

NOTICES

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Emergency Shelter Grant Program

The Department of Community and Economic Development (Department), Center for Community Building, Office of Community Development, is anticipating applying for funding through the United States Department of Housing and Urban Development.

The Emergency Shelter Grant Program (program) is established within Title IV, Subtitle B of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C.A. §§ 11371—11378). The program authorizes grants for the rehabilitation or conversion of buildings for use as emergency shelters for the homeless, for the payment of certain operating expenses and essential services in connection with emergency shelters for the homeless and for homeless prevention activities. The program is designed to be the first step in a continuum of assistance to enable homeless individuals and families to move toward independent living as well as to prevent homelessness.

One copy of the application may be submitted to the Department by local governments to the Customer Service Center, Department of Community and Economic Development, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120 in accordance with the Department's Single Application requirements. A copy of the application must also be sent to the appropriate regional office. The application window will open on November 8, 2004, and close at 5 p.m. on January 21, 2005. Applications received prior to or after these dates may not be considered for funding.

Applications forms and instructions may be obtained by contacting the Department's Center for Community Building, Office of Community Development in Harrisburg, (717) 787-5327 or the Department's regional offices. Persons with a disability who wish to submit an application in accordance with the provisions stated herein and who require assistance with that application and persons who require copies of this notice in an alternate format (for example, large type, Braille or the like) should contact Edward Geiger, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120, (717) 787-5327 to discuss how the Department may best accommodate their needs.

The following is the listing of the Department's regional offices and the counties they serve:

Southeast

Bucks, Chester, Delaware, Montgomery and Philadelphia Counties

Department of Community and Economic Development
1801 State Office Building
1400 Spring Garden Street
Philadelphia, PA 19130
(215) 560-2256

Northeast

Berks, Bradford, Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Sullivan, Susquehanna, Tioga, Wayne and Wyoming Counties

Department of Community and Economic Development
201 Samters Building
101 Penn Avenue
Scranton, PA 18503
(570) 963-4571

Central

Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry and York, Bedford, Blair, Cambria, Centre, Clinton, Columbia, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Northumberland, Snyder, Somerset and Union Counties

Department of Community and Economic Development
Commonwealth Keystone Building
400 North Street, 4th Floor
Harrisburg, PA 17120
(717) 720-7300

Southwest

Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Washington and Westmoreland Counties

Department of Community and Economic Development
1405 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222
(412) 565-5002

Northwest

Cameron, Clarion, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Potter, Venango and Warren Counties

Department of Community and Economic Development
1200 Lovell Place
Erie, PA 16503
(814) 871-4241

Main Office

Center for Community Building
Office of Community Development
400 North Street, 4th Floor
Commonwealth Keystone Building
Harrisburg, PA 17120
(717) 787-5327

DENNIS YABLONSKY,
Secretary

[Pa.B. Doc. No. 04-1998. Filed for public inspection November 5, 2004, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council Meeting

The Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources will hold a meeting on Wednesday, December 1, 2004, at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

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

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

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 04-1999. Filed for public inspection November 5, 2004, 9:00 a.m.]

Snowmobile and ATV Advisory Committee Meeting

The Snowmobile and ATV Advisory Committee of the Department of Conservation and Natural Resources (Department) will hold a meeting on Thursday, November 18, 2004, at 9:30 a.m. in Room 105, First Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items should be directed to Anthony DiGirolomo, (717) 787-9306.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Anthony DiGirolomo at (717) 787-9306 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 04-2000. Filed for public inspection November 5, 2004, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of Lebanon Valley College for Approval of Amendment of Its Articles of Incorporation

Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6504(a) (relating to fundamental changes), the Department of Education (Department) will consider the application of Lebanon Valley College for a Certificate of Authority approving the amendment to its Articles of Incorporation.

In accordance with 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department will act upon the application without hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protests and requests for hearing shall be filed with Carol Gisselquist, Higher Education Specialist, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-4448 by 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Carol Gisselquist to discuss how the Department may best accommodate their needs.

FRANCIS V. BARNES, Ph.D.,
Secretary of Education Designee

[Pa.B. Doc. No. 04-2001. Filed for public inspection November 5, 2004, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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

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

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 individual permits and individual stormwater construction permits in Sections IV and VI, the Department, based upon preliminary reviews, has made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the EPA Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on an NPDES application are invited to submit a statement to the regional office noted before an application within 30 days from the date of this public notice. Persons wishing to comment on a WQM permit application are invited to submit a statement to the regional office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for a public hearing on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

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

I. NPDES Renewal Applications

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>
PA0083364 IW	Chambersburg Borough P. O. Box 1009 100 S. 2nd St. Chambersburg, PA 17201-0909	Franklin County Greene Township	Conocheaque Creek 13-C	Y
PA0023183 Sew	Mt. Holly Springs Borough Authority 200 Harman Street Mt. Holly Springs, PA 17065	Cumberland County Mt. Holly Springs Borough	Mountain Creek 7-E	Y
PA0052833 IW	Excelsior Brass Works 331 June Avenue P. O. Box 140 Blandon, PA 19510-0140	Berks County Maidencreek Township	Willow Creek 3-B	Y
PA0088307 Sew	Snyder, LLP Eagles Crossing Golf Course 501 Conodoguinet Avenue Carlisle, PA 17013	Cumberland County North Middleton Township	Conodoguinet Creek 7-B	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>
PA0222798	Westline Inn, Inc. Box 137, Westline Road Westline, PA 16740	Lafayette Township McKean County	Unnamed tributary to Kinzua Creek 16-P	Y

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0029122	Saxonburg Area Authority 420 West Main Street Saxonburg, PA 16056	Jefferson and Penn Townships Butler County	Thorn Creek and 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.

PA0054691, Sewage, **John Stoltzfus**, 920 Pleasant View Road, Honey Brook, PA 19344. This proposed facility is in Honey Brook Township, **Chester County**.

Description of Proposed Activity: Renewal of an NPDES permit to discharge treated sewage from a small flow sewage treatment plant serving two units' apartment house.

The receiving stream, unnamed tributary to East Branch Brandywine Creek (Stream Code 00371), is in the State Water Plan Watershed 2H and classified for HQ-TSF and MF.

The proposed effluent limits for Outfall 001 are based on a design flow of 800 gallons per day.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		<i>Instantaneous</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Maximum (mg/l)</i>
CBOD ₅					
(5-1 to 10-31)			10		20
(11-1 to 04-30)			20		40
Suspended Solids			10		20
NH ₃ -N					
(5-1 to 10-31)			1.5		3.0
(11-1 to 4-30)			4.5		9.0
Phosphorus as P			2.0		4.0
Dissolved Oxygen			minimum 6.0		
pH			within limits of 6.0 to 9.0 standard units at all times		
Fecal Coliform			200 colonies/L as a geometric mean		
Total Residual Chlorine			Monitor		

In addition to the effluent limits, the permit contains the following major special conditions: abandon STP when public sewer available; remedial measures; no stormwater; property rights; dry stream discharge; change of ownership; sludge disposal; and AMMR to the Department.

PA0054950, Industrial Waste, SIC 2013, **Pilgrim's Pride Corporation**, 471 Harleysville Pike, P. O. Box 8, Franconia, PA 18924-0008. This proposed facility is in Franconia Township, **Montgomery County**.

Description of Proposed Activity: Discharge of treated process wastewater from the industrial waste water treatment plant.

The receiving stream, unnamed tributary to Indian Creek, is in the State Water Plan watershed 3E and is a dry swale which flows to the Indian Creek classified for TSF. The nearest downstream public water supply intake for the Philadelphia Suburban Water Company is on the Perkiomen Creek, 19.52 miles below the point of discharge.

The following proposed effluent limits for Outfall 001 are based on a design flow of 300,000 gallons per day:

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		<i>Instantaneous</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Maximum (mg/l)</i>
CBOD ₅					
(5-1 to 10-31)	25	50	10	20	25
(11-1 to 4-30)	50	100	20	40	50
Total Suspended Solids	25	50	10	20	25
Ammonia as N					
(5-1 to 10-31)	5.0	10.0	2.0	4.0	5.0
(11-1 to 4-30)	10.0	20.0	4.0	8.0	10.0
Total Nitrogen			Monitor	Monitor	Monitor
Phosphorus as P	2.5	5.0	1.0	2.0	2.5
Total Dissolved Solids	2,500	5,000	1,000	2,000	2,500
Fecal Coliform			200 col/100 ml		
pH (STD Unit)			minimum 6.0		
Oil and Grease			8	14	20
Total Residual Chlorine			0.5		1.2
Dissolved Oxygen			minimum 6.0		
Hardness as CaCO ₃			Monitor		
Osmotic Pressure					100 mos/kg

Parameters	Mass (lb/day)		Concentration (mg/l)		Instantaneous
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Maximum (mg/l)
Color					100 PC units
Temperature					110° F
Mercury, Total			0.00005	0.0001	0.00012
Copper, Total			0.019	0.038	0.047
Zinc, Total			0.155	0.31	0.387
Phenolics, Total			0.005	0.01	0.012

In addition to the effluent limits, the permit contains the following major special conditions: effective disinfection; remedial measures; test methods; change of ownership; sludge disposal; TMDL/WLA analysis; stormwater discharge from Outfall 002; operations and maintenance plan; laboratory certification; and groundwater monitoring.

PA0026603, Sewage, SIC 4952, **Borough of Ambler**, 122 East Butler Avenue, Ambler, PA 19002-4476. This proposed facility is in Upper Dublin Township, **Montgomery County**.

Description of Proposed Activity: Issuance of NPDES renewal permit for an existing discharge of treated sewage.

The receiving stream, Wissahickon Creek, is in the State Water Plan watershed 3F and classified for TSF, MF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for the Philadelphia Water Department is on the Schuylkill River, approximately 12.95 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 6.5 mgd.

Parameters (mg/l)	Average Monthly (mg/l)	Average Weekly (mg/l)	Maximum Daily	Instantaneous Maximum (mg/l)
CBOD ₅				
(5-1 to 10-31)	10	15		20
(11-1 to 4-30)	20	30		40
Total Suspended Solids	30	45		60
NH ₃ -N				
(5-1 to 10-31)	1.5			3.0
(11-1 to 4-30)	4.5			9.0
Dissolved Oxygen	7.0, I. Min.			
Phosphorus as P				
(Issuance to Year 2)	Monitor			
(Year 3 to Expiration)	2.0			4.0
Aluminum, Total	0.74		1.16	
Copper, Total	0.17		0.27	
Copper, Dissolved	Monitor		Monitor	
Chromium, Hexavalent	Monitor		Monitor	
Chromium, Total	Monitor		Monitor	
Silver, Total	Monitor		Monitor	
Lead, Total	Monitor		Monitor	
Arsenic, Total	Monitor		Monitor	
Cadmium, Total	Monitor		Monitor	
Mercury, Total	Monitor		Monitor	
Nickel, Total	Monitor		Monitor	
Zinc, Total	Monitor		Monitor	
Cyanide, Free	Monitor		Monitor	
Selenium, Total	Monitor		Monitor	
Phenolics, Total	Monitor		Monitor	

In addition to the effluent limits, the permit contains the following major special conditions: stormwater requirements; pretreatment program; upstream monitoring; and specification of test methods.

The EPA waiver is not in effect.

PA0050911, Sewage, SIC 4952, **Upper Perkiomen School District**, 201 West Fifth Street, East Greenville, PA 18041. This proposed facility is in Marlborough Township, **Montgomery County**.

Description of Proposed Activity: Discharge of treated sewage from the Marlborough Elementary School's sewage treatment plant.

The receiving stream, Green Lane Reservoir, is in the State Water Plan Watershed 3E Perkiomen Creek Basin and classified for TSF. The nearest downstream public water supply intake for the Philadelphia Suburban Water Company is on the Perkiomen Creek at RMI 0.98, 20.33 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.00425 mgd.

Parameters (mg/l)	Average Monthly (mg/l)	Average Weekly (mg/l)	Maximum Daily	Instantaneous Maximum (mg/l)
CBOD ₅	25			50
Total Suspended Solids	30	45		60
NH ₃ -N	4.0			8.0
Phosphorous as P	0.5			1.0
Dissolved Oxygen	4.0 minimum			
Fecal Coliform	200 # Col/100 ml			
pH (STD)	6.0 minimum			9.0

In addition to the effluent limits, the permit contains the following major special conditions: abandon STP; remedial measures; no stormwater; sewage sludge disposal; and laboratory certification.

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

PA0032999, Sewage, **Department of Conservation and Natural Resources**, 400 Market Street, Rachel Carson Office Building, P. O. Box 8451, Harrisburg, PA 17105-8451. This proposed facility is in Kidder Township, **Carbon County**.

Description of Proposed Activity: Issuance of a new NPDES permit.

The receiving stream, Hickory Run, is in the State Water Plan watershed no. 2A and classified for HQ-CWF. The nearest downstream public water supply intake for the City of Hazleton is on the Lehigh River, over 10 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.060 mgd..

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	18.2		36.4
Total Suspended Solids	21.0		42.0
NH ₃ -N			
(5-1 to 10-31)	1.9		3.8
(11-1 to 4-30)	5.7		11.4
Phosphorus as "P"	3.0		6.0
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		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	0.66		
NO ₂ -NO ₃	15.0		

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

PA0082244, Industrial Waste, SIC Code 4581, **Susquehanna Area Regional Airport Authority (Harrisburg International Airport)**, 208 Airport Drive, Middletown, PA 17057. This facility is in Lower Swatara Township, **Dauphin County**.

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

The receiving stream, the Susquehanna River, is in Watershed 7-K and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is the Columbia Borough on the Susquehanna River, approximately 19 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 004 based on a design flow of 0.050 mgd are:

Parameter	Concentration (mg/l)		
	Average Monthly	Maximum Daily	Instantaneous Maximum
pH		from 6.0 to 9.0 inclusive	
Total Suspended Solids (mg/l)	30		60

The proposed effluent limits for Outfall 005 based on a design flow of 0.600 mgd are:

Parameter	Concentration (mg/l)		
	Average Monthly	Maximum Daily	Instantaneous Maximum
pH		from 6.0 to 9.0 inclusive	
Total Suspended Solids (mg/l)	Monitor and Report		Monitor and Report

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.

PA0035157, Industrial Waste, SIC Code 2015, **Farmer's Pride, Inc.**, P. O. Box 39, Fredericksburg, PA 17026. This facility is in Bethel Township, **Lebanon County**.

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

The receiving stream, Deep Run, is in Watershed 7-D and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is the Pennsylvania American Water Company on the Swatara Creek, approximately 28 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 0.900 mgd are:

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
pH			from 6.0 to 9.0 inclusive		
Dissolved Oxygen (Min.)			5.0 mg/l at all times		
Total Residual Chlorine			less than 0.1		
Total Suspended Solids	95	190	12.7	25.4	31.7
CBOD ₅	76	152		10.120.2	25.2
NH ₃ -N					
(5-1 to 9-30)	7.5	15	1.0	2.0	2.5
(10-1 to 4-30)	22.5	45	3.0	6.0	7.5
Total Phosphorus	15	30	2.0	4.0	5.0
Fecal Coliform			200/100 ml as a geometric average		
(5-1 to 9-30)			400/100 ml as a geometric average		
(10-1 to 4-30)					
Total Nitrogen	Report	Report	103	147	257
Oil and Grease	Report	Report	8.0	14	30

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

The EPA waiver is not in effect.

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

PA0004979, Industrial Waste, SIC, **Neville Chemical Company**, 2800 Neville Road, Pittsburgh, PA 15225. This application is for amendment of an NPDES permit to discharge treated groundwater water from Neville Chemical Company in Neville Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Ohio River, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is the Robinson Township Authority, 2.43 miles below the discharge point.

Outfall 005: new discharge, design flow of 500 gpm.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	320 pgm	500 pgm			
Total Suspended Solids			Monitor and Report		
Benzene			0.010		0.020
Ethylbenzene			Monitor and Report		
Methylene Chloride			Monitor and Report		
Toluene			0.03		0.075
Napthalene			0.025		0.05
Xylene			Monitor and Report		
Chlorobenzene			Monitor and Report		
1,2 Dichloroethylene			Monitor and Report		

Outfall 005: new discharge, design flow of 500 gpm.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Cumene					Monitor and Report
Styrene					Monitor and Report
1,2,4 Trimethylbenzene					Monitor and Report
1,3,5 Trimethylbenzene					Monitor and Report
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is not in effect.

PA0203955, Sewage, **84 Lumber Company**, 1019 Route 519, Eighty Four, PA 15330. This application is for renewal of an NPDES permit to discharge treated sewage from the 84 Lumber Company Sewage Treatment Plant in North Strabane Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Little Chartiers Creek, which are classified as a HQ-WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Western Pennsylvania Water Company on Little Chartiers Creek.

Outfall 001: existing discharge, design flow of 0.025 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Total Residual Chlorine	1.4			3.3
Total Phosphorus				
(1st Month To 36th Month)	Monitor and Report			
(37th Month to Expiration)	6			12
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			
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA0023213, Sewage, **Borough of Ridgway**, P. O. Box 149, Ridgway, PA 15853-0149. This proposed facility is in Ridgway Township, **Elk 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 Pennsylvania American Water Company and the Clarion River at Clarion, 59. 8 miles below point of discharge.

The receiving stream, the Clarion River, is in watershed 17-A and classified for CWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 2.2 MGD with an effluent diffuser installed.

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	XX			
CBOD ₅	460	735	25	40	50
Total Suspended Solids	550	825	30	45	60
		Daily Maximum		Daily Maximum	

Parameters	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
NH ₃ -N	729	1,090	XX	100	130
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)			200/100 ml as a geometric average 38000/100 ml as a geometric average		
Total Residual Chlorine			0.5		1.6
Fluoride	2,035	3,050	110	165	220
Copper	1.65	2.5	0.09	0.14	0.18
Zinc	10	15	0.55	0.83	1.1
Lead			XX		
Acute Whole Effluent Toxicity					8.09 TUa
pH		6.0 to 9.0 standard units at all times			

The proposed effluent limits for Outfalls 101, 006 and 007 are based on a design flow of n/a mgd.

This outfall shall consist of uncontaminated stormwater only.*

* See Special Condition 4 in Part C of the permit.

The EPA waiver is not in effect.

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

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

WQM Permit No. 6704411, Sewerage, **Conewago Township Sewer Authority**, 600 Locust Point Road, York, PA 17042. This proposed facility is in Conewago Township, **York County**.

Description of Proposed Action/Activity: Construction of a new 99 gpm submersible pump station with a 3-inch ductile iron force main and 8-inch PVC gravity sanitary sewer for the new 79-home Mill Creek Development.

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

WQM Permit No. WQG016105, Sewerage, **Stephen Sowinski**, 1502 Winners Cup Circle, St. Charles, IL 60174. This proposed facility is in East Huntingdon Township, **Westmoreland County**.

Description of Proposed Action/Activity: Application for the construction and operation of a small flow treatment facility to serve the Sowinski residence.

WQM Permit No. 2604402, Sewage, **Brownsville Municipal Authority**, P. O. Box 330, 7 Jackson Street, Brownsville, PA 15417. This proposed facility is in Brownsville, **Fayette County**.

Description of Proposed Action/Activity: Application for the construction and operation of a sewage treatment plant, sewers and pump stations and aerobic digestion tanks to serve the Brownsville WWTP.

The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, has been identified as the funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

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

WQM Permit No. 1004407, Sewerage, **Buffalo Township Municipal Authority**, 707 South Pike Road, Sarver, PA 16055. This proposed facility is in Buffalo Township, **Butler County**.

Description of Proposed Action/Activity: This project is for a pump station and sewer extension to serve The Palms Investments Plan of Lots, which is a 30-acre, 45-lot subdivision along the north side of Grimm Road.

WQM Permit No. 1004406, Sewerage, **William M. Hess**, 222 South Market Street, Suite 103, Elizabethtown, PA 17022. This proposed facility is in Brady Township, **Butler County**.

Description of Proposed Action/Activity: This project is for the replacement of a malfunctioning on-lot sewage system with a trench dispersal system.

IV. NPDES Applications for Stormwater Discharges from MS4

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

NPDES Permit No.	Applicant Name and Address	County	Municipality	Receiving Water/Use	Department Protocol (Y/N)
PAI130545	Delaware County 201 West Front St. Media, PA 19063	Delaware	Media Borough	3G Watershed	N

V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

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

NPDES

<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010904017	Dawn Ward Ward Site Plan Development 1493 Amherst Court Bethlehem, PA 18015	Bucks	Springfield Township	Cooks Creek EV
PAI011504072	Edward Thomas Builders, Inc. Morstein Road at King Road Sbdv. 21 Crest Avenue Malvern, PA 19355	Chester	East Whiteland Township	Ridley Creek HQ
PAI011504073	Francis and Kathryn Segner Segner Property Development P. O. Box 176 Birchrunville, PA 19421-00176	Chester	West Vincent Township	Birch Run EV
PAS10J043-R	YMCA of Philadelphia Rocky Run YMCA 2000 Market Street Philadelphia, PA 19103	Delaware	Middletown Township	Rocky Run HQ

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

NPDES

<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030703002-1	Paul Yohn P. O. Box 951 Altoona, PA 16603	Blair	Frankstown	Unnamed tributary to Canoe Creek HQ-CWF
PAI036704002	Dennis Pantano 2425 Spring Wood Rd. York, PA 17402	York	Springfield	Seaks Run HG-CWF
PAI032804003	LTP Aaron's Inc. 4 Kline Blvd. Frederick, MD 21701	Franklin	Guilford	Falling Spring Branch of Conococheague Creek HG-CWF
PAI033604010	Little Britain Township 356 Nottingham Rd. Quarryville, PA 17566	Lancaster	Little Britain Township	Little Conestoga Creek HQ-CWF

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

Clinton County Conservation District: 45 Cooperation Lane, Mill Hall, PA 17754, (570) 726-3798.

NPDES

<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041404004	Belgium Acres Robert Davis 401 Allegheny St. Jersey Shore, PA 17740	Clinton	Pine Creek Township Pine Creek	HQ-TSF

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

Elk Conservation District, (814) 776-5373.

NPDES

<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062404004	Bruce Winslow	Elk	Benezette Township	Dents Run HQ-CWF

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

PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

PUBLIC WATER SUPPLY (PWS) PERMIT

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied for a PWS permit to construct or substantially modify a public water system.

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

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

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

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

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Permit No. 4504504, Public Water Supply.

