-month rolling total. The permit will include monitoring, recordkeeping, work practices and reporting to keep the facility operating within all applicable air quality requirements.

36-03094: Snavely's Mill, Inc. (333 Snavely Mill Road, Lititz, PA 17543) for operation of their flour mill in Warwick Township, **Lancaster County**. The facility has a potential to emit 6 tons/yr of PM10. 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.

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

16-00002: RFI Energy, Inc. (SR 3014, Sligo, PA 16255) for renewal of the Natural Minor Operating Permit for their Shannon coal preparation facility in Toby and Piney Townships, **Clarion County**.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); 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)	3.0mg/l	6.0mg/l	7.0mg/l
Manganese (total)	2.0mg/l	4.0mg/l	5.0mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
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.

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

11861301. NPDES Permit No. PA0214361, Ramp-side Collieries, Inc. (527 Slate Hill Road, Berlin, PA 15530), to renew the reclamation only and related NPDES permit for the Rampside No. 1 Mine in Richland Township, **Cambria County** and revise the post-mining land use to industrial/commercial. No additional discharges. Application received September 20, 2004.

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

56010104 and NPDES Permit No. PA0249041. Godin Brothers, Inc., 128 Colton Drive, Stoystown, PA 15563, surface mining permit revision for a stream variance and deletion of acreage in Lincoln and Jenner Townships, **Somerset County**, affecting 136.4 acres. Receiving streams: unnamed tributaries to/and Quemahoning Creek (CWF). The first downstream potable water supply intake from the point of discharge is the Cambria-Somerset Authority Quemahoning Surface Water Withdrawal. Application received August 30, 2004.

56940106 and NPDES Permit No. PA0212903. Fieg Brothers, 3070 Stoystown Road, Stoystown, PA 15563-8164, surface mining permit renewal in Brothersvalley Township, **Somerset County**, affecting 77.4 acres. Receiving streams: unnamed tributaries to/and Buffalo Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received September 15, 2004.

56930114 and NPDES Permit No. PA0212679. Fieg Brothers, 3070 Stoystown Road, Stoystown, PA 15563-8164, surface mining permit renewal in Brothersvalley Township, **Somerset County**, affecting 28.8 acres. Receiving streams: unnamed tributaries to/and Buffalo Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received September 15, 2004.

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

16713021 and NPDES Permit PA0602680. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip operation in Redbank, Clover and Beaver Townships, **Clarion and Jefferson Counties** affecting 135.0 acres. Receiving streams: unnamed tributaries to Pine Creek and Pine Creek; unnamed tributaries to Redbank Creek; unnamed tributaries to Runaway Run (CWF). The first downstream potable water supply intake from the point of discharge is the Hawthorn Area water Authority. Application for reclamation only. Application received October 12, 2004.

16950101 and NPDES Permit No. PA0226921. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip operation in Clarion and Limestone Townships, **Clarion County** affecting 43.3 acres. Receiving streams: two unnamed tributaries of Piney Creek to Piney Creek (CWF). There are no potable surface water supply intakes within 10 mile downstream. Application for reclamation only. Application received October 12, 2004.

33990101 and NPDES Permit No. PA0227951. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Revision to an existing bituminous surface strip and auger operation in Winslow Township, **Jefferson County** affecting 156.8 acres. Receiving streams: Soldier Run and one unnamed tributary to Solider Run (CWF). There are no potable surface water supply intakes within 10 miles downstream. Revision to add 29.0 acres of Upper Kittanning Coal. Application received October 13, 2004.

16-04-06. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Proposal to enter into a Government Financed Reclamation Construction Contract on a 23.2-acre site in Clarion Township, **Clarion County**. The proposal includes total reclamation of 13.3 acres of abandoned mine lands as well as 7.6 acres of coal removal incidental and necessary to the reclamation activities. Receiving streams: unnamed tributaries to Brush Creek to Clarion River (CWF). There are no potable surface water supply intakes within 10 miles downstream. Application received October 6, 2004.

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

17990112 and NPDES Permit No. PA0238350. Forcey Coal, Inc. (P. O. Box 225, Madera, PA 16661). Renewal of an existing bituminous surface mine-coal refuse disposal-coal ash beneficial use permit in Bigler Township, **Clearfield County** affecting 128 acres. Receiving streams: Banian Run to Clearfield Creek to the West Branch of the Susquehanna River. Application received August 24, 2004.

17813182 and NPDES Permit No. PA0609692. Penn Coal Land, Inc. (P. O. Box 68, Boswell, PA 15531). Renewal of an existing bituminous surface mine permit in Decatur Township, **Clearfield County** affecting 125.8 acres. Receiving streams: unnamed tributary of Big Run, to Big Run to Moshannon Creek to West Branch of the Susquehanna River to the Susquehanna River. Application received September 9, 2004.

17980126 and NPDES Permit No. PA0238198. Hepburnia Coal Company (P. O. Box I, Grampian, PA 16838). Renewal of an existing bituminous surface mine permit in Chest Township, **Clearfield County** affecting 146 acres. Receiving streams: Kings Run and/or Chest Creek to the West Branch of the Susquehanna River. Application received August 20, 2004.

17990110 and NPDES Permit No. PA0238333. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650). Transfer of an existing bituminous surface mine-auger permit from M. B. Energy, Inc. The permit is

in Chest Township, **Clearfield County** and affects 350.0 acres. Receiving streams: unnamed tributaries of Chest Run to Chest Run to the West Branch of the Susquehanna River. Application received September 13, 2004.

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

35840205R4. Ransom Quarry Co., Inc. (1001 Underwood Road, Olyphant, PA 18447), renewal of an existing coal refuse reprocessing operation in Throop and Olyphant Boroughs, **Lackawanna County** affecting 161.0 acres, receiving stream: none. Application received October 12, 2004.

Noncoal Permit Applications Received

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

6276SM6C3 and NPDES Permit No. PA0595365. Donegal Rock Products, LLC (P. O. Box 10, Rheems, PA 17570), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in West Donegal Township, **Lancaster County**, receiving stream: unnamed tributary to Donegal Creek (CWF). The first downstream potable water supply intake from the point of discharge is the Wrightsville Borough Municipal Authority. Application received October 7, 2004.

7774SM2A1C7 and NPDES Permit No. PA0594521. Berks Products Corporation (P. O. Box 421, Reading, PA 19603), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Ontelaunee Township, **Berks County**, receiving stream: Maiden Creek (CWF). The first downstream potable water supply intake from the point of discharge is the Reading Water Authority. Application received October 12, 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

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

E13-143. Department of Transportation, Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103 in Lower Towamensing Township, **Carbon County**, U. S. Army Corps of Engineers, Philadelphia District.

To remove the existing structure and to construct and maintain a 32-foot wide prestressed concrete spread box beam bridge on a 60 degree skew having a normal span of 62 feet and an underclearance of approximately 14 feet across Buckwha Creek. The project is along SR 2006 (Lower Smith Gap Road) approximately 0.2 mile east of SR 2002 (Little Gap Road) (Palmerton, PA Quadrangle N: 13.3 inches; W: 3.8 inches).

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

E05-328. Department of Transportation, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648 in Bedford Township, **Bedford County**, ACOE Baltimore District.

To remove the existing two-span bridge and then to construct and maintain a two-span bridge with a total span of 158.5 feet with a minimum under clearance of 12.5 feet across the Raystown Branch of the Juniata River (TSF) on SR 0030, Section 019 to improve the roadway condition in Wolfsburg Village (Bedford, PA Quadrangle N: 8.4 inches; W: 4.2 inches) in Bedford Township, Bedford County.

E31-196. Department of Transportation, District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648 in Warriors Mark Township, **Huntingdon County**, ACOE Baltimore District.

To remove the existing structure and then to construct and maintain a dual 16-foot precast concrete box culvert at the channel of East Branch Warriors Mark Run (HQ-CWF) on SR 0550, Section 001, Segment 0130, Offset 2177 to improve the alignment and safety, about 1.3 miles east of the Warriors Mark Village (Franklinville, PA Quadrangle N: 16.3 inches; W: 15.26 inches) in Warriors Mark Township, Huntingdon County.

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

E08-418. Bradford County Commissioners, Bradford County Courthouse, 301 Main Street, Towanda, PA 18848, bridge replacement in Albany Township, **Bradford County**, ACOE Baltimore District (Dushore, PA Quadrangle N: 16.2 inches; W: 7.9 inches).

To: (1) remove the existing single span riveted steel pony truss bridge with an open steel grid deck and

reinforced concrete abutments and wingwalls. The existing bridge is skewed 90 degrees to the roadway, with a clear span between abutments of about 59 feet with a normal span of 59 feet, a curb-to-curb width of 13 feet 3 inches and a vertical underclearance of about 9 feet; (2) construct and maintain a prestressed spread box beam bridge with a single clear span of 52.84 feet (47.89 feet normal), minimum underclearance of 9.37 feet and a skew of 65 degrees with reinforced concrete abutments and wingwalls; (3) minor realignment of the existing drainage ditch along the near right roadway embankment due to the increased roadway width; (4) construct an improved rock lined drainage ditch along the far left approach with a new 18-inch thermoplastic pipe under an adjacent driveway; (5) place R-7 riprap for scour protection along the abutments and wingwalls; (6) install R-4 rock protection at the far right along the edge of the roadway to stabilize the existing soils behind the guide rail; (7) construct a temporary stream crossing/ford for the contractors use only consisting of clean R-4 rock, AASHTO No. 2 coarse aggregate and Geotextile, Class 4, Type A.

The project is over South Branch Towanda Creek (CWF) on T-382 (French Creek Road) about 500 feet west of the intersection of T-382 with SR 220.

The project will not impact wetlands while impacting about 140 feet of waterway and 0.92 acre of disturbed earth.

E14-466. State College Borough, 243 South Allen Street, State College, PA 16801. Walnut Springs Park in State College, **Centre County**, ACOE Baltimore District (State College, PA Quadrangle N: 8.45 inches; W: 12.9 inches).

To construct and maintain: (1) a masonry covered concrete weir less than 3 feet high and 26 feet, 4 inches wide to filter debris laden storm sewer water as it enters Walnut Spring Run; (2) 300 square feet of stream bank rehabilitation immediately downstream of the weir; (3) 150 square feet of stream bank rehabilitation immediately upstream of the weir; and (4) 66 linear feet of plain concrete streambed paving immediately upstream of the weir to facilitate removal of the trapped debris in Walnut Spring Run that is a tributary of Slab Cabin Run (HQ-CWF). This project proposes to permanently impact 100 feet of Slab Cabin Run.

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

E32-467. Department of Transportation, P. O. Box 429, 2550 Oakland Avenue, Indiana, PA 15701-0429. Harry Boring Road culvert in West Wheatfield Township, **Indiana County**, Pittsburgh ACOE District (New Florence, PA Quadrangle N: 8.1 inches; W: 12.0 inches and Latitude: 40° 25' 11"—Longitude: 79° 5' 10"). The applicant proposes to operate and maintain dual 40-foot long, 48-inch diameter smooth-bore plastic pipes in East Branch Richards Run (CWF). The inverts of both pipes are depressed 1.0 foot. The pipe replacement project has been completed and was authorized by Emergency Permit EP3204202 issued on August 3, 2004. Including the R-7 rock outlet protection, the project impacted 55 linear feet of perennial stream; no vegetated wetlands are impacted.

E65-492 A3. Three Rivers and Rail Terminals, Vista One Professional Building, Suite 206, Charleroi, PA 15222. Amendment to Permit E65-492 in Rostraver Township, **Westmoreland County**, Pittsburgh ACOE District (Monongahela, PA Quadrangle N: 0.45 inch; W: 0.23 inch and Latitude: 40° 07' 39"—Longitude: 79° 52' 36"). The

applicant proposes to amend Permit E65-492 to construct and maintain a sheet pile wall with two wing walls having a facilities area of 29 feet by 20 feet in and along the right bank of the Monongahela River between the existing mooring posts at a point 146 feet downstream of the existing sheet pile crane platform to create a ramp to trucks onto the load barges.

E65-857. City of Monessen, 100 Third Street, Monessen, PA 15062. Stream improvement in City of Monessen Park, **Westmoreland County**, Pittsburgh ACOE District (Monongahela, PA Quadrangle N: 3.48 inches; W: 0.31 inch and Latitude: 40° 8' 39"—Longitude: 79° 52' 38"). To construct and maintain a stream bank stabilization project consisting of 725 linear feet of the left bank of an unnamed tributary to the Monongahela River (WWF). The project is in the City Park along Grand Boulevard.

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

E20-539. Meadville Medical Center, 1034 Grove Street, Meadville, PA 16335. Mill Run Restoration in the City of Meadville, **Crawford County**, ACOE Pittsburgh District (Meadville, PA Quadrangle N: 2.8 inches; W: 14.3 inches).

The applicant proposes to construct and maintain a stream restoration project and establish a stream side trail, landscaping and butterfly gardens in and adjacent to Mill Run (WWF, perennial) (Meadville, PA Quadrangle N: 2.8 inches; W: 14.3 inches) in the City of Meadville, Crawford, County approximately 800 feet east of the intersection of SR 86 and North Street involving: (1) removal of approximately 200 lineal feet of concrete retaining walls; (2) establishment of a floodplain area along approximately 350 feet of the left bank; (3) installation of two J-hook structures, one cross vane structure and one log rollover structure; and (4) construction of a pedestrian bridge. The project proposes to directly impact approximately 410 lineal feet of stream.

E25-692. North East Township Supervisors, 10300 West Main Road, Box 249, North East, PA 16428. West Law Road Bridge Replacement Project in Northeast Township, **Erie County**, ACOE Pittsburgh District (North East, PA Quadrangle N: 11.3 inches; W: 16.5 inches).

The applicant proposes to remove the existing structure and to construct and maintain a prestressed concrete adjacent box beam bridge having a clear span of 38.5 feet and an underclearance of 11.5 feet across Twelvemile Creek (HQ-CWF, MF, perennial) approximately 500 feet northeast of the intersection of T-743 (West Law Road Bridge) and Williams Road. Project includes riprap protection of the abutments. The project proposes to directly affect a total of approximately 100 linear feet of stream channel

E33-223. Department of Transportation, District 10-0, 2550 Oakland Avenue, P. O. Box 429, Indiana, PA 15701-0429. DuBois-Jefferson County Airport Access Road in Washington Township, **Jefferson County**, ACOE Pittsburgh District (Hazens, PA Quadrangle N: 4.9 inches; W: 2.0 inches).

This project (Phase II) consists of construction of the DuBois-Jefferson County Airport Access Road, designated as SR 6830, Section 590. The project consists of a 4.5-mile two-lane full access arterial roadway to provide improved access between Interstate 80 and the DuBois-Jefferson County Airport. Phase 1 of the project consisted of the construction of the DuBois-Jefferson County Airport Access Road I-80 Interchange.

Phase 2 will impact 0.69 acre of wetland and 5,475 linear feet of stream impacts (ephemeral, intermittent and perennial), including the following activities:

1. Replace and existing 48-inch corrugated metal pipe culvert (on SR 6830) with an 85-foot long precast reinforced concrete box culvert with a 20-foot span and 9-foot rise over Horm Run (CWF).

2. Construct (on SR 6830) a 235-foot long precast reinforced concrete box culvert with a 12-foot span and 9-foot rise over unnamed tributary to Horm Run (CWF).

3. Construct (on SR 6830) a 141-foot precast reinforced concrete box culvert with a 14-foot span and 9-foot rise over unnamed tributary to Keys Run (CWF).

4. 600 linear feet of stream impacts due to the Relocation of 368 linear feet of an unnamed tributary to Keys Run.

5. 250 linear feet of stream impacts due to the Relocation of 174 linear feet of Horm Run.

The box culvert floors will be depressed 1 foot below the streambed and will be lined with baffles to encourage the formation of natural streambed and fish passage within the culvert.

0.84 acre of wetlands will be constructed as mitigation for the 0.69 acre of wetland impacts. Phase II wetland impacts will be mitigated at the wetland mitigation site authorized under DEP Permit E33-219 Phase 1 I-80 interchange project.

ACTIONS

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

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

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

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted NOIs for coverage under general NPDES permits. The approval for coverage under general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. Permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users 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>
PA0083585 Sewage	Todd Township Supervisors Knobsville WTP HRC 75 McConnellsburg, PA 17233	Fulton County Todd Township	Licking Creek 13-B	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>
PA0100161 IW	Triangle Suspension Systems, Inc. P. O. Box 425 DuBois, PA 15801	Sandy Township Clearfield County	Pentz Run 17-C	Y
PA0009318 IW	Alcan Cable 409 Reighard Avenue Williamsport, PA 17701-4195	Williamsport Lycoming County	Fox Hollow Run 10-A	Y

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0028193	McCandless Township Sanitary Authority 9600 Perry Highway Pittsburgh, PA 15237	Allegheny County Ross Township	Unnamed tributary of Girty's Run	Y

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

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

PA0228818, Industrial Waste, SIC 2621, **First Quality Tissue LLC**, 599 South Highland Street, Lock Haven, PA 17745-3431. This proposed/existing facility is in Castanea Township, **Clinton County**.

Description of Proposed Activity: Permit issued authorizing the discharge of treated process wastewater. First Quality Tissue has purchased the former International Paper site and will begin making paper products in late fall 2004. The industrial waste treatment plant will be upgraded to meet the needs of the new processes onsite.

The receiving stream, Bald Eagle Creek, is in the State Water Plan watershed 9C and classified for WWF. The nearest downstream public water supply intake for the Pennsylvania American Water Company is on the West Branch Susquehanna River, 60 miles below the point of discharge.

The proposed effluent limits for Outfall 003 are based on a design flow of 3.95 MGD.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/L)</i>		<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	
BOD ₅	3,550	7,308	108	222	333
TSS	2,714	6,264	82	190	285
Total P			Report		
Total N			Report		
pH			within the range of 6.0 to 9.0		

Outfalls 001, 002 and 004 are proposed stormwater outfalls.

In addition to the effluent limits, the permit contains the following major special conditions: management of chemical usage additives; stormwater management; and prohibition of chlorophenolic compounds.

PA0110582, Sewage, SIC 4952, **Eastern Snyder County Regional Authority**, P. O. Box 330, Selinsgrove, PA 17870. This existing facility is in Penn Township, **Snyder County**.

Description of Proposed Activity: The Authority plans to upgrade its treatment plant to incorporate nutrient reduction technology. The NPDES permit has been renewed and includes monitoring requirements for Total N and Total P (Report). The annual average daily flow will be reduced from the current 2.8 MGD to 2.0 MGD, once the new facilities are completely operational.

The receiving stream, Susquehanna River, is in the State Water Plan watershed 6B and classified for WWF. The nearest downstream public water supply intake for United Water Pennsylvania is on the Susquehanna River, 39 river miles below the point of discharge at Dauphin, PA.

The existing effluent limits for Outfall 001 are based on a design flow of 2.8 MGD, for the period of Permit Issuance through Substantial Completion + 3 Months:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
TSS	30	45		60
CBOD ₅	25	40		50
Total Chlorine Residual	0.50			1.6
pH	within the range 6.0 to 9.0			
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200 per 100 mL as a geometric average 2,000 per 100 mL as a geometric average		
Total Nitrogen	Report			
Total Phosphorus	Report			

The proposed effluent limits for Outfall 001 are based on a design flow of 2.0 MGD, for the period of Substantial Completion + 3 Months until Permit Expiration.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
TSS	30	45		60
CBOD ₅	25	40		50
Total Chlorine Residual	0.50			1.6
pH	within the range 6.0 to 9.0			
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200 per 100 mL as a geometric average 2,000 per 100 mL as a geometric average		
Total Nitrogen	Report			
Total Phosphorus	Report			

In addition to the effluent limits, the permit contains the following major special conditions: Phase II stormwater.

PA0009024, SIC 3399, **Osram Sylvania Products, Inc.**, Hawes Street, Towanda, PA 18848. This proposed action is for renewal of an NPDES permit for a discharge of treated industrial wastewater to the North Branch Susquehanna River in North Towanda Township, **Bradford County**.

The receiving stream is in the Towanda watershed (4-C) and classified for WWF, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the downstream potable water supply considered during the evaluation is the Danville Municipal Water Authority.

Outfall 001: The proposed effluent limits, based on a design flow of 1.22 MGD, are:

<i>Specific Substance</i>	<i>Monthly Average (lb/day)</i>	<i>Daily Maximum (lb/day)</i>	<i>Instantaneous Maximum (mg/l)</i>
Copper	6.6	17.1	1.7
Nickel	21.3	47.9	4.7
Lead	1.5	3.4	0.4
Zinc	6	14.9	1.6
Arsenic	7.4	18.8	1.9
Tantalum	4.25	4.3	0.4
Selenium	2.9	7.2	0.7
Fluoride	246	446	45.6
Molybdenum	287	575	55.4
Cobalt	16.2	36.8	3.7
Tungsten	597.6	1,342.8	132
Cadmium	1.8	4.1	0.4
Ammonia	1,363	3,097	295
TSS	388	792	86.7
Oil and Grease			30.0
pH	6.0 to 9.0 at all times		

Outfalls 002—004: The proposed effluent limits for discharge of noncontact cooling water and stormwater are:

<i>Specific Substance</i>	<i>Monthly Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Copper		Monitor	
Nickel		Monitor	
Zinc		Monitor	
Molybdenum		Monitor	
Ammonia		Monitor	
Oil and Grease (mg/l)	15.0	30.0	30.0

<i>Specific Substance</i>	<i>Monthly Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH	6.0 to 9.0 at all times		

Special Conditions: Whole Effluent Toxicity testing and stormwater monitoring and control.

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

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

WQM Permit No. 5303402, Sewerage 4952, **Roulette Township Supervisors**, Roulette Township Building, R. R. 1, Roulette, PA 16746. This proposed facility is in Roulette Township, **Potter County**.

Description of Proposed Action/Activity: Issuance of a Water Quality Management Part II Permit for construction and operation of sewer extensions to serve the West Main Street, Laninger Creek Road and Railroad Street areas and a pump station on Railroad Street. The existing Roulette Wastewater Plant will provide treatment.

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

WQM Permit No. 0204408, Sewerage, **The Mills Corporation**, 2012-A Butler Logan Road, Tarentum, PA 15084. This proposed facility is in Frazer Township, **Allegheny County**.

Description of Proposed Action/Activity: To construct sanitary sewer to serve Frazer Mall.

WQM Permit No. 0204410, Sewerage, **Sonoma Ridge, L. P. c/o James Rumbaugh**, 772 Pine Valley Drive, Pittsburgh, PA 15239. This proposed facility is in Moon Township, **Allegheny County**.

Description of Proposed Action/Activity: Sanitary sewer extensions to serve Sonoma Ridge, L. P.

WQM Permit No. 3004401, Sewerage, **Alex Shuppe, Shuppe Rentals Trailer Park**, 380 Budapest Road, Dillner, PA 15327. This proposed facility is in Dunkard Township, **Greene County**.

Description of Proposed Action/Activity: To construct a sewage treatment plant to serve the Shuppe Rentals Trailer Park.

WQM Permit No. 6303405, Sewerage, **City of Monongahela**, 449 West Main Street, Monongahela, PA 15063. This proposed facility is in the City of Monongahela, **Washington County**.

Description of Proposed Action/Activity: New sanitary sewers and Nelson Street Pump Station to serve 279 homes in the Dry Run, Cherry Alley, Stephens Plan, Stoglestown, Pigeon Creek, Factory Street, Black Diamond and Railroad Street areas.

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

WQM Permit No. 4304201, Industrial Waste, **Gibraltar DFC Strip Steel, LLC**, 15 Roemer Boulevard, Farrell, PA 16121-2299. This proposed facility is in City of Farrell, **Mercer County**.

Description of Proposed Action/Activity: This project is for a contact wastewater treatment and discharge system for the no. 1 cold roll facility.

WQM Permit No. 4304202, Industrial Waste, **Duferco Farrell Corporation**, 15 Roemer Boulevard, Farrell, PA 16121-2299. This proposed facility is in City of Farrell, **Mercer County**.

Description of Proposed Action/Activity: This project is for a contact wastewater treatment and discharge system for the no. 2 cold roll facility.

WQM Permit No. WQG018315, Sewerage, **Ryan J. Konetsky**, P. O. Box 313, McKean, PA 16426. This proposed facility is in Fairview Township, **Erie County**.

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

WQM Permit No. 1604404, Sewerage, **Bryan L. and Michelle L. Kunselman**, 1440 Pumpton Road, Fairmont City, PA 16224. This proposed facility is in Redbank Township, **Clarion County**.

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

WQM Permit No. 6204401, Sewerage, **Anne M. Behrend and Barbara M. Leonard**, 859 Amerst Lane, Brunswick, OH 44212. This proposed facility is in Limestone Township, **Warren County**.

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

WQM Permit No. WQG018316, Sewerage, **Thomas J. Makowski**, 10500 Greenlee Road, Waterford, PA 16441. This proposed facility is in Summit Township, **Erie County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a small flow treatment facility to serve a small commercial building with 12 employees.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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>
PAI024804025	RGC Development LP P. O. Box 86 Bath, PA 18014-0086	Northampton	Palmer Township	Bushkill Creek HQ-CWF
PAI024804018	Horst W. and Rosemarie A. Hoppe 1026 Blue Valley Dr. Penn Argyl, PA 18072	Northampton	Plainfield Township	Little Bushkill Creek HQ-CWF, MF
PAI025204003	John J. Schneider, Trustee Schneider Revocable Management Trust 104 West High St. Milford, PA 18337	Pike	Dingman Township	Sawkill Creek EV
PAI026404003	Department of Transportation Engineering District 4-0 P. O. Box 111 Scranton, PA 18501	Wayne	Honesdale Borough	Lackawaxen River HQ-TSF, MF West Branch Lackawaxen River HQ-TSF, MF

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>
PAI045304002	William Grandin, Chairperson Roulette Township R. R. 1 Roulette, PA 16846	Potter	Roulette Township	Laninger HQ-CWF Fishing Creeks 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>
Washington Township Schuylkill County	PAG2005404027	Philip Lapp 657 Mountain Road Pine Grove, PA 17963	UNT to Lower Little Swatara Creek CWF	Schuylkill County Conservation District (570) 622-3742

<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>
Exeter Township Luzerne County	PAG2004004014	Ted Harris 324 Warren Ave. Exeter, PA 18643	Hicks Creek CWF	Luzerne County Conservation District (570) 674-7991
Pittston Township Luzerne County	PAG2004004008	Department of General Services 18th and Herr Sts. Harrisburg, PA 17125	Collins Creek WWF	Luzerne County Conservation District (570) 674-7991
North Whitehall Township Lehigh County	PAG2003904021	Dennis Atiyeh Laurie Atiyeh 5828 Bark Valley Rd. Schnecksville, PA 18078	Coplay Creek CWF	Lehigh County Conservation District (610) 391-9583
Lower Milford Township Lehigh County	PAG2003904025	Dennis Dekrane 6340 Redfox Ct. Coopersburg, PA 18036	Saucon Creek CWF	Lehigh County Conservation District (610) 391-9583
Dauphin County	PAG200204035	Amos Stoltzfus 34 Quaker Drive Hegins, PA 17938	Wiconisco Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Centre County Patton Township	PAG2001404018	Hawbaker YZ Tract Dan Hawbaker Glenn O Hawbaker Inc. P. O. Box 135 State College, PA 16804	UNT Big Hollow Run CWF	Centre County Conservation District 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Lycoming County Loyalsock Township	PAG2004104010	Robert Yoder 5960 Susquehanna Trail Turbotville, PA 17772	Miller Run WWF	Lycoming County Conservation District 542 County Farm Road Suite 202 Montoursville, PA 17754 (570) 433-3003
Centre County Patton Township	PAR10F146-R1	Carol Hermann Pinnacle Dev. LLC 501 Rolling Ridge Dr. Suite 200 State College, PA 16801	UNT Big Hollow CWF	Centre County Conservation District 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Indiana County White Township	PAG2003204013	Don Haubert, Sr. Bentridge Subdivision 15 Central Blvd. Camp Hill, PA 17011	Unnamed tributary to Ramsey Run CWF	Indiana County Conservation District (724) 463-8547
Butler County Bruin, Fairview, Karns City and Petrolia Boroughs Concord, Fairview and Parker Townships Clarion County East Brady Borough Armstrong County Brady's Bend and Perry Townships	PAG2060003001	Petroleum Valley Regional Water Authority P. O. Box P Bruin, PA 16022	Allegheny River WWF	Northwest Regional Office Soils and Waterways (814) 332-6942
Butler County Cranberry Township	PAG2001004002	On A Roll Family Skate Center Patrick Montgomery 428 Anna Marie Drive Cranberry Township, PA 16066	Brush Creek WWF	Butler Conservation District (724) 284-5270

NOTICES

5967

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Butler County Cranberry Township	PAR10E125R	Cranberry Business Park Associates, LP 200 West Kensinger Drive Suite 400 Cranberry Township, PA 16066	UNT Brush Creek WWF	Butler Conservation District (724) 284-5270
Crawford County Saegertown Borough	PAG2002004005	Lord Corporation, Joseph McCallion 601 South State Street Saegertown, PA 16433	Woodcock Creek CWF	Crawford Conservation District (814) 724-1793
Crawford County Vernon Township	PAG2002004006	Doug Braham Divide Development Company P. O. Box 1160 Livingston, MT 59047	UNT French Creek WWF	Crawford Conservation District (814) 724-1793
Crawford County West Mead Township	PAG2002004007	Shartle & Walker Subdivision Lynn Walker 13622 Shartle Avenue Meadville, PA 16335	UNT Little Sugar Creek CWF	Crawford Conservation District (814) 724-1793
Erie County Millcreek Township	PAG2002504033	ECHO Real Estate Services Co. 701 Alpha Drive Pittsburgh, PA 15238	Separate Municipal Storm Sewer	Erie Conservation District (814) 825-6403
Erie County Harborcreek Township	PAG2002504034	ECHO Real Estate Services Co. 701 Alpha Drive Pittsburgh, PA 15238	UNT Fourmile Creek WWF, MF	Erie Conservation District (814) 825-6403
Jefferson County Oliver Township	PAG2003304004	"O" Ring & Associates, Inc.	UNT Hadden Run Hadden Run Clutch Run Little Sandy Creek CWF	Jefferson Conservation District (814) 849-7463
Mercer County City of Hermitage	PAG2004304014	Joy Cone Company 3435 Lamor Road Hermitage, PA 16148	Pine Hollow Run WWF	Mercer Conservation District (724) 662-2242
Armstrong County Wayne Township	PAG2090304005	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Unnamed tributary to Mahoning Creek CWF	DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800
Graham and Morris Townships Clearfield County	PAG2101704005	BAMR P. O. Box 8476 Harrisburg, PA 17105-8476	UNT to Alder Run CWF	BAMR P. O. Box 8476 Harrisburg, PA 17105-8476 (717) 783-1311

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>
Berks County Bern Township	PAR203511	Heyco Metals, Inc. 1069 Stinson Drive Reading, PA 19605	UNT to Schuylkill River WWF	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Berks County Maidencreek Township (formerly PA0086509)	PAR213552	Lehigh Cement Company P. O. Box 619 Blandon, PA 19510-0619	UNT Lake Ontelanee/Maiden Creek 3B	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

<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>
Shamokin Township Northumberland County	PAR804874	Rolling Frito-Lay Sales, LP 800 Hickory Drive Aberdeen, MD 21001	Storm Drain to Shamokin Creek WWF	Water Management Program Manager 208 West Third Street Williamsport, PA 17701 (570) 327 3664
Boggs Township Centre County	PAR234815	CCDA Waters LLC 1 Aqua Penn Dr. P. O. Box 938 Milesburg, PA 16853	Bald Eagle Creek TSF	Water Management Program Manager 208 West Third Street Williamsport, PA 17701 (570) 327 3664
Sandy Township Clearfield County	PAR804875	Rolling Frito-Lay Sales, LP 7781 Service Center Drive Westchester, OH 45069	Storm Drain to Sandy Lick Creek TSF	Water Management Program Manager 208 West Third Street Williamsport, PA 17701 (570) 327 3664
Westmoreland County Scottdale Borough	PAR206118	Duraloy Technologies Inc. 120 Bridge Street Scottdale, PA 15683-0081	Jacobs Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Westmoreland County Hyde Park Borough	PAR206144	Akers National Roll 400 Railroad Avenue Avonmore, PA 15618	Kiskiminetas River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Indiana County Center Township	PAR316102	Halliburton Energy Services Inc. P. O. Box 4574 Houston TX 77210-4574	Two Lick Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Beaver County Ambridge Borough	PAR606117	Waste Management of PA Inc. 2097 Duss Avenue Ambridge, PA 15003	UNT to Ohio River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Westmoreland County East Huntingdon Township	PAR606147	Henderson Auto Inc. 802 Mt. Pleasant Road Scottdale, PA 15683	UNT of Jacobs Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

NOTICES

5969

<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>
Washington County Donegal Township	PAR606195	U-Pull-It Used Auto and Truck Parts 801 Old Brick Road West Alexander, PA 15376	Middle Wheeling Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-4

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Doylestown Township Bucks County	PAG040012	Howard Elliot 73 Valley Drive Furlong, PA 18925	UNT to Neshaminy Creek	Southeast Regional Office 2 East Main Street Norristown, PA 19401
Sugar Grove Borough Warren County	PAG048330	Weston W. Wilcox 240 Younie Street Sugar Grove, PA 16350	Unnamed tributary to Stillwater Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Union Township Erie County	PAG048652	James J. and Norma J. Fialkowski 7889 Clemens Road Union City, PA 16438	Unnamed tributary to Horton Run	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Fairview Township Erie County	PAG049006	Ryan J. Konetsky P. O. Box 313 McKean, PA 16426	Unnamed tributary to Trout Run	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Redbank Township Clarion County	PAG049003	Bryan L. and Michelle L. Kunselman 1440 Pumptown Road Fairmount City, PA 16224	Unnamed tributary to Town Run	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Limestone Township Warren County	PAG048978	Anne M. Behrend and Barbara M. Leonard 859 Amherst Lane Brunswick, OH 44212	Alex Magee Run	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Summit Township Erie County	PAG049008	Thomas J. Makowski 10500 Greenlee Road Waterford, PA 16441	Unnamed tributary to LeBoeuf Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-8 (SSN)

<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>
Lititz Borough Lancaster County	PAG083535	Lititz Borough WWTP 50 Lititz Run Rd. Lititz, PA 17543	Keith Fahnestock Farm Penn Township Lancaster County	SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

<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>
Lititz Borough Lancaster County	PAG083535	Lititz Borough WWTP 50 Lititz Run Rd. Lititz, PA 17543	Dean Hess Farm Warwick Township Lancaster County	SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Southampton Township Franklin County	PAG083507	Shippensburg WWTP 963 Avon Dr. Shippensburg, PA 17257	Mark Brandt—Middle Spring Road Farm Southampton Township Cumberland County	SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

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.