Applicant	Stroudsburg Municipal Authority
Township or Borough	Stroud Township
County	Monroe
Responsible Official	Ken Brown, Manager Stroudsburg Municipal Authority 410 Stokes Avenue East Stroudsburg, PA 18301
Type of Facility	PWS
Consulting Engineer	John Davis, P. E. RKR Hess Associates, Inc. 310 Spruce Street, Suite 202 Scranton, PA 18503
Application Received Date	October 22, 2004

Description of Action	The applicant requests approval to upgrade existing vertical turbine pumps from 150 gpm to 300 gpm and also to provide a connection for an emergency by-pass pump.
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Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Permit No. 6704513, Public Water Supply.

Applicant	Lower Windsor Township
Municipality	Windsor Township
County	York
Responsible Official	Donald L. Keener, Township Manager 111 Walnut Valley Court Wrightsville, PA 17368
Type of Facility	PWS
Consulting Engineer	Kent A. Bitting, P. E. C S Davidson Inc. 38 North Duke Street York, PA 17401
Application Received Date	October 18, 2004

Description of Action	New municipal building with onsite well requiring the installation of nitrate treatment.
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Permit No. 3604512, Public Water Supply.

Applicant	Warwick Township Municipal Authority
Municipality	Warwick Township
County	Lancaster
Responsible Official	Daniel Zimmerman, Township Manager Authority Administrator 315 Clay Road P. O. Box 336 Lititz, PA 17543
Type of Facility	PWS
Consulting Engineer	Vaughan Leer, P. E. Herbert Rowland Grubic 1846 Charter Lane P. O. Box 336 Lancaster, PA 17605
Application Received Date	July 2, 2004

Description of Action	Addition of the Bonfield and Wrigley Wells to augment the existing sources of supply.
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Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Permit No. 0204503, Public Water Supply.

Applicant	Municipal Authority of the Township of Robinson P. O. Box 15539 Pittsburgh, PA 15244
Township or Borough	Robinson Township

Responsible Official Anthony Lenze, Executive Director
Municipal Authority of the Township of Robinson
P. O. Box 15539
Pittsburgh, PA 15244

Type of Facility Water Treatment Plant

Consulting Engineer NIRA Consulting Engineers, Inc.
950 Fifth Avenue
Coraopolis, PA 15108

Application Received Date October 5, 2004

Description of Action Installation of 17,700 LF of water transmission main from the Groveton Water Treatment Plant to connection with the existing 16-inch main.

Permit No. 5604504, Public Water Supply.

Applicant **Municipal Water Authority of the Township of Jenner**
124 West Street
Jenners, PA 15546

Township or Borough Jenner Township

Responsible Official Robert Blough, Chairperson
Municipal Water Authority of the Township of Jenner
124 West Street
Jenners, PA 15546

Type of Facility Water Treatment Plant

Consulting Engineer The EADS Group, Inc.
450 Aberdeen Drive
Somerset, PA 15501

Application Received Date August 25, 2004

Description of Action Construction of a 300,000-gallon concrete finished water storage tank.

MINOR AMENDMENT

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Application No. Minor Amendment.

Applicant **Pennsylvania American Water Company**

Township or Borough Coolbaugh Township, **Monroe County**

Responsible Official William Kelvington, Vice President—Operations
Pennsylvania American Water Company
800 West Hersheypark Drive
Hershey, PA 17033

Type of Facility PWS

Consulting Engineer Scott M. Thomas, P. E.,
Operations Engineer
Pennsylvania American Water Company
800 West Hersheypark Drive
Hershey, PA 17033

Application Received Date October 18, 2004

Description of Action The applicant requests approval to blast and repaint the interior of the 490,000-gallon standpipe known as the PCP Main Tank in Monroe County near Tobyhanna, PA.

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

Application No. 0204504, Minor Amendment.

Applicant **Pennsylvania American Water Company**
800 West Hersheypark Drive
Hershey, PA 17033

Township or Borough Lincoln Borough

Responsible Official Scott Thomas, Operations Engineer
Pennsylvania American Water Company
800 West Hersheypark Drive
Hershey, PA 17033

Type of Facility Lincoln Borough Tank

Application Received Date October 18, 2004

Description of Action Blasting and painting of the interior and exterior of the 275,000-gallon standpipe tank.

Application No. 6304505, Minor Amendment.

Applicant **Pennsylvania American Water Company**
800 West Hersheypark Drive
Hershey, PA 17033

Township or Borough Carroll Township

Responsible Official Scott Thomas, Operations Engineer
Pennsylvania American Water Company
800 West Hersheypark Drive
Hershey, PA 17033

Type of Facility Fourth Avenue Tank

Application Received Date October 18, 2004

Description of Action Blasting and painting of the interior and exterior of the 250,000-gallon elevated tank.

Application No. 3281501-T1-A2, Minor Amendment.

Applicant **Pennsylvania American Water Company**
800 West Hersheypark Drive
Hershey, PA 17033

Township or Borough	Indiana
Responsible Official	Scott Thomas, Operations Engineer Pennsylvania American Water Company 800 West Hersheypark Drive Hershey, PA 17033
Type of Facility	Indiana Aldrich Unit No. 2
Application Received Date	October 18, 2004
Description of Action	Rehabilitation of the Indiana Aldrich Unit No. 2 including blasting and repainting of the interior wet and interior dry areas and minor sanitary, structural and safety modifications.
Application No. 4661W001-T1-A3, Minor Amendment.	
Applicant	Harrison Township Water Authority 1705 Rear Freeport Road Natrona Heights, PA 15065
Township or Borough	Harrison Township
Responsible Official	Charles Craig, General Manager Harrison Township Water Authority 1705 Rear Freeport Road Natrona Heights, PA 15065
Type of Facility	Water Treatment Plant
Consulting Engineer	NIRA Consulting Engineers, Inc. 950 Fifth Avenue Coraopolis, PA 15108
Application Received Date	September 8, 2004
Description of Action	Replacement of existing backwash lagoon pump with a new 80 gpm pump.
<i>Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.</i>	
Application No. 3419-T1-MA1, Minor Amendment.	
Applicant	Pennsylvania American Water Company
Township or Borough	Clarion Township, Clarion County
Responsible Official	Wm. C. Kelvington, VP Operations
Type of Facility	PWS
Application Received Date	October 19, 2004
Description of Action	Repaint/rehabilitate 0.5 MG storage tank, known as the Clarion Tank.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

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

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

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office before which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

Capozzi Property, City of Philadelphia, **Philadelphia County**. Rodd Bender, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Bala Cynwyd, PA 19004 on behalf of Robert Rosenthal, Westrum Park Place, LP, 370 Commerce Dr., Ft. Washington, PA 19034 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site have been impacted by petroleum compounds, metals, polynuclear aromatic hydrocarbons and other organic compounds. The intended future use of the site will be residential.

Philadelphia Gas Works Tioga, City of Philadelphia, **Philadelphia County**. Lisa Popovics, Philadelphia Gas Works, 800 W. Montgomery Ave., Philadelphia, PA 19122 on behalf of Michael Handwerk, Philadelphia Gas Works/City of Philadelphia, 800 W. Montgomery Ave., Philadelphia, PA 19122 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site have been impacted by VOCs, semi-VOCs and metals. The site will continue to be used as a nonresidential PGW industrial facility. A summary of the Notice of Intent was reported to have been published in the *Philadelphia Daily News* on October 8, 2004.

Philadelphia Gas Works Belfield, City of Philadelphia, **Philadelphia County**. Lisa Popovics, Philadelphia Gas Works, 800 W. Montgomery Ave., Philadelphia, PA 19122 on behalf of Michael Handwerk, Philadelphia Gas Works/City of Philadelphia, 800 W. Montgomery Ave., Philadelphia, PA 19122 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site have been impacted by VOCs, semi-VOCs and metals. The site will continue to be used as a nonresidential PGW industrial facility. A summary of the Notice of Intent was reported to have been published in the *Philadelphia Daily News* on October 8, 2004.

Philadelphia Gas Works Richmond, City of Philadelphia, **Philadelphia County**. Lisa Popovics, Philadelphia Gas Works, 800 W. Montgomery Ave., Philadelphia, PA 19122 on behalf of Michael Handwerk, Philadelphia Gas Works/City of Philadelphia, 800 W. Montgomery Ave., Philadelphia, PA 19122 has submitted a Notice of Intent to Remediate. Soils at the site have been impacted by VOCs and metals and groundwater at the site has been impacted by VOCs and semi-VOCs. The site will continue to be used as a nonresidential PGW industrial facility. A summary of the Notice of Intent was reported to have been published in the *Philadelphia Daily News* on October 8, 2004.

Philadelphia Gas Works Passyunk, City of Philadelphia, **Philadelphia County**. Lisa Popovics, Philadelphia Gas Works, 800 W. Montgomery Ave., Philadelphia, PA 19122 on behalf of Michael Handwerk, Philadelphia Gas Works/City of Philadelphia, 800 W. Montgomery Ave., Philadelphia, PA 19122 has submitted a Notice of Intent to Remediate. Soils at the site have been impacted by VOCs and metals and groundwater at the site has been impacted by VOCs and semi-VOCs. The site will continue to be used as a nonresidential PGW industrial facility. A summary of the Notice of Intent was reported to have been published in the *Philadelphia Daily News* on October 8, 2004.

Philadelphia Gas Works 9th and Diamond, City of Philadelphia, **Philadelphia County**. Lisa Popovics, Philadelphia Gas Works, 800 W. Montgomery Ave., Philadelphia, PA 19122 on behalf of Michael Handwerk, Philadelphia Gas Works/City of Philadelphia, 800 W. Montgomery Ave., Philadelphia, PA 19122 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted by VOCs and semi-VOCs. The site will continue

to be used as a nonresidential PGW industrial facility. A summary of the Notice of Intent was reported to have been published in the *Philadelphia Daily News* on October 8, 2004.

Rockel Residence, Newton Borough, **Bucks County**. Michelle Harrison, React Environmental Svc., Inc., 6901 Kingessing Ave., Philadelphia, PA 9142, on behalf of Lee Brahin, Garnet Assoc., LLC, 1533 Chestnut Street, Philadelphia, PA 19102 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with no. 2 fuel oil and groundwater has been impacted with chlorinated solvents.

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

Sterling Oaks at Lower Nazareth Properties, Lower Nazareth Township, **Northampton County**. Darryl Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004 has submitted a Notice of Intent to Remediate (on behalf of Eric Witmond, Hidden Oaks, LLP, 119 Cherry Hill Rd., Parsippany, NJ 07054) concerning the remediation of soils found to have been impacted by inorganics. The applicant proposes to remediate the site to meet a combination of the Statewide Health and Background Soil Standards. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area in the near future. A Final Report was simultaneously submitted.

HRA Unit A, City of Hazleton, **Luzerne County**. Larry Roach, P. G., Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110 has submitted a Notice of Intent to Remediate (on behalf of Hazleton Redevelopment Authority, City Hall, 40 N. Church St., Hazleton, PA 18201) concerning the remediation of site soils found to be impacted by low concentrations of chlorinated solvents, used motor oil, metals, pesticides and PCBs as the result of historic operations. The applicant proposes to remediate the site to meet the Special Industrial Area (SIA) and site-specific standards. The proposed future use of the site will be for commercial development.

HRA Units B and C, City of Hazleton, **Luzerne County**. Larry Roach, P. G., Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110 has submitted a Notice of Intent to Remediate (on behalf of Hazleton Redevelopment Authority, City Hall, 40 N. Church St., Hazleton, PA 18201) concerning the remediation of site soils found to be impacted by low concentrations of chlorinated solvents, used motor oil, metals, pesticides and PCBs as the result of historic operations. The applicant proposes to remediate the site to meet the SIA and site-specific standards. The proposed future use of the site will be for commercial development.

Residential Property Daniel Residence, Penn Forest Township, **Carbon County**. Guy Sheets, Malcolm Pirnie, Inc., 630 Freedom Business Center, 3rd Floor, King of Prussia, PA 19406 has submitted a Notice of Intent to Remediate (on behalf of Bethlehem Authority, 10 E. Church Street, Bethlehem, PA 18018) concerning the remediation of soils found to have been impacted by fuel oil no. 2. The applicant proposes to remediate the site to meet the Statewide Health Soil Standard. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future. A Final Report was simultaneously submitted.

Sheckler Residence, Lehigh Township, **Northampton County**. Thomas Martinelli, Environmental Scientist, JMT Environmental Technologies, Inc., has submitted a Notice of Intent to Remediate (on behalf of Jane Sheckler, Main Street, Walnutport, PA 18088) concerning the remediation of soils and groundwater found or suspected to have been impacted by the accidental release of home heating oil contaminated with MTBE. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was published in *The Morning Call* on August 13, 2004. A Final Report was simultaneously submitted. The property is proposed to remain residential.

Bold's Automotive Service, City of Bethlehem, **Northampton County**. John Van Wagenen, P. G., Coventry Environmental Associates, Inc., 991 Ridge Road, Bucktown, PA 19465 has submitted a Notice of Intent to Remediate (on behalf of John Bold, 435 Pembroke Road, Bethlehem, PA 18018) concerning the remediation of soils found or suspected to have been impacted by gasoline. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future. A Final Report was simultaneously submitted. The property will be used for the sale of used automobiles.

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

Sunset Landfill (Olmsted AFB, Sunset Annex), Londonderry Township, **Dauphin County**. MWH Americas, Inc., 335 Phoenixville Pike, Malvern, PA 19355, on behalf of Londonderry Township, 783 Geyers Church Road, Middletown, PA 17057, submitted a Notice of Intent to Remediate site groundwater contaminated with fuel oil. The applicant seeks to remediate the site to a combination of Statewide Health and Site-Specific Standards.

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

BVK, Inc., Berwick Borough, **Columbia County**, AGI Aegis Company, Inc., 19 North Center Street, Corry, PA 16407 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with diesel fuel. This site is being remediated to meet the Special Industrial Area.

Meeker Hill Station (M-77), Lawrence Township, **Tioga County**, PPL Services Corp., 2 North 9th Street GENTW17, Allentown, PA 18101 has submitted a Notice of Intent to Remediate soil contaminated with mercury. This site is being remediated to meet the Statewide Health Standards.

M. P. Close Well (MW-703), Lawrence Township, **Tioga County**, PPL Services Corp., 2 North 9th Street GENTW17, Allentown, PA 18101 has submitted a Notice of Intent to Remediate soil contaminated with mercury. This site is being remediated to meet the Statewide Health Standards.

Palmer No. 3 (TW-400), Farmington Township, **Tioga County**, PPL Services Corp., 2 North 9th Street GENTW17, Allentown, PA 18101 has submitted a Notice of Intent to Remediate soil contaminated with mercury. This site is being remediated to meet the Statewide Health Standards.

Meeker No. 1 (MW-706), Tioga Township, **Tioga County**, PPL Services Corp., 2 North 9th Street GENTW17, Allentown, PA 18101 has submitted a Notice

of Intent to Remediate soil contaminated with mercury. This site is being remediated to meet the Statewide Health Standards.

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

BP Site No. 07176, 101 Tenth Street at Meldon Avenue, City of Donora, **Washington County**. Heather Fazekas, URS Corporation, Foster Plaza 4, 501 Holiday Drive, Pittsburgh, PA 15220 (on behalf of Anthony Noll, Integrity Precision Corporation, 111 Tenth Street, Donora, PA 15033 and Richard Blackburn, BP Products North America, Inc., 1 West Pennsylvania Ave., Suite 440, Towson, MD 21204) has submitted a Notice of Intent to Remediate soil contaminated with unleaded gasoline and waste oil.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

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

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

New Applications Received

Onyx Environmental Services, LLC, 1 Eden Lane, Flanders, NJ 07836. Received on August 31, 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.

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

10-281F: II-VI, Inc. (375 Saxonburg Blvd., Saxonburg, Butler, PA 16056-9499) for post-construction plan approval of four 1,200 horsepower emergency generators at their Saxonburg facility in Clinton Township, **Butler County**.

10-281E: II-VI, Inc. (375 Saxonburg Blvd., Saxonburg, Butler, PA 16056-9499) for plan approval to construct a new isopropanol dryer (degreaser) in Clinton Township, **Butler County**.

43-336A: Pennsylvania Rail Car Co., Inc. (33 Carbaugh Street, West Middlesex, PA 16159) plan approval for post construction of a flow coating line at their West Middlesex Plant in the Borough of West Middlesex, **Mercer County**.

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

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

39-302-178: St. Luke's Hospital (801 Ostrum Street, Bethlehem, PA 18015) for construction of three no. 6 fuel oil/natural gas-fired boilers to replace three existing no. 6 fuel oil/natural gas-fired boilers at their facility in Fountain Hill, **Lehigh County**. The facility is a non-Title V (State-only) facility and has been issued Synthetic Minor Operating Permit 39-00036. Each boiler will utilize low-NOx burners and flue gas recirculation to reduce NOx emissions. All three boilers are limited to a total annual no. 6 fuel oil usage not to exceed 1.5 million gallons per year (based on a 12-month rolling sum), which will result in total potential emissions of 41.25 tons per year of NOx,

3.75 tons per year of CO and 58.9 tons per year of SO₂. The boilers are subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources for Small Industrial-Commercial-Institutional Steam Generating Units. The Plan Approval and Operating Permit will include stack testing, monitoring, reporting, work practices and recordkeeping requirements designed to keep the sources operating within all applicable air quality requirements. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Synthetic Minor Operating Permit through an administrative amendment at a later date.

39-309-015: ConAgra Food Ingredients Co. (312 East Breadfruit Drive, Treichlers, PA 18086) for construction and operation of the B-Mill Separator and associated air cleaning device (baghouse) for this mill and existing grain handling and cleaning operation, at their facility in Lehigh Township, **Northampton County**. Particulate emissions in the grain handling and cleaning operations will be controlled by a refurbished fabric-collector. Expected particulate emission rate will be less than 0.02 grain/dscf. The company will operate the facility and maintain the equipment in accordance with the good engineering practices to assure proper operation of the system. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions, that are designed to keep the facility operating within all applicable air quality requirements. The facility has a valid Synthetic Minor Operating Permit 48-00024. Once the equipment is operational in compliance with all requirements, this plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Synthetic Minor Operating Permit.

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

06-05002B: Lehigh Cement Co. (537 Evansville Road, Fleetwood, PA 19522) for modification of their Portland cement manufacturing facility from a long kiln to a single stage preheater and long kiln controlled by various devices in Maiden Creek Township, **Berks County**. The modification will involve the increase in the maximum annual production of the facility, but limits will be included to limit the emissions to less than the NSR thresholds. The facility is a major source subject to Title V and 40 CFR Part 63, Subpart LLL, National Emission Standards for Hazardous Air Pollutants from Portland Cement Manufacturing. The plan approval will include monitoring, testing, recordkeeping, work practices and reporting requirements designed to keep the source operating within all applicable air quality requirements. The facility is presently covered by the Title V Operating Permit 06-05002. The plan approval will be incorporated into this permit in accordance with 25 Pa. Code § 127.450 (Administrative Amendment).

06-05020A: Craft Maid Kitchens, Inc. (501 South Ninth Street, Building C, Reading, PA 19602) for construction of three new spray booths controlled by dry filter pads and low VOC and HAP coatings in the City of Reading, **Berks County**. The facility's VOC emissions will be limited to less than 25 tons per year. The HAP emissions will be limited to less than 10/25 tons per year. Limits will be placed on the VOC and HAP contents in the coatings used. A limit on the amount of coatings applied will be included in the approval. The facility will be required to record the coating usage and calculate the monthly VOC and HAP emissions. The permit will include monitoring, work practices, recordkeeping and re-

porting requirements designed to keep the sources and facility operating within all applicable air quality requirements.

28-05005A: York Refrigeration—Frick (100 CV Avenue, Waynesboro, PA 17268) for modification of their existing metal surface coating operations in the Borough of Waynesboro, **Franklin County**. The modifications include the installation of a replacement paint spray booth and filter system. The facility's surface coating operations account for most of the facility's VOC emissions which will not be impacted by these modifications. The plan approval will include monitoring, work practices, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality requirements. The plan approval will be incorporated into the facility's Title V operating permit in accordance with 25 Pa. Code § 127.450.

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

49-302-028B: Catawissa Lumber and Specialty Co., Inc. (P. O. Box 176 Catawissa, PA 17820-0176) for construction of a 17.44 mmBtu/hr Biomass Combustion Systems wood fired boiler and associated air cleaning device (multiclone collector) in Ralpho Township, **Northumberland County**.

The plan approval application submitted by Catawissa Lumber indicates that the source constructed will comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the fugitive air contaminant emission requirement of 25 Pa. Code § 123.1, particulate matter emission limitation of 25 Pa. Code § 123.11, the SO_x emission limitation of 25 Pa. Code § 123.22, the visible emission limitation of 25 Pa. Code § 123.41 and the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12.

Based upon the technical review of the application, the Department proposes to issue plan approval for the construction of the boiler and air-cleaning device. The following is a summary of the conditions the Department proposes to place in the plan approval to be issued to ensure compliance with all applicable regulatory requirements:

1. The particulate matter emissions from the boiler shall not exceed a rate of 0.25 pound per million Btu of heat input.

2. The boiler shall not exceed particulate matter emissions of 19.10 tons in any 12 consecutive month period.

3. The NO_x and CO emissions from the boiler shall not exceed 0.5 lb/mmBtu of heat input and 0.6 lb/mmBtu of heat input respectively.

4. The boiler shall be fired on sawdust and "hardwood shavings" consisting of kiln-dried green wood only. No coated or treated wood, laminated wood, particleboard, flakeboard or materials other than kiln-dried wood shall be burned in this boiler. During startup, newspaper may be used to aid in the ignition of the boiler.

5. The multiclone shall be equipped with instrumentation to measure the pressure drop across the collector on a continuous basis.

6. The multiclone collector ash discharge system shall remain sealed from the open air at all times except when changing flyash disposal drums. Additionally, the level of

accumulated ash in the flyash disposal drum shall be checked daily and the drum shall be emptied prior to becoming full.

7. The permittee shall, upon Department request, provide analyses or samples of the wood burned in the boiler.

8. Within 120 days of completion of boiler construction the company shall perform particulate and NO_x stack testing while being operated at its maximum rate.

9. The boiler is subject to subpart Dc of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.40c—60.48c.

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

25-994B: Advanced Mold Technologies (2011 East 30th Street, Erie, PA 16510) for postconstruction of a chrome electroplating process in the City of Erie, **Erie County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department intends to issue a plan approval for post construction of a chrome electroplating process in the City of Erie, Erie County. This plan approval will be incorporated into a State-only operating permit at a later date. Issuance of the plan approval is recommended with the appropriate conditions in the plan approval:

1. This source is subject to 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor and visible emissions, respectively.