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

Permit No. 0904501 , Public Water Supply.	
Applicant	Bedminster Municipal Authority 3112 Bedminster Road Bedminster, PA 18901
Township	Bedminster
County	Bucks
Type of Facility	PWS

Consulting Engineer Gilmore & Associates, Inc.
331 Butler Avenue
New Britain, PA 18901

Permit to Construct Issued October 14, 2004

Permit No. 0904504, Public Water Supply.

Applicant	Plumstead Township 5186 Stump Road Plumsteadville, PA 18942
Township	Plumstead
County	Bucks
Type of Facility	PWS

Consulting Engineer Pennoni Associates, Inc.
2005 S. Easton Road
Suite 100
Doylestown, PA 18901

Permit to Construct Issued October 14, 2004

Permit No. 0903507, Public Water Supply.

Applicant	Milford township Water Authority P. O. Box 516 Spinnerstown, PA 18968
Township	Milford
County	Bucks
Type of Facility	PWS

Consulting Engineer Pennoni Associates, Inc.
2005 S. Easton Road, Suite 100
Doylestown, PA 18901

Permit to Construct Issued October 18, 2004

Operations Permit issued to **Hilltown Township Water and Sewer Authority**, 316 Highland Park Road, Sellersville, PA 18960, PWS ID 1090117, Hilltown Township, **Bucks County** on October 14, 2004, for the operation of facilities approved under Construction Permit No. 0904505.

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

Permit No. 6704511, Public Water Supply.

Applicant	The York Water Company
Municipality	York
County	York

Type of Facility This permit is for the installation of a packaged booster pump station on Oak Street.

Consulting Engineer Ryan M. Ural, P. E.
The York Water Company
130 East Market Street
P. O. Box 15089
York, PA 17405-7089

Permit to Construct Issued October 7, 2004

Permit No. 2104503 MA, Minor Amendment, Public Water Supply.

Applicant **North Middleton Authority**
Municipality North Middleton Township
County **Cumberland**
Type of Facility This permit approves the raising and repainting of North Middleton Authority's existing 770,000-gallon finished water storage tank.

Consulting Engineer Peter Lusardi, P. E.
CET Engineering Services
1240 N. Mountain Rd.
Harrisburg, PA 17112

Permit to Construct Issued October 7, 2004

Permit No. 5004505 MA, Minor Amendment, Public Water Supply.

Applicant **Borough of Blain**
Municipality Blain Borough and Jackson Township
County **Perry**
Type of Facility This PWS Minor Permit Amendment is for the replacement of water mains along SR 0274 and SR 0017 and is part of a Department of Transportation project.

Consulting Engineer Angelo A. Tesoriero, P. E.
GeoSource Engineers
7 Winter Drive
Dillsburg, PA 17019-9550

Permit to Construct Issued September 23, 2004

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

Permit No. 1702503—Operation, Public Water Supply.

Applicant **Irvona Municipal Authority**
Township or Borough Irvona Township
County **Clearfield**
Responsible Official Donald Morrison, Chairperson
P. O. Box 247
Berwind Street
Irvona, PA 16656
Type of Facility PWS—Operation

Consulting Engineer Leo J. Drass, Jr., P. E.
Gwin, Dobson & Foreman, Inc.
3121 Fairway Drive
Altoona, PA 16602

Permit Issued Date October 15, 2004

Description of Action Operation of the recently constructed Pall Aria AP-3 membrane microfiltration plant, a measuring weir below the Hockenberry Run Reservoir and approximately 4,500 feet of 6-inch distribution mains.

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

Permit No. 1004501, Public Water Supply.

Applicant **Petroleum Valley Regional Water Authority**
Borough or Township Various Municipalities
County **Armstrong and Butler**
Type of Facility PWS
Permit to Construct Issued October 13, 2004

Permit No. 4304501, Public Water Supply.

Applicant **St. Paul Homes**
Borough or Township West Salem Township
County **Mercer**
Type of Facility PWS
Permit to Construct Issued October 13, 2004

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:

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

Kierna Black Residence, Hampden Township, **Cumberland County**. Marshall Miller & Associates, Inc., 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011, on behalf of Kierna Black, 106 North Walnut Street, Mechanicsburg, PA 17055, submitted an NIR and Final Report concerning remediation of site soils contaminated with mineral spirits. The report is intended to document remediation of the site to the Statewide Health Standard.

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

Osram Sylvania Products, Inc., Wellsboro Borough, **Tioga County**. Civil & Environmental Consultants, Inc., on behalf of Osram Sylvania Products, Inc., One Jackson Street, Wellsboro, PA 16901 has submitted a Final Report concerning soil contaminated with hydrofluoric acid glass etching solution. This Final Report is intended to demonstrate attainment of 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:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

McCandless Fuels, Narberth Borough, **Montgomery County**. Rodd Bender, Esq., Manko Gold, Katcher & Fox, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004 has submitted a Final Report concerning the remediation of site soil contaminated with lead, BTEX, PAH, solvents, cumene and MTBE and groundwater contaminated with lead, BTEX, PAH, cumene and MTBE. The Final report demonstrated attainment of the Site-Specific Standard and was approved by the Department on October 12, 2004.

Lincoln Avenue and Penn St. Site, Newtown Borough, **Bucks County**. Christopher Orzechowski, RT Environmental Svc., Inc., 215 W. Church Rd., King of Prussia, PA 19406 has submitted a Final Report concerning the remediation of site soil contaminated with lead. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on October 12, 2004.

Houghton Intl., Inc., Lower Providence Township, **Montgomery County**. Richard Werner, Environmental Consulting, Inc., 500 E. Washington St., Norristown, PA 19401 on behalf of Larry Steward, Houghton Intl., Inc., 945 Madison Ave., Norristown, PA 19403 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 12, 2004.

Passyunk Property, City of Philadelphia, **Philadelphia County**. Trevor King, ARCADIS, 3000 Cabot Blvd., West, Suite 3004, Langhorne, PA 19047 on behalf of Rodd W. Bender, Attorney for Mary T. Bosco, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Bala Cynwyd, PA

19004 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final Report demonstrated attainment of the State-wide Health and Site-Specific Standards and was approved by the Department on August 11, 2004.

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

Deluxe Storage Systems, Inc., City of Warren, **Warren County**. Mark A. Spence, W J Smith & Assoc. Inc., P. O. Box 153, Corry, PA 16407, on behalf of Struthers Street Realty, 415 Madison Ave., 7th Floor, New York, NY 10017, has submitted a Remedial Action Completion Report concerning the remediation of site soil and groundwater contaminated with solvents. The Remedial Action Completion Report was disapproved by the Department on October 15, 2004, in accordance with the provisions of Act 2. The Report does not adequately address each of the requirements of the Act 2 Statewide Health Standards.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 601175. Severn Trent Services, 50 Lititz Run Road, Lititz, PA 17543. The permit was revoked at the request of the permittee for the John Hess Farm, Warwick Township, **Lancaster County**. The permit was revoked by the Southcentral Regional Office on October 13, 2004.

Permit No. 601175. Severn Trent Services, 50 Lititz Run Road, Lititz, PA 17543. The permit was revoked at the request of the permittee for the Robert Fahnestock Farm, Penn Township, **Lancaster County**. The permit was revoked by the Southcentral Regional Office on October 13, 2004.

Persons interested in reviewing the general permit should contact Cynthia Wolfe, File Review Coordinator, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4732. TDD users should contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

Permit approved under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate solid waste processing or disposal area or site.

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

Permit No. 301343, RecOil, Bedford Township, **Bedford County**. Permit approved for the operation of RecOil Bedford Transfer facility, issued in accordance with Article V of the Solid Waste Management Act.

Persons interested in reviewing the general permit should contact John Krueger, Program Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users should contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

Permit modification under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate solid waste processing or disposal area or site.

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

Permit No. 100945, Cumberland County Landfill, Hopewell and North Newton Townships, **Cumberland County**. The major permit modification approves an increase in daily volumes in accordance with Article V of the Solid Waste Management Act.

Persons interested in reviewing the general permit should contact John Krueger, Program Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users should contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

Permits issued under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate solid waste processing or disposal area or site.

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

Permit ID No. 301278. Kurt J. Lesker Company, 255 William Pitt Way, Pittsburgh, PA 15238. Operation of a residual waste processing facility in Harmar Township, **Allegheny County**. Permit renewal issued in the regional office on October 12, 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.

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

39-310-021GP3: Slatedale Aggregate Materials, Inc. (635 Stagecoach Road, Lehighton, PA 18235) on October 8, 2004, to construct and operate a portable stone crushing operation and associated air cleaning device at their facility at 8450 Brown Street, Washington Township, **Lehigh County**.

40-310-060GP3: Barletta Materials and Construction, Inc. (P. O. Box 550, Tamaqua, PA 18252) on October 8, 2004, to construct and operate a portable stone crushing operation and associated air cleaning device at their Nescopeck Asphalt Plant and Quarry, Nescopeck Township, **Luzerne County**.

45-310-033GP3: Reading Materials, Inc. (P. O. Box 1467, 2052 Lucon Road, Skippack, PA 19474) on October 8, 2004, to construct and operate a portable stone crushing operation and associated air cleaning device at their facility in Smithfield Township, **Monroe County**.

52-310-010GP3: Dingmans Ferry Stone, Inc. (P. O. Box 686, Dingmans Ferry, PA 18328) on October 8, 2004, to construct and operate a portable stone crushing operation and associated air cleaning device at their facility on Old Milford Road, Delaware Township, **Pike County**.

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

GP5-26-00555: The Atlas Pipeline Pennsylvania, LLC (311 Rouser Road, P. O. Box 611, Moon Township, PA 15108) permit (GP-5) on October 13, 2004, to operate one 512 bhp Waukesha rich burn natural gas-fired compressor engine, model no. F3521G, equipped with a Miratech catalytic converter, model no. DC-60; one 738 bhp Waukesha rich burn natural gas-fired compressor engine, model No. F3521GSI, equipped with a Johnson Mathey catalytic converter, model No. OXH-50-10EE; and one 0.150 mmBtu/hr TulPro natural gas glycol dehydrator, model no. 5G-150 at their Joseph Compressor Station in Dunbar Township, **Fayette County**.

GP5-26-00555: The Atlas Pipeline Pennsylvania, LLC (311 Rouser Road, P. O. Box 611, Moon Township, PA 15108) on October 13, 2004, for to operate one 276 bhp Caterpillar rich burn natural gas-fired compressor engine, model no. G3406TA, equipped with a Miratech catalytic converter, model no. MBA 1206FC1 at their Debord Compressor Station in Luzerne Township, **Fayette County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

09-0176: Metal Improvement Co. LLC (450 Winks Lane, Bensalem, PA 19020) on October 15, 2004, to operate a surface coating/metal plating in Bensalem Township, **Bucks County**.

09-0177: North Penn Polishing and Plating (40 West Park Avenue, Sellersville, PA 18960) on October 13, 2004, to operate an ultra kool degreaser in Sellersville Borough, **Bucks County**.

46-0035D: SmithKline Beecham Corp. d/b/a GlaxoSmithKline (709 Swedeland Road, King of Prussia, PA 19406) on October 15, 2004, to operate an incinerator in Upper Merion Township, **Montgomery County**.

46-0237: Numonics Corp. (101 Commerce Drive, Montgomeryville, PA 18936) on October 15, 2004, to operate a metal spray booth in Montgomery Township, **Montgomery County**.

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

48-328-004A: Lower Mount Bethel Energy LLC (Two North Ninth Street, GEN PL 6, Allentown, PA 18101) on October 8, 2004, inclusion of conditions to be utilized in the Martins Creek Station's Title V Operating Permit No. 48-00011, in Lower Mount Bethel Township, **Northampton County**.

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

ER-36-05031: Bollman Hat Co. (P. O. Box 517, Adamstown, PA 19501) on October 15, 2004, to approve an Emission Reduction Credit of 14.34 tons of VOCs from

the shutdown of their Willow Street manufacturing plant in Adamstown Borough, **Lancaster County**.

31-03033A: Stone Valley Welding (R. D. 2, Box 213, Huntingdon, PA 16652) on October 13, 2004, to operate a metal surface coating booth using solvent coatings in Jackson Township, **Huntingdon County**.

36-03135C: Shared Mail Acquisitions, LLC (72 Industrial Circle, Lancaster, PA 17601-5928) on October 12, 2004, to construct a heatset printing press at their facility in Upper Leacock Township, **Lancaster 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.

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

48-328-004: Lower Mount Bethel Energy LLC (Two North Ninth Street, GEN PL6, Allentown, PA 18101) on October 15, 2004, to construct a combined cycle power plant and associated air cleaning device at their facility on Depues Ferry Road, Lower Mount Bethel Township, **Northampton County**. The Plan Approval has been extended.

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

41-0008A: Koppers, Inc. (P. O. Box 189, Montgomery, PA 17752) on October 8, 2004, to operate a wood-fired boiler fuel feeding system and associated air cleaning device (a fabric collector) on a temporary basis until February 5, 2005, in Clinton Township, **Lycoming County**. The plan approval has been extended.

53-0009D: National Fuel Gas Supply Corp. (P. O. Box 2081, Erie, PA 16512) on October 8, 2004, to operate a 4,445 horsepower natural gas-fired reciprocating internal combustion compressor engine (Engine 1A) on a temporary basis until February 5, 2005, at the Ellisburg Compressor Station in Allegany Township, **Potter County**. The plan approval has been extended.

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

56-00011B: New Enterprise Stone and Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664) on October 7, 2004, to submit and review the stack test report for their Central City Sand Plant in Shade Township, **Somerset County**. This plan approval was extended.

11-00507B: Rosebud Mining Co. (301 Market Street, Kittanning, PA 16201) on October 7, 2004, to operate their coal processing facility at Twin Rocks in Blacklick Township, **Cambria County**. This plan approval was extended.

32-00040B: Reliant Energy Seward, LLC (121 Champion Way, Suite 200, Canonsburg, PA 15317) on October 7, 2004, to perform boiler tuning that will enable guaranteed emission rates to be achieved, therefore the stack testing will be scheduled. This plan approval was extended.

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; Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.

46-00137: Oehlert Brothers, Inc. (1203 Township Line Road, Royersford, PA 19468) to operate a fuel oil dealership in Limerick Township, **Montgomery County**. The permit is for a non-Title V (State-only) facility. The major sources of air emissions are three gasoline storage tanks and associated gasoline delivery trucks. 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.

06-03047: Metropolitan Steel Industries, Inc. (601 Fritztown Road, Sinking Spring, PA 19608) on October 14, 2004, to operate their structural steel fabrication facility in Spring Township, **Berks 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; Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.

15-00027: Johnson Matthey, Inc. (456 Devon Park Drive, Wayne, PA 19087) on October 15, 2004, to amend the facility Title V Operating Permit issued in Tredyffrin Township, **Chester County**.

09-00015: Rohm and Haas Co. (200 Route 413, Bristol, PA 19007) on October 15, 2004, to modify their Title V Operating Permit in Bristol Township, **Bucks County**.

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

N00-008: Roto-Die Co., Inc. (2850 Comly Road, Philadelphia, PA 19154) on October 7, 2004, administratively amended to change contact information. The Natural Minor Operating Permit was originally issued July 31, 2001.

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 Permits Actions

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

11733701. NPDES Permit NA, Robindale Energy Services, Inc. (1001 Broad Street, Suite 130, Johnstown, PA 15906), to revise the permit for the Cambria Slope Mine No. 33 in Cambria Township, **Cambria County** to add acreage to utilize an existing building and install a truck scale. CRDP Refuse Disposal Acres Proposed 3.9. No additional discharges. Permit issued October 12, 2004.

56911302. NPDES Permit No. PA0213772, RoxCOAL, Inc. (P. O. Box 149, Friedens, PA 15541), to renew the permit for the Long T Permit in Shade and Somerset Townships, **Somerset County** and related NPDES permit for reclamation only. No additional discharges. Permit issued October 15, 2004.

63831302. NPDES Permit No. PA0213608, Eighty Four Mining Company (1525 Pleasant Grove, P. O. Box J, Claysville, PA 15323), to revise the permit for the Mine No. 84 in South Strabane Township, **Washington County** to add surface activity site acres for the installation of a ventilation borehole and a pressure relief borehole. Surface Acres Proposed 2.0. No additional discharges. Permit issued October 15, 2004.

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

32990108 and NPDES Permit No. PA0235130. KMP Associates, 1094 Lantz Road, Avonmore, PA 15618, surface mining permit transfer to KMP Associates, Inc., 1094 Lantz Road, Avonmore, PA 15618 in Young Township, **Indiana County**, affecting 54 acres. Receiving streams: unnamed tributaries to Whiskey Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received March 12, 2004. Permit issued October 12, 2004.

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

65950104 and NPDES Permit No. PA0201367. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650). Transfer of permit formerly issued to Dunamis Resources for continued operation and reclamation of a bituminous surface mining site in Fairfield and Ligonier Townships, **Westmoreland County**, affecting 111.5 acres. Receiving streams: unnamed tributaries to Hannas Run and Hypocrite Creek. Application received March 11, 2003. Transfer permit issued October 12, 2004.

03030105 and NPDES Permit No. PA0250562. Thomas J. Smith, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774). Permit issued for commencement, operation and reclamation of a bituminous surface/auger mining site in Mahoning Township, **Armstrong County**, affecting 154.4 acres. Receiving streams: Cathcart Run and unnamed tributaries to Cathcart Run. Application received April 15, 2004. Permit issued October 12, 2004.

03900109 and NPDES Permit No. PA0200476. Short Brothers, Inc. (15 Rayne Run Road, Marion City, PA 15759). Transfer of permit formerly issued to State Industries, Inc., for continued operation and reclamation of a bituminous surface/auger mining site in Kittanning Township, **Armstrong County**, affecting 92.5 acres. Receiving streams: unnamed tributaries to Campbell Run and Campbell Run. Application received June 1, 2004. Transfer permit issued October 13, 2004.

03940110 and NPDES Permit No. PA0200999. Seven Sisters Mining Co., Inc. (200 U. S. Route 22,

Delmont, PA 15626). Permit renewal issued for continued operation and reclamation of a bituminous surface mining site in Wayne Township, **Armstrong County**, affecting 55.5 acres. Receiving streams: unnamed tributaries to the North Branch of the South Fork of Pine Creek. Application received August 16, 2004. Renewal issued October 13, 2004.

03010102 and NPDES Permit No. PA0202941. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Permit renewal issued for continued operation and reclamation of a bituminous surface/auger mining site in Boggs Township, **Armstrong County**, affecting 115.8 acres. Receiving streams: unnamed tributary to Scrubgrass Creek and to Scrubgrass Creek. Application received August 3, 2004. Renewal issued October 14, 2004.

03970110 and NPDES Permit No. PA0202134. GLR Mining, Inc. (P. O. Box 105, Clymer, PA 15728). Permit renewal issued for continued reclamation only of a bituminous surface mining site in Valley Township, **Armstrong County**, affecting 27.4 acres. Receiving streams: unnamed tributary to Cowanshannock Creek to the Allegheny River. Application received August 31, 2004. Reclamation only renewal issued October 18, 2004.

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

24020104 and NPDES Permit No. PA0242080. P. and N. Coal Company, Inc. (P. O. Box 332, Punxsutawney, PA 15767). Revision to an existing bituminous strip operation to add coal ash placement in Benzette Township, **Elk County**. Receiving streams: unnamed tributary to Porcupine Hollow Run and unnamed tributary to Chase Hollow. Application received August 9, 2004. Permit issued October 14, 2004.

33693008 and NPDES Permit No. PA0604186. P. and N. Coal Company, Inc. (P. O. Box 332, Punxsutawney, PA 15767). Renewal of an existing bituminous strip operation in Gaskill Township, **Jefferson County** affecting 116.0 acres. Receiving streams: unnamed tributaries to Lost Run and East Branch Lost Run. Application received August 26, 2004. Permit issued October 12, 2004.

10030101 and NPDES Permit No. PA0242331. Quality Aggregates, Inc. (200 Neville Road, Pittsburgh, PA 15225). Revision to an existing bituminous strip and coal ash placement operation to add auger mining in Venango Township, **Butler County**. Receiving streams: unnamed tributary no. 2 to Seaton Creek. Application received August 2, 2004. Permit issued October 12, 2004.

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

17970110 and NPDES Permit No. PA0220655. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650). Transfer of an existing bituminous surface mine-auger permit from Moravian Run Reclamation Co., Inc. in Penn Township, **Clearfield County** affecting 256 acres. Receiving streams: unnamed tributaries to Bell Run to Bell Run to the West Branch of the Susquehanna River to the Susquehanna River. Application received June 2, 2004. Permit issued October 8, 2004.

17910113 and NPDES Permit No. PA0206610. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650). Transfer of an existing bituminous surface mine permit from Moravian Run Reclamation Co., Inc. in Penn Township, **Clearfield County** affecting 78 acres.

Receiving streams: Bell Run and Poplar Run. Application received June 2, 2004. Permit issued October 8, 2004.

Noncoal Permits Actions

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

59990802. John R. Wood (R. D. 1, Box 1840, Knoxville, PA 16928). Final bond release for a small noncoal mining operation in Deerfield Township, **Tioga County**. Restoration of .5 acre. Application for final bond release received September 24, 2004. Final bond release approved October 12, 2004.

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

58040829. Thomas J. Malandri (R. R. 1, Box 233D, Springville, PA 18844), commencement, operation and restoration of a quarry operation in Auburn Township, **Susquehanna County** affecting 5.0 acres. Receiving streams: Little Meshoppen Creek, Riley Creek and Deer Lick Creek. Application received May 4, 2004. Permit issued October 12, 2004.

58040856. Darwin R. Greene (R. R. 3 Box 219B, Susquehanna, PA 18847), commencement, operation and restoration of a quarry operation in Harmony Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received August 25, 2004. Permit issued October 13, 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.

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

26044009. Penn Development (P. O. Box 110, Uniontown, PA 15410). Blasting activity permit to the Fayette County Business Park for construction in South Union Township, **Fayette County**, with an expected duration of 60 days. Permit issued October 13 2004.

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

14044024. Glenn Johnson (1055 Center Street, McKeesport, PA 16243), for construction blasting in Spring Township, **Centre County**, with an expected duration of 60 days. Permit issued October 12, 2004.

14044019. Graymont (PA) Inc. (965 E. College Avenue, Pleasant Gap, PA 16823), for construction blasting in Spring Township, **Centre County**, with an extended expected duration of 60 days. Permit issued October 12, 2004.

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

09044029. MF Ronca & Sons (179 Mikron Road, Bethlehem, PA 18102) and **Bernard J. Hasara** (1125 East Mahanoy Avenue, Mahanoy City, PA 17948), excavation blasting at NAWC Wastewater Treatment Plant in Warminster Township, **Bucks County** with an expiration date of October 28, 2005. Permit issued October 12, 2004.

48044037. MF Ronca & Sons (179 Mikron Road, Bethlehem, PA 18102) and **Bernard J. Hasara** (1125

East Mahanoy Avenue, Mahanoy City, PA 17948), construction blasting at Linden Court Condominiums in the City of Bethlehem, **Northampton County** with an expiration date of November 8, 2005. Permit issued October 12, 2004.

06044102. Allan A. Myers, Inc. (1805 Berks Road, P. O. Box 98, Worcester, PA 19490), construction blasting for Woodside Village in Exeter Township, **Berks County** with an expiration date of October 1, 2005. Permit issued October 12, 2004.

36044110. Keystone Blasting Services (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in East Earl Township, **Lancaster County** with an expiration date of December 30, 2005. Permit issued October 12, 2004.

28044041. David H Martin, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting at Rine Manor in Greene Township, **Franklin County** with an expiration date of October 31, 2005. Permit issued October 14, 2004.

28044042. David H. Martin, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting at Findlay Park Development in Peters Township and Mercersburg Borough, **Franklin County** with an expiration date of October 31, 2005. Permit issued October 14, 2004.

55044001. Harvey Mowrey (R. R. 1 Box 93M, Mount Pleasant Mills, PA 17853) and **Douglas Explosives, Inc.** (P. O. Box 77, Philipsburg, PA 16866), construction blasting Perry Township, **Snyder County** with an expiration date of December 31, 2004. Permit issued October 14, 2004.

54044101. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Wal-Mart Distribution Center/High Ridge in Butler Township, **Schuylkill County** with an expiration date of October 15, 2005. Permit issued October 14, 2004.

13044102. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting for Boulder Creek Resort in Kidder Township, **Carbon County** with an expiration date of October 8, 2005. Permit issued October 15, 2004.

21044101. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013), construction blasting in Penn Township, **Cumberland County** with an expiration date of October 31, 2005. Permit issued October 15, 2004.

21044102. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting at The Townes at Oakwood, Silver Spring Township, **Cumberland County** with an expiration date of October 30, 2005. Permit issued October 15, 2004.

23044101. Hayduk Enterprises (P. O. Box 554, Dalton, PA 18414), construction blasting for Radnor Recreational in Radnor Township, **Delaware County** with an expiration date of May 31, 2005. Permit issued October 15, 2004.

28044103. R & M Excavating (403 Hilltop Road, Newburg, PA 17240), construction blasting for Franklin Square Development in Greene Township, **Franklin County** with an expiration date of October 11, 2005. Permit issued October 15, 2004.

35044102. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122), construction blasting

in Moosic Borough, **Lackawanna County** with an expiration date of October 1, 2005. Permit issued October 15, 2004.

45044103. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for The Preserves in Jackson Township, **Monroe County** with an expiration date of October 12, 2004. Permit issued October 15, 2004.

48044102. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Bethlehem Steel-Lehigh Valley Development in the City of Bethlehem, **Northampton County** with an expiration date of October 10, 2005. Permit issued October 15, 2004.

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

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

E09-875. Tuck Elfman, 51 Elfman Drive, Doylestown, PA 18901, Bridgeton Township, **Bucks County**, ACOE Philadelphia District.

To construct and maintain a residential dwelling within the 100-year floodway of the Delaware River (WWF). Total acreage of the property is 0.4 acre. An onsite underground septic system and driveway will also be constructed for the residence. The site is about 0.75 mile northeast of intersection of Route 32 (River Road) and Narrows Hill Road (Riegelsville, PA USGS Quadrangle N: 13.20 inches; W: 1.0 inch).

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

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

E35-372. Glenburn Township, P. O. Box 694, Dalton, PA 18414. Glenburn Township, **Lackawanna County**, Army Corps of Engineers Baltimore District.

To remove the existing structure and to construct and maintain a road crossing consisting of a 30-foot long, 8-foot by 5-foot concrete box culvert, depressed 1 foot below stream bed elevation, across South Branch Tunkhannock Creek (CWF). The project is on Kittle Lane (T-568) approximately 0.1 mile southwest of Old State Road (Dalton, PA Quadrangle N: 1.1 inches; W: 12.9 inches) (Subbasin: 04F).

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

E22-467. James D. Novinger, 1213 Paxton Church Road, Harrisburg, PA 17110 in Middle Paxton Township, **Dauphin County**, ACOE Baltimore District.

To: (1) redeck and maintain the existing bridge structure; (2) to install and maintain a dual culvert crossing across an unnamed tributary and wetlands; (3) to modify and enlarge an existing on-stream pond within an unnamed tributary; (4) construct and maintain a 215 linear foot stream enclosure on an unnamed tributary; and (5) construct and maintain a fish habitat enhancement project in accordance with the General Permit No. 1, within an unnamed tributary, wetlands and the main channel of Stony Creek (CWF), all for the purpose of reconstructing a single family residential home, at 815 Stony Creek Road, just east of Dauphin Borough (Halifax, PA Quadrangle N: 0.7 inch; W: 3.7 inches) in Middle Paxton Township, Dauphin County. The amount of wetland impact is considered a de minimis impact of 0.005 acre and wetland mitigation is not required.

E34-112. Department of Transportation, District 2-0, 1924-30 Daisy Street, Clearfield, PA 16830 in Milford and Turbett Townships, **Juniata County**, ACOE Baltimore District.

To remove the existing steel truss bridge and then to construct and maintain a two-span concrete bridge with a total span of 251.5 feet on an 84.68 degree skew with an average underclearance of 15.4 feet across the Tuscarora Creek (CWF) on SR 3008, Section A01, Segment 0170, Offset 1681 to provide a 50-foot long right bank revetment and other related improvements to improve traffic safety, about 1.7 miles west of Port Royal (Mifflintown,

PA Quadrangle N: 2.85 inches; W: 6.2 inches) in Turbett and Milford Townships, Juniata County.

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

E41-539. Department of Transportation, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754-0218. SR 0284 Block House Creek bridge replacement in Pine Township, **Lycoming County**, ACOE Susquehanna River Basin District (White Pine, PA Quadrangle N: 17.9 inches; W: 14.7 inches).

To remove an existing single span steel truss bridge and construct and maintain a single span prestressed concrete box beam bridge having a clear span of 93.49 feet, with an minimum underclearance of 9.85 feet on a skew of 84° over Blockhouse Creek, along SR 0284, 4.5 miles east of the intersection of SR 0015 South and SR 0284 in Pine Township, Lycoming County. This project proposes to have a minimal impact on Blockhouse Creek (CWF). This project proposes to permanently impact 0.01 acre of jurisdictional wetlands.

E41-540. Gregory F. Welteroth, 356 Laurens Road, Montoursville, PA 17754. Water Obstruction and Encroachment Joint Permit Application in Fairfield Township, **Lycoming County**, ACOE Susquehanna River Basin District (Montoursville North, PA Quadrangle N: 0.65 inch; W: 2.31 inches).

To construct and maintain a 27-foot long by 17-foot wide steel beam, concrete deck bridge with a minimum underclearance of 5.5 feet; to include cast-in-place concrete wing walls in Bennett's Run, 0.3 mile east of the intersection of Brushy Ridge Road and Fairfield Road along Brushy Ridge Road. This project proposes to permanently impact 20 linear feet of Bennett's Run (WWF) and 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.

E57-105. Muncy Creek Watershed Association, Inc., P. O. Box 47, Muncy, PA 17756. Upper Muncy Creek Restoration Project in Davidson and Laporte Townships, **Sullivan County**, ACOE Baltimore District (Sonestown, PA Quadrangle N: 17.1 inches; W: 10.3 inches).

To construct, operate and maintain a stream restoration project consisting of several areas of step-pool structures, six rock cross vane structures, nine log vane structures, two log cross vane structures and seven log "J" hook vanes in Muncy Creek. The structures will be constructed out of stone measuring a minimum of 3.5 feet by 2.3 feet by 4 feet. The step-pool structures shall be constructed of rock and are designed to produce pocket water in the long riffle sections. All structures shall be constructed in accordance with the plans and specifications. This project is in Laporte and Davidson Townships, Sullivan County. This permit also includes 401 Water Quality Certification.

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

E02-1460. Borough of Greentree, 10 West Manila Avenue, Pittsburgh, PA 15220. Construct an energy dissipater in Greentree Borough, **Allegheny County**, Pittsburgh ACOE District (Pittsburgh West, PA Quadrangle N: 6.7 inches; W: 7.5 inches and Latitude: 40° 24' 44"—Longitude: 80° 3' 14"). To construct and maintain an energy dissipater approximately 25 feet long on the downstream end of an existing 60-inch diameter culvert in Whiskey Run (WWF). The applicant will also remove approximately 2 feet of the existing culvert. The project is

on the north side of Glencoe Avenue approximately .2 mile west of its intersection with Dale Drive.

E02-1466. Richland Township, 4011 Dickey Road, Gibsonia, PA 15044-9713. Remove and replace the existing bridge in Richland Township, **Allegheny County**, Pittsburgh ACOE District (Valencia, PA Quadrangle N: 1.5 inches; W: 8.9 inches and Latitude: 40° 37' 59"—Longitude: 79° 56' 20"). To remove the existing structure and to construct and maintain a concrete conspan bridge having a span of 20 feet and underclearance of 4.8 feet and approximately 32 feet long across the West Branch of Deer Creek (CWF). The bridge is on Community Center Drive approximately 30 feet south of its intersection with Route 910.

E02-1471. Township of Upper St. Clair, 1820 McLaughlin Run Road, Upper St. Clair, PA 15241. Relocate stream channel in Upper St. Clair Township and the Municipality of Bethel Park, **Allegheny County**, Pittsburgh ACOE District (Project begins at Bridgeville, PA Quadrangle N: 14.4 inches; W: 8.6 inches and Latitude: 40° 19' 45"—Longitude: 80° 03' 42" and Project Ends at Bridgeville, PA Quadrangle N: 14.6 inches; W: 7.6 inches and Latitude: 40° 19' 49"—Longitude: 80° 03' 16"). To relocate and maintain approximately 913 feet of Graesers Run (WWF) and stabilize and maintain in place approximately 1,250 feet of the same stream channel. This project is using Fluvial Geomorphology to improve water quality and habit as part of the McLaughlin Run watershed restoration Phase IV. The project starts at Upper St. Clair and Municipal border and extends approximately 2,163 feet upstream.

E03-420. Armstrong School District, 410 Main Street, Ford City, PA 16226. Wetland fill and pipe culvert in East Franklin Township, **Armstrong County**, Pittsburgh ACOE District (Kittanning, PA Quadrangle N: 14.6 inches; W: 8.0 inches and Latitude: 40° 49' 49"—Longitude: 79° 33' 28"). To place and maintain fill in 0.36 acre of PEM/PSS wetland in the watersheds of unnamed tributaries to Glade Run (TSF); and to construct and maintain a 36-foot long, 42-inch diameter pipe culvert (invert depressed 12 inches) for a proposed access road in an unnamed tributary to Glade Run. The proposed culvert qualifies for authorization under the Department's waiver 105.12(a)(2). The project is for expansion of the West Hills Primary School, along SR 4010. To meet the wetland replacement requirements, the permittee shall construct 0.46 acre of wetlands onsite.

E03-425. West Penn Power d/b/a Allegheny Power, 800 Cabin Hill Drive, Greensburg, PA 15601-9442. Remove bays in Manor North Township, **Armstrong County**, Pittsburgh ACOE District (Kittanning, PA Quadrangle N: 8.0 inches; W: 2.4 inches and Latitude: 40° 47' 37"—Longitude: 79° 31' 03"). Work authorized as stated on permit—to remove bays and a concrete platform across Garretts Run (WWF) at the Kittanning Substation along the west side of Old Route 66.