2. The sources shall comply with 40 CFR Part 63, Subpart N, National Emission Standards for Chromium Emissions From Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks.

3. 40 CFR 63.13 requires submission of copies of all requests, reports, applications, submittals and other communications to both the EPA and the Department. The EPA copies shall be forwarded to Director; Air, Toxics and Radiation Division; US EPA, Region III; 1650 Arch St. Philadelphia, PA 19103-2029.

4. Recordkeeping and reporting requirements shall be maintained in accordance with 40 CFR 63.346 and 63.347, respectively.

5. The source shall comply with 40 CFR 63.343(c)(5)(ii), monitoring to demonstrate continuous compliance.

6. The source shall comply with 40 CFR 63.342, summary of work practice standards.

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

AMS 03134: Henry H. Ottens Manufacturing Co. (7800 Holstein Avenue, Philadelphia, PA 19153) for permitting various process and control equipment associated with food flavoring manufacturing in the City of Philadelphia, **Philadelphia County**. VOC emission from the operation is restricted to 24.5 tons in any rolling 12-month period. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

AMS 04122: Philadelphia Gas Works (800 West Montgomery Ave, Philadelphia, PA 19122) for installation of a 12.53 mmBtu/hr natural gas fired turbine compressor in the City of Philadelphia, **Philadelphia County**. NO_x emissions will increase by 12.02 tons per 12-month rolling period. This is a Title V facility. The plan approval will

contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

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

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401; Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.

23-00017: Exelon Generation Co. (1 Industrial Highway, Eddystone, PA 19022) for incorporation of the Acid Rain (Title IV) permit conditions (ORIS No. 3161) in Eddystone Borough, **Delaware County**. This action is an amendment of the Title V Operating Permit. No other changes have taken place at this facility. The acid rain permit establishes current SOx allowances for Units 1—4 for calendar years 2004—2008.

15-00019: Exelon Generation Co. (Township Line and Cromby Roads, Phoenixville, PA 19460) for incorporation of the Acid Rain (Title IV) permit conditions (ORIS No. 3159) in East Pikeland Township, **Chester County**. This action is an amendment of the Title V Operating Permit. No other changes have taken place at this facility. The acid rain permit establishes current SOx allowances for Units 1 and 2 for calendar years 2004—2008.

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

41-00001: Transcontinental Gas Pipeline Corp. (2800 Post Oak Blvd., P. O. Box 1396, Houston, TX 77251) for renewal of the Title V Operating Permit for their Salladasburg facility in Mifflin Township, **Lycoming County**. The facility's sources include 5 reciprocating internal combustion engines, 2 compressor turbine engines, 12 space heaters, 5 storage tanks, 2 furnaces, 1 parts washer, 1 auxiliary generators, 1 boiler and associated pipeline flanges and valves, which have the potential to emit major quantities of NOx, CO, VOCs and HAPs. The facility has the potential to emit PM/PM10 and SOx below the major emission thresholds. The two compressor turbine engines are subject to 40 CFR 60.330—60.335. The proposed Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

53-00002: Transcontinental Gas Pipeline Corp. (2800 Post Oak Blvd., P. O. Box 1396, Houston, TX 77251) for renewal of the Title V Operating Permit for their Wharton facility in Wharton Township, **Potter County**. The facility's sources include 5 reciprocating internal combustion engines, 13 space heaters, 11 storage tanks, 3 field heaters, 1 regen heater, 1 parts washer, 1 auxiliary generators, 1 boiler and associated pipeline flanges and valves, which have the potential to emit major quantities of NOx, CO, VOCs and HAPs. The facility has the potential to emit PM/PM10 and SOx below the major emission thresholds. The three field heaters are subject to 40 CFR 60.40c—60.48c. The proposed Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428; Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.

46-00152: Upper Merion Area School District (435 Crossfield Road, King of Prussia, PA 19406) for a non-Title V, State-only, Natural Minor Operating Permit in Upper Merion Township, **Montgomery County**. Upper Merion Area School District owns and operates two 12.6 million Btu/hr boilers, a 15.77 million Btu/hr boiler and four emergency generators that are on the contiguous properties of the high school, the middle school and the administrative building. The facility emits 9.76 tons of NOx per year, 0.97 ton of SO₂ per year, 0.63 ton of PM per year, 7.51 tons of CO per year and 0.99 ton of VOCs per year. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

23-00049: PPL Interstate Energy Co.—Marcus Hook (1111 Ridge Road, Linwood, PA 19061) for a non-Title V Facility, State-only, Synthetic Minor Operating Permit in the Lower Chichester Township, **Delaware County**. PPL Interstate Energy Company's Marcus Hook pumping station pumps 2 and 6 fuel oil from eight aboveground storage tanks at Sunoco, Inc. (R&M)'s Marcus Hook refinery to PPL's Martins Creek LLC power plant. The facility's major emission points are three mainline fuel heaters and a maintenance heater, from which the main pollutants emitted are SOx and NOx. The facility pollutant potentials to emit for SOx and NOx exceed the major facility thresholds of 100 and 25 tons per year, respectively. However, the facility will limit the fuel usage for their heaters to prevent exceeding these thresholds. The permit will contain monitoring, recordkeeping, reporting and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

14-00033: Spectra Wood, Inc. (2625 Carolean Industrial Drive, State College, PA 16801) for their State College facility in College Township, **Centre County**. The facility's main sources include 11 natural gas fired combustion units, 4 surface coating booths, woodworking operations and various other wood coating operations. The facility has the potential to emit SOx, NOx, CO, PM (PM10), VOCs and HAPs below the major emission thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of an application is available for inspection at the district mining office indicated before an application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for certification.

Written comments, objections or requests for informal conferences on applications may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the district mining office indicated before an application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. NPDES permits will contain, at a minimum, technology-based effluent limitations as identified in this notice for the respective coal and noncoal applications. In addition, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining

which may occur will be incorporated into a mining activity permit, when necessary, for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies who have requested review of NPDES permit requirements for a particular mining activity within the previously mentioned public comment period will be provided with a 30-day period to review and submit comments on the requirements.

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

Coal Applications Received

Effluent Limits—The following coal mining applications that include an NPDES permit application will be subject to, at a minimum, the following technology-based effluent limitations for discharges of wastewater to streams:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	

Alkalinity greater than acidity*

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to: (1) surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas, active areas disturbed by coal refuse disposal activities and mined areas backfilled and revegetated; and (2) drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

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

56040106, Mountaineer Mining Corporation, 1010 Garrett Shortcut Road, Berlin, PA 15530, commencement, operation and restoration of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 4.1 acres. Receiving streams: unnamed tributaries to/and Buffalo Creek and unnamed tributaries to/and Hays Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received October 18, 2004.

32040106 and NPDES Permit No. PA0249653, KMP Associates, Inc., 1094 Lantz Road, Avonmore, PA 15618, commencement, operation and restoration of a bituminous surface, auger and limestone removal mine in Young Township, **Indiana County**, affecting 351.4 acres. Receiving streams: unnamed tributaries to Whiskey Run and Whiskey Run to Blacklegs Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received October 14, 2004.

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

65810113, M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701-1319). Renewal application for continued mining of an existing bituminous surface mine in Cook and Donegal Townships, **Westmoreland County**, affecting 76.4 acres. Receiving streams: unnamed tributary to Four Mile Run to Loyalhanna Creek (TSF). There is no potable water supply intake within 10 miles from the point of discharge. Renewal application received October 21, 2004.

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

54773017R4, K & K Coal Company (133 Valley Furnace Avenue, Port Carbon, PA 17965-1215), renewal of an existing anthracite surface mine operation in East Norwegian and Blythe Townships, **Schuylkill County** affecting 243.1 acres, receiving stream: none. Application received October 18, 2004.

Noncoal Permit Applications Received

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

58930810, Douglas G. Kilmer (R. R. 1 Box 85K, Union Dale, PA 18470), Stages I and II Bond release for a quarry operation in New Milford Township, **Susquehanna County** affecting 3.0 acres on property owned by Franklin Innes. Application received October 21, 2004.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the regional office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Individuals will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on each working day at the regional office noted before the application.

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E46-968. The Moser Group, 210 Holly Drive, Chalfont, PA 18914, Montgomery Township, **Montgomery County**, ACOE Philadelphia District.

To perform the following activities associated with the proposed Indian Lake Farms Residential Subdivision:

1. To construct and maintain a pedestrian bridge across an unnamed tributary to West Branch of Neshaminy Creek (WWF, MF) immediately upstream and adjacent to the existing box culvert at Richardson Road.
2. To enlarge the off-stream reservoir of an existing nonjurisdictional dam adjacent to the unnamed tributary to West Branch of Neshaminy Creek.
3. To modify and maintain the existing nonjurisdictional dam by placing fill in 0.03 acre of wetlands (PEM) which exist within the reservoir area.

The height of the berm will be raised and the pond will be converted into a stormwater management facility. The applicant has requested an Environmental Assessment approval for this activity.

The site is approximately 2,000 feet northeast of the intersection of Richardson Road and Bethlehem Pike (SR 0309) (Doylestown, PA USGS Quadrangle N: 2.7 inches; W: 16.6 inches).

E23-445. County of Delaware, 201 West Front Street, Media, PA 19063-2788, Thornbury Township, **Delaware County** and ACOE Philadelphia District. Delaware County Bridge No. 177 Replacement Project.

To construct and maintain a single span bridge with a clear span of 70 feet and an underclearance of approximately 9.06 feet to replace the existing bridge structure, which spans the East Branch of the Chester Creek (TSF). The work will involve:

1. Incidental grading activities and structural backfill to accommodate roadway embankment and to establish finish conditions.
2. Construction of new abutment to accommodate the proposed bridge.
3. Minor grading of the bridge work.
4. Construction of a cofferdam structure system consisting of concrete barrier, sand bags, piping and impervious fabric with a sediment filter bag serving as temporary control measure.
5. Placement of 45 cubic yards of R-5 rip rap at the base of the abutments and other critical areas along the structure for scour protection.

The project site is along Locksley Road (T 373) approximately 185 feet north of the intersection of Lockleys and Creek Roads (West Chester, PA Quadrangle N: 10.19 inches; W: 0.63 inch).

E46-967. The Cutler Group, P. O. Box 629, Horsham, PA 19044, Lower Gwynedd Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain the following water obstructions and encroachments activities associated with the proposed residential subdivision on the Goodman Tract:

1. A pedestrian trail west of proposed lot 45; temporarily impacting 10 linear feet of an unnamed tributary of Trewellen Creek (TSF).
2. Road B bridge crossing of Trewellen Creek, consisting of 50 linear feet of a 29.75-foot by 8.42-foot wide high concrete arch culvert, including an 8-inch sanitary sewer line under the structure and a 30-inch stormwater outfall. The construction will impact an additional 50 feet of watercourse due to temporary equipment crossing and foundation dewatering.
3. Road B bridge crossing of an unnamed tributary of Trewellen Creek consisting of a 60 linear feet of 20-foot wide by 6.33-foot high concrete arch culvert. The construction will impact an additional 45 feet of watercourse due to temporary equipment crossing and foundation dewatering.
4. Emergency Access road crossing of Trewellen Creek, consisting of 30 linear feet of 29.75-foot high by 8.42-foot high concrete arch culvert. The construction will impact an additional 45 feet of watercourse due to temporary equipment crossing and foundation dewatering.
5. Road E Cul-de-sac crossing of unnamed tributary of Trewellen Creek consisting of 144 linear feet of 8-foot

wide by 3-foot high concrete box stream enclosure, including an 18-inch stormwater outfall.

6. Road D crossing of an unnamed tributary of Trewellen Creek consisting of 50 linear feet of 10-foot span by 4.79-foot high concrete arch culvert. The construction will impact an additional 20 feet of watercourse due to temporary foundation dewatering.

7. Relocate the course of an enclosed unnamed tributary of Trewellen Creek to facilitate the construction of Road D and lot 84, by removing 270 linear feet of the downstream segment of an existing 24-inch stream enclosure of an unnamed tributary of Trewellen Creek and to construct in its place 315 linear feet of 36-inch stream enclosure starting at manhole J4 including manhole J5 and endwall J6.

8. Utility line stream crossing of Trewellen Creek by excavating a trench impacting 17 linear feet of stream to placing an 8-inch sanitary sewer line.

The site is on a 74.03-acre area immediately southwest of the intersection of Bethlehem Pike (SR 0309) and Welsh Road (SR 0063) (Ambler, PA USGS N: 14.1 inches; W: 14.3 inches).

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

E22-485. Island Grill, LP, 424 River Road, P. O. Box 296, Dauphin, PA 17018 in the City of Harrisburg, **Dauphin County**, ACOE Baltimore District.

To construct and maintain precast columns and associated caissons and retaining walls within the floodway and floodplain of the Susquehanna River (WWF) to construct the City Island Grill restaurant and associated parking on the south side of Market Street on City Island (Harrisburg West, PA Quadrangle N: 0.80 inch; W: 1.58 inches) in the City of Harrisburg, Dauphin County.

E31-198. Department of Transportation, Engineering District 9-0, 1620 North Juniata Street, Holidaysburg, PA 16648 in Hopewell Township, **Huntingdon County**, ACOE Baltimore District.

To construct and maintain a five-span concrete bridge with a total length of 392 feet across the Raystown Branch Juniata River (WWF) and associated improvements and then to remove the existing structure to improve the traffic condition of SR 3003, Section 001, Segment 30, Offset 1673 in Raystown Lake (Saxton, PA Quadrangle N: 20 inches; W: 13.1 inches) in Hopewell Township, Huntingdon County.

E31-199. Department of Transportation, Engineering District 9-0, 1620 North Juniata Street, Holidaysburg, PA 16648 in Morris Township, **Huntingdon County**, ACOE Baltimore District.

To construct and maintain a 15-foot by 5-foot concrete box culvert; a 15-foot by 5-foot concrete channel; an 84-inch by 260-foot long stream enclosure at the channel of; and to relocate: (1) a 1,400-foot long stream channel; and (2) a 850-foot long stream channel of an unnamed tributary to Frankstown Branch Juniata River (WWF) and associated improvements to upgrade the condition of SR 0453, Section 002 in the Village of Water Street (Spruce Creek, PA Quadrangle N: 13.2 inches; W: 2.0 inches; N: 13.85 inches; W: 2.3 inches; N: 14.45 inches; W: 2.55 inches and N: 13.55 inches; W: 2.2 inches) in Morris Township, Huntingdon County.

E36-787. Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Earl Township, **Lancaster County**, ACOE Baltimore District.

To remove the existing structure and then to construct and maintain two cells of 11-foot by 3.5-foot box culverts on a 67 degree skew at the channel of an unnamed tributary to Mill Creek (WWF) on SR 1011, Section 002 to improve traffic safety about a mile south of New Holland Borough (New Holland, PA Quadrangle N: 15.0 inches; W: 10.3 inches) in Earl Township, Lancaster County.

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

E08-417. Smithfield Township Supervisors, P. O. Box 27, East Smithfield, PA 18817. Culvert replacement in Smithfield Township, **Bradford County**, ACOE Baltimore District (Ulster, PA Quadrangle N: 18.3 inches; W: 10.9 inches).

To: (1) remove the existing arch corrugated steel pipe which has a span of 8 feet 2 inches and a rise of 5 feet 9 inches; (2) construct and maintain a 40-foot long, 8-foot 7-inch by 5-foot 11-inch ACMP culvert in an unnamed tributary to Sugar Creek (WWF) on T-623 about 0.8 mile south of the intersection of T-623 with Riggs Road; and (3) place R-5 riprap 24 inches deep 6 feet by 10 feet long by 10 feet wide at the outlet end of the pipe. The project will not impact wetlands while impacting about 60 feet of waterway.

E17-400. Treasure Lake Property Owners Association, 13 Treasure Lake, DuBois, PA 15801. Operation and maintenance of Basse Terra Road crossing an unnamed tributary to Gravel Lick Creek in Sandy Township, **Clearfield County**, ACOE Pittsburgh District (Sabula, PA Quadrangle N: 3 inches; W: 13 inches).

After the fact to repair, operate and maintain the crossing of Basse Terra Road across an unnamed tributary to Gravel Lick Creek (CWF). In accordance with Emergency Permit EP1704504, the public road crossing the unnamed tributary was constructed with a single reinforced concrete culvert pipe that has a minimum diameter of 60 inches and length of 73 feet. All future road crossing repair and maintenance work to be conducted at stream low flow. As proposed the project will not impact wetlands while impacting 80 feet of waterway that is along the western right-of-way of SR 0255 approximately 2.1 miles west of Treasure Lake Road and SR 0255 intersection.

E17-402. Jemsite Development, LLC, 1608 Highway 221 North, Jefferson, NC 28640. Retail store construction in Lawrence Township, **Clearfield County**, ACOE Baltimore District (Clearfield, PA Quadrangle N: 6.6 inches; W: 3.2 inches).

The applicant proposes to construct a 138,916 square foot retail store with an accompanying parking area and access roadway encompassing 8.28 acres within an existing industrial park. The construction will permanently fill or impact the hydrology of two palustrine wetland habitat areas totaling 0.17 acre. Mitigation for the 0.17 acre of permanent wetland impact, as well as possible future wetland impacts of development within the industrial park, will be addressed through a Consent Order and Agreement between the Department and the Clearfield Foundation, operators of the industrial park.

E18-377. Department of Transportation, Engineering District 2-0, 1924-30 Daisy Street Extension, P. O. Box 342, Clearfield, PA 16830. SR 0120, Section A01, Structure Replacement over Shintown Run in Noyes Township, **Clinton County**, ACOE Baltimore District (Renovo-West, PA Quadrangle N: 10.5 inches; W: 7.10 inches).

To remove the existing bridge and to construct and maintain: (1) a reinforced concrete culvert with a waterway opening of 230 square feet, a normal clear span of 20 feet and a minimum underclearance of 12 feet; (2) a temporary roadway of two 8-foot diameter pipes (minimum hydraulic opening of 83 SF) and clean fill 20 feet downstream of the existing bridge; (3) a 90-foot long by 10-foot wide earthen/sandbag ditch temporary by-pass around the bridge site. This project proposes to permanently impact 142 feet of Shintown Run (CWF) without any wetland impacts.

E53-404. Department of Transportation, District 2-0, 1924-30 Daisy Street, Clearfield, PA 16830. SR 1020, Section A01 Bridge Replacement in Galeton Borough, **Potter County**, ACOE Baltimore District (Galeton, PA Quadrangle N: 19.50 inches; W: 3.42 inches).

To remove an existing bridge and to construct, operate and maintain a two span prestressed concrete spread box beam bridge that will carry SR 1029, Section A01, across the West Branch of Pine Creek (HQ-CWF). The two span SR 1020, Section A01, bridge shall be constructed with each span having a minimum clear span of 46 feet. The bridge will also be constructed with a minimum underclearance of 10.92 feet and skew of 90 degrees. All in-stream bridge appurtenances shall be constructed during stream low flow and dry conditions by dams and pumping or fluming stream flow around in-stream work areas. Since West Branch of Pine Creek is a stock trout fishery, no construction or future repair work shall be done in or along the stream channel between March 1 and June 15 without prior written permission from the Fish and Boat Commission. As proposed, the bridge construction project will have no impact to wetlands, while permanently impacting 75 feet of the West Branch of Pine Creek. The project is along the western right-of-way of SR 0144 approximately 1.5 miles west of SR 1020 and SR 0144 intersection. This permit also authorizes construction, operation, maintenance and removal of temporary pedestrian bridge, construction causeway, cofferdams and/or stream diversions. If any altered or added design element is proposed for the temporary structures that were reviewed and approved for issuing this permit, then the permittee shall submit those proposed design revisions to the Department for review and written approval prior to any design changes being made to the temporary structures.

E53-406. Nicolo Tamburo, Two Monaco Avenue, Elmont, NY 11003. Construct, operate and maintain a private bridge across a contributory flood channel associated to First Fork-Sinnemahoning Creek in Wharton Township, **Potter County**, ACOE Baltimore District (Wharton, PA Quadrangle N: 8.2 inches; W: 3.3 inches).

To remove an existing structure and construct, operate and maintain a private single span bridge across a contributory flood channel associated to First Fork-Sinnemahoning Creek (HQ-CWF). The private single span bridge shall be constructed with a minimum clear span of 38 feet, width of 12 feet and underclearance of 6 feet. Bridge construction and maintenance shall be completed during stream low flow. Since First Fork-Sinnemahoning Creek is a stocked trout fishery, no construction or future repair work shall be done in or along the stream channel between March 1 and June 15 without prior written approval of the Fish and Boat Commission. As proposed the project will not impact wetlands while impacting 40 feet of waterway that is approximately along the western right-of-way of SR 0872 approximately 1.2-miles north of SR 3001 and SR 0872 intersection.

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

E65-859. City of Greensburg, 416 South Main Street, Greensburg, PA 15601. Mt. Pleasant Street Pedestrian Bridge in the City of Greensburg, **Westmoreland County**, Pittsburgh ACOE District (Greensburg, PA Quadrangle N: 7.67 inches; W: 5.46 inches and Latitude: 40° 17' 32"—Longitude: 79° 32' 21"). The applicant proposes to construct and maintain a pedestrian bridge, having a span of 10 feet across an unnamed tributary to Jacks Run (WWF) (with concrete sidewalls). The proposed bridge will be constructed on channel constructed as part of the Mt. Pleasant Street Flood Control Project.

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

E61-272. Frenchcreek Township Supervisors, 4505 Georgetown Road Franklin, PA 16323. Whippoorwill Road Bridge Replacement in Frenchcreek Township, **Venango County**, ACOE Pittsburgh District (Warren, PA Quadrangle N: 2.1 inches; W: 10.0 inches).

The applicant proposes to remove the existing structure and to construct and maintain a single-span bridge with concrete deck having a clear span of approximately 50 feet and an under clearance of approximately 9 feet at a point along Whippoorwill Road spanning Little Sandy Creek (HQ-CWF).

Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6860.

E24-238. Catalyst Energy, Inc., 120 Shangri Lane, Pittsburgh, PA 15237-3384. Warrant 3773 Pipeline Project in Highland Township, **Elk County**, ACOE Pittsburgh District (Russell City, PA Quadrangle N: 20.9 inches; W: 7.2 inches).