E26-320. Fairchance Georges Joint Municipal Sewage Authority, 141 Big Six Road, Smithfield, PA 15478. Fill in wetlands in Georges Township, **Fayette County**, Pittsburgh ACOE District (Smithfield, PA Quadrangle N: 10.5 inches; W: 2.6 inches and Latitude: 39° 48' 28"—Longitude: 79° 46' 7"). To place and maintain fill in 0.27 acre of wetlands (PFO) associated with construction of buildings to increase the capacity of the sewage treatment plant along the right bank of Georges Creek (WWF). The project's length is approximately 300 feet and is just downstream of the Big Six Road Bridge. To

mitigate for the wetland impacts 0.54 acre of replacement wetlands shall be constructed.

E56-332. David G. and Linda T. Assard, 425 Glenmeade Road, Greensburg, PA 15601. Construct a water intake structure in Northampton Township, **Somerset County**, Pittsburgh ACOE District. To construct and maintain: (1) a water intake structure along the left bank of Brush Creek (HQ-CWF) to provide gravity flow to a proposed pond (Berlin, PA Quadrangle N: 0.76 inch; W: 1.56 inches and Latitude: 39° 52' 45"—Longitude: 78° 53' 10"); and (2) and an outfall structure along the left bank of said stream to discharge water from the pond (Berlin, PA Quadrangle N: 0.71 inch; W: 1.29 inches and Latitude: 39° 52' 44"—Longitude: 78° 53' 3"). The project is on the south side of SR 2017, 1.1 miles northeast of the intersection of Brush Creek (SR 2017) and School House Road (T-718).

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

E20-537. West Mead Township, 1150 Morgan Village Road, P. O. Box 491, Meadville, PA 16335. Thurston/Mill Run Gravel and Sediment Removal in West Mead Township, **Crawford County**, ACOE Pittsburgh District (Blooming Valley, PA Quadrangle N: 0.7 inch; W: 16.9 inches).

The applicant proposes to conduct maintenance removal of gravel and sediment for 5 years on a as-needed basis from the unnamed tributary (Thurston Run) to Mill Run (WWF, intermittent stream) to original stream contours (to elevations described in the application) for approximately 1,000 feet upstream from the confluence of the unnamed tributary and Mill Run and from Mill Run (WWF, perennial) approximately 100 feet upstream and 100 feet downstream of the confluence of the unnamed tributary and Mill Run (Blooming Valley, PA Quadrangle N: 0.7 inch; W: 16.9 inches) in West Mead Township, Crawford County approximately 0.2 mile northwest of the intersection of Thurston Road and Hunter Road. The project proposes to directly impact approximately 1,200 lineal feet of stream.

E37-160. Jeff Reckard, 496 Old Ash Road, Mercer, PA 16137. Reckard Subdivision in Scott Township, **Lawrence County**, ACOE Pittsburgh District (Harlansburg, PA Quadrangle N: 7.8 inches; W: 13.7 inches).

To construct and maintain: (1) a steel arch having a clear span of 12 feet, a rise of 5 feet and an instream length of 22 feet within Hottenbaugh Run (TSF); (2) a 48-inch diameter 20-foot long CPP culvert within an unnamed tributary to Hottenbaugh Run (TSF); and (3) to place and maintain fill within 0.038 acre of PEM wetlands tributary to the (UNT) Hottenbaugh Run all at a point/points within the Reckard subdivision approximately 3,500 feet west of the intersection of SR 0956 and Eastbrook-Harlansburg Road.

E37-162. Neshannock Township Supervisors, 3131 Mercer Road, New Castle, PA 16105, Catalina Drive Culverts in Neshannock Township, **Lawrence County**, ACOE Pittsburgh District (Edinburg, PA Quadrangle N: 0.7 inch; W: 16.9 inches).

The applicant proposes to remove the existing structures damaged during flooding in 2003 and to construct and maintain two 52-foot long, 6.75-foot wide by 4.9-foot high pipe arch culverts in an unnamed tributary to the Shenango River (WWF, perennial) adjacent to the intersection of Kings Chapel Road and Catalina Drive. Project

includes embankment stabilization with rock riprap. The project proposes to directly affect approximately 70 linear feet of stream.

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

E03-09-001. Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Cambria Office, 286 Industrial Park Rd., Ebensburg, PA 15931. Abandoned Mine Land Reclamation Project in West Franklin Township, **Armstrong County,** Pittsburgh ACOE District.

The applicant proposes to backfill an abandoned surface mine, which includes a 3,875-foot long dangerous highwall. The project will include the backfilling of: (1) 1.27 acres of PEM wetland; and (2) 1.27 acres of PEM replacement wetland will be constructed as part of the reclamation. The project will directly impact 1.27 acres of wetland. Wetland creation of 1.27 acres is proposed to compensate for wetland impacts (Worthington Quadrangle N: 16.5 inches; W: 7.4 inches).

SPECIAL NOTICES

Certified Emission Reduction Credits in the Commonwealth's ERC Registry

Emission reduction credits (ERCs) are surplus, permanent, quantified and Federally enforceable emission reductions used to offset emission increases of NOx, VOCs and the following criteria pollutants: CO, lead, SOx, PM, PM10 and PM10 precursors.

The Department of Environmental Protection (Department) maintains an ERC registry in accordance with the requirements of 25 Pa. Code § 127.209. The ERC registry system provides for the tracking of the creation, transfer

and use of ERCs. Prior to registration of the credits, ERC registry applications are reviewed and approved by the Department to confirm that the ERCs meet the requirements of 25 Pa. Code §§ 127.206—127.208. Registration of the credits in the ERC registry system constitutes certification that the ERCs satisfy applicable requirements and that the credits are available for use. The following registered and certified ERCs in the ERC Registry are currently available for use as follows:

- (1) To satisfy new source review (NSR) emission offset ratio requirements.
- (2) To "net-out" of NSR at ERC-generating facilities.
- (3) To sell or trade the ERCs for use as emission offsets at new or modified facilities.

The following certified ERCs, expressed in tons per year (tpy), satisfy the applicable ERC requirements in 25 Pa. Code §§ 127.206—127.208. ERCs created from the curtailment or shutdown of a source or facility expires for use as offsets 10 years after the emission reduction occurs. ERCs generated by the overcontrol of emissions by an existing facility do not expire for use as offsets. However, credits in the registry that are not used in a plan approval will be discounted if new air quality requirements are adopted by the Department or the EPA.

For additional information concerning the listing of certified ERCs, contact Virendra Trivedi, Bureau of Air Quality, Division of Permits, Department of Environmental Protection, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. This ERC registry report, ERC registry application and instructions are on the Department's website: www.dep.state.pa.us (Subjects/Air Quality/Business/Permits/Emission Reduction Credit Registry System).

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
R. R. Donnelley & Sons Co. County: Lancaster Ozone Nonattainment Status: Moderate Contact Person: Frederick Shaak, Jr.	VOCs	54.00		Internal Use
R. R. Donnelley & Sons Co. County: Lancaster Ozone Nonattainment Status: Moderate Contact Person: Frederick Shaak, Jr.	VOCs	25.00	3/30/2011	Internal Use
Kurz Hastings Inc. County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: George Gornick, (215) 632-2300	VOCs	137.45		Trading
Kurz Hastings Inc. County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: George Gornick, (215) 632-2300	NOx VOCs	8.01 64.55	Varies from 3/28/2013 to 1/9/2014	Trading
ConAgra Grocery Products Company Source Location: Milton Borough County: Northumberland Ozone Nonattainment Status: Moderate Contact Person: Karl Henschel, (570) 742-6644	NOx VOCs	24.45 12.88	4/1/2006	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Metallized Paper Corporation of America Recipient/Holder: PNC Bank, National Association, assignee (by private lien foreclosure) from Metallized Paper Corp. Source Location: McKeesport County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: Martin Mueller, (412) 762-5263	VOCs	41.70	6/30/2006	Trading
PPG Industries, Inc. Source Location: Springdale Complex County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: Lori Burgess, (412) 274-3884	VOCs	171.82		Trading
York International Corporation Sources: Trichloroethylene Vapor Degreaser (151) Trichloroethylene Vapor Degreaser (152) Source Location: Spring Garden Township County: York Ozone Nonattainment Status: Moderate Contact Person: Garen Macdonald, (717) 771-7346	VOCs VOCs	12.20 2.70	6/1/2006 10/1/2005	Trading
REXAM DSI Source Location: Muhlenberg Township County: Berks Ozone Nonattainment Status: Moderate Contact Person: LeRoy H. Hinkle, (610) 916-4248	NOx	9.42	11/22/2005	Trading
Recipient/Holder of ERC: Coastal Aluminum Rolling Mills Inc. ERC Generating Facility: Fasson Div. of Avery Dennison Corp. ERC-Generating Facility Location: Quakertown, Bucks Ozone Nonattainment Status: Severe Contact Person: Jesse Hackenberg, (570) 323-4430	VOCs	3.62		Internal Use/Trading
Recipient/Holder of ERC: PG&E Energy Trading-Power, L. P. ERC Generating Facility: Fasson Div. of Avery Dennison Corp. ERC-Generating Facility Location: Quakertown, Bucks Ozone Nonattainment Status: Severe Contact Person: Mark Sheppard, (301) 280-6607	VOCs	39.84	8/1/2006	Trading
Baldwin Hardware Corporation Source Location: Reading County: Berks Ozone Nonattainment Status: Moderate Contact Person: D. David Hancock, Jr., (215) 777-7811	VOCs	18.00	7/28/2005	Trading
Magee Rieter Automotive Systems Source Location: Bloomsburg County: Columbia Ozone Nonattainment Status: Moderate Contact Person: Tim Bergerstock, (717) 784-4100	NOx VOCs	0.39 0.02	4/17/2006	Internal Use
Congoleum Corporation Source Location: Marcus Hook County: Delaware Ozone Nonattainment Status: Severe Contact Person: Theresa C. Garrod, (609) 584-3000	NOx	5.20		Trading
Dominion Transmission, Inc. CNG Transmission Corporation Source Location: Leidy Township County: Clinton Ozone Nonattainment Status: Moderate Contact Person: Sean R. Sleigh, (304) 623-8462	NOx VOCs	15.28 0.55	10/27/2004	Internal use and trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Bethlehem Structural Products Corp. Source Location: Bethlehem County: Northampton Ozone Nonattainment Status: Moderate Contact Person: Joseph E. Schindler, (610) 694-5104	NOx VOCs	1,054.00 473.80	Varies from 3/28/2008 to 6/19/2008	Trading
Morgan Adhesives Company (MActac) Source Location: Scranton County: Lackawanna Ozone Nonattainment Status: Moderate Contact Person: Tim Owens, (330) 688-1111	VOCs	75.00	6/30/2008	Trading
National Fuel Gas Supply Corporation Sources: Generators 1 and 2, Dehydrator 1 Source Location: Ellisburg Station County: Potter Ozone Nonattainment Status: Moderate Contact Person: Gary A. Young, (814) 871-8657	NOx VOCs	16.14 1.80	2/1/2009	Internal Use
General Electric Company Source Location: Lawrence Park County: Erie Ozone Nonattainment Status: Moderate Contact Person: Scott Gowdy, (814) 875-2427	VOCs	33.60 2.60 1.80	12/1/2004 12/31/2005 12/31/2006	Internal Use/Trading
Sun Company, Inc. Source: API Separator 10 and 1-F Source Location: Marcus Hook County: Delaware Ozone Nonattainment Status: Severe Contact Person: John A. Rossi	VOCs	2.37	9/30/2004	Internal Use
TYK America, Inc. Source Location: Irvona Facility County: Clearfield Ozone Nonattainment Status: Moderate Contact Person: David B. Orr, (412) 384-4259	NOx VOCs	0.30 0.02	11/6/2008	Trading
Smithkline Beechman Pharmaceuticals Sources: Two boilers and oxidizer Source Location: Spring Garden Street Facility County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: Eileen Ackler, (610) 239-5239	NOx VOCs	5.72 0.10	12/31/2008	Trading
Recipient/Holder of ERC: PG&E Energy Trading-Power, L. P. ERC Generating Facility: Global Packaging, Inc. ERC-Generating Facility Location: Oaks Plant, Montgomery County Ozone Nonattainment Status: Severe Contact Person: Sarah M. Barpoulis, (301) 280-6607	VOCs	7.70	9/1/2006	Trading
Recipient/Holder of ERC: PG&E Energy Trading-Power, L. P. ERC Generating Facility: Global Packaging, Inc. ERC-Generating Facility Location: Oaks Plant, Montgomery County Ozone Nonattainment Status: Severe Contact Person: Sarah M. Barpoulis, (301) 280-6607	VOCs	43.50		Trading
The Procter & Gamble Paper Products Company Source Location: Mehoopany Plant County: Wyoming Ozone Nonattainment Status: Moderate Contact Person: Lars Lundin, (570) 833-3545	NOx VOCs	136.00 237.67	5/3/2009	Internal Use/Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Caparo Steel Company Source: EAF Furnace No. 2 and Ladle Preheater No. 2 Source Location: Farrell Plant County: Mercer County Ozone Nonattainment Status: Moderate Contact Person: Richard A. Herman, (724) 983-6464	NOx VOCs	36.73 12.07	8/18/2007	Trading
LTV Steel Company, Inc. Source Location: Pittsburgh Coke Plant County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: William L. West, (216) 642-7178	NOx VOCs	1,663.00 373.00	2/28/2008	Trading
Newcomer Products Inc. Source Location: Latrobe County: Westmoreland Ozone Nonattainment Status: Moderate Contact Person: Edward M. Nemeth, (724) 694-8100	VOCs	26.00	7/14/2010	Trading
Cyprus Cumberland Resources Corporation Source Location: Cumberland Mine, Whiteley Township County: Greene Ozone Nonattainment Status: Moderate Contact Person: Terry L. Dayton, (412) 627-2219	NOx VOCs	64.00 15.00	6/30/2005	Trading
Scranton-Altoona Terminals Corporation Source Location: Monroe Township County: Cumberland County Ozone Nonattainment Status: Moderate Contact Person: Thomas M. Carper, (717) 939-0466	VOCs	4.84	9/30/2010	Trading
Pennzoil Wax Partner Company Source Location: Rouseville County: Venango Ozone Nonattainment Status: Moderate Contact Person: David W. Dunn, (713) 546-6941	NOx VOCs	15.47 0.68	2/26/2010	Trading
Pennzoil Wax Partner Company Source Location: Rouseville County: Venango Ozone Nonattainment Status: Moderate Contact Person: David W. Dunn, (713) 546-6941	NOx VOCs	2.82 44.34	4/1/2010	Trading
INDSPEC Chemical Corp. Source: Boiler No. 8 Source Location: Petrolia County: Butler Ozone Nonattainment Status: Moderate Contact Person: Terry Melis, (412) 756-2376	NOx	158.68		Trading
Sun Company, Inc. Source: Wastewater Conveyance System Source Location: Marcus Hook Borough County: Delaware Ozone Nonattainment Status: Severe Contact Person: Steve Martini, (610) 859-1000	VOCs	426.59		Trading/ Internal Use
Columbia Gas Transmission Corporation Source Location: Kent Station County: Indiana Ozone Nonattainment Status: Moderate Contact Person: Gregory Lago, (304) 357-2079	NOx VOCs	44.36 2.66	5/31/2011	Trading
Columbia Gas Transmission Corporation Source Location: Homer Station County: Indiana Ozone Nonattainment Status: Moderate Contact Person: Gregory Lago, (304) 357-2079	NOx VOCs	45.89 3.79	5/31/2011	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
ISG Steelton, Inc. Source: Rail Heat Treating and Quenching Source Location: Steelton Plant County: Dauphin Ozone Nonattainment Status: Moderate Contact Person: James R. Hernjak, (717) 986-2042	NOx VOCs	7.00 43.00	11/9/2009	Trading
General Electric Transportation System Source: Boiler No. 2 Source Location: E. Lake Road County: Erie Ozone Nonattainment Status: Moderate Contact Person: Mark D. Restifo, (814) 875-5406	NOx VOCs	280.90 1.70	12/31/2010	Trading
3M Minnesota Mining & Manufacturing Source Location: Bristol Plant County: Bucks Ozone Nonattainment Status: Severe Contact Person: Jeff Muffat, (651)-778-4450	VOCs VOCs	607.00 279.00	11/30/2011 12/17/2011	Trading
Kosmos Cement Company, Cemex Inc. Source Location: Neville Road, Pittsburgh County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: Amarjit Gill, (713) 653-8554	NOx VOCs	910.00 26.00	4/24/2011	Trading
Edgewater Steel Ltd. Source Location: College Avenue, Oakmont County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: Peter M. Guzanick, (412) 517-7217	NOx VOCs	17.05 1.87	8/6/2008	Trading
JG Furniture Group, Inc. Source Location: Quakertown, Bucks County: Bucks Ozone Nonattainment Status: Severe Contact Person: Donald Boisselle, (336) 410-7263	VOCs	24.4	9/1/2007	Trading
Recipient/Holder of ERC: Cypress Energy, Inc. ERC Generating Facility: Laclede Steel Corporation Source Location: Fairless County: Bucks Ozone Nonattainment Status: Severe Contact Person: Gary Stephenson, (781) 993-3098	NOx VOCs	104.00 45.00	11/29/2011	Trading
Recipient/Holder of ERC: Natsource Emissions Brokers ERC Generating Facility: Laclede Steel Corporation Source Location: Fairless County: Bucks Ozone Nonattainment Status: Severe Contact Person: David Oppenheimer, (212) 232-5305	NOx VOCs	0.27 1.50	11/29/2011	Trading
Trinity Industries, Inc. Source Location: Greenville County: Mercer County Ozone Nonattainment Status: Moderate Contact Person: Dennis Lencioni, (214) 589-8141	VOCs	61.65	10/31/2010	Trading
Rohm and Haas Company Source Location: Bristol Township County: Bristol Ozone Nonattainment Status: Severe Contact Person: Lloyd Davis, (215) 785-8871	VOCs VOCs	1.15 0.32	10/30/2010 1/30/2011	Trading
The Worthington Steel Company Source Location: Malvern, East Whiteland County: Chester Ozone Nonattainment Status: Severe Contact Person: Gregory Sautter, (614) 438-3197	VOCs	113.00	1/31/2012	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
PPL Inc. Source Location: Holtwood Station County: Lancaster Ozone Nonattainment Status: Moderate Contact Person: Linda A. Boyer, (610) 774-5410	NOx VOCs	3,702.09 9.70	4/29/2009	Trading
North American Refractories Company Source Location: Womelsdorf County: Lebanon Ozone Nonattainment Status: Moderate Contact Person: Rhonda Vete, (412) 469-6122	NOx NOx VOCs	5.11 62.57 0.25	12/15/2010 9/30/2008 9/30/2008	Trading
The Quaker Oats Company Source Location: Shiremanstown Plant County: Cumberland Ozone Nonattainment Status: Moderate Contact Person: Richard C. Pitzer, (717) 731-3334	NOx VOCs	4.00 1.68	Varies from 4/3/2010 to 7/15/2011	Trading
Glasgow, Inc. Source Location: Plymouth Meeting County: Montgomery Ozone Nonattainment Status: Severe Contact Person: Brian Chabak, (215) 884-8800	NOx VOCs NOx VOCs	2.72 0.21 6.54 0.52	12/31/2010 12/31/2010 6/1/2010 6/1/2010	Trading
Scranton-Altoona Terminals Corporation Source Location: East Freedom Terminal County: Cumberland Ozone Nonattainment Status: Moderate Contact Person: Thomas M. Carper, (717) 939-0466	VOCs	9.19	4/1/2009	Trading
SLI Lighting Inc. Source Location: Ellwood City County: Lawrence Ozone Nonattainment Status: Moderate Contact Person: Tim Haubach, (724) 752-6493	VOCs	5.70	6/3/2010	Trading
National Fuel Gas Supply Corp. Source Location: Van Compressor St., Cranberry Township County: Venango Ozone Nonattainment Status: Moderate Contact Person: Gary A. Young, (814) 871-8657	NOx VOCs	80.90 0.65	7/19/2006	Trading
Harvard Industries, Inc. Plant name: Pottstown Precision Casting Inc. Source Location: West Pottsgrove Township County: Montgomery Ozone Nonattainment Status: Severe Contact Person: Allan B. Currie, Jr., (517) 787-5181	NOx VOCs	28.25 8.70	11/12/2011	Trading
Recipient/Holder of ERC: Morgan Stanley Capital Group Inc. ERC Generating Facility: Occidental Chemical Corp. ERC Generating Source Location: Pottsgrove Township County: Montgomery Ozone Nonattainment Status: Severe Contact Person: Trevor Woods, (212) 761-8895	NOx	71.40	2/28/2007	Trading
Recipient/Holder of ERC: Kvaerner Philadelphia Shipyard, Inc. ERC Generating Facility: Occidental Chemical Corp. ERC Generating Source Location: Pottsgrove Township County: Montgomery Ozone Nonattainment Status: Severe Contact Person: Michael Masington, (215) 875-2649	NOx	50.00	2/28/2007	Trading
Horsehead Resource Co., Inc. Source Location: East Plant (Waelz) County: Carbon Ozone Nonattainment Status: Moderate Contact Person: John M. Cigan, (610) 826-8719	NOx VOCs	30.80 53.80	5/31/2006	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
The Peoples Natural Gas Company Source Location: Laurel Ridge Station County: Cambria Ozone Nonattainment Status: Moderate Contact Person: Sheri Franz, (412) 497-6582	NOx VOCs	13.00 4.00	11/11/2004	Trading
Alcoa, Inc. Source Location: Lebanon Township County: Lebanon Ozone Nonattainment Status: Moderate Contact Person: Kevin S. Barnett, (412) 553-2094	NOx VOCs	48.86 882.43	Varies from 9/29/2010 to 5/1/2012	Trading
Rohm and Haas Source Location: Richmond Street County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: Frank Jackson, (215) 537-4000	NOx VOCs NOx	50.10 30.30 0.19	6/13/2005 12/31/2004	Trading
American Color Graphics, Inc. Formerly Flexi-Tech Graphics, Inc. Source Location: Barnhart Drive, Hanover County: York Ozone Nonattainment Status: Moderate Contact Person: Glenn Shaffer, (717) 792-8104	VOCs	9.60	1/15/2012	Trading
Allegro Microsystems, Inc. Source Location: Upper Moreland Township County: Montgomery Ozone Nonattainment Status: Severe Contact Person: Wendy Cooper, (610) 286-7434	VOCs	42.61	3/29/2012	Trading
National Fuel Gas Supply Corp. Source Location: Heath Station County: Jefferson Ozone Nonattainment Status: Moderate Contact Person: Gary A. Young, (814) 871-8657	NOx VOCs	122.80 2.10	7/1/2005	Trading
Williams Generation Company Source Location: Hazleton Co-Gen Facility County: Luzerne Ozone Nonattainment Status: Moderate Contact Person: Terrie Blackburn, (918) 573-9766	NOx	794.6	1/31/2007	Trading
Calumet Lubricants Company Source Location: Rouseville Plant County: Venango Ozone Nonattainment Status: Moderate Contact Person: Daniel R. Chapman, (814) 678-4602	NOx VOCs	89.80 2.38	5/21/2012	Trading
Avery Dennison Corporation Source Location: Dungan Road County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: Frank J. Brandauer, (626) 398-2773	VOCs	3.13	6/30/2012	
Henry Miller Spring & Manufacturing Company Source Location: Sharpsburg County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: David J. Jablonowski, (412) 782-7300	NOx VOCs	10.96 36.47	1/22/2010	Trading
Penco Products, Inc. Source Location: Lower Providence Township County: Montgomery Ozone Nonattainment Status: Severe Contact Person: Allan J. Goss, (610) 666-0500	NOx VOCs	3.11 29.48	10/1/2011	Trading
Norfolk Southern Railway Co. Source Location: Hollidaysburg Car Shop County: Blair Ozone Nonattainment Status: Moderate Contact Person: Carl Russo, (814) 949-1479	NOx VOCs	4.35 69.80	7/19/2012	Trading

<i>Facility Information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
World Kitchen Inc. Source Location: Charleroi Plant County: Washington Ozone Nonattainment Status: Moderate Contact Person: James Rowlett, (724) 489-2288	NOx	251.43		Trading
PPG Industries, Inc. Source Location: Greenwood Township County: Crawford Ozone Nonattainment Status: Moderate Contact Person: David J. Neal, (412) 492-5507	NOx	1,118.50		Trading
Sentry Paint Technologies, Inc. Source Location: Mill Street, Darby County: Delaware Ozone Nonattainment Status: Severe Contact Person: Benjamin Breskman, (610) 522-1900	VOCs	3.56	4/30/2013	Trading
R. H. Sheppard Company, Inc. Source Location: Core making operation in Hanover County: York Ozone Nonattainment Status: Moderate Contact Person: Julie L. Smith, (717) 637-3751	VOCs	14.43	4/15/2013	Trading
International Paper Source: Bleach Plant, Erie Mill County: Erie Ozone Nonattainment Status: Moderate Contact Person: Gary Morrow, (814) 870-6782	VOCs	72.6		Trading
International Paper Source Location: Erie Mill County: Erie Ozone Nonattainment Status: Moderate Contact Person: Gary Morrow, (814) 870-6782	NOx VOCs	1,235.00 943.00	9/30/2012	Trading
Crompton Corporation Formally known as Witco Corporation Source Location: Petrolia Facility County: Butler Ozone Nonattainment Status: Moderate Contact Person: R. G. Fleeger, (412) 756-2210	NOx	2.65	5/31/2005	Trading
Corning Incorporated Source Location: College Township County: Centre Ozone Nonattainment Status: Moderate Contact Person: Douglas A. Wolf, (607) 974-4267	NOx	1,400.01	6/23/2013	Trading
Sea Gull Lighting Products, Inc. Source Location: 25th and Wharton St. County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: Mark Gardiner, (215) 468-7255	VOCs	12.5	3/1/2013	Trading
Allegro Microsystems, Inc. Source Location: Upper Moreland Township County: Montgomery Ozone Nonattainment Status: Severe Contact Person: Wendy Cooper, (610) 286-7434	NOx CO	2.90 1.30	10/20/2013	Trading

Summary of ERC Transaction

The following ERC transaction is approved by the Bureau of Air Quality, Department of Environmental Protection, Commonwealth of Pennsylvania. The ERC transaction requirements are specify in 25 Pa. Code § 127.208.

ERC Generating Facility Information

ERC Generating Facility Name: International Paper—Erie
Location of Source: 1540 East Lake Road, Erie, PA 16533
Certified ERCs (tpy): 1235 tpy of NOx and 990 tpy of VOC ERCs
Amount of ERCs traded to Purchaser/Recipient: 47 tpy of VOC
Date of ERCs Transfer: 8/17/2004
ERCs available for future use: 1,235 tpy of NOx and 943 tpy of VOC

Purchaser/Recipient of ERCs

Purchaser/Recipient of ERCs: CraftMaster Manufacturing, Inc.
 Location of Source: P. O. Box 311, Shiner Road, Towanda, PA 18848
 Plan Approval Number: 08-0003A
 VOC credits used: 0 tpy
 VOC credits available for future use: 47 tpy

ERC Generating Facility Information

ERC Generating Facility Name: Hershey Chocolate USA (Hershey Foods Corporation)
 Location of Source: 19 East Chocolate Avenue, Hershey, PA 17033
 Certified ERCs (tpy): 189 tpy of NOx
 Amount of ERCs donated: 189 tpy of NOx
 Date of ERCs donation: 8/27/2004
 ERCs available for future use: 0 tpy

Purchaser/Recipient of ERCs

Recipient of ERCs: Chesapeake Bay Foundation
 Mailing Address: Old Water Works Building, 614 North Front St., Suite G, Harrisburg, PA 17101
 Intended Use: Permanent Retirement
 NOx credits available for future use: 0 tpy

**Abandoned Strip Mine Project; Pinecreek,
 Jefferson County**

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

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

<i>Project No.</i>	<i>Municipality</i>	<i>County</i>	<i>Acres</i>
40-02-008	Pinecreek	Jefferson	2.3

R & L Coal Corporation, SMP No. 33980106, on the Arnold E. Kerner property requires backfilling and revegetation.

Letters of interest must be received by Javed I. Mirza, District Mining Manager, Department of Environmental Protection, P. O. Box 669, Knox, PA 16232 by 4:30 p.m. on November 15, 2004, to be considered.

Telephone inquiries should be directed to Javed I. Mirza, (814) 797-1191.

**Request for Comment and Notice of Public Meeting
 for the Proposed Total Maximum Daily Load
 (TMDL) for the North Branch Upper Morgan Run
 Watershed in Clearfield County**

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

The Department will hold a public meeting to discuss and accept comments on a proposed TMDL for the North Branch Upper Morgan Run Watershed in Clearfield County. The meeting will be held on November 17, 2004, at 6:30 p.m. at the Clearfield County Multiservice Center, Daisy Street, Clearfield, PA. Individuals who plan to make a presentation at the public meeting should contact John Mital, Moshannon District Mining Office, (814) 342-8200 by 4 p.m. on Monday, November 15, 2004. The Department will consider all comments in developing the final TMDL for the North Branch Upper Morgan Run Watershed, which will be submitted to the EPA for approval.

The proposed TMDL for the North Branch Upper Morgan Run Watershed was established in accordance with the requirements of the Clean Water Act, section 303(d). One stream segment in the North Branch Upper Morgan Run Watershed has been identified as impaired on the 1996 Pennsylvania Section 303(d) list due to depressed pH and/or high concentrations of metals. The

listed segment and miles degraded are shown in the following table:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
26216 (7174)	North Branch Upper Morgan Run	2.7

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

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0—9.0	N/A

The primary pollutant source for the watershed is abandoned mine workings. This watershed was mined for coal in the 1900s. The effects of this are still present.

The proposed TMDL was developed using Monte Carlo Simulation (MCS) to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. MCS allows for the expansion of a data set based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the proposed TMDL. The proposed TMDL for the North Branch Upper Morgan Run Watershed sets allowable loading rates for metals and acidity at specified points in the watershed. Field data collected over the past 2 years was used to establish the proposed TMDL for the North Branch Upper Morgan Run Watershed. The data and all supporting information used to develop the proposed TMDL are available from the Department.

The Department will accept written comments on the proposed TMDL for the North Branch Upper Morgan Run Watershed. Written comments must be postmarked by December 29, 2004, and sent to John Mital, Geologic Specialist, Department of Environmental Protection, Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, jmital@state.pa.us.

To request a copy of the proposed TMDL and associated information sheet or to obtain directions to the Clearfield County Multiservice Center, contact John Mital.

The proposed TMDL for the North Branch Upper Morgan Run Watershed can be accessed through the Department's website: www.dep.state.pa.us (DEP Keyword: TMDL). Persons with a disability who require accommodations to attend this meeting should contact the Department at (814) 472-1900 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Loads (TMDLs) for the Little Schuylkill River, West Branch Schuylkill River, Muddy Branch Creek and Mill Creek in the Upper Schuylkill River Watershed in Schuylkill County

Pottsville District Mining Office: Mike Hill, Geologic Specialist, 5 West Laurel Boulevard, Pottsville, PA 17901.

The Department is holding a public meeting on November 16, 2004, at 7 p.m. at the Schuylkill County Agricultural Center, Pottsville, PA to discuss and accept comments on a proposed TMDL, established in accordance with the requirements of the 1996 section 303(d) of the Clean Water Act. Four stream segments in the Upper Schuylkill River Watershed have been identified as impaired on the 1996 Pennsylvania 303(d) list due to metals, other inorganics and pH. The listed segments and miles degraded are shown in the following table:

Stream Code	Stream Name	Miles Degraded
02202	Little Schuylkill River	2.5
02202	Little Schuylkill River	3.2
02202	Little Schuylkill River	2.4
02329	West Branch Schuylkill River	9
02336	Muddy Branch Creek	3.5
02353	Mill Creek	5.5

The proposed plan provides calculations of the stream's total capacity to accept metals, other inorganics and pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

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

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal. The effects of this are still present. Allocations made in the TMDLs are load allocations that are made to nonpoint sources of pollution and waste load allocations that are made to point sources of pollution.

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

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected over the past 10 years.

The data and all supporting information used to develop the proposed TMDL are available from the Depart-

ment. To request a copy of the proposed TMDL and an information sheet, contact Mike Hill, 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, mihill@state.pa.us. Directions to the meeting place can also be obtained through this contact.

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

Written comments will be accepted at the previous address and must be postmarked by January 15, 2004. Persons who plan to make a presentation at the public meeting should notify the Department by November 10, 2004. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

[Pa.B. Doc. No. 04-1961. Filed for public inspection October 29, 2004, 9:00 a.m.]

Recycling Fund Advisory Committee Meeting Cancellation

The Recycling Fund Advisory Committee (RFAC) meeting scheduled for Thursday, November 4, 2004, has been canceled. The next meeting of the RFAC will be determined at a later date. Notice concerning the next meeting will be published in the *Pennsylvania Bulletin*.

Questions concerning the cancellation of the meeting should be directed to Tammy Snyder or Larry Holley, Bureau of Land Recycling and Waste Management, (717) 787-9871, tasnyder@state.pa.us or lholley@state.pa.us.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-1962. Filed for public inspection October 29, 2004, 9:00 a.m.]

State Water Plan; Statewide Water Resources Committee; Critical Water Planning Area Subcommittee Meeting

The Critical Water Planning Area Subcommittee of the State Water Plan; Statewide Water Resources Committee has scheduled a meeting to discuss the development of criteria/guidelines for designation of Critical Water Planning Areas. The meeting will be held on November 4, 2004, at 10 a.m. at the Rachel Carson State Office Building, 10th Floor Conference Room, 400 Market Street, Harrisburg, PA 17105.

Questions concerning this meeting should be directed to Susan K. Weaver, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 783-8055, suweaver@state.pa.us.

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

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-1963. Filed for public inspection October 29, 2004, 9:00 a.m.]

State Water Plan; Statewide Water Resources Committee Meeting

The State Water Plan, Statewide Water Resources Committee (Committee) has scheduled a meeting to discuss the development of the State Water Plan. The meeting will be held on November 19, 2004, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Questions concerning this meeting should be directed to Susan K. Weaver, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 783-8055, suweaver@state.pa.us.

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

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-1964. Filed for public inspection October 29, 2004, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Alle-Kiski Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Alle-Kiski Medical Center has requested an exception to the requirements of 28 Pa. Code § 117.30 (relating to emergency paramedic services).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previous address or phone number, for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 04-1965. Filed for public inspection October 29, 2004, 9:00 a.m.]