The applicant proposes to construct approximately 2,800 feet of 4-inch plastic pipeline to transport natural gas from the southeast corner of their Warrant 3773 development to existing sales facilities in the central portion of the same development. The proposed pipeline will cross Crane Run (EV, perennial) by directional drilling. Crane Run is approximately 10 feet wide and 8 inches deep at the crossing location, which is approximately 6,200 feet upstream of the confluence with South Branch Tionesta Creek.

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

E10-09-001. Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Cambria Office, 286 Industrial Park Rd., Ebensburg, PA 15931. Abandoned Mine Land Reclamation Project in Cherry Township, **Butler County**, Pittsburgh ACOE District.

The applicant proposes to backfill several abandoned surface mines, which include a total of 6,550 linear feet of dangerous highwall. The project will include the backfilling of (1) 0.03 acre of PEM wetland and (2) 3.23 acres of open water. In addition, a (3) 2.04-acre open water body will be relocated approximately 40 feet and expanded to (4) 3.26 acres. (5) 1.15 acres of PEM replacement wetland will be constructed onsite to provide mitigation for impacts to the open water bodies. (6) 0.03 acre of off-site

advanced compensation wetland constructed in early 2004, under an earlier phase of this project, will replace the impacted wetlands onsite. The project will directly impact 0.03 acre of wetland and 5.27 acres of open water. 0.03 acre of an off-site replacement wetland will be

utilized to compensate for wetland impacts. Relocation and enlargement of an existing water body to 3.26 acres and construction of 1.15 acres of onsite replacement wetland will compensate for water body impacts (West Sunbury Quadrangle N: 14.4 inches; W: 3.3 inches).

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>
PAR10C288R Maple Leaf Acres Subdivision	V. P. Development, Inc. P. O. Box 67 Temple, PA 19560	Berks County Centre Township	UNT Schuylkill River WWF	Y

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0082571 SEW	West Penn District Grace Brethren Mennonite, Inc. Camp Mantowagon P. O. Box 95 Saxton, PA 16678-0095	Huntingdon County Todd Township	Tateman Run 11-D	Y
<i>Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.</i>				
<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>
PA0204862 Industrial Waste	Guardian Industries Corporation 1000 Glasshouse Road Jefferson Hills, PA 15025	Allegheny County Jefferson Borough	Monongahela River	Y
PA0252662 Industrial Waste	Central Indiana County Water Authority 30 East Wiley Street Homer City, PA 15748	Indiana County Center Township	Yellow Creek	Y
PA0034185 Sewage	High Meadows MHP 4751 Kendor Drive Lower Burrell, PA 15068	Westmoreland County Allegheny Township	Allegheny River	Y
PA0110663 Sewage	Municipal Authority of the Borough of Cresson P. O. Box 172 Cresson, PA 16630	Cambria County Cresson Township	Little Conemaugh River	N
<i>Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.</i>				
<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>
PA0100510	Greenville Metals, Inc. 99 Crestview Drive Extension Transfer, PA 16154	Pymatuning Township Mercer County	Shenango River 20-A	Y

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

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

NPDES Permit No. PA0243931, Sewage, **James W. Williams**, P. O. Box 222, 809 Township Line Road, Wycombe, PA 18980-0222. This proposed facility is in Wrightstown Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for a new permit to discharge treated sewage from a small flow treatment plant into an unnamed tributary to Mill Creek in Watershed 2F.

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

NPDES Permit No. PA0247464, Sewage, **East Hanover Township**, R. D. 2, Box 4323, Grantville, PA 17028-8650. This proposed facility is in East Hanover Township, **Dauphin County**.

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

NPDES Permit No. PA0088293, Sewage, **Todd A. Librandi**, 93 Airport Drive, Middletown, PA 17057. This proposed facility is in Londonderry Township, **Dauphin County**.

Description of Proposed Action/Activity: Transfer of permit.

NPDES Permit No. PA0027197, Amendment No. 1, Sewage, **The Harrisburg Authority**, One Keystone Plaza, Suite 104, Harrisburg, PA 17101. This proposed facility is in Harrisburg City, **Dauphin County**.

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

NPDES Permit No. PA0080241, Sewage, **West Perry School District, High School and Middle School**, 2606 Shermans Valley Road, Elliottsburg, PA 17024. This proposed facility is in Spring Township, **Perry County**.

Description of Proposed Action/Activity: Authorization to discharge to the Montour Creek in Watershed 7-A.

NPDES Permit No. PA0086550, Sewage, **Jeffrey and Rose A. Siddens**, 65 Stonewall Lane, Alburtis, PA 18011. This proposed facility is in Longswamp Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to the receiving water of an unnamed tributary to Swabia Creek in Watershed 2-C.

NPDES Permit No. PA0086266, Sewage, **Northern Lancaster County Authority**, Kramer Mill Road, 983 Beam Road, Denver, PA 17517. This proposed facility is in Brecknock Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to the Little Muddy Creek in Watershed 7-J.

NPDES Permit No. PA0082937, Industrial Waste, **R. R. Donnelley & Sons Company**, 1375 Harrisburg Pike, Lancaster, PA 17601. This proposed facility is in Lancaster City, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary to the Little Conestoga Creek in Watershed 7-J.

NPDES Permit No. PA0247006, Amendment No. 1, Sewage, **Neighborhood Homeowners Association**, 6350 Daniel Boone Road, Birdsboro, PA 19508. This proposed facility is in Exeter Township, **Berks County**.

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

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

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

WQM Permit No. 2804404, Sewerage, **Roger A. Wingert**, 4546 Philadelphia Avenue, Chambersburg, PA 17201. This proposed facility is in Greene Township, **Franklin County**.

Description of Proposed Action/Activity: Construction/operation of a small flow individual residence spray irrigation system for denitrification consisting of a septic tank, Zabel filter, chlorine disinfection and spray field.

WQM Permit No. 0604407, Sewerage, **Keith Brobst, Hamburg Municipal Authority**, 61 North Third Street, Hamburg, PA 19526. This proposed facility is in Hamburg Borough, **Berks County**.

Description of Proposed Action/Activity: Construction/operation of the Ridge Lawn Pump Station on upgrade.

WQM Permit No. 2299409, Sewerage, **Todd Librandi**, 93 Airport Drive, Middletown, PA 17057. This proposed facility is in Londonderry Township, **Dauphin County**.

Description of Proposed Action/Activity: Permit transfer.

WQM Permit No. 2204406, Sewerage, **East Hanover Township, Dairy Lane Wastewater Treatment Plant**, 8848 Jonestown Road, R. D. 2, Box 4323, Grantville, PA 17028-8650. This proposed facility is in East Hanover Township, **Dauphin County**.

Description of Proposed Action/Activity: Construction/operation of a new sequencing batch reactor wastewater treatment plant, Dairy Lane Wastewater Treatment Plant and Bow Creek Interceptor.

WQM Permit No. 0604404, Sewerage, **Birdsboro Municipal Authority**, 202 East Main Street, Birdsboro, PA 19508. This proposed facility is in Birdsboro Borough, **Berks County**.

Description of Proposed Action/Activity: Approval for the construction/operation of sewerage facilities of the replacement of the existing River Road Pump Station with a submersible pump station.

WQM Permit No. 6704403, Sewerage, **Penn Township Board of Commissioners**, 20 Wayne Avenue, Hanover, PA 17331. This proposed facility is in Penn Township, **York County**.

Description of Proposed Action/Activity: Approval for the construction of approximately 6,300 LF of 18-inch and 24-inch PVC sewers between Westminster Avenue and Manhole R38, west of Frederick Street (Route 194) in Penn Township, to replace the existing 12-inch Plum Creek Interceptor for anticipated flows from the Homewood at Plum Creek retirement community and other future growth. The 24-inch sewer will tie in to the existing 18-inch sewer owned by Hanover Borough at a new manhole (MH 8-79).

WQM Permit No. 2204407, Sewerage, **West Hanover Township Water and Sewer Authority**, 7901 Jonestown Road, Harrisburg, PA 17112. This proposed facility is in West Hanover Township, **Dauphin County**.

Description of Proposed Action/Activity: Approval for the construction of sewerage facilities consisting of a submersible pump station and force main to serve Clover Hill Business Park and surrounding area.

WQM Permit No. 6704410, Sewerage, **Dillsburg Area Authority**, 4 Barlo Circle, Suite E, Dillsburg, PA 17019. This proposed facility is in Carroll Township, **York County**.

Description of Proposed Action/Activity: Construction/operation of interceptor, duplex suction lift pump station and 4-inch diameter force main to serve Stonebridge Crossing.

WQM Permit No. 3601405, Amendment 04-2, Sewerage, **Black Rock Retreat Association**, 1345 Kirkwood Pike, Quarryville, PA 17566. This proposed facility is in Colerain Township, **Lancaster County**.

Description of Proposed Action/Activity: Installation of equalization tanks to control flow to the recirculating sand filter and a pressure dosing system for the wetland bed.

WQM Permit No. 0603413, Amendment 04-1, Sewerage, **Neighborhood Homeowner's Association**, 6350 Daniel Boone Road, Birdsboro, PA 19508. This proposed facility is in Exeter Township, **Berks County**.

Description of Proposed Action/Activity: Installation of five Orenco Systems, Inc. AvanTex 1-Ax20 treatment systems to serve five single family homes.

WQM Permit No. 6703403, Sewerage, **West Manheim Township**, 31 Fairview Drive, Hanover, PA 17331. This proposed facility is in West Manheim Township, **York County**.

Description of Proposed Action/Activity: Construction/operation of Area 1 Sewers and Black Mill Road Pump Station.

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

WQM Permit No. 2685407-A2, Sewerage, **Fairchance-Georges Joint Municipal Sewage Authority**, 141 Big 6 Road, Smithfield, PA 15478. This proposed facility is in Georges Township, **Fayette County**.

Description of Proposed Action/Activity: Construction and operation of a .75 mgd average and 3.6 mgd peak flow sequential batch reactor treatment plant.

WQM Permit No. 6304408, Sewerage, **Metz Development, Inc.**, 524 Waterdam Road, McMurray, PA 15317. This proposed facility is in North Strabane Township, **Washington County**.

Description of Proposed Action/Activity: to construct approximately 900 feet of 4-inch diameter ductile iron force main and a submersible type wastewater pumping station to serve the Waterdam Farms Phase IIIB Development.

WQM Permit No. 6504402, Sewerage, P. O. Box 748, Belle Vernon, PA 15012. This proposed facility is in Rostraver Township, **Westmoreland County**.

Description of Proposed Action/Activity: Construction of a pump station, force main and interim sewage treatment plant to serve expanded C. Harper Ford dealership and service center.

WQM Permit No. 6504403, Sewerage, **Oak Farm Estates Partners**, 27 Barri Drive, Greensburg, PA 15601-4628. This proposed facility is in Penn Township, **Westmoreland County**.

Description of Proposed Action/Activity: Submersible type wastewater pumping station and force main to serve Oak Farm Estates, Phase V.

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

WQM Permit No. WQG018320, Sewerage, **Richard C. Borgeson**, P. O. Box 62, Edinboro, PA 16412. This proposed facility is in Cussewago Township, **Crawford County**.

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

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>
PAG2005404026	Kevin Dempsey 1 Nicholas St. Middleport, PA 17953	Schuylkill	Middleport Borough	Schuylkill River CWF
PAG2005404028	Russ and Linda Hepler 1751 Chestnut St. New Ringgold, PA 17960	Schuylkill	Barry Township	Mahanoy Creek 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>
Warminster Township Bucks County	PAG2000904079	Warminster Municipal Authority NAWC Wastewater Treatment Plant P. O. Box 2279 Warminster, PA 18974	Unnamed tributary Little Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Haycock Township Bucks County	PAG2000904024	Soliday LLC (Corporation) Soliday LLC Development 703 West Market Street Perkasie, PA 18944	Unnamed tributary Lake Nockamixon	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Bridgeton Township Bucks County	PAG2000904071	Robert and Tracy Lessing Subdivision 411 East Columbia Street Colorado Spring, CO 80907	High Falls Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
New Britain Township Bucks County	PAG2000903050	NPA 17, LP c/o Nappen and Associates New Britain Bus Pk.—Lots 17 and 18 119 Keystone Drive Montgomeryville, PA 18936	West Branch Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Warrington Township Bucks County	PAG2000904075	Elbow Lane LLC Subdivision 2421 Bristol Road Warrington, PA 18976	Unnamed tributary Little Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Hilltown Township Bucks County	PAG2000904082	FSB Realty First Service Bank Branch 152 North Main Street Doylestown, PA 18901	East Branch Perkiomen Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Plumstead Township Bucks County	PAG2000904067	Plumstead Center Associates, LLC Plumstead Shopping Center Expan 5790 Easton Road Plumsteadville, PA 18949	North Branch Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Valley Township Chester County	PAG2001504086	Urban Outfitters, Inc. Development 1809 Walnut Street Philadelphia, PA 19103	Rock Run TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Penn Township Chester County	PAG2001504043	Kevin Holt Holt—184 Sunnyside Road Dev. 1318 Meetinghouse Road Boothwyn, PA 19061	White Clay Creek CWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Franklin Township Chester County	PAG2001503133	Noelle Barbone Hyde Property 2939 Columbia Avenue Suite 1202 Lancaster, PA 17603	East Branch White Clay Creek IWWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

NOTICES

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Atglen Township Chester County	PAG2001504073	Chetty Builders, Inc. Applewood Development 511 School House Road Suite 100 Kennett Square, PA 19348	Octoraro Creek/Valley Creek TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Phoenixville Borough Chester County	PAG2001504062	Shainline Excavating, Inc. 800 Township Line Road Phoenixville, PA 19460	Schuylkill River WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
London Grove Township Chester County	PAG2001504047	Avon Grove School District Stadium Project 275 South Jennersville Road West Grove, PA 19390	Middle Branch White Clay Creek TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Birmingham Township Chester County	PAG2001504083	Jeffrey and Marion White Jeffery D. White Property 981 Whitetail Lane West Chester, PA 19390	Plum Run WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Cheltenham Township Montgomery County	PAG2004604051	Highland Yorktown Associates, LP Yorktown Development 8120 Old York Road Elkins Park, PA 19027	Tookany Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Pottsgrove Township Montgomery County	PAG2004603250	Wilmer Hallman Sanatoga Ridge Community Phase II 2461 East High Street Pottstown, PA 19464	Sanatoga Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Gwynedd Township Montgomery County	PAG2004604137	Department of Transportation North Penn Work Order 2 7000 Geerdes Blvd. King of Prussia, PA 19406	Wissahickon Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Gwynedd Township Montgomery County	PAG2004604143	Phil Guidi Guidi School House Lane Subdivision 9128 North Bethlehem Pike Springhouse, PA 19477	Wissahickon Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Limerick Township Montgomery County	PAG2004604041	GBH Linfield Partnership Church Hill Estates 25 Heffner Road Limerick, PA 19468	Schuylkill River TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Franconia Township Montgomery County	PAG2004604094	Chad Clemens Hagey Road Development 562 Melvin Road Telford, PA 18969	Tributary Skippack Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Whitpain Township Montgomery County	PAG2004604192	Whitpain Township North Wales Road Bridge Replacement 960 Wentz Road P. O. Box 800 Blue Bell, PA 19422	Stony Run Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

<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>
Whitpain Township Montgomery County	PAG2004604071	Robert Wagner Better Living Homes, Inc. 101 Greenbriar Road Lansdale, PA 19446	Tributary to Stony Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Horsham Township Montgomery County	PAG2004604079	Centocor, Inc. 200 Great Valley Parkway Malvern, PA 19355	Little Neshaminy Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Skippack Township Montgomery County	PAG2004604070	David Kane Scheer Tract 3737 Kratz Road Collegeville, PA 19474	Skippack Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Providence Township Montgomery County	PAG2004604118	Gambone Brothers Development Co. Providence Business Park at Oaks 1030 W. Germantown Pike Fairview Village, PA 19409	Unnamed tributary Schuylkill River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Collegeville Borough Montgomery County	PAG2004604105	JPJR Collegeville, LP Baptist Children's Services 520 Route 22 East P. O. Box 6817 Bridgewater, NJ 08807	Perkiomen Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Douglas and New Hanover Townships Montgomery County	PAG2004604001	Berks Montgomery Municipal Authority Sassamansville Sanitary Sewer System 136 Municipal Drive P. O. Box 370 Gilbertsville, PA 19525	Schlegel Run and Middle Creek TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Franconia Township Montgomery County	PAG2004603218	TH Properties Belmont Estates 345 Main Street Harleysville, PA 19438	Indian Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Jackson Township Luzerne County	PAR10R166R	Rolling Meadows Dev. Co. 46 Pierce St. Kingston, PA 18704	Huntsville Creek CWF	Luzerne County Conservation District (570) 674-7991
North Whitehall Township Lehigh County	PAG2003904031	North Whitehall Township 3256 Levans Rd. Coplay, PA 18037	Coplay Creek CWF	Lehigh County Conservation District (610) 391-9583
Upper Saucon Township Lehigh County	PAG2003904026	Tom Williams 2851 S. Pike Ave. Allentown, PA 18103	Saucon Creek CWF	Lehigh County Conservation District (610) 391-9583
Hazle Township Luzerne County	PAG2004004018	Rocco Arruzzo 101 S. Butler Terrace Dr. Hazleton, PA 18202	Tributary to Black Creek CWF	Luzerne County Conservation District (570) 674-7991
Lehigh Township Northampton County	PAG2004804027	Dominic Farole 5290 W. Coplay Rd. Whitehall, PA 18052	Bertsch Creek CWF	Northampton County Conservation District (610) 746-1971

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Lower Saucon Township Northampton County	PAG2004804033	Elena Wiseman Lehigh Village Homes, LP 3029 N. Front St. Harrisburg, PA 17110	Saucon Creek CWF	Northampton County Conservation District (610) 746-1971
East Allen Township Northampton County	PAG2004804022	Joseph Keglovits 1492 Main St. A North Catasauqua, PA 18032	Catasauqua Creek CWF	Northampton County Conservation District (610) 746-1971
Lower Saucon Township Northampton County	PAG2004804034	John Blair Blair Custom Homes, Inc. Route 378 (south) and Walter Ave. Bethlehem, PA 18016	Saucon Creek CWF	Northampton County Conservation District (610) 746-1971
East Donegal Township Lancaster County	PAG2003604070	Triple S Associates 110 Brusen Drive Lititz, PA 17543	Susquehanna River WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
East Hempfield Township Lancaster County	PAG2003604083	Mennonite Home 1520 Harrisburg Pike Lancaster, PA 17601	Little Conestoga Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Upper Leacock Township Lancaster County	PAG2003604090	Blackford Development 120 North Pointe Blvd. Lancaster, PA 17603	UNT Conestoga River WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Lancaster Township Lancaster County	PAG2003604095	Heslin, Bigler and Ramsey/Hogan HE 1821 Oregon Pike Suite 204 Lancaster, PA 17601	Conestoga River WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
East Hempfield Township Lancaster County	PAR100383-R	LGH Health Campus 2100 Harrisburg Pike Lancaster, PA 17601	UNT Little Conestoga Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Manheim Township Lancaster County	PAR100424-R	Manheim Township Commissioners 1840 Municipal Drive Lancaster, PA 17601	Little Conestoga Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Dauphin County Reed Township	PAG2002204058	Bruce Corsnitz 228A Mountain Road Halifax, PA 17032	Powells Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Dauphin County Lower Paxton Township	PAR10I205R	Continental Senior Housing Corporation 220 N. 72nd Street Harrisburg, PA 17111	Spring Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100

<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>
Dauphin County Lower Paxton Township	PAG2002204057	Harrisburg News Company 980 Briarsdale Road Harrisburg, PA 17109	Spring Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Dauphin County Lower Paxton Township	PAG2002204025	Anthony Leo 895 Country Lake Drive Harrisburg, PA 17111	Beaver Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Dauphin County City of Harrisburg	PAR10I241R	Harrisburg City School District P. O. Box 2645 Harrisburg, PA 17105-2645	Spring Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Berks County Centre Township	PAG2000604098	Larry Phillips Phillips Farm—Irish Creek Excavation Fill Site 1047 Irish Creek Road Mohrsville, PA 19541	Irish Creek WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533
Berks County Windsor Township	PAGA2000604101	Richard Snyder Snyder Developers Helene Townhomes 119 West Lancaster Avenue Shillington, PA 19607	Schuylkill River WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533
Berks County Leesport Borough	PAG2000604091	Peter Saia Century Cabinetry 220 Phillips Road Exton, PA 19341	Schuylkill River WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533
Dauphin County Lower Paxton Township	PAG2002204051	Bern 6 LLC 5500 Linglestown Road Harrisburg, PA 17112	Paxton Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018
Cumberland County Middlesex Township	PAG2002104047	Trindle Gardens Larry Hatter and J. Marc Baurele Box 1218 Mechanicsburg, PA 17055	Letort Spring CWF	Cumberland County Conservation District 43 Brookwood Ave. Carlisle, PA 17013
Cumberland County Upper Allen Township	PAG2002104041	United Rentals P. O. Box 432 Dillsburg, PA 17019	Cedar Run CWF	Cumberland County Conservation District 43 Brookwood Ave. Carlisle, PA 17013
Berks County Kenhorst Township	PAG2000604098	John Lis Lis Construction Inc. 432 Penn Avenue West Reading, PA 19611	Angelica Creek CWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533
Berks County Sinking Spring Borough	PAG2000604076	Stephen Muther Buckeye Pipeline Company P. O. Box 368 5002 Buckeye Road Emmaus, PA 18049	Caccoosing Creek WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Berks County Muhlenberg Township	PAG2000604102	Lynne Woodside NGK Metals Corporation P. O. Box 13367 Reading, PA 19612	Laurel Run Creek WWF and MF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533
Lancaster County Conestoga Township	PAG2003604035	Robert L. Hershey 99 Stehman Road Lancaster, PA 17603	UNT Sherman Run WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Lancaster County Paradise Township	PAG2003604078	David S. Fisher 391A Osceola Mill Road Paradise, PA 17562	Pequea Creek CWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Lancaster County Penn Township	PAG2003604079	Creek LLC 214A Willow Valley Lakes Drive Willow Valley, PA 17584	Little Conestoga Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Lancaster County Strasburg Borough	PAG2003604086	Strasburg Volunteer Fire Department 46 West Main Street Strasburg, PA 17579	UNT Walnut Run WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Lancaster County Manheim Township	PAG2003604087	St. Peters Evangelical Lutheran Church 10 Delp Road Lancaster, PA 17601	Landis Run WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Lancaster County East Drumore Township	PAG2003604091	David S. King 285 Clearfield Road New Providence, PA 17560	Big Beaver Creek South Fork WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Lancaster County Warwick Township	PAG2003604094	Buckhill Farm Partnership 1001 Lititz Pike Lititz, PA 17543	UNT Little Conestoga Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Lancaster County East Cocalico Township	PAG2003604100	Ron Good 25 Kurtz Road, Box F Reamstown, PA 17560	UNT Stony Run WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Lancaster County Manheim Township	PAG2003604101	Calvary Church 1051 Landis Valley Road Lancaster, PA 17601	Huber Run CWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Lancaster County East Hempfield Township	PAG2003604104	Healthy Life Style Enterprises 223 Wohlsen Way Lancaster, PA 17603-4043	Swarr Run TSF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 17601-3149
Centre County Spring Township	PAG2001403007	Carl Bankert S & A Custom Built Homes 501 Rolling Ridge Dr. Suite 200 State College, PA 16801	Logan Branch CWF	Centre County Conservation District 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Clearfield County Bigler Township	PAG2001704011	Madera Volunteer Fire Co., Inc. P. O. Box 206 Madera, PA 16661	Clearfield Creek WWF	Clearfield County Conservation District 650 Leonard St. Clearfield, PA 16830 (814) 765-2629
Columbia County Mifflin Township	PAG2001904008	Loves Travel Stops & Country Stores P. O. Box 26210 Oklahoma City, OK 73126	Susquehanna River WWF	Columbia County Conservation District 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310
Columbia County Mifflin, S. Centre Townships Briar Creek Borough	PAG2001903018	Mifflin Township Supervisors P. O. Box 359 Mifflinville, PA 18631	North Branch Susquehanna River WWF	Columbia County Conservation District 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310
Lycoming County City of Williamsport	PAG2004104011	Ronald Kennedy J & J Inn Partners LLP 303 Country Club Dr. Williamsport, PA 17701	West Branch Susquehanna River WWF	Lycoming County Conservation District 542 County Farm Rd. Suite 202 Montoursville, PA 17754 (570) 433-3003
Fayette County Springfield Township	PAG2002604033	Atlas Services Corp. 1600 Route 136 Washington, PA 15301	Unnamed tributary to Indiana Creek CWF	Indiana County Conservation District (724) 463-8547
<i>General Permit Type—PAG-3</i>				
<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
York County Springettsbury Township	PAR203547	York Operation Cooper Tools, Inc. 3990 E Market Street York, PA 17402-2769	Kreutz Creek WWF	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Bedford County Saxton Borough	PAR133507	Seton Company Horton Drive Saxton, PA 16678-1502	Raystown Branch of the Juniata River TSF	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Columbia Borough	PAR203531	ITT Industries Engineered Process Solutions Group 4 West Red Oak Lane White Plains, NY 10604	Shawnee Run WWF	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Bradford City McKean County	PAR238312	Graham Packaging Company, LP 2401 Pleasant Valley Road York, PA 17402-9600	Tunungwant Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-4