Application of Children's Hospital of Pittsburgh for Exception

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

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previous address or phone number, for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 04-1966. Filed for public inspection October 29, 2004, 9:00 a.m.]

Application of University of Pennsylvania Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that University of Pennsylvania Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards in the *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard in this publication: 7.4.C (relating to square feet per bassinets).

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

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

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

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

V/TT: (717) 783-6154 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 04-1967. Filed for public inspection October 29, 2004, 9:00 a.m.]

783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 04-1968. Filed for public inspection October 29, 2004, 9:00 a.m.]

Requests for Exception; Long-Term Care Nursing Facilities

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

The Lutheran Home at Topton
One South Home Avenue
Topton, PA 19562

Luther Crest Nursing Facility
800 Hausman Road
Allentown, PA 18104-8414

Penn Lutheran Village
800 Broad Street
Selinsgrove, PA 17870-1299

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

Scranton Health Care Center
McCarthy Street
Scranton, PA 18509

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.33(a) (relating to utility room):

Beverly Healthcare—Shippenville
21158 Paint Boulevard
Shippenville, PA 16254

Beverly Healthcare—Waynesburg
300 Center Avenue
Waynesburg, PA 15370

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

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

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

Persons with a disability who require an alternative format of this document or who wish to comment in an alternative format (for example, large print, audiotape or Braille) should contact the Division of Nursing Care Facilities at the previous address or phone number, for speech and/or hearing impaired persons, V/TT: (717)

DEPARTMENT OF TRANSPORTATION

Finding Indiana County

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

Norfolk Southern Corporation and Norfolk Southern Railway Company plan the construction and operation of approximately 5.26 miles of new single track rail line between Saltsburg and Clarksburg, Indiana County.

An Environmental Assessment (EA) was prepared to evaluate the potential environmental impacts caused by the subject project. The Surface Transportation Board (STB) issued a Decision on May 15, 2003, approving the construction and operation of the Saltsburg Connection subject to the environmental mitigation set forth in the Appendix to the Decision. The Federal Highway Administration adopted the STB Decision on September 22, 2004.

The EA and supporting documentation find that there is no practicable alternative to the construction of the preferred alternative, and the proposed action includes all practicable measures to minimize harm to the environment that may result from the proposed project.

The environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code of 1929 have been considered, and it has been concluded that all reasonable planning was completed to avoid, minimize or mitigate the environmental effects that are likely to result from the construction of this project.

GARY L. HOFFMAN, P. E.,
*Deputy Secretary
for Highway Administration*

[Pa.B. Doc. No. 04-1969. Filed for public inspection October 29, 2004, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

**Rose Sprenkle and William and Brenda Anderson
v. DEP and CMV Sewage Company, Inc., Permit-
tee; EHB Doc. No. 2004-220-MG**

Rose Sprenkle and William and Brenda Anderson have appealed the issuance by the Department of Environmental Protection of an NPDES permit to CMV Sewage Company, Inc. for a facility in North Cordorus Township, York 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. 04-1970. Filed for public inspection October 29, 2004, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Acceptance of Rulemaking Petitions for Study

On October 19, 2004, the Environmental Quality Board (Board) accepted four rulemaking petitions for study under 25 Pa. Code Chapter 23 (relating to Environmental Quality Board policy for processing petitions—statement of policy). Two petitions were submitted by Shrewsbury Township, Glen Rock, PA for the redesignation of Little Falls (from its headwaters in Shrewsbury Township and New Freedom Borough to the Pennsylvania/Maryland state line) and Deer Creek (from its headwaters in Shrewsbury and Hopewell Townships and associated municipalities to the Pennsylvania/Maryland state line). These petitions request that the Board redesignate Little Falls (Gunpowder Falls Basin) from Warm Water Fishes to High Quality-Cold Water Fishes and Deer Creek from Cold Water Fishes to High Quality-Cold Water Fishes.

Under 25 Pa. Code § 23.6 (relating to notice of acceptance and Department report), the Department of Environmental Protection (Department) is required to publish a notice of intent to assess candidate waters before performing survey work. This notice will include a request that interested persons submit to the Department any technical data they may have for Little Falls and Deer Creek. The Department's assessment notices for Little Falls and Deer Creek will appear in a future issue of the *Pennsylvania Bulletin*.

The Board also accepted a rulemaking petition submitted by the Commander, Navy Region, Mid-Atlantic on behalf of the Department of Defense Regional Environmental Coordinator for Military Installations. This petition requests the amendment of 25 Pa. Code §§ 271.1 and 279.101 (relating to definitions and general requirements) and the addition of a new section proposed to be numbered §293.112 to require waste transfer facility applicants to notify the Department of Transportation, the Federal Aviation Administration and the airport of their intent to build or expand their facility within 6 miles of an airport runway. This requirement would include notifi-

cation to military airports. The petitioner contends that incompatible development around military installations, including development that causes increased bird activity around airfield runways, can cause significant mission impacts leading to the vulnerability of military operations.

The Board accepted a fourth petition at its October 19, 2004, meeting submitted on behalf of the Citizens for Pennsylvania's Future (PennFuture), PennEnvironment, Pennsylvania Federation of Sportsmen's Clubs, Pennsylvania NOW, Pennsylvania State Building and Construction Trades Council, Pennsylvania Trout, Planned Parenthood Pennsylvania Advocates, Sierra Club Pennsylvania Chapter, Women's Law Project and Women Vote PA. The petition seeks protection of human health and the environment by the regulation of mercury emissions to the air. Specifically, the petition requests Department action to regulate the emission of mercury to the air from this Commonwealth's electric utilities.

Under the Board's acceptance of the petitions submitted by the Department of Defense and PennFuture, et al., the Department will prepare individual reports evaluating each petition. These reports will include a recommendation on whether the Board should approve the actions requested in the petitions. If the Department's recommendation is to change a regulation, the reports will also specify the anticipated date that the Board will consider a proposed rulemaking. These reports must be completed within 60 days from the date the petitions were accepted by the Board. If these reports cannot be completed within the 60-day time period, at the next Board meeting the Department will state how much additional time is necessary to complete these reports.

The previously referenced petitions are available to the public for review by contacting the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-4526. The previously referenced petitions are accessible on Department's website: www.dep.state.pa.us (DEP Keyword: EQB (under "Meeting Agendas/Handouts/Minutes," choose "2004" then "October 19, 2004").

KATHLEEN A. MCGINTY,
Chairperson

[Pa.B. Doc. No. 04-1971. Filed for public inspection October 29, 2004, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The Health Care Cost Containment Council (Council) has scheduled the following meetings: Wednesday, November 3, 2004, Data Systems Committee meeting—10 a.m., Education Committee meeting—1 p.m.; Thursday, November 4, 2004, Council meeting—10 a.m. The meetings will be held in the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Individuals who need accommodation due to a disability who wish to attend the meetings should contact Cherie Elias, Health Care Cost Containment Council, 225 Market Street,

Harrisburg, PA 17101, (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

MARC P. VOLAVKA,
Executive Director

[Pa.B. Doc. No. 04-1972. Filed for public inspection October 29, 2004, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations on the dates indicated. To obtain the date and time of the meeting at which the Commission will consider these regulations, contact the Commission at (717) 783-5417 or visit its website: www.irrc.state.pa.us. To obtain a copy of the regulation, contact the promulgating agency.

Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
11-222	Insurance Department Workers' Compensation Act—Provider Fees; Payment for Anesthesia Services	10/19/04
57-232	Pennsylvania Public Utility Commission Establishing Local Service Provider Abandonment Process for Jurisdictional Telecommunication Companies	10/15/04
57-234	Pennsylvania Public Utility Commission Public Utility Security Planning and Readiness	10/15/04

Final-Omit

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
11-223	Insurance Department Public Adjuster Contracts and Licensing Requirements	10/19/04

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 04-1973. Filed for public inspection October 29, 2004, 9:00 a.m.]

INSURANCE DEPARTMENT

Agency Contract Termination of LoCastro Bonini Insurance Agency, Inc. under Act 143; Merchants Mutual Insurance Company; Doc. No. AT04-10-018

A pre-review telephone conference initiated by this office is scheduled for November 12, 2004, at 10 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before October 26, 2004. A date for a review shall be determined, if necessary, at the pre-review telephone conference.

On or before November 2, 2004, each party shall file with the Administrative Hearings Office by means of facsimile to (717) 787-8781 and serve upon the other party by means of facsimile an entry of appearance designating the lead attorney or representative to receive service of orders, filings and communications in this matter, together with that person's address, telephone number and facsimile number. Each party shall similarly designate the lead attorney or representative who will attend the pre-review telephone conference, if different than the person designated for service.

Motions preliminary to those at the review, protests, petitions to intervene or notices of intervention, if any, must be filed on or before November 8, 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 November 10, 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 Jeffrey Wallace, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-1974. Filed for public inspection October 29, 2004, 9:00 a.m.]

Children's Health Insurance Program; Children's Health Advisory Council Meeting

The Insurance Department (Department) has scheduled a meeting of the Children's Health Advisory Council (Council) on Thursday, November 18, 2004, at 10 a.m. in Room 327, Health and Welfare Building, Seventh and Forster Streets, Harrisburg, PA. The Children's Health Care Act (40 P.S. §§ 991.2301—991.2361) charges the Council with the responsibilities of overseeing outreach activities and evaluating access and quality of service provided to children enrolled in the Children's Health Insurance Program. The public is invited to attend. Persons who need accommodations due to a disability who wish to attend the meeting should contact Jeffrey Wallace, Insurance Department, 1300 Strawberry Square, Harrisburg, PA 17120, (717) 787-4298 at least 24 hours in advance so that arrangements can be made.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-1975. Filed for public inspection October 29, 2004, 9:00 a.m.]

**Cumberland Farms, Inc. (Gulf No. 142469);
Prehearing Telephone Conference**

**Appeal of Cumberland Farms, Inc. (Gulf No. 142469)
under the Storage Tank and Spill Prevention Act;
Underground Storage Tank Indemnification Fund;
USTIF File No. 02-325(M) (See Also 01-323(M)); Doc.
No. UT04-10-010**

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Ad-

ministrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and any other relevant procedure provisions of law.

A prehearing telephone conference shall be held on December 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 November 2, 2004. Parties shall be prepared to address the timeliness issues raised in this case. Motions preliminary to those at hearing, protests, petitions to intervene, notices of appearance or notices of intervention, if any, must be filed with the Hearings Administrator at the previous address on or before November 22, 2004. Answers to petitions to intervene, if any, shall be filed on or before November 29, 2004.

A date for a hearing shall be determined, if necessary, at the prehearing telephone conference.

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 Jeffrey Wallace, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-1976. Filed for public inspection October 29, 2004, 9:00 a.m.]

Jeffersonville Internal Medicine; Prehearing Telephone Conference

Appeal of Jeffersonville Internal Medicine under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM04-10-016

On or before November 16, 2004, the appellant shall file a concise statement setting forth the factual and/or legal basis for its disagreement with MCARE's July 30, 2004, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for December 7, 2004, at 10 a.m. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before November 9, 2004. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at the hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before November 24, 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 December 6, 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 Jeffrey Wallace, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-1977. Filed for public inspection October 29, 2004, 9:00 a.m.]

Keystone Health Plan East; Changes to Demographic Factors for Group Sizes Less than 100; Rate Filing

On October 1, 2004, by filing no. A82675001, Keystone Health Plan East submitted a filing to change the demographic rating factors for groups of sizes less than 100 contracts. The filing submission proposes to remove the minimum composite age/gender factor of 0.65. In addition, Keystone Health Plan East will reduce several of the age/gender specific factors from the levels currently approved.

A copy of the filing is available on the Insurance Department's (Department) website: www.ins.state.pa.us. To access the filing, select "Consumer Information" on the left side. Under "General Information," click on "Notices." The pdf copy is at the "Filing.pdf" link following the name of the filing.

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

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Insurance Department, Bureau of Accident and Health Insurance, 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. 04-1978. Filed for public inspection October 29, 2004, 9:00 a.m.]

Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action; Notice 2004-09

The Insurance Department (Department), Medical Care Availability and Reduction of Error Fund, by Jennifer M. McHugh, Deputy Insurance Commissioner, under section 712 of the Medical Care Availability and Reduction of Error (MCARE) Act (act) (40 P. S. § 1303.712), has determined that the annual assessment to be levied for calendar year 2005 shall be 39% applied to the prevailing primary premium for each participating health care provider.

The act defines "prevailing primary premium" as the schedule of occurrence rates approved by the Insurance Commissioner for the Joint Underwriting Association (JUA). For purposes of the 2005 annual assessment, the JUA rates to be used are \$500,000 per occurrence/\$1.5 million per annual aggregate for participating health care providers other than hospitals and \$500,000 per occurrence/\$2.5 million per annual aggregate for hospitals.

Participating health care providers having approved self-insurance plans shall be assessed an amount equal to the assessment imposed on a participating health care provider of like class, size, risk and kind as determined by the Department.

This action is subject to 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure)

JENNIFER M. MCHUGH,
Deputy Insurance Commissioner

[Pa.B. Doc. No. 04-1979. Filed for public inspection October 29, 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, Philadelphia and 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 Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Joseph W. and Joan D. Mandarano; file no. 04-215-02799; AIG Preferred Insurance Company; doc. no. P04-10-005; November 17, 2004, 10:30 a.m.

The following hearings will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Mary Ellen Thompson; file no. 04-265-03138; Great Northern Insurance Company; doc. no. PH04-09-039; November 17, 2004, 9 a.m.

Appeal of Walter Clee; file no. 04-267-03475; Progressive Insurance Company; doc. no. PH04-09-035; November 17, 2004, 10 a.m.

Appeal of Carol Hoernle; file no. 04-267-03542; New Hampshire Indemnity Company; doc. no. PH04-09-034; November 17, 2004, 11 a.m.

Appeal of Susan L. McIntyre; file no. 04-265-03676; Nationwide Mutual Fire Insurance Company; doc. no. PH04-10-001; November 17, 2004, 1 p.m.

Appeal of Martin and Joyce Vale; file no. 04-215-03373; American Independent Insurance Company; doc. no. PH04-10-003; November 17, 2004, 2:30 p.m.

Appeal of Garnie Hatfield; file no. 04-210-03293; Erie Insurance Exchange; doc. no. PH04-10-008; November 18, 2004, 9 a.m.

Appeal of William H. Dye; file no. 04-215-03024; Hartford Insurance Company of the Midwest; doc. no. PH04-10-007; November 18, 2004, 10 a.m.

Appeal of Johnny J. and Yvonne Pierce; file no. 04-266-03628; Prudential Property & Casualty Insurance Company; doc. no. PH04-10-017; November 18, 2004, 11 a.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 Edward J. Niederriter; file no. 04-303-71750; Donegal Mutual Insurance Company; doc. no. PI04-10-006; December 9, 2004, 2 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-1980. Filed for public inspection October 29, 2004, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested hearings as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' policies. The administrative hearings will be held in the Insurance Department's regional office in 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 Pittsburgh Regional Office, Room 304 State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Matthew W. and Tammy L. Lang; file no. 04-303-71548; Travelers Property & Casualty Insurance Company; doc. no. PI04-10-002; December 9, 2004, 1 p.m.

Appeal of Forrest P., Jr. and Pauline S. Smith; file no. 04-188-08737; Erie Insurance Exchange; doc. no. P04-10-004; December 10, 2004, 1 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 Jeffrey Wallace, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-1981. Filed for public inspection October 29, 2004, 9:00 a.m.]

Kenneth R. Scott; Hearing

License Denial; Doc. No. AG04-09-042

The proceedings in this matter will be governed by 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).

A prehearing conference is scheduled for November 30, 2004, at 10 a.m. in Room 200, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA. If an attorney or representative for a party attending the conference does not have complete settlement authority relative to this matter, the party or persons with full settlement authority shall be available by telephone during the conference.

A hearing shall occur on December 14, 2004, at 1:30 p.m. in Room 200, Administrative Hearings Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

On or before November 16, 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.

Motions preliminary to those at the hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before December 6, 2004, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Sev-

enth Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before December 13, 2004.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-1982. Filed for public inspection October 29, 2004, 9:00 a.m.]

United Security Assurance Company of Pennsylvania; Rate Increase Filing for Long Term Care Policy Form LTC-95P; Rate Filing

United Security Assurance Company of Pennsylvania is requesting approval to increase the premium 25% for the Long Term Care Form LTC-95P and the associated riders. The average premium will increase from \$1,350 to \$1,687 and will affect 1,291 policyholders in this Commonwealth.

Unless formal administrative action is taken prior to January 13, 2005, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) website: www.ins.state.pa.us. To access the filing, select "Consumer Information" on the left side. Under "General Information," 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 office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-1983. Filed for public inspection October 29, 2004, 9:00 a.m.]

Workers' Compensation Security Fund Assessment; Notice 2004-08

The Insurance Department (Department) has determined that no contributions will be required for the Workers' Compensation Security Fund (Fund) in 2004.

Section 5 of the Workers' Compensation Security Fund (act) (77 P. S. § 1059(1)) states ". . . If, due to payment of liabilities or claims, the balance of the fund is reduced below \$500,000,000, the department shall require contributions to maintain the actuarial soundness of the fund and to restore, in a timely manner, the balance of the fund to a level at or above \$500,000,000." The evaluation date of December 31 was established in 31 Pa. Code § 165.7 (regarding the Workers' Compensation Security

Fund assessment). As of the evaluation date of December 31, 2003, the balance of the fund was \$512,068,410.