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Berks County Maxatawny Township	PAG043512	Robert Bunner 949 Bennicoff Road Kutztown, PA 19530	Mill Creek CWF	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Franklin County Lurgan Township	PAG043720	Robert L. Boyd P. O. Box 43 Lurgan, PA 17232	UNT Conodoguinet Creek WWF	SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Cussewago Township Crawford County	PAG049012	Richard C. Borgeson P. O. Box 62 Edinboro, PA 16412	Cussewago Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Upper Moreland Township Montgomery County	PAG050058	Sunoco, Inc. 20/10 Penn Center 1801 Market Street Philadelphia, PA 19103	Mill Creek	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
Richland Township Allegheny County	PAG056198	David Tesone Trucking Inc. 5316 William Flynn Highway Gibsonia, PA 15044	Tributary of Crouse Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Roscoe Borough Washington County	PAG056200	Coen Oil Company P. O. Box 34 1100 West Chestnut Street Washington, PA 15301	Monongahela River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-13

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Department Protocol (Y/N)</i>
PAG132276	Pottsville City 401 North Centre St. Pottsville, PA 17901	Schuylkill	Pottsville City	Schuylkill River CWF West Branch of Schuylkill River CWF Norwegian Creek CWF	Y

PUBLIC WATER SUPPLY (PWS) PERMITS

The Department of Environmental Protection has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act.

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

Operations Permit issued to **Fox Ledge, Inc.**, R. R. 1, Box 1230, Honesdale, PA 18431, PWS ID 2646395, Mount Pleasant Township, **Wayne County** on October 15, 2004, for the operation of facilities approved under construction permit minor amendment dated August 5, 2004.

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

Permit No. 0604514 MA, Minor Amendment, Public Water Supply.

Applicant	Maidencreek Township Authority
Municipality	Maidencreek Township
County	Berks

Type of Facility

This permit approves repainting and minor repairs to the existing Treetops and Peter's Spring storage tanks. Both tanks have a capacity of 423,000 gallons. The permittee plans to repaint the interior and exterior of both tanks.

Consulting Engineer

Gregory T. Unger, P. E.
Systems Design Engineering, Inc.
1032 James Drive
Leesport, PA 19533

Permit to Construct Issued

October 19, 2004

Operations Permit issued to **Dillsburg Area Authority**, 7670071, Franklin Township, **York County** on October 19, 2004, for the operation of facilities approved under Construction Permit No. 6703503 MA.

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

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

Applicant

Osceola Township Municipal Authority

Township or Borough

Osceola Township

County

Tioga

Responsible Official

Jon Seely
Osceola Township Municipal Authority
P. O. Box 115
Osceola, PA 16942

Type of Facility

PWS—Construction.

Permit Issued Date

October 20, 2004

Description of Action

Replacement of their existing 3,000-gallon tank with two 1,200-gallon chlorine contact tanks.

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

Applicant

Graham Township

Township or Borough

Graham Township

County

Clearfield

Responsible Official

Dan Kent, Township Supervisor
Graham Township
R. R. 1, Box 349
Morrisdale, PA 16858

Type of Facility

PWS—Construction.

Permit Issued Date

October 20, 2004

Description of Action

Extend Pennsylvania American's waterline to the residents of the Graham Township area.

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

Applicant

The Pennsylvania State University

Township or Borough

College Township

County

Centre

Responsible Official Robert E. Cooper, P. E.
Manager, Engineering Services
The Pennsylvania State
University
Physical Plant Building
University Park, PA 16802-1118

Type of Facility PWS—Construction.

Permit Issued Date October 20, 2004

Description of Action Addition of polyphosphate for
corrosion control at the Bryce
Jordan Center.

Permit No. Minor Amendment—Operation, Public Water Supply.

Applicant **Boggs Township Board of Supervisors**

Township or Borough Boggs Township

County **Centre**

Responsible Official William Griffith, Chairperson
Boggs Township Board of
Supervisors
1270 Runville Road
Bellefonte, PA 16823

Type of Facility PWS—Operation.

Permit Issued Date October 22, 2004

Description of Action Operation of Well 2.

Permit No. 4496031, Amendment 14—Operation, Public Water Supply.

Applicant **Tulpehocken Spring Water Co., Inc.**

Township or Borough Point Township

County **Northumberland**

Responsible Official Joseph V. Malloy, President
Tulpehocken Spring Water Co.,
Inc.
R. R. 1, Box 114T
Northumberland, PA 17857

Type of Facility PWS—Operation.

Permit Issued Date October 21, 2004

Description of Action Use of 26 new bottled water
labels and replacement of the
ozone generator.

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

Permit No. 3204502, Public Water Supply.

Applicant **Central Indiana County Water Authority**
30 East Wiley Street
Homer City, PA 15748

Borough or Township Center Township

County **Indiana**

Type of Facility Water Treatment Plant

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
Indianola, PA 15051

Permit to Construct Issued October 12, 2004

Permit No. 1104503, Public Water Supply.

Applicant **Greater Johnstown Water Authority**
P. O. Box 1287
Johnstown, PA 15907-1287

Borough or Township Stoneycreek Township

County Cambria

Type of Facility Water Treatment Plant

Consulting Engineer Gibson-Thomas Engineering Co.,
Inc.
1004 Ligonier Street
Latrobe, PA 15650

Permit to Construct Issued October 20, 2004

Permit No. 5320017-A1, Public Water Supply.

Applicant **Beverly Health Care Mountain View Manor**
138 Mountain View Drive
Hillsdale, PA 15746

Borough or Township Montgomery Township

County **Indiana**

Type of Facility Mountain View Manor water
system

Consulting Engineer Keller Engineers, Inc.
420 Allegheny Street
P. O. Box 61
Hollidaysburg, PA 16648

Permit to Construct Issued October 20, 2004

Permit No. 5604501, Public Water Supply.

Applicant **Municipal Authority of the Borough of Berlin**
700 North Street
Berlin, PA 15530

Borough or Township Brothersvalley Township

County **Somerset**

Type of Facility Water Storage Tank

Consulting Engineer The EADS Group, Inc.
450 Aberdeen Drive
P. O. Box 837
Somerset, PA 15501

Permit to Construct Issued October 25, 2004

Permit No. 0389503-A2, Minor Amendment, Public Water Supply.

Applicant **Sugar Creek Rest Home, Inc.**
R. D. 2, Box 80
Worthington, PA 16262-9004

Borough or Township Sugar Creek

County **Armstrong**

Type of Facility Rest home

Consulting Engineer R.B. Shannon & Associates, Inc.
314 South Water Street
Kittanning, PA 16201

Permit to Construct Issued October 12, 2004

STORMWATER MANAGEMENT

Action on plans submitted under the Storm Water Management Act (32 P. S. §§ 680.1—680.17)

Bureau of Watershed Management, P. O. Box 8555, Harrisburg, PA 17105-8555.

Plan No. 336:60, West Branch Susquehanna River Stormwater Management Plan, as submitted by Union County, was approved on October 14, 2004.

Plan No. 151:11, Little Conemaugh River (Update) Stormwater Management Plan, as submitted by Cambria County, was approved on October 13, 2004.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Millcreek Township	3608 West 26th Street Erie, PA 16506-2037	Erie

Plan Description: The approved plan provides for the elimination of all overflow events at the Kearsarge Pump Station through pump station upgrades, construction of an overflow retention facility and sanitary sewer diversions within sewers tributary to the Kearsarge Pump Station. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Disapprovals Granted under the Pennsylvania Sewage Facilities Act

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Berwick Area Joint Sewer Authority	1108 Freas Ave. Berwick, PA 18603	Columbia

Plan Description: This plan was for sewer extensions in Briar Creek Borough and Briar Creek Township, Columbia County. The plan was disapproved because several items were missing from the plan that precluded the Department from determining the Authority's ability to secure funding and implement the proposed project.

HAZARDOUS SITES CLEANUP UNDER THE ACT OF OCTOBER 18, 1988

Proposed Consent Order and Agreement Interlectric Mercury Site, Clarendon Borough, Warren County

Under section 1113 of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. § 6020.1113), the Department of Environmental Protection (Department) has entered into an Agreement with Interlectric Corporation (Interlectric) to remediate the Interlectric Mercury Site (Site), Clarendon

Borough, Warren County (41° 47.0252' N latitude and 79° 59.566' W longitude on the USGS Clarendon, PA, 7.5 minute topographic quadrangle map). The Site is a small portion of a former industrial facility that began historically as a petroleum refinery. The facility was owned and operated historically by Tiona Refining Company, Bradford-Penn Oil Company and Bond Electric from the 1920s through the 1960s.

In the past, elemental mercury was released at the site and this mercury contaminated the environment at the site. Under the terms of the settlement, Interlectric will conduct a cleanup of the site by removing mercury and mercury contaminated soils and other materials from the Site for proper off-Site disposal.

The specific terms of this settlement are set forth in the Consent Order and Agreement (Agreement) with Interlectric. The Department will receive and consider comments regarding the Agreement for 60 days from the date of this public notice. The Department has the right to withdraw its consent to the Agreement if the comments concerning the Agreement disclose facts or considerations that indicate that the Agreement is inappropriate, improper or not in the public interest.

After the public comment period, the Department's settlement with Interlectric shall be effective upon the date that the Department notifies Interlectric, in writing, that this Agreement is final and effective in its present form and that the Department has filed a response to significant written comments to the Agreement or that no comments were received.

The Agreement is available for inspection and copying at the Department's office at 230 Chestnut Street, Meadville, PA. Comments may be submitted in writing to James W. Weaver, Project Manager, Department of Environmental Protection, Hazardous Sites Cleanup, 230 Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting James W. Weaver, (814) 332-6648. TDD users should contact the Department through the Pennsylvania Relay Service at (800) 645-5984.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published

in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the Environmental Cleanup Program manager in the Department regional office after which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Namico Plant, City of Philadelphia, **Philadelphia County**. Paul Martino, P. G., Pennoni Assoc., Inc., 3001 Market St., Philadelphia, PA 19102 has submitted a Remedial Investigation/Remedial Assessment/Cleanup Plan Report concerning remediation of site soil and groundwater contaminated with inorganics, PAH and other organics. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

Sterling Oaks at Lower Nazareth Properties, Lower Nazareth Township, **Northampton County**. Darryl Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004 has submitted a Final Report (on behalf of Eric Witmond, Hidden Oaks, LLP, 119 Cherry Hill Rd., Parsippany, NJ 07054) concerning the remediation of soils found to have been impacted by inorganics. The report was submitted to document attainment of a combination of the Statewide Health and Background Soil Standards. A Notice of Intent to Remediate was simultaneously submitted.

Residential Property Daniel Residence, Penn Forest Township, **Carbon County**. Guy Sheets, Malcolm Pirnie, Inc., 630 Freedom Business Center, 3rd Floor, King of Prussia, PA 19406 has submitted a Final Report (on behalf of Bethlehem Authority, 10 E. Church Street, Bethlehem, PA 18018) concerning the remediation of soils found to have been impacted by fuel oil no. 2. The report was submitted to document attainment of the Residential Statewide Health Soil Standard. A Notice of Intent to Remediate was simultaneously submitted.

Sheckler Residence, Lehigh Township, **Northampton County**. Thomas Martinelli, Environmental Scientist, JMT Environmental Technologies, Inc., has submitted a Final Report (on behalf of Jane Sheckler, Main Street, Walnutport, PA 18088) concerning the remediation of soils and groundwater found or suspected to have been impacted by the accidental release of home heating oil contaminated with MTBE. The report was submitted to

document attainment of the Residential Statewide Health Standard. A Notice of Intent to Remediate was simultaneously submitted.

Bold's Automotive Service, City of Bethlehem, **Northampton County**. John Van Wagenen, P. G., Coventry Environmental Associates, Inc., 991 Ridge Road, Bucktown, PA 19465 has submitted a Final Report (on behalf of John Bold, 435 Pembroke Road, Bethlehem, PA 18018) concerning the remediation of soils found or suspected to have been impacted by gasoline. The report was submitted to document attainment of the Residential Statewide Health Standard. A Notice of Intent to Remediate was simultaneously submitted.

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

Reading Eagle Distribution Facility, City of Reading, **Berks County**. Synergy Environmental, Inc., Center City Executive Centre, 607 Washington Street, Reading, PA 19601, on behalf of Reagle Realty Company, 345 Penn Street, P. O. Box 582, Reading, PA 19603, submitted a Remedial Investigation Report and a Final Report concerning remediation of site soils and groundwater contaminated with lead, chlorinated solvents and other organics. The report is intended to document remediation of the site to a combination of the Statewide Health and Site-Specific Standards.

Envirotest Site, City of Lebanon, **Lebanon County**. Penn E & R, Inc., 2755 Bergey Road, Hatfield, PA 19440, on behalf of Environmental System Products, Inc., 11 Kripes Road, East Granby, CT 06026, submitted a Final Report concerning remediation of site soils and groundwater contaminated with inorganics, lead and PAHs. The report is intended to document remediation of the site to a combination of the Statewide Health and Site-Specific Standards.

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

Proposed Bausman Street Independent Living Property, City of Pittsburgh, **Allegheny County**. Mary King, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Richard Ripley, Ripley & Sons, 1910 South 18th Street, Pittsburgh, PA 15203 and Kevin Hanley, Bauseman Street Independent Living, Inc., 50 South 14th Street, Pittsburgh, PA 15203) has submitted a Final Report concerning remediation of site soil and groundwater contaminated with other organics, inorganics, lead and pesticides. The report is intended to document remediation of the site to meet the Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

Christian and Swanson St., 3-7 Christian St., City of Philadelphia, **Philadelphia County**. Michael S. Roscoe, P. G., Mid-Atlantic Assoc., Inc., P. O. Box 1128, North Wales, PA 19454-0128 on behalf of Fred Tropea, Stone Creek Homes, Ruggiero Development Group, 75 W. Baltimore Pike, Media, PA 19063 has submitted a Final Report concerning the remediation of site soils contaminated with diesel fuel, fuel oil nos. 1 and 6, inorganics, kerosene, leaded gasoline, lead, MTBE, new motor oil other organics, unleaded gasoline, used motor oil and PAH. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 15, 2004.

Christian and Swanson St., 9-15 Christian St., City of Philadelphia, **Philadelphia County**. Michael S. Roscoe, P. G., Mid-Atlantic Assoc., Inc., P. O. Box 1128, North Wales, PA 19454-0128 on behalf of Fred Tropea, Stone Creek Homes, Ruggiero Development Group, 75 W. Baltimore Pike, Media, PA 19063 has submitted a Final Report concerning the remediation of site soils contami-

nated with diesel fuel, fuel oil no. 1, inorganics, kerosene, leaded gasoline, lead, MTBE, new motor oil, other organics, unleaded gasoline, used motor oil and PAH and groundwater contaminated with chlorinated solvents, diesel fuel, fuel oil no. 6, inorganics, kerosene, leaded gasoline, lead, MTBE, new motor oil, other organics, unleaded gasoline, used motor oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 15, 2004.

Christian and Swanson St., 836-844, 846-850 Swanson St., City of Philadelphia, **Philadelphia County**. Michael S. Roscoe, P. G., Mid-Atlantic Assoc., Inc., P. O. Box 1128, North Wales, PA 19454-0128 on behalf of Fred Tropea, Stone Creek Homes, Ruggiero Development Group, 75 W. Baltimore Pike, Media, PA 19063 has submitted a Final Report concerning the remediation of site soils contaminated with diesel fuel, fuel oil no. 1 and 6, inorganics, kerosene, leaded gasoline, lead, MTBE, new motor oil, other organics, unleaded gasoline, used motor oil and PAH. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 15, 2004.

Former SPS Technologies, Inc. Facility, Dublin Township, **Montgomery County**. Kate Gibbons, Environmental Strategies Corp., 334 Elizabeth Ave., Suite B, Somerset, NJ 08873 on behalf of Philip L. Hinerman Esq., 135 Commerce, Inc., Fort Washington, PA 19634 has submitted a Final Report concerning the remediation of site groundwater contaminated with chlorinated solvents. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on October 19, 2004.

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

Proposed Brookhaven Development, Upper Milford and Hereford Townships, **Lehigh and Berks County**. Ethan Prout, P. G., American Resource Consultants, Inc., P. O. Box 579, Quakertown, PA 18951 submitted a Remedial Investigation Report (on behalf of Judd Builders and Developers, 1750 Walton Road, Blue Bell, PA 19422-0465) concerning the remediation of soils found to have elevated arsenic concentrations as the result of pesticide application to former orchards. The report was submitted in partial fulfillment of the Site-Specific Standard for soils and was approved on September 13, 2004.

Kerr-McGee Chemical LLC—Avoca Property, Avoca Borough, **Luzerne County**. David R. Kerschner, P. G., Principal, KU Resources, Inc., One Library Place, Suite 207, Duquesne, PA 15110 submitted a combined Remedial Investigation Report and Risk Assessment Report (on behalf of Kerr-McGee Chemical LLC, P. O. Box 25861, Oklahoma City, OK 73125) concerning the characterization and remediation of site soils found or suspected to be contaminated with lead and other inorganics, PAHs and other organics. The reports were submitted in partial fulfillment of the Site-Specific Standard and were approved on September 9, 2004.

Godshalk Residence (2460 North Delaware Drive), Upper Mount Bethel Township, **Northampton County**. Kevin S. Keat, Senior Environmental Scientist, MEA Inc., 1365 Ackermanville Road, Bangor, PA 18013 submitted a Final Report and addendum (on behalf of Valerie Godshalk, Swiftwater, PA) concerning the remediation of groundwater found to have been contaminated with no. 2

home heating oil due to an accidental release. The report demonstrated attainment of the Residential Statewide Health Groundwater Standard and was approved on September 9, 2004.

Former Allentown Paint Property, City of Allentown, **Lehigh County**. Vincent M. Carbone, P. G., Project Geologist, Lawler, Matusky & Skelly Engineers, LLP, The Sovereign Building, 609 Hamilton Mall, Allentown, PA 18101 submitted a revised Final Report (on behalf of Ramzi Haddad, Allen Street Development, Inc., 1111 Sixth Street, Whitehall, PA 18052) concerning the remediation of soils found or suspected of being contaminated with lead, petroleum hydrocarbons, polycyclic aromatic hydrocarbons and BTEX components. A final report for this site was previously approved on October 12, 2000, after demonstrating attainment of the Nonresidential Statewide Health Standard. The revised report reflected a change to meet the Residential Statewide Health Standard and was approved on August 23, 2004.

PPL—Quarry Substation (East Market Street), City of Bethlehem, **Northampton County**. Donald Coleman, P. G., Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440 submitted a Final Report (on behalf of PPL Electric Utilities, 2 North Ninth Street, Allentown, PA 18101) concerning the remediation of site soils found or suspected to be contaminated with PCBs. The report demonstrated attainment of the site to the residential Statewide Health Standard and was approved on August 12, 2004.

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

C. E. Kelly Support Facility/Neville Island Maintenance Facility, Neville Island **Allegheny County**. John Mason, CHEMHILL, 1700 Market Street, Suite 1600, Philadelphia, PA 19103 (on behalf of Steven R. Lenney, Charles E. Kelly Support Facility, 6 Loubaugh Street, Oakdale, PA 15701) has submitted a Final Report concerning the remediation of site groundwater contaminated with chlorinated solvents. The Final Report demonstrated attainment of the Site Specific Standard and was approved by the Department on September 30, 2004.

Johnstown High School, City of Johnstown, **Cambria County**. Von E. Fisher, KU Resources, Inc., One Library Place, Suite 207, Duquesne, PA 15110 (on behalf of Donald Irwin, Greater Johnstown School District, 1091 Broad Street, Johnstown, PA 15901) has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents, inorganics, leaded gasoline, PAHs, unleaded gas, used motor oil, diesel fuel and other organics. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on October 5, 2004.

American Refining Group—Indianola Plant, Allegheny County. Key Environmental Inc., Don Blackert, 1200 Arch Street, Suite 200, Carnegie, PA 15106 and American Refining Group, Inc., 3240 William Pitt Way, Pittsburgh, PA 15238 (on behalf of Kinder Morgan Inc., 2010 William Pitt Way, Pittsburgh, PA 15238) has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with BTEX, PAHs and MTBE. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on October 4, 2004.

HAZARDOUS WASTE TRANSPORTER LICENSE

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

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

Hazardous Waste Transporter License Issued

Laidlaw Carriers Van GP, Inc., 1179 Ridgeway Road, Woodstock, ON N4S 8P6. License No. PA-AH0714. Effective October 19, 2004.

Hazardous Waste Transporter License Renewed

Pioneer Tank Lines, Inc., 12501 Hudson Road South, Afton, MN 55001-9751. License No. PA-AH0600. Effective October 19, 2004.

Transport Rollex, LTEE, 910 Boul Lionel-Boulet, Varennes, PQ J3X 1P7. License No. PA-AH0544. Effective October 19, 2004.

T. A. G. Transport, Inc., 2818 Roane State Hwy, Harri-man, TN 37748. License No. PA-AH0539. Effective October 19, 2004.

Gary W. Gray Trucking, Inc., P. O. Box 48, Delaware, NJ 07833. License No. PA-AH0474. Effective October 6, 2004.

R.L. Carter Trucking, Inc., 8451 S. State Road 39, Clayton, IN 46118. License No. PA-AH0662. Effective October 6, 2004.

Envirite of Pennsylvania, Inc., 730 Vogelsong Road, York, PA 17404. License No. PA-AH0549. Effective October 4, 2004.

Technic, Inc., 1 Spectacle Street, Cranston, RI 02910. License No. PA-AH S134. Effective September 30, 2004.

Inland Waters Pollution Control, Inc., 2021 S. Schaefer Hwy., Detroit, MI 48217. Effective September 30, 2004.

INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

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

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

Infectious and Chemotherapeutic Waste Transporter License Issued

Onyx Environmental Services, LLC, 1 Eden Lane, Flanders, NJ 07836. License No. PA-HC0221. Effective October 14, 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.

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

GP5-65-965A: Great Lakes Energy Partners LLC (P. O. Box 235, Route 85 and Northern Avenue, Yatesboro, PA 15683) on October 22, 2004, to install and operate a 1,340 hp engine and a 750 mmBtu/hr dehydrator unit at this natural gas production station in East Huntingdon Township, **Westmoreland County**.

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

62-172: Glenn O. Hawbaker, Inc.—Brokenstraw Plant (Route 6 West, Warren, PA 16365) on October 20, 2004, to operate their mobile mineral processing plant in Pittsfield Township, **Warren County**.

43-300: Atlas Pipeline Pennsylvania, LLC—Hurt Compressor Station (57 Drake Road, Mercer, PA 16137) on September 27, 2004, to operate two natural gas fired compressor engines in New Wilmington, **Mercer County**.

43-301: Atlas Pipeline Pennsylvania, LLC—Jackson Center Compressor Station (103 Hosack Road, Jackson Center, PA 16133) on September 27, 2004, to operate a natural gas fired compressor engine in Jackson Center, **Mercer County**.

43-293: Atlas Pipeline Pennsylvania, LLC—Garvis Compressor Station (275 Center Town Road, Grove City, PA 16137) on September 27, 2004, to operate a natural gas fired compressor engine in Pine Township, **Mercer County**.

27-030: PA General Energy—Warrant 5138 (Allegheny National Forest Road 5138, Marienville, PA) on October 6, 2004, to operate a natural gas fired compressor engine in Jenks Township, **Forest 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.

23-0014E: Kimberly Clark PA LLC (Front Street and Avenue of the States, Chester, PA 19013) on October 22, 2004, to operate a paper machine No. 16 hood dryer in the City Of Chester, **Delaware County**.

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

24-012D: C/G Electrodes LLC—St. Marys Plant (800 Theresia Street, St. Marys, PA 15857-1898) on October 12, 2004, to reactivate the 25-inch press and dust collector in the Extrusion Department in St. Marys City, **Elk County**. This is a Title V facility.

10-345A: Allegheny Mineral Corp.—Murrinsville Quarry (102 VanDyke Road, Harrisville, PA 16038) on September 28, 2004, to install a limestone processing facility in conjunction with their new Limestone Mining Operation in Marion Township, **Butler County**.

37-248F: United States Can Co. (1902 Old Butler Road, New Castle, PA 16101) on September 30, 2004, for the temporary bypassing of the RTO when using compli-

ant coatings during periods of RTO maintenance and malfunctions in Shenango Township, **Lawrence County**. This is a Title V facility.

10-027E: Penreco (138 Petrolia Street Karns City, PA 16041) on September 29, 2004, to construct a new gas/oil fired boiler rated at 91 mmBtu/hr to replace the existing coal fired boiler in Karns City Borough, **Butler County**. The new boiler is subject to the New Source Performance Standards for boilers greater than 10 mmBtu and less than 100 mmBtu. The facility is a Title V Facility.

37-290C: Industrial Concerns, Inc. (526 South Jefferson Street, New Castle, PA 16101) on September 22, 2004, to modify plan approval 37-290B for use of a second torch in New Castle, **Lawrence County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

09-0075A: Dunmore Corp. (145 Wharton Road, Bristol, PA 19007) on October 19, 2004, to operate a two coater and mixing equipment in Bristol Township, **Bucks County**.

46-0036I: Visteon Systems LLC (2750 Morris Road, Lansdale, PA 19446) on October 20, 2004, to operate a selective solder machines 12 and 13 in Worcester Township, **Montgomery County**.

46-0194A: Freedom Alloys, Inc. (155 Railroad Plaza, Royersford, PA 19468) on October 20, 2004, to operate a 4,000-pound inductotherm furnace in Royersford Borough, **Montgomery County**.

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

64-303-009: Leeward Construction, Inc. (R. R. 6, P. O. Box 6825, Honesdale, PA 18431) on October 20, 2004, for construction of a batch asphalt plant and associated air cleaning device at their facility in Palmyra Township, **Wayne 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.

41-330-004: Sunoco, Inc.—R & M (1109 Milton Avenue, Syracuse, NY 13204) on October 15, 2004, to authorize the use of a different blower than originally approved and to operate a soil vapor extraction system and associated air cleaning device (a biofilter) on a temporary basis until February 12, 2005, in Armstrong Township, **Lycoming County**. The plan approval and authorization have been extended.

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

65-00661B: Derry Construction Co., Inc. (527 Route 217, Latrobe, PA 15650) on October 18, 2004, to authorize the use of waste derived liquid fuel and recycled asphalt (RAPO) at their existing Delmont hot mix asphalt plant in Salem Township, **Westmoreland County**. The Plan Approval for this facility has been revised to change the asphalt production limit from 175,000 tons per year to 250,000 tons per year. The emissions from the facility will

remain below major source threshold values and has no impact on work practice standards or emission controls. Plan Approval Special Condition No. 6 has been changed as follows:

Plan Approval Condition 6: Production at the facility shall not exceed 250,000 tons of asphalt in any consecutive 12-month period. The Owner/Operator shall maintain records of daily, monthly and 12-month rolling total for asphalt production, these records shall be kept onsite for a period of 5 years and be made available to the Department upon request. (25 Pa. Code § 127.12b)

03-00234A: Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) on October 19, 2004, to operate a portable coal crusher at Yount Surface Mine in Madison Township, **Armstrong County**. This Plan Approval was extended.

65-00661B: Derry Construction Co., Inc. (527 Route 217, Latrobe, PA 15650) on October 18, 2004, to operate an asphalt plant in Salem Township, **Westmoreland County**. This Plan Approval was extended.

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

25-006A: Russell Standard Corp.—Wheelertown Road (Wheelertown Road, Union City, PA 16438) on October 12, 2004, to replace an existing asphalt plant in LeBoeuf Township, **Erie County**.

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

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401; Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.

46-00122: Unisys Corp. (Township and Union Meeting Roads, Blue Bell, PA 19424) on October 22, 2004, to operate a Synthetic Minor Operating Permit in Whitpain Township, **Montgomery County**.

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

22-03063: Chemetron Railway Products, Inc. (5600 Stillwell, Kansas City, MO 64120) on October 19, 2004, for a railway track welding operation in Steelton Borough, **Dauphin County**.

28-03023: Valley Quarries, Inc. (169 Quarry Road, Chambersburg, PA 17201) on October 18, 2004, to operate their Mt. Cydonia Sand Plant No. 2 in Greene Township, **Franklin County**.

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

17-00007: Sensus Metering Systems—North America, Inc. (805 Liberty Blvd., DuBois, PA 15801) on October 14, 2004, issued State-only operating permit for their gas meter and regulator manufacturing facility in DuBois Borough, **Clearfield County**. The facility's main sources include three natural gas fired boilers, four natural gas fired air make-up units, two restroom heaters, an emergency generator, a paint burnoff oven, three rubber diaphragm curing ovens, three manual spray booths, an automated surface coating operation, two parts cleaners, resin application, shellac application, adhesive application, ink marking and solvent cleaning of glue

guns. The State-only operating permit contains all applicable requirements including monitoring, recordkeeping and reporting conditions.

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

65-00592: Burrell School District (1021 Puckety Church Road, Lower Burrell, PA 15068) on October 18, 2004, to operate Sportz Incinerator at Stewart School in Lower Burrell, **Westmoreland County**.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

49-00009: Mohawk Flush Doors, Inc. (P. O. Box 112, Northumberland, PA 17858) on October 18, 2004, to incorporate, through and administrative amendment, conditions established in Plan Approval 49-00009A for two new wood door roll coaters and a new wood door spray booth (Booth 5) and conditions established in Plan Approval 49-00009B for a modified wood door spray booth (Booth 4) in Point Township, **Northumberland County**.

41-00002: Koppers, Inc. (P. O. Box 189, Montgomery, PA 17752) on October 20, 2004, to incorporate, through an administrative amendment, conditions established in Plan Approval OP-41-0008A for a fuel feeding system on a creosoted woodwaste-fired boiler in Clinton Township, **Lycoming County**.

49-00001: Mt. Carmel Cogen, Inc. (Marion Heights Road, Marion Heights, PA 17832) on October 19, 2004, through the minor operating permit modification requirements of 25 Pa. Code § 127.462, to include conditions for a raw culm grizzly feeder, a .2 million Btu per hour waste oil-fired furnace, eight diesel, lubricating oil and waste oil storage tanks and a gasoline storage tank in Mt. Carmel Township, **Northumberland County**.

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

26-00119: Anchor Glass Container Corp. (4343 Anchor Plaza Parkway, Tampa, FL 33634) on October 20, 2004, the Title V Operating Permit was revised to administratively incorporate the applicable provisions of Plan Approval PA-26-119D, issued to allow an increase in the throughput through Furnace 2 and to allow the construction of Decorating Line 3 at this glass manufacturing facility in Connellsville, **Fayette County**.

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

S95-069: Ashland Specialty Chemical Co. (2801 Christopher Columbus Blvd., Philadelphia, PA 19148-5103) on October 25, 2004, administratively amended to incorporate an installation permit, add some insignificant activities and correct contact information. The Synthetic Minor Operating Permit was originally issued April 25, 2001.

N96-021: The Curtis Center (Independence Square West, Suite 707E, Philadelphia, PA 19106) on October 25, 2004, administratively amended to incorporate two instal-

lation permits and change contact information. The Natural Minor Operating Permit was originally issued September 4, 2001.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

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

65-00137: Allegheny Ludlum Corp. (100 River Road, Brackenridge, PA 15014-1597) to replace the existing 60,000 gallon per hour cooling tower with a new 70,000 gallon per hour cooling tower. The Cooling tower is utilized by the Z-8 Mill. This new equipment will increase PM10 emissions by .09 ton per year, which qualifies as a de minimis increase specified under 25 Pa. Code § 127.449.

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

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

32030105 and NPDES Permit No. PA0249131. P & N Coal Co., Inc., P. O. Box 332, Punxsutawney, PA 15767-0332, commencement, operation and restoration of a bituminous surface and auger mine in East Mahoning Township, **Indiana County**, affecting 54.0 acres. The site is in the Little Mahoning Creek Watershed (HQ-CWF). The operation does not propose to discharge treated mine drainage, but will utilize nondischarge alternatives instead. There are no potable water supply intakes within 10 miles downstream. Application received April 3, 2003. Permit issued October 18, 2004.

56030107 and NPDES Permit No. PA0249521. Future Industries, Inc., P. O. Box 157, Meyersdale, PA 15552, commencement, operation and restoration of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 121.7 acres. Receiving streams: Buffalo Creek and Millers Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received August 26, 2003. Permit issued October 15, 2004.

07920101 and NPDES Permit No. PA0599581. Cooney Brothers Coal Company, P. O. Box 246, Cresson, PA 16630, SMP Transfer to E. P. Bender Coal

Company, Inc., P. O. Box 594, Carrolltown, PA 15722 in Allegheny Township, **Cambria County**, affecting 474 acres. Receiving streams: UNTs to Sugar Run and Sugar Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received March 8, 2004. Permit issued October 21, 2004.

56970104 and NPDES Permit No. PA0234541. Sherpa Mining Contractors, Inc., P. O. Box 4459, 1738 Snowfield Drive, Hidden Valley, PA 15502, surface mine permit renewal in Shade Township, **Somerset County**, affecting 86.4 acres. Receiving stream: unnamed tributaries to Stoney Creek (CWF). The first downstream potable water supply intake from the point of discharge is the Hooversville Borough Somerset County Municipal Authority Stoneycreek Surface Water Withdrawal. Application received January 24, 2004. Permit issued October 21, 2004.

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

17990124 and NPDES Permit No. PA0242802. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847). Transfer of an existing bituminous surface mine permit from Mark Coal Company in Bigler Township, **Clearfield County** affecting 73.7 acres. Receiving streams: unnamed tributaries to Muddy Run and Muddy Run. Application received March 29, 2004. Permit issued October 8, 2004.

14030102 and NPDES Permit No. PA0243540. Lee Coal Contracting, Inc. (147 Loop Road, West Decatur, PA 16878). Commencement, operation and restoration of a bituminous surface mine permit in Snow Shoe Township, **Centre County** affecting 37 acres. Receiving streams: unnamed tributary to Black Moshannon Creek, Moshannon Creek to West Branch Susquehanna River. Application received July 25, 2003. Permit issued October 8, 2004.

17793044 and NPDES Permit No. PA0119334. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847). Renewal of an existing bituminous surface mine permit in Karthaus Township, **Clearfield County** affecting 112 acres. Receiving streams: unnamed tributary to Marks Run, to Marks Run to Upper Three Runs and Saltlick Run to West Branch Susquehanna River. Application received June 11, 2004. Permit issued October 12, 2004.

Noncoal Permits Actions

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

08040805. David B. Williams (R. R. 2, Box 197, Kingsley, PA 18826). Commencement, operation and restoration of a small industrial minerals (bluestone) permit in Rome Township, **Bradford County** affecting 3 acres. Receiving streams: unnamed tributary to Parks Creek. Application received April 30, 2004. Application returned: October 14, 2004.

59041003. Terry Jacobson (P. O. Box 32, Sabinsville, PA 16943), authorization to extract noncoal in Nelson Township, **Tioga County** to supply fill material for the SR 49 Sec. 55M Slide Repair Project. Receiving stream: Cowanesque River, tributary to Chemung River. Application received October 4, 2004. Authorization approved: October 13, 2004.

08990803. Lester West (R. R. 2, Box 248-A1, Wysox, PA 18854). Transfer of an existing small industrial minerals (flagstone) permit from Scott A Dunn in Standing Stone Township, **Bradford County** affecting 3 acres.

Receiving streams: unnamed tributary, tributary to King Creek. Application received June 25, 2004. Permit issued October 15, 2004.

59030801. Harry L. and Joyce M. Horvath (R. R. 1, Box 85A, East State Road, Covington, PA 16917). Commencement, operation and restoration of a small industrial minerals (shale) permit in Covington Township, **Tioga County** affecting 5 acres. Receiving streams: unnamed tributary, tributary to Tioga River. Application received April 1, 2003. Application returned: October 22, 2004.

59950301 and NPDES Permit No. PA0220086. Jill D. Cross (P. O. Box 240, Mainesburg, PA 16932), transfer of an existing large industrial minerals permit from Clifford Cross, Jr. in Sullivan Township, **Tioga County** affecting 30 acres. Receiving streams: unnamed tributary to Corey Creek. Application received August 6, 2004. Permit issued October 15, 2004.

59910301 and NPDES Permit No. PA0206580. Jill D. Cross (P. O. Box 240, Mainesburg, PA 16932), transfer of an existing large industrial minerals permit from Clifford Cross, Jr. in Delmar Township, **Tioga County** affecting 15.45 acres. Receiving streams: unnamed stream, tributary to Marsh Creek. Application received August 6, 2004. Permit issued October 18, 2004.

59880301 and NPDES Permit No. PA0116327. Jill D. Cross (P. O. Box 240, Mainesburg, PA 16932), transfer of an existing large industrial minerals permit from Clifford Cross, Jr. in Clymer Township, **Tioga County** affecting 4.41 acres. Receiving streams: Mill Creek, tributary to Cowanesque River. Application received August 6, 2004. Permit issued October 15, 2004.

59880302 and NPDES Permit No. PA0116335. Jill D. Cross (P. O. Box 240, Mainesburg, PA 16932), transfer of an existing large industrial minerals permit from Clifford Cross, Jr. in Richmond Township, **Tioga County** affecting 12.4 acres. Receiving streams: unnamed tributary to Corey Creek. Application received August 6, 2004. Permit issued October 18, 2004.

4977SM6. Jill D. Cross (P. O. Box 240, Mainesburg, PA 16932), transfer of an existing large industrial mineral permit from Clifford Cross, Jr. in Clymer Township, **Tioga County** affecting 6.35 acres. Receiving streams: Baker Branch of Asaph Run. Application received August 6, 2004. Permit issued October 19, 2004.

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

6875SM5C and NPDES Permit No. PA0595128. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Oliver Township, **Mifflin County**, receiving stream: unnamed tributary to Strodes Run. Application received March 24, 2004. Renewal issued October 20, 2004.

67870301C6 and NPDES Permit No. PA0010235. York Building Products Co., Inc. (P. O. Box 1708, York, PA 17405), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in West Manchester Township, **Chester County**, receiving stream: Willis Run. Application received August 16, 2004. Renewal issued October 20, 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.

Blasting Permits Actions

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

37045003. Demtech, Inc. (65 Bald Mountain Road, DuBois, WY 82513). Blasting activity permit to demolish a bridge in Ellwood City, **Lawrence County** for ten days. Application received October 20, 2004. Application issued October 21, 2004.

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

14044025. Galen Driebelbis (1535 N. Atherton Street, State College, PA 16804), for construction blasting in Ferguson Township, **Centre County**, with an expected duration of 48 days. Permit issued October 14, 2004.

Blasting Activity Permits Issued

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

06044103. Keystone Blasting Service (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting for Stonecroft Village in Merion Township, **Berks County** with an expiration date of December 30, 2005. Permit issued October 18, 2004.

36044111. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, 17033), construction blasting for a sewer trench at 187 Merts Drive in Mt. Joy Township, **Lancaster County** with an expiration date of December 30, 2004. Permit issued October 18, 2004.

09044032. Eastern Blasting Company, Inc. (1292 Street Road, New Hope, PA 18938), construction blasting at The Villages/Arbor Pointe in Buckingham Township, **Bucks County** with an expiration date of November 13, 2005. Permit issued October 19, 2004.

46044035. Horst Drilling & Blasting, Inc. (141 Ranck's Church Road, New Holland, PA 17557), construction blasting at Rivercrest Phase II in Upper Providence Township, **Montgomery County** with an expiration date of November 12, 2005. Permit issued October 19, 2004.

09044033. Rock Work, Inc. (1257 DeKalb Pike, R. D. 2, Blue Bell, PA 19422), construction blasting at Thompson Tract, et al in Bedminster Township, **Bucks County** with an expiration date of September 30, 2005. Permit issued October 19, 2004.

38044020. Warren's Excavating & Drilling, Inc. (P. O. Box 189, Bowmansville, PA 17507-0189), construction blasting at Greystone Development in Jackson Township, **Lebanon County** with an expiration date of October 1, 2005. Permit issued October 19, 2004.

52044015. Holbert Explosives, Inc. (237 Masthope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting at Milford Highlands in Milford Borough, **Pike County** with an expiration date of November 15, 2005. Permit issued October 19, 2004.

06044042. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting at Lenhartsville Pump Sta-

tion in Greenwich Township, **Berks County** with an expiration date of October 1, 2005. Permit issued October 19, 2004.

36044088. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting at Distribution Warehouse in East Cocalico Township, **Lancaster County** with an expiration date of October 1, 2005. Permit issued October 19, 2004.

67044105. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, 17033), construction blasting for a development in Newberry Township, **York County** with an expiration date of January 30, 2005. Permit issued October 19, 2004.

21044103. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013), construction blasting in West Pennsboro Township, **Cumberland County** with an expiration date of October 31, 2005. Permit issued October 19, 2004.

06044104. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting for Eacis Auto in South Heidelberg Township, **Berks County** with an expiration date of October 31, 2005. Permit issued October 20, 2004.

36044112. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Ephrata Township, **Lancaster County** with an expiration date of November 30, 2004. Permit issued October 20, 2004.

36044113. Gerlach's Drilling & Blasting (172 Bender Mill Road, Lancaster, PA 17603), construction blasting for Green Park III in Rapho Township, **Lancaster County** with an expiration date of November 1, 2005. Permit issued October 20, 2004.

36044114. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Rapho Township, **Lancaster County** with an expiration date of November 30, 2005. Permit issued October 20, 2004.

48044039. West End Drilling & Blasting, Inc. (P. O. Box 1646, Brodheadsville, PA 18322), construction blasting at Saddle Creek Residential Estates in Upper Mt. Bethel Township, **Northampton County** with an expiration date of November 17, 2005. Permit issued October 21, 2004.

45044035. West End Drilling & Blasting, Inc. (P. O. Box 1646, Brodheadsville, PA 18322), construction blasting at Newton Run Lot No. 2 in Middle Smithfield Township, **Monroe County** with an expiration date of November 30, 2004. Permit issued October 21, 2004.