Therefore, insurers writing workers' compensation insurance in this Commonwealth will not be required to submit any contributions for the Fund for 2004.

The act may be viewed at www.ncigf.org under "Guaranty Fund Laws" and the rules and regulations may be viewed at www.pacode.com under "Title 31, Chapter 165." Additional information regarding the Fund is located on the Department's webpage under "Liquidations, Rehabilitations and Special Funds" at www.ins.state.pa.us.

No acknowledgement of this notice is required.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-1984. Filed for public inspection October 29, 2004, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation Order; Identity Theft

Public Meeting held
July 23, 2004

Commissioners Present: Terrance J. Fitzpatrick, Chairperson; Robert K. Bloom, Vice Chairperson; Glen R. Thomas; Kim Pizzingrilli; Wendell F. Holland

Investigation In Re: Identity Theft; Doc. No. M-00041811

Investigation Order

By the Commission:

By this order, the Commission is initiating an investigation, under sections 331(a), 501(a) and 1501 of the Public Utility Code, 66 Pa.C.S. §§ 331(a), 501(a) and 1501, to examine identity theft and its impact on utility companies and consumers in this Commonwealth.

Identity theft is a growing problem that plagues millions Nationwide. Identity theft takes place when one person uses another's personal information such as name, Social Security number, credit card number or other identifying information to commit fraud or other crimes.¹ The Federal Trade Commission (FTC) reports that nearly 10 million people have been victims of some form of identity theft.² In fact, the FTC estimates that identity theft has resulted in nearly \$48 billion in losses to businesses and nearly \$5 billion in losses to its victims.³

Recent FTC reports indicate that, in 2003, "phone or utilities fraud" accounted for 21% of the types of identity theft reported in this Commonwealth.⁴ Phone or utilities fraud is second only to credit card fraud reported in this Commonwealth.

In response to this growing National problem, Congress has enacted legislation to address identity theft. The Fair

and Accurate Credit Transactions Act of 2003 (FACT),⁵ in part, amended the Fair Credit Reporting Act (FCRA) to enhance the consumer's ability to resolve problems caused by identity theft. In further recognition of the serious nature of identity theft, Congress passed the Identity Theft Penalty Enhancement Act⁶ on July 15, 2004, to prescribe more severe penalties for those persons committing identity theft and fraud.

While the Commission's ruling in a recent proceeding⁷ addressed the issue of one consumer's problem involving identity theft, the issue of identity theft as it relates to utilities and utility regulation warrants a more comprehensive review. Indeed, on a yearly basis, thousands of citizens in this Commonwealth apply to utilities and energy suppliers in this Commonwealth to initiate or transfer utility service. The Commission's current rules and regulations governing billing and credit policies⁸ were enacted long before identity theft became a National concern and the aforementioned federal legislation and FTC initiatives⁹ addressing this problem were adopted.

Identity theft results in losses for both the customer and the utility company. For the victims of identity theft, the recovery from damage and the tainting of one's financial reputation may be a slow, arduous and time-consuming process. Often, repair to a victim's credit reputation and financial condition takes years. For the utility company, identity theft frequently results in uncollected charges for service as well as increased expenditures of company resources to collect unpaid bills. Without question, it is in the public interest that the Commission examine whether existing regulations and processes provide adequate protections against the problem of identity theft in this Commonwealth. Accordingly, with this order, the Commission directs an investigation be initiated.

Additionally, under our authority under sections 501, 504, 505 and 506, 66 Pa.C.S. §§ 501, 504, 505 and 506, all major jurisdictional fixed utility companies, as well as telecommunications service providers, electric generation suppliers and natural gas suppliers, are directed to file written responses to the questions presented in Appendix A. Recognizing the sensitive nature of information requested, we will direct that the responses be filed under seal and that access to these documents be limited to Commission staff members. 52 Pa. Code § 5.423 (relating to orders to limit availability of proprietary information). Note that because this proceeding is presently limited to gathering relevant information, this is not a contested proceeding. Accordingly, the Commission's ex parte rules do not apply. See 66 Pa.C.S. § 334.

Also, we invite all interested parties to file written comments on the problem of identity theft relating to utility service and to propose solutions to address the problem, including proposed amendments to the Commission's regulations relating to credit and billing procedures. The information provided will allow the Commission to determine the impact of identity theft on utilities, suppliers and their customers, and to formulate and

⁵ Pub. L. No. 108-159, 117 Stat. 1952.

⁶ Pub. L. No. 108-275.

⁷ *Donna MacDougall v. Verizon North, Inc.*, Doc. F-01339719 (Order adopted July 23, 2004).

⁸ See, for example, 52 Pa. Code §§ 64.31 et seq.; 52 Pa. Code §§ 56.31, et seq.

⁹ The FTC initiated a rulemaking, under authority in FACT, proposing rules that would establish: (1) definitions for the terms "identity theft" and "identity theft report"; (2) the duration of an "active duty alert"; and (3) the "appropriate proof of identity" for purposes of sections 605A (fraud alerts and active duty alerts), 605B (consumer report information blocks) and 609(a)(1) (truncation of Social Security numbers) of the FCRA, as amended by the act. *FTC Rulemaking Amending 16 CFR Parts 603, 613, and 614* (Related Identity Theft Definitions, Duration of Active Duty Alerts, and Appropriate Proof of Identity Under the Fair Credit Reporting Act), RIN 308-AA94 (FTC Rulemaking Order). Final FTC action on the proposed regulations is pending.

¹ In the Pennsylvania Crimes Code, the offense of "identity theft" is defined as "... the possession or use, through any means, of identifying information of another person without the consent of that other person to further any unlawful purpose." 18 Pa.C.S. § 4120.

² Prepared Statement of the Federal Trade Commission on Identity Theft: Prevention and Victim Assistance Before the Subcommittee on Oversight and Investigations of the House Committee on Energy and Commerce, December 15, 2003.

³ *Id.*

⁴ FTC, *National and State Trends in Fraud and Identity Theft, January–December 2003*, January 22, 2004. Source: Data from Consumer Sentinel and the Identity Theft Data Clearinghouse.

adopt measures to better provide for identity verification and thereby reduce identity theft in the initiation, transfer and use of utility service; *Therefore,*

It Is Ordered That:

1. An investigation docket be opened to examine the impact of identity theft on consumers and utilities, and whether existing Commission rules, regulations and policies adequately protect consumers and utilities from the effects of identity theft.

2. All major jurisdictional fixed utility companies, telecommunication service providers, electric generation suppliers and natural gas suppliers are directed to file written responses to the questions presented in Appendix A. An original and ten copies of the written responses and one diskette containing an electronic version of the written responses shall be filed no later than 20 days after the date of publication of this order in the *Pennsylvania Bulletin*. Responses shall be addressed to James J. McNulty, Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Responses shall be marked as proprietary and filed under seal. Access to these documents will be limited to Commission staff.

3. A person wishing to submit written comments addressing the issues presented in this order shall do so no later than 20 days after the date of publication of this order in the *Pennsylvania Bulletin*. An original and ten copies of the comments and one diskette containing an electronic version of the comments shall be filed with the Commission's Secretary. Comments shall be addressed to James J. McNulty, Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265.

4. The contact persons for this investigation are Louis Sauers, Consumer Research Analyst Supervisor, Bureau of Consumer Services, (717) 783-6688 lsauers@state.pa.us; Patricia Krise Burket, Assistant Counsel, (717) 787-3464, pburket@state.pa.us; or W. Blair Hopkin, Assistant Counsel, (717) 783-6152, whopkin@state.pa.us.

5. The Order and the written comments submitted shall be posted at the Commission's website: www.puc.state.pa.us.

6. The Order shall be published in the *Pennsylvania Bulletin*.

7. Copies of the Order shall be served on all major jurisdictional fixed utility companies, all electric generation suppliers, all natural gas suppliers, all telecommunications services providers, the Office of Trial Staff, the Office of Consumer Advocate, the Office of Small Business Advocate and the Office of Attorney General.

JAMES J. MCNULTY,
Secretary

Appendix A

All major jurisdictional fixed utility companies, telecommunications service providers, and electric generation suppliers and natural gas suppliers, are directed to file written responses to the following questions on identity theft:¹

1. Provide the total number of disputes, as that term is defined in Commission regulations,² in which a customer alleged identity theft for each of the following calendar years:

- (a) For the year ending December 31, 2000.
- (b) For the year ending December 31, 2001.
- (c) For the year ending December 31, 2002.
- (d) For the year ending December 31, 2003.

If the company keeps statistics by fiscal year, please provide the above information for the immediate past four fiscal years.

2. Describe and provide a copy of company policy and procedures relating to verification of the customer's identity in the application process and the account transfer process. Also, provide information regarding the circumstances under which the company requests that a consumer provide additional sources of personal identification in order to verify that consumer's identity.

3. Describe and provide a copy of the company's written policy regarding new applications for service. Provide a copy of rules and regulations from the company's current and effective tariff relating to new applications for service, including circumstances under which written applications are required, and circumstances under which applications for service may be accepted over the telephone. Describe the process employed by the company to verify information provided over the telephone to ensure that the person requesting the service is in fact who he or she represents themselves to be.

4. Other than applications for new service, what kind of personal information is required when customers call in regarding their service and seeks to do the following?

- a. Verify the balance due.
- b. Transfer the account into another person's name.
- c. Complain about a service disruption.
- d. Pay the bill over the phone.
- e. Ask questions about their bill or service.
- f. Close an account.
- g. Any other action not described above.

5. Describe and provide a copy of the company's policy relating to the use of an applicant's or a customer's social security, particularly the circumstances under which the company requires that a social security number be provided, and how the social security number is used by the company. Describe and provide a copy of all documents related to security measures that the company uses to protect a customer's social security number. Describe and provide a copy of all documents relating to the company's procedures and policy applicable to situations where a customer refuses or fails to provide a social security number. By way of example only, if the company declines to serve to a new customer, what is the basis for the denial?

6. Describe and provide a copy of the company's policies and procedures relating to protecting the privacy of a customer's account information and other personal identification information that may be provided by the customer in conjunction with applying for, or transferring utility service, or paying utility bills. In particular, describe the security measures or procedures that are in place to protect or secure personal information customers provide to the company.

7. For the calendar year ending December 31, 2003, provide the following information related to establishing or transferring customer accounts:

- (a) Total number of new accounts.

¹ The offense of "identity theft" is defined as "... the possession or use, through any means, of identifying information of another person without the consent of that other person to further any unlawful purpose." 18 Pa.C.S. § 4120.

² See 52 Pa. Code § 56.2 (definitions) and 52 Pa. Code § 64.2 (definitions).

- (b) Total number of transferred accounts.
- (c) Total number of new accounts for which identity of consumer was verified by:
 - i. Credit history check.
 - ii. Government-issued photograph identification card, such as a driver's license, student identification card, employee identification card.
 - iii. Government issued nonphotograph identification card, such as a library card, voter registration card.
 - iv. Other form of identification, such as credit card, automobile club service card, student identification card, employee identification card.
- (d) Total number of transferred accounts for which identity of the consumer was verified by:
 - i. Credit history check.
 - ii. Government-issued photograph identification card, such as a driver's license, student identification card, employee identification card.
 - iii. Government issued nonphotograph identification card, such as a library card, voter registration card.
 - iv. Other form of identification, such as credit card, automobile club service card, student identification card, employee identification card.

8. Provide the address and hours of operation of each company office that is open to the public where a consumer can establish or transfer a service account in person. The term "company office" includes an office that is operated by an agent of the company. Identify each company office that is operated by contracted agents.

9. Provide the total amount of costs attributable to identity theft involving customer accounts for each of the following calendar years:

- (a) For the year ending December 31, 2000.
- (b) For the year ending December 31, 2001.
- (c) For the year ending December 31, 2002.
- (d) For the year ending December 31, 2003.

If the company keeps statistics by fiscal year, please provide the above information for the immediate past four fiscal years.

Explain how the company identifies and tracks costs that can be attributed to identity theft. The term "costs" is defined to include all expenditures made in investigating and verifying identity theft claims.

10. Provide the total amount of losses attributable to identity theft involving customer accounts for each of the following calendar years:

- (a) For the year ending December 31, 2000.
- (b) For the year ending December 31, 2001.
- (c) For the year ending December 31, 2002.
- (d) For the year ending December 31, 2003.

If the company keeps statistics by fiscal year, please provide the above information for the immediate past four fiscal years.

The term "losses" is the dollar amount of uncollected charges for stolen service as a result of identity theft. Explain how the company identifies and tracks losses that can be attributed to identity theft. Also, explain how much of the company's active debt and write-offs, expressed in total dollars and as a percentage of the whole,

are directly attributable to identity theft. Please provide figures for the company's gross debt and for gross write-offs for comparison to the percentages attributable to identity theft.

11. Provide a copy of the company's current procedures for conducting internal investigations related to alleged customer identity theft by a company employee. Provide a copy of the final report on each internal investigation of alleged customer identity theft by a company employee that was conducted since January 1, 2000. Identifying personal information for the employee and customer must be redacted from each report.

12. Provide a copy of the company's current procedures for investigating customer allegations of identity theft relating to a utility service account. Provide a copy of the final report on each such investigation conducted since January 1, 2000. Identifying personal information for the customer must be redacted from each report.

13. Provide the total number of internal investigations of alleged customer identity theft by company employee conducted by the company for each of the following calendar years:

- (a) For the year ending December 31, 2000.
- (b) For the year ending December 31, 2001.
- (c) For the year ending December 31, 2002.
- (d) For the year ending December 31, 2003.

Indicate the number of internal investigations that are currently in progress.

14. Provide the total number of investigations of customer allegations of identity theft conducted by company for each of the following calendar years:

- (a) For the year ending December 31, 2000.
- (b) For the year ending December 31, 2001.
- (c) For the year ending December 31, 2002.
- (d) For the year ending December 31, 2003.

Indicate the number of investigations that are currently in progress.

15. Identify those Commission regulations that may create an opportunity for identity theft. Explain in detail how each regulation may contribute to the identity theft, and propose amendments to correct the problem.

Directions for Filing

An original and ten copies of the written responses and one diskette containing an electronic version of the written responses shall be filed no later than 20 days after the date of publication of the Commission's order in the *Pennsylvania Bulletin*. Responses shall be addressed to James J. McNulty, Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Responses shall be filed under seal and access thereto will be limited to Commission staff. Reference Docket No. M-00041811.

[Pa.B. Doc. No. 04-1985. Filed for public inspection October 29, 2004, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth

have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it 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 November 22, 2004. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under the application.

A-00104027, Folder 6. Valley Lines, Inc. (1395 Sarver Road, Freeport, Armstrong County, PA 16229), a corporation of the Commonwealth—persons, in limousine service, between points in the Counties of Armstrong, Butler, Allegheny and Westmoreland, and from points in said counties, to points in Pennsylvania and return. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219.

Application of the following for approval to begin operating as common carriers for transportation of person as described under the application.

A-00117080, Folder 2. Baillis Limousine, Inc. (22 War Trophy Lane, Media, Delaware County, PA 19063), a corporation of the Commonwealth—persons, in limousine service, between points in the Counties of Chester, Delaware, Montgomery and Bucks and the City and County of Philadelphia, and from points in said territory, to points in Pennsylvania and return. *Attorney:* Bradley T. Beckman, Two Penn Center Plaza, Suite 910, Philadelphia, PA 19102.

Application of the following for amendment to the certificate of public convenience approval of the right and privilege of operating motor vehicles as common carriers for the transportation of persons as described under the application.

A-00120108, Folder 3, Am-A. Northern Limousine, Inc. (626 W. Lackawanna Avenue, Scranton, Lackawanna County, PA 18503), inter alia, a corporation of the Commonwealth—to transport by motor vehicle, persons, in 11-15 group and party service, including the driver, between points in the Counties of Wayne, Monroe and Pike, and from points in said counties, to points in Pennsylvania and return: *So as to permit* the transportation of persons, in 11-15 group and party service, between points in the Counties of Lackawanna and Luzerne, and from points in said counties to points in Pennsylvania and return. *Attorney:* Wick, Streiff, Meyer, O'Boyle & Szeligo, P. C. by David M. O'Boyle, 1450 Two Chatham Center, Pittsburgh, PA 15219.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-1986. Filed for public inspection October 29, 2004, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearing Scheduled

A hearing has been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's (System) denial of claimant's request concerning the indicated account.

The hearing will be held before a hearing examiner at the Labor and Industry Building, 7th and Forster Street, Harrisburg, PA 17120.

December 2 and 3, 2004	Pennsylvania Association of School Retirees (Right to Know)	9 a.m.
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Persons with a disability wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Marilyn Fuller-Smith, Assistant to the Executive Director, (717) 720-4921 to discuss how the System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective position. The hearing 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 22 Pa. Code § 201.1 (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.

VERONICA THOMAS,
*Assistant Executive Director for
Benefits and Administration*

[Pa.B. Doc. No. 04-1987. Filed for public inspection October 29, 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.

The hearings will be held before a hearing examiner at the State Employees' Retirement System, 30 North Third Street, First Floor, Harrisburg, PA 17101:

November 8, 2004	Hans-Dietrich Meurer (D) (Contested Death Benefit)	1 p.m.
December 13, 2004	Helene V. Hoffman (Benefit Reduction)	1 p.m.
December 15, 2004	David A. Dows (Benefit Recalculation)	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 § 250.1 (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.

ERIC HENRY,
Secretary

[Pa.B. Doc. No. 04-1988. Filed for public inspection October 29, 2004, 9:00 a.m.]