67044049. Cumberland Valley Drilling & Blasting, Inc. (6820 Wertzville Road, Enola, PA 17025), construction blasting at Cloisters Condominium/The Towns on the Green in Newberry Township, **York County** with an expiration date of October 31, 2005. Permit issued October 21, 2004.

38044021. Cumberland Valley Drilling & Blasting, Inc. (6820 Wertzville Road, Enola, PA 17025), construction blasting at North Lebanon Business Park in North Lebanon Township, **Lebanon County** with an expiration date of November 13, 2005. Permit issued October 21, 2004.

09044034. Brubacher Excavating, Inc. (P. O. Box 528, 825 Reading Road, Bowmansville, PA 17507), construction blasting at Richland Township Water Authority

Tank Installation in Richland Township, **Bucks County** with an expiration date of November 18, 2005. Permit issued October 21, 2004.

23044009. Eastern Blasting Company, Inc. (1292 Street Road, New Hope, PA 18938), construction blasting at Northbrook Development in Bethel Township, **Delaware County** with an expiration date of November 18, 2005. Permit issued October 21, 2004.

64044101. Hayduk Enterprises (P. O. Box 554, Dalton, PA 18414), construction blasting for Hideout Development in Lake Township, **Wayne County** with an expiration date of December 31, 2005. Permit issued October 21, 2004.

45044104. Hayduk Enterprises (P. O. Box 554, Dalton, PA 18414), construction blasting for Rock Ledge Estates in Price Township, **Monroe County** with an expiration date of December 31, 2005. Permit issued October 21, 2004.

45044105. Hayduk Enterprises (P. O. Box 554, Dalton, PA 18414), construction blasting for Pocono Construction Community in Pocono Township, **Monroe County** with an expiration date December 31, 2005. Permit issued October 22, 2004.

49044005. Popple Construction, Inc. (202 Main Street, Laflin, PA 18702) and **D. C. Guelich Explosive Company** (P. O. Box 29, Bloomsburg, PA 17815), construction blasting at Little Mahoning Crop Wall Phase II (OSM) in Little Mahanoy Township, **Northumberland County** with an expiration date of October 31, 2005. Permit issued October 22, 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

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

E06-593. Cumru Township, 1775 Welsh Road, Mohnnton, PA 19540 in Cumru Township, **Berks County**, ACOE Baltimore District.

To construct and maintain a retaining wall within the floodway of a UNT to the Schuylkill River (WWF) to prevent structural failure of Ridgeway Road, (Reading, PA Quadrangle N: 8 inches; W: 3.5 inches) in Cumru Township, Berks County. The issuance of this permit also constitutes approval of a Water Quality Certification under section 401 of the Federal Water Pollution Control Act.

E07-387. Pennsylvania State University, 101P Office of Physical Plant, University Park, PA 16802 in City of Altoona, **Blair County**, ACOE Baltimore District.

To construct and maintain a pedestrian bridge with a 6-foot wide by 38-foot long span and a minimum underclearance of 7 feet across the channel of an unnamed tributary to Spring Run at a point (Altoona, PA Quadrangle N: 7.05 inches; W: 4.73 inches) within the Altoona Campus in the City of Altoona, Blair County.

E44-123. United States Fish and Wildlife Service, 315 South Allen Street, Suite 322, State College, PA 16801 in Union Township, **Mifflin County**, ACOE Baltimore District.

To construct and maintain a stream rehabilitation project on Little Kishacoquillas Creek (CWF, perennial) beginning at the confluence of Little Kishacoquillas Creek and Kishacoquillas Creek (Belleville, PA Quadrangle N: 18.3 inches; W: 13.9 inches) and extending to a point approximately 2,250 feet upstream (Belleville, PA Quadrangle N: 19.05 inches; W: 14.05 inches) using a natural stream channel design approach involving floodway excavation, filling and grading, minor channel relocation, the placement of cross vanes, J-hook vanes, mud sills and random boulders for the purpose of eliminating existing channelization, reducing sediment aggradation, improving aquatic habitat and establishing a riparian buffer in Union Township, Mifflin County. The project proposes to directly affect 2,250 linear feet of the channel of Little Kishacoquillas Creek.

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

E14-465. Wetlands Habitat Management Inc., 2525 Green Tech Drive, Suite D, State College, PA 16803.

Phase 2 Bald Eagle Site in Huston Township, **Centre County**, ACOE Baltimore District (Port Matilda, PA Quadrangle N: 4.1 inches; W: 12.6 inches).

Applicant is permitted to create 18.2 acres of palustrine wetlands along the flood plain of Bald Eagle Creek (TSF). The site is comprised of two tracts lying just east and west of Steel Hollow Run and immediately south of SR 220. Temporary construction impacts (0.015 acre) are also approved to facilitate access to the site.

E18-376. John R. Cottoni, 129 Crestmont Drive, Lock Haven, PA 17745. Pavilion construction in Woodland Township, **Clinton County**, ACOE Baltimore District (Lock Haven, PA Quadrangle N: 5.63 inches; W: 4.25 inches).

To: (1) construct and maintain a 32-foot by 42-foot open pavilion on a 5-inch concrete/fiber mix pad; (2) place a 12-foot by 16-foot by 16-foot storage shed on skids; and (3) regrade an area 125 linear feet by 35 feet wide of the site in the 100-year floodway of the West Branch. Susquehanna River (WWF) on a private lot off Eden Lane immediately west of the intersection of Eden Lane with Water Valley Road. The project will not impact wetlands or waterways while disturbing approximately 0.09 acre of earth.

E41-538. Grays Run Club, 2316 Yale Avenue, Camp Hill, PA 17011. Grays Run stabilization in McIntyre Township, **Lycoming County**, ACOE Baltimore District (Trout Run, PA Quadrangle N: 20 inches; W: 4.2 inches).

To construct, operate and maintain a 250 linear foot stream revitalization project consisting of one rock "J" hook vane and one rock "V" cross vane. The structures will be constructed out of stone measuring a minimum of 3.7 feet by 3.2 feet by 2.1 feet. All structures shall be constructed in accordance with the plans and specifications.

E41-541. Warren H. Frantz, 435 Rivendell Road, Williamsport, PA 17701. Water Obstruction and Encroachment Joint Permit application in Loyalsock Township, **Lycoming County**, ACOE Susquehanna River Basin District (Montoursville North, PA Quadrangle N: 7.37 inches; W: 14.23 inches).

To remove an existing 3-foot metal pipe, construct and maintain a 4-foot diameter plastic pipe and two 2-foot diameter plastic pipes to be set above the larger pipe to prevent overtopping in Miller's Run, 2.1 miles north of the intersection of Four Mile Drive and Northway Road along Northway Road. This project proposes to permanently impact 20 linear feet of Miller'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.

E59-459. Farmington Township, R. R. 2, Box 800, Lawrenceville, PA 16929. Culvert addition in Farmington Township, **Tioga County**, ACOE Baltimore District (Elkland, PA Quadrangle N: 15.3 inches; W: 3.2 inches).

To construct and maintain an 8.5-foot diameter by 30-foot long culvert adjacent to an existing 7-foot diameter by 30-foot long culvert in Thornbottom Creek (WWF) on Pleasant Valley Road approximately 0.1 mile west of the intersection of Pleasant Valley Road with Thornbottom Road. A stone headwall with wings will be constructed at the inlet to the culverts and 10 linear feet by 25 feet wide by 10 feet high R-7 riprap and geotextile stabilization will be placed at the outlet end. The project

will not impact wetlands while impacting approximately 45 feet of waterway and less than 0.02 acre of earth disturbance.

SPECIAL NOTICES

Public Hearing for NPDES Permit No. PAI020004001

The Department of Environmental Protection (Department) will hold a public hearing to accept comment on individual NPDES Permit Application No. PAI020004001 for the discharge of stormwater from construction activities at the proposed Columbia Gas Transmission Corporation, Forks, Lower Mount Bethel, Washington and Upper Mount Bethel Townships, Northampton County; Smithfield and Middle Smithfield Townships, Monroe County; and Lehman, Delaware and Dingmans Townships, Pike County.

The public hearing will be held on December 14, 2004, at 7 p.m. in the Delaware Township Municipal Building, SR 739, Delaware Township, Pike County by the Water Management Program, Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2553. The hearing is in response to an application submitted by Columbia Gas Transmission Corporation. The NPDES permit application proposes the discharge of stormwater from construction activities to Mud Run, Martins Creek, Little Martins Creek, Oughough Creek, East Fork Martins Creek, Jacoby Creek, Slate Ford Creek, Cherry Creek, Brodhead Creek, Marshalls Creek, Bushkill, Little Bushkill, Delaware River, Toms Creek, Hornbecks Creek, Dingmans Creek, Adams Creek, Long Meadow Brook, Conashaugh Creek and associated UNTs.

The Department requests that individuals wishing to testify at the hearing submit a written notice of intent to Columbia Gas Transmission Corporation Public Hearing, Department of Environmental Protection, Water Management Program, 2 Public Square, Wilkes-Barre, PA 18711. The Department will accept notices up to the day of the hearing. The Department requests that individuals limit their testimony to 10 minutes so that all individuals have the opportunity to testify. The Department can only review comments made with regard to the NPDES Permit Application No. PAI020004001. Written copies of oral testimony are requested. Relinquishing time to others will not be allowed. Individuals attending the hearing will have the opportunity to testify if they so desire. However, individuals who preregister to testify will be given priority on the agenda.

Persons with a disability who wish to testify and require an auxiliary aid, service or other accommodation should contact Christine Domashinski at (570) 826-2511 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department can meet their needs.

The NPDES permit application is available for review at the Monroe County Conservation District Office, (570) 629-3060, the Northampton County Conservation District Office, (610) 746-7991, and the Pike County Conservation District Office, (570) 226-8220.

For further information, contact Mark Carmon, Northeast Regional Office, (570) 826-2511.

Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Load (TMDL) for the Logway Run Watershed in Centre County

The Department will hold a public meeting to discuss and accept comments on a proposed TMDL for the

Logway Run Watershed in Centre County. The meeting will be held on November 15, 2004, at 7 p.m. at the Beech Creek Municipal Building, Beech Creek, 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 Friday, November 12, 2004. The Department will consider all comments in developing the final TMDL for the Logway Run Watershed, which will be submitted to the EPA for approval.

The proposed TMDL for the Logway Run Watershed was established in accordance with the requirements of the Clean Water Act, section 303(d). One stream segment in the Logway 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 as follows:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
22701 (7115)	Logway Run	0.8

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 Logway 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 Logway 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 Logway Run Watershed. Written comments must be postmarked by January 5, 2005, 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 Beech Creek Municipal Building, contact John Mital at the phone number or e-mail address indicated previously.

The proposed TMDL for the Logway Run Watershed can be accessed through the Department's website: ww.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 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 Load (TMDL) for the Middle Branch Big Run Watershed in Centre County

The Department will hold a public meeting to discuss and accept comments on a proposed TMDL for the Middle Branch Big Run Watershed in Centre County. The meeting will be held on November 15, 2004, at 7 p.m. at the Beech Creek Municipal Building, Beech Creek, 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 Friday, November 12, 2004. The Department will consider all comments in developing the final TMDL for the Middle Branch Big Run Watershed, which will be submitted to the EPA for approval.

The proposed TMDL for the Middle Branch Big Run Watershed was established in accordance with the requirements of the Clean Water Act, section 303(d). One stream segment in the Middle Branch Big 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 as follows:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
22662 (7112)	Middle Branch Big Run	5.5

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 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 Middle Branch Big 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 Middle Branch Big 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 Middle Branch Big Run Watershed. Written comments must be postmarked by January 5, 2005, 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 Beech Creek Municipal Building, contact John Mital.

The proposed TMDL for the Middle Branch Big 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 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 Load (TMDL) for the North Fork Beech Creek Watershed in Centre County

The Department will hold a public meeting to discuss and accept comments on a proposed TMDL for the North Fork Beech Creek Watershed in Centre County. The meeting will be held on November 15, 2004, at 7 p.m. at the Beech Creek Municipal Building, Beech Creek, 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 Friday, November 12, 2004. The Department will consider all comments in developing the final TMDL for the North Fork Beech Creek Watershed, which will be submitted to the EPA for approval.

The proposed TMDL for the North Fork Beech Creek Watershed was established in accordance with the requirements of the Clean Water Act, section 303(d). One stream segment in the North Fork Beech Creek 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 as follows:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
22781 (7116)	North Fork Beech Creek	5.9

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 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 Fork Beech Creek 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 Fork Beech Creek 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 Fork Beech Creek Watershed. Written comments must be postmarked by January 5, 2005, 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 Beech Creek Municipal Building, contact John Mital.

The proposed TMDL for the North Fork Beech Creek 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 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 Elk Creek Watershed in Cambria County

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931.

The Department is holding a public meeting on Tuesday, November 16, 2004, at 7 p.m. at the Nanty Glo Firehall, Nanty Glo, PA to discuss and accept comments on a proposed TMDL. The proposed TMDL was established in accordance with the requirements of the 1996 section 303(d) of the Clean Water Act. Four stream segments in the Elk Creek Watershed have been identified as impaired on the 1996, 1998 and 2002 Pennsylvania 303(d) lists due to high concentrations of metals and other inorganics (sulfates). The listed segments and miles degraded are shown as follows:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
43257 (Segment 5084)	Elk Creek	4.6
43257 (Segment 990222-1030-ALF)	Elk Creek	1.6
43257 (Segment 990222-1100-ALF)	Elk Creek	1.2
43257 (Segment 990222-1300-ALF)	Elk Creek	0.5

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron and manganese) and 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 heavily mined for coal in the 20th century. The effects of this are still present. Mining continues in the watershed today. The TMDL consists of both load allocations (LA), which

are made to nonpoint sources of pollution and waste load allocations (WLA), which 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 throughout 2002.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Tom Pongrac, Cambria District Mining Office, 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900, tpongrac@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 5, 2005. Persons who plan to make a presentation at the public meeting should notify the Department by 4 p.m. on November 12, 2004. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

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

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

The Department is holding a public meeting on December 2, 2004, at 7 p.m. at the Plum Borough Municipal Building, Plum, PA to discuss and accept comments on a proposed TMDL, established in accordance with the requirements of the 1996 section 303(d) of the Clean Water Act. One stream segment in the Little Deer Creek Watershed has been identified as impaired on the Pennsylvania Section 303(d) list due to metals from AMD. The listed segment and miles degraded is shown in the following table:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
42289 (970801-1100-TVP)	Little Deer Creek	7.82

The proposed plan provides calculations of the stream's total capacity to accept iron, aluminum, manganese and acidity, a surrogate for 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 (Al)	0.75	Total Recoverable
Iron (Fe)	1.50	30-Day Average; Total Recoverable
Manganese (Mn)	1.00	Total Recoverable
pH	6.0—9.0	N/A

The primary pollutant source for the watershed is abandoned mine workings. All of the allocations in the TMDL are LAs assigned to nonpoint 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 in 2002 and 2003.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Ron Horansky, Armbrust Professional Center, R. D. 2 Box 603-C, Greensburg, PA 15601, (724) 925-5500, rhoransky@state.pa.us. Directions to the meeting place can also be obtained through this contact. The TMDL can be viewed and printed by accessing the Department's website: www.dep.state.pa.us (DEP Keyword: TMDL).

Written comments will be accepted at the previous address and must be postmarked by January 5, 2005. Persons who plan to make a presentation at the public meeting should notify the Department by 3 p.m. on January 3, 2005. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

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

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

The Department is holding a public meeting on December 2, 2004, at 7 p.m. at the Plum Borough Municipal Building, Plum, 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. Five stream segments in the Plum Creek Watershed have been identified as impaired on the Pennsylvania Section 303(d) list due to metals and pH from AMD. The listed segments and miles degraded are as follows:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
42246 (990706-1530-TVP)	Plum Creek	4.4
42256 (990608-1000-TVP)	Little Plum Creek	2.7
42256 (990712-1100-TVP)	Little Plum Creek	4.2
42256 (990609-1330-TVP)	Little Plum Creek	3.9
42256 (990609-1245-TVP)	Little Plum Creek	1.6

The proposed plan provides calculations of the stream's total capacity to accept iron, aluminum, manganese and acidity, a surrogate for 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 (Al)	0.75	Total Recoverable
Iron (Fe)	1.50	30-Day Average; Total Recoverable
Manganese (Mn)	1.00	Total Recoverable
pH	6.0—9.0	N/A

The primary pollutant source for the watershed is abandoned mine workings. A WLA is assigned to the active mining permit in the watershed. All of the remaining allocations in the TMDL are LAs assigned to nonpoint 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 in 2002 and 2003.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Ron Horansky, Armbrust Professional Center, R. D. 2 Box 603-C, Greensburg, PA 15601, (724) 925-5500, rhoransky@state.pa.us. Directions to the meeting place can also be obtained through this contact. The TMDL can be viewed and printed by accessing the Department's website: www.dep.state.pa.us (DEP Keyword: TMDL).

Written comments will be accepted at the previous address and must be postmarked by January 5, 2005. Persons who plan to make a presentation at the public meeting should notify the Department by 3 p.m. on January 3, 2005. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Loads (TMDLs) for the South Branch Blacklick Creek Watershed in Cambria and Indiana Counties

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931.

The Department is holding a public meeting on Tuesday, November 16, 2004, at 7 p.m. at the Nanty Glo Firehall, Nanty Glo, PA to discuss and accept comments on a proposed TMDL. The proposed TMDL was established in accordance with the requirements of the 1996 section 303(d) of the Clean Water Act. Three stream segments in the South Branch Blacklick Creek Watershed have been identified as impaired on the 1996, 1998 and 2002 Pennsylvania 303(d) lists due to depressed pH and/or high concentrations of metals. The listed segments and miles degraded are as follows:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
44618 (Segment 5086)	South Branch Blacklick Creek	1.02
44618 (Segment 990102-0855-TVP)	South Branch Blacklick Creek	1.65

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
44618 (Segment 990102-0900-TVP)	South Branch Blacklick Creek	5.12

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron and manganese) and 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 heavily mined for coal in the 19th century. The effects of this are still present. Mining continues in the watershed today. The TMDL consists of both LAs, which are made to nonpoint sources of pollution and WLAs, which 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 throughout 2002.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Tim Kania, Cambria District Mining Office, 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900, tkania@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 5, 2005. Persons who plan to make a presentation at the public meeting should notify the Department by 4 p.m. on November 12, 2004. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

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

Central Office: Clarence E. Yingling, Jr., Water Supply and Wastewater Management, P. O. Box 8467, Harrisburg, PA 17105-8467.

The Department is holding a public meeting on November 10, 2004, at 7 p.m. at the Hanover Township Building, 1267 Sanssouci Parkway, Hanover Township, 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. Two stream

segments in the Solomon Creek Watershed have been identified as impaired on the 2004 Pennsylvania 303(d) list due to metals and siltation. The listed segments and miles degraded are as follows:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
28352 (Segment 20010718-0900-CJD)	Solomon Creek	4.0
28353 (Segment 20010718-0900-CJD)	Spring Run	1.9
63991 (Segment 20010718-1120-CJD)	Sugar Notch Run	2.6

The proposed plan provides calculations of the stream's total capacity to accept metals (iron, aluminum and manganese) and acidity, a surrogate for 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 heavily mined for coal throughout the 19th and 20th centuries. The effects of this are still present. All of the allocations made in the TMDL are LAs that are made to nonpoint 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 in 2001 and 2002.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Clarence E. Yingling, Jr., Bureau of Water Supply and Wastewater Management, RCSOB, P. O. Box 8467, Harrisburg, PA 17105-8467, (717) 783-2958, cyingling@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 5, 2005. Persons who plan to make a presentation at the public meeting should notify the Department by 3 p.m. on November 9, 2004. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

Request for Comment for the Proposed Total Maximum Daily Loads (TMDLs) for an Unnamed Tributary (24679) to Trout Run in Elk County

Central Office: Clarence E. Yingling, Jr., Water Supply and Wastewater Management, P. O. Box 8467, Harrisburg, PA 17105-8467.

TMDLs have been established in accordance with the requirements of the 1996 section 303(d) of the Clean Water Act. One stream segment has been identified as impaired on the Pennsylvania Section 303(d) list due to metals and pH. The listed segment and miles degraded are as follows:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
24679 (Segment 981014-0717-BPG)	UNT Trout Run	1.1

The proposed plan provides calculations of the stream's total capacity to accept metals (iron, aluminum and manganese) and acidity, a surrogate for 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 heavily mined for coal from the mid-1900s to present day. The effects of this are still present. All of the allocations made in the TMDL are LAs that are made to nonpoint 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 decade.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and information sheet, contact Clarence E. Yingling, Jr., Bureau of Water Supply and Wastewater Management, RCSOB, P. O. Box 8467, Harrisburg, PA 17105-8467, (717) 783-2958, cyingling@state.pa.us. 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 5, 2005. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

[Pa.B. Doc. No. 04-2002. Filed for public inspection November 5, 2004, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department)

website at www.dep.state.pa.us (DEP Keyword: Participate). The "Current Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

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

Ordering Paper Copies of Department Technical Guidance

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

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

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

Draft Technical Guidance:

DEP ID: 012-0700-002 Title: Proposed Revision to the Agricultural Land Preservation Policy. Description: The purpose of this guidance is to provide policy guidance to Department staff to: 1) consider ways to prevent the irreversible loss of prime agricultural land; and 2) administer the Department's programs so that Department funds and Department-administered Federal funds are not used to encourage the conversion of prime agricultural land to other uses when feasible alternatives are available. This policy implements Executive Order 2003-2. The order directs the Department to list agency actions that directly or indirectly impact prime agricultural lands, provide a statement of agency guidelines and procedures that eliminate or minimize impacts detrimental to the continued use of prime agricultural lands and describe any statutory or regulatory changes necessary to implement the intent of the executive order.

Written Comments: Interested persons may submit written comments on technical guidance document No. 012-0700-002 by December 6, 2004. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments may be submitted to Lou Guerra, Jr., DEP Policy Office, Rachel Carson State Office Building, 15th Floor, P. O. Box 2063 Harrisburg, PA 17105, lguerra@state.pa.us. Questions regarding the technical guidance document should be directed to Lou Guerra, Jr. at (717) 783-8727 or by e-mail.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-2003. Filed for public inspection November 5, 2004, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of St. Clair Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Clair Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 7.7B1 (relating to preoperative holding), 7.7B2 (relating to spacing of beds and hand washing stations in post anesthesia care unit) and 7.5 (relating to medical gases related to post-anesthesia care unit).

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

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

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

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

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

[Pa.B. Doc. No. 04-2004. Filed for public inspection November 5, 2004, 9:00 a.m.]

Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee Public Meeting

The Statewide HIV Community Prevention Planning Committee, established under sections 301 and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247(b)), will hold a public meeting on Wednesday, November 17, 2004, from 9 a.m. to 3 p.m. at the Best Western Inn and Suites, 815 Eisenhower Boulevard, Middletown, PA 17057.

For additional information or persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Kenneth McGarvey, Department of Health, Bureau of Communicable Diseases, P. O. Box 90, Room 1010, Health and Welfare Building, Harrisburg, PA 17108, (717) 783-0572, for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

The Department of Health reserves the right to cancel this meeting without prior notice.

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

[Pa.B. Doc. No. 04-2005. Filed for public inspection November 5, 2004, 9:00 a.m.]

Pennsylvania Cancer Control Prevention and Research Advisory Board Meeting

The Pennsylvania Cancer Control, Prevention and Research Advisory Board, established under section 3 of the Pennsylvania Cancer Control, Prevention and Research Act (35 P. S. § 5633), will hold a meeting on Wednesday, December 8, 2004 from 8 a.m. to 12 p.m. in Room 505, Health and Welfare Building, 7th and Forster Streets, Harrisburg, PA 17120.

For additional information, contact Kathleen A. Zitka, Chief, Department of Health, Cancer Prevention and Control Section, Room 1011, Health and Welfare Building, Harrisburg, PA, (717) 787-5251.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact Kathleen A. Zitka, (717) 787-5251, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 (TT) for speech and/or hearing impaired persons.

This meeting is subject to cancellation without notice.

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

[Pa.B. Doc. No. 04-2006. Filed for public inspection November 5, 2004, 9:00 a.m.]

Requests for Exception; Long-Term Care Nursing Facilities

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

Pennknoll Village
208 Pennknoll Road
Everett, PA 15537-6940

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.18(e) (relating to management):

UPMC Northwest Transitional Care Unit
174 East Bissell Avenue
Oil City, PA 16301

St. Joseph's Manor
1616 Huntingdon Pike
Meadowbrook, PA 19046
FAC ID 451002

HRH Transitional Care Unit
1648 Huntingdon Pike
Meadowbrook, PA 19046
FAC ID 083902

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.17 (relating to stairways):

Elm Terrace Gardens
660 North Broad Street
Lansdale, PA 19446-2361

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

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

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

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

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

[Pa.B. Doc. No. 04-2007. Filed for public inspection November 5, 2004, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Section 5310 Program State Management Plan Change

The Department of Transportation, Bureau of Public Transportation (Bureau), is proposing to change the State Management Plan (plan) for the Section 5310 Program to further the Bureau's goal to streamline grant programs by allowing entities eligible for both Section 5310 funds and Community Transportation Capital (CTC) funds to submit one application for both funding programs.

The Section 5310 Program allows private nonprofit organizations and designated public bodies to apply for Federal capital assistance which will pay up to 80% of the purchase cost of new wheelchair accessible small transit vehicles and other equipment used to provide needed transportation services for senior citizens and persons with disabilities who cannot be reasonably accommodated by existing transportation providers. Under the CTC program, Shared-Ride transportation providers in every county of this Commonwealth, except Philadelphia and Allegheny Counties, are allowed to apply for State and Federal funds that are used to purchase vehicles and other transportation-related equipment used in providing transit services to persons 65 years of age and older.

Copies of the proposed plan can be obtained by contacting Ben Brosius, Section 5310 Program Manager, P. O.

Box 3151, Harrisburg, PA 17105-3151, (717) 787-1211. Questions or comments on the proposal shall be forwarded to Ben Brosius by December 6, 2004.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 04-2008. Filed for public inspection November 5, 2004, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, October 21, 2004, and announced the following:

Action Taken—Regulation Approved

Pennsylvania Liquor Control Board #54-59: Revisions to Codify Practices and Procedures Resulting from Legislative Amendments (amends 40 Pa. Code Chapters 1—15)

Approval Order

Public Meeting held
October 21, 2004

Commissioners Voting: Alvin C. Bush, Vice Chairperson; Daniel F. Clark, Esq.; Arthur Coccodrilli; Murray Ufberg, Esq.

Pennsylvania Liquor Control Board—Revisions to Codify Practices and Procedures Resulting from Legislative Amendments; Regulation No. 54-59

On June 18, 2004, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Liquor Control Board (Board). This rulemaking amends 40 Pa. Code Chapters 1—15. The proposed regulation was published in the July 3, 2004, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 22, 2004.

This final-form regulation codifies numerous practices and procedures of the Board and incorporates various legislative changes to the Liquor Code.

We have determined this regulation is consistent with the statutory authority of the Board (47 P. S. § 2-207(i)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 04-2009. Filed for public inspection November 5, 2004, 9:00 a.m.]

Notice of Comments Issued

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

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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
18-377	Department of Transportation Alcohol Highway Safety Schools and Driving Under the Influence Program Coordinators (34 Pa.B. 4705 (August 28, 2004))	9/27/04	10/27/04
18-392	Department of Transportation Official Traffic Control Devices (34 Pa.B. 4712 (August 28, 2004))	9/27/04	10/27/04

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**Department of Transportation Regulation #18-377
(IRRC #2417)
Alcohol Highway Safety Schools and Driving Under
the Influence Program Coordinators
October 27, 2004**

We submit for consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The Department of Transportation (Department) must respond to these comments when it submits the final-form regulation. The public comment period for this regulation closed on September 27, 2004. If the final-form regulation is not delivered within 2 years of the close of the public comment period, the regulation will be deemed withdrawn.

1. Section 94.5. Curriculum.—Clarity.

This section establishes the five core components of Alcohol Highway Safety School (AHSS). We have two concerns.

First, § 94.9, relating to notification of possible fines and imprisonment, requires AHSS instructors to provide oral and written notice to all AHSS students of the provisions of 75 Pa.C.S. § 1543(b), relating to driving while operating privileges are suspended or revoked. It also requires the notices to be presented to students during the first component of AHSS. A cross reference to § 94.9 should be added to § 94.5(a)(1), which relates to component one of the curriculum.

Second, subsection (a)(3) describes the content of component three of AHSS. It includes an introductory paragraph followed by three numbered subparagraphs. The information contained in the subparagraphs duplicates the information contained in the introductory paragraph. Similar duplicative language can be found in subsection (a)(4) and (5), which relates to component four and five respectively. The final-form regulation should be amended to delete the duplicative provisions of these subsections.

2. Section 94.6. AHSS approval; revocation and refusal of approval.—Clarity.

Subsection (c)

This subsection states, in part “The Department will have free access to the records of the AHSS and all of its students’ records, not covered by confidentiality laws or regulations, including § 94.13 (relating to confidentiality), as part of the entry and inspection process.” We have two concerns.

First, the final-form regulation should specify what documents are to be confidential. It should also define the term “records” and specify how long those records must be maintained by the AHSS.

Second, the final-form regulation should include specific references to the applicable confidentiality laws or regulations.

Subsection (d)

This subsection provides the Department the ability to revoke or refuse to issue a letter of approval to operate an AHSS. How will an AHSS be notified that their letter of approval was refused or revoked? The final-form regulation should specify how the Department will provide appropriate notification to an AHSS.

3. Section 94.10. AHSS instructor qualification, selection, certification and recertification.—Clarity.

Subsection (c)(6) relates to AHSS instructor certification. It references “any additional reporting requirements established by the Department.” These requirements should be included in the final-form regulation.

4. Section 94.11. Suspension or revocation of certification.—Clarity.

This section establishes the appeal rights of an AHSS instructor whose certification is suspended or revoked or an AHSS instructor that is restricted or prohibited from participating in a DUI program. It states that the Department will provide notice and an opportunity for an administrative hearing “within a reasonable time.” The phrase “reasonable time” is unclear. The final-form regulation should provide a time period for providing the notice.

**Department of Transportation Regulation #18-392
(IRRC #2418)**

Official Traffic Control Devices

October 27, 2004

We submit for consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P. S. § 745.5b) which have not been met. The Department of Transportation (Department) must respond to these comments when it submits the final-form regulation. The public comment period for this regulation closed on September 27, 2004. If the final-form regulation is not delivered within 2 years of the close of the public comment period, the regulation will be deemed withdrawn.

1. General.—Consistency with statute and existing regulations; Economic impact; Need; Implementation procedure; Reasonableness; Clarity.

Responsibility

The primary issue raised by commentators involves § 212.5 relating to installation and maintenance responsibilities. Section 212.5(b)(1)(ii), (iv), (v) and (2) and (d) codifies who is responsible for traffic control devices. Commentators believe the responsibilities in this section will impose new costs on local authorities. One commentator does not believe the Department has the authority to assign these responsibilities to local authorities.

The existing regulations of the Department in § 211.6(b)(3) state “[a]ny municipality may install, revise, remove, maintain and operate” certain types of official traffic control devices. (Emphasis added.) The proposed amendments to § 212.5(b) and (d) stated that municipalities “are responsible for the installation, revision, maintenance and removal” of certain official traffic control devices. (Emphasis added.) There are two concerns.

First, the intent of this change from the existing regulations is unclear. The Department should explain.

Second, the Department should explain its authority to assign these responsibilities, how the regulation is consistent with the statute and what costs will be imposed on local authorities by § 212.5. This explanation by the Department should accompany the final-form regulation.

Supplements and Publications

The proposed regulation adopts the Manual on Uniform Traffic Control Devices (MUTCD). In addition, § 212.3 states that the Department will publish a supplement to the MUTCD. The proposed regulation also identifies publications which contain specifications, standards and requirements for traffic control devices and construction materials. Section 212.12 contains a list of these publications and states that these “documents will be available in the Department’s Sales Store.” There are three concerns.

First, the publications set forth requirements not specifically included in the proposed regulation. For example, § 212.3(1), entitled “Pennsylvania’s Supplement to the MUTCD,” states a published supplement “will include the requirements for official traffic control devices contained in this chapter . . .” Section 212.3(2) reads: “The supplement will be called *Official Traffic Control Devices* (Department Publication 212).”

It is unclear what additional requirements the Department envisions. For example, § 212.3(1)(iv) states the supplement will include “other guidance.” What is included in this term? Will it contain guidelines or requirements that are binding? The Department should explain

why additional requirements are needed and why these requirements are not included in the proposed regulation and subject to comment and oversight.

Second, the proposed regulation also refers to standards in Department publications. An example is § 212.101(a), relating to approved signs, which reads:

Official traffic signs are identified in the *Pennsylvania Handbook of Approved Signs* (Department Publication 236M) which includes sign standards that show the shape, color, dimensions, legends, application and placement of official signs. When sign messages are required other than those provided for in the *Pennsylvania Handbook of Approved Signs*, the Bureau of Highway Safety and Traffic Engineering may authorize new sign standards. When approved by the Secretary, through the Chief, Traffic Engineering and Operations Division, these signs shall also be regarded as official signs.

What is the relationship of these Department publications to the MUTCD nationwide standards? In the preamble, the Department states that the “MUTCD will become the standard for traffic-control in this Commonwealth.” Given the nationwide standards, why are the additional publications and supplements necessary?

Third, the timing for publication of these documents is not explained. When will they be published? Will the Department publish revised supplements? How often will it be revised and how will the regulated community be notified when it is published or revised?

2. Section 212.1. Definitions.—Clarity.

Engineering and Traffic Study

This definition describes the study as “conforming to generally accepted engineering standards and practices.” There are two concerns with this phrase.

First, if this phrase is intended to be a requirement, it would not be enforceable because it is in a definition. Therefore, the phrase should be moved to the body of the regulation.

Second, it is not clear what standard would be used to determine if a study conforms to “generally accepted engineering standards and practices.” A cross reference or further description is needed.

Local Authorities

This definition includes “state agencies, boards and commissions other than the Department.” What specific state authorities does this include?

3. Section 212.2. Adoption of Federal standards.—Implementation procedures; Clarity.

Subsection (b) states amendments to the MUTCD “will take effect 60 days after the effective date specified by the Federal Highway Administration” unless the Department publishes notice that the amendment does not take effect. When would the Department publish this notice? Which requirements should the regulated community comply with during the 60-day period?

4. Section 212.4. Application.—Economic impact; Feasibility; Reasonableness.

Subsection (a) begins with these two sentences:

This chapter applies to the approval, location, installation, revision, operation, maintenance and removal of all traffic signs, signals, markings and other traffic-control devices on all streets and highways in

this Commonwealth. All signs, signals, markings and other traffic-control devices erected shall conform to this chapter.

The subsection also includes an exemption for existing traffic control devices if “the Department or local authorities have on file evidence that the traffic restrictions were so posted or erected in accordance with then-current regulations.”

A commentator is concerned that local authorities may not be able to easily provide the evidence the Department will require for the exemption. The commentator cites a concern with providing documentation for all signs within a local authority’s boundaries, including signs that are 30 years old or more. An example is also given of signs erected by developers on lands over which a local authority later assumed control.

Under item 18 of the Regulatory Analysis Form, the Department states “[t]here are little or no potential costs or savings to local governments associated with these regulations.” However, if a local authority is unable to provide sufficient evidence, this regulation would impose significant costs on it. The Department should specify what “evidence” a local authority will be required to provide to qualify for the exemption. The Department should also examine and document the costs that local authorities would incur in retaining or recovering this evidence. Finally, what recourse is there if a local authority cannot recover or provide sufficient evidence?

5. Section 212.10. Requests for changes, interpretations or permission to experiment.—Clarity.

This section begins with the phrase “a municipality or other agency” The defined term “local authorities” should be used in its place.

6. Section 212.120. General motorist service signs.—Clarity.

This section states “[t]he application of general motorist service signs must be in accordance with the Department’s Statewide policy, and will *generally be limited to* expressways and freeways” (Emphasis added.) The phrase “generally be limited to” is vague. When would the application of general motorist service signs not be limited to expressways and freeways?

7. Section 212.202. No-passing zones.—Clarity.

Subsection (a)(9) states “In areas where a capacity analysis indicates Level of Service D.” A cross reference should be added to the “Level of Service D” provision.

8. Section 212.302. Traffic-control signals.—Clarity.

The table in subsection (b)(3)(i) is not clear. In the first two columns labeled “Major Street” and “Minor Street,” why are the top four rows identical to the bottom four rows?

9. Section 212.406. Channelizing devices.—Clarity.

Subsection (b) contains the prohibition that “Cones that are 18 inches high may only be used to protect new pavement markings.” The regulation does not state the size of cones required when cones are used as channelizing devices. Technically, this language would allow a 12-inch cone, which is presumably not the intent. Further explanation of the intended prohibition is needed in the regulation.

10. Section 212.409. Rumble strips.—Clarity.

The last sentence states “When rumble strips are used, it is desirable to extend the rumble strip patterns onto the shoulder whenever possible” Stating what is “desirable” is nonregulatory language. The regulation should clearly state what is required.

11. Errors or omission in citations, cross references or necessary details.—Reasonableness; Clarity.

The following requirements are incorrect or vague. The Department should review these sections and correct the references or add specific cross references, citations or more detail so that the regulated parties have full notice of what is required. These sections include:

- Section 212.10(2) requires a request to include “sufficient information to allow the Department to make a ruling”

- Section 212.116(a)(2)(i) references the “Restricted Hours Panel (R3-20).” Should this reference be to “Restricted Hours Panel (R10-20a)?” (Emphasis added.)

- Section 212.117(a)(1) requires the safe load capacity of a bridge to be determined “in accordance with Department standards”

- Section 212.121(a) requires specific service signs to only be installed “in accordance with Department policy.”

- Section 212.404(b) states “Portable sign supports must be of a type approved by the Department.”

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 04-2010. Filed for public inspection November 5, 2004, 9:00 a.m.]

Notice of Filing of Final Rulemakings

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

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
6-280	State Board of Education Pupil Personnel Services and Students	10/21/04
6-286	State Board of Private Licensed Schools General Provisions	10/22/04
16A-647	State Board of Auctioneer Examiners Examination Fees	10/22/04
31-2	State Employees’ Retirement Board Optional Alternate Retirement Plans	10/26/04

<i>Final-Form</i>		
<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
43-9	Public School Employees Retirement Board	10/26/04
	Optional Alternate Retirement Plans	

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 04-2011. Filed for public inspection November 5, 2004, 9:00 a.m.]

ment is addressed and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-2013. Filed for public inspection November 5, 2004, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval of a Proposed Merger

Old Guard Insurance Company, a stock property insurance company organized under the laws of the Commonwealth, has filed an application for approval to merge with First Patriot Insurance Company, a Pennsylvania domiciled stock property insurance company, with Old Guard Insurance Company surviving the merger. The filing was made under the Insurance Holding Companies Act (40 P.S. §§ 991.1401—991.1413), 15 Pa.C.S. §§ 1921—1932 (relating to merger, consolidation, share exchanges and sale of assets) and the GAA Amendments Act of 1990 (15 P.S. §§ 21101—21208). Persons wishing to comment on the merger are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Written statements must include name, address and telephone number of the interested party, identification of the application to which the statement is addressed and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-2012. Filed for public inspection November 5, 2004, 9:00 a.m.]

Application for Approval of a Proposed Merger

Old Guard Insurance Company, a stock property insurance company organized under the laws of the Commonwealth, has filed an application for approval to merge with Old Guard Fire Insurance Company, a Pennsylvania domiciled stock property insurance company, with Old Guard Insurance Company surviving the merger. The filing was made under the Insurance Holding Companies Act (40 P.S. §§ 991.1401—991.1413), 15 Pa.C.S. §§ 1921—1932 (relating to merger, consolidation, share exchanges and sale of assets) and GAA Amendments Act of 1990 (15 P.S. §§ 21101—21208). Persons wishing to comment on the merger are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Written statements must include name, address and telephone number of the interested party, identification of the application to which the state-

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Erie County, Wine & Spirits Shoppe #2506, Corry Plaza, 350 W. Columbus Avenue, Corry, PA 16407-1523.

Lease Expiration Date: June 30, 2005

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 2,000 to 2,500 net useable square feet of new or existing retail commercial space serving the Town of Corry. The site must have free parking and rear door loading.

Proposals due: November 29, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: George Danis, (412) 565-5130

Lebanon County, Wine & Spirits Shoppe #3803, Palmyra Shopping Center, 901 E. Main Street, Suite 5, Palmyra, PA 17078.

Lease Expiration Date: September 30, 2005

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 to 5,000 net useable square feet of new or existing retail commercial space along State Route 422 in Palmyra Borough or an adjacent municipality.

Proposals due: November 29, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Ronald Hancher, Jr., (717) 657-4228

The Liquor Control Board seeks the following new sites:

Allegheny County, Wine & Spirits Shoppe #0265, Russellton.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 1,800 to 2,000 net useable square feet of new or existing retail commercial space within 1.0-mile of the intersection of Starr Road and Little Deer Creek Valley Road, Russellton. The site must have free customer parking and tractor trailer access.

Proposals due: November 29, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222.
Contact: Joseph J. Molhoek, (412) 565-5130

Westmoreland County, Wine & Spirits Shoppe #6510, Lower Burrell.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 to 4,500 net useable square feet of new or existing retail commercial space within a shopping center environment near the intersection of Leechburg Road and Route 56 in Lower Burrell.

Proposals due: November 29, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: George Danis, (412) 565-5130

JONATHAN H. NEWMAN,
Chairperson

[Pa.B. Doc. No. 04-2014. Filed for public inspection November 5, 2004, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Continuation of Fuel Cost Recovery Surcharge

Public Meeting held
 October 22, 2004

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

Continuation of Fuel Cost Recovery Surcharge; S.P. 28208

Order

By the Commission:

The Pennsylvania Public Utility Commission (Commission) by its Fuel Cost Recovery Surcharge Order at Special Permission Number 28208, ratified June 10, 2004, authorized call or demand, paratransit and airport transfer carriers under the jurisdiction of this Commission to adjust rates and fares to offset unanticipated fuel expenditures.

All call or demand carriers were authorized a fuel surcharge of \$.30 per trip for each paying passenger, and all paratransit and airport transfer carriers were authorized a fuel surcharge of \$.70 per trip for each paying customer. The fuel surcharge is to be in addition to officially filed tariff rates. The fuel surcharge became effective on June 14, 2004, and is scheduled to terminate on June 12, 2005.

The order required the Bureau of Transportation and Safety to investigate the merits of the fuel surcharge on a quarterly basis, beginning September 30, 2004. In the process of conducting the investigation, the Bureau analyzed current information available from the Energy Information Administration of the Department of Energy.

At the time of approval of the fuel surcharge the average retail cost of regular gasoline was \$2 per gallon.

In the 3 months following the administration of the fuel surcharge, the average retail price of regular gasoline has been \$1.95 per gallon. This represents a decrease of only two-and-one-half percent in the cost of regular gasoline.

In consideration of future prospects for retail gasoline prices, the Energy Information Administration of the Department of Energy was consulted. It has been projected that gasoline prices will rise in the winter months. The increase is expected due to the increase in crude prices.

After due consideration, we have determined that fuel costs have not substantially decreased. Based upon the evidence available, we are of the opinion that the passenger motor carrier industry continues to have a need for the fuel surcharge to permit the recovery of unanticipated fuel expenditures; *Therefore,*

It Is Ordered That:

1. The fuel surcharge established at Special Permission No. 28208 be continued.

2. The Secretary of this Commission shall duly certify this order and deposit same with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-2015. Filed for public inspection November 5, 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 by November 29, 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.

Applications of the following for approval to begin operating as common carriers for transportation of persons as described under each application.

A-00121179. Daniels, Charles and Simmons, Judge, t/a Run Around Express (1512 Hidden Valley Drive, Montoursville, Lycoming County, PA 17754), a partnership—persons, in paratransit service, between points in the City of Williamsport, the Boroughs of Duboistown and South Williamsport and the Townships of Woodward, Susquehanna, Armstrong, Loyalsock and Old Lycoming, Lycoming County, and from said territory, to points in Pennsylvania and return.

A-00121183. Thomas Edward Cockerham (150 Planebrook Road, Frazer, Chester County, PA 19355), persons, upon call or demand, in the Borough of Malvern and the Townships of East Whiteland, West Whiteland, Willistown, Uwchlan, Upper Uwchlan, Treddyffrin and Charlestown, all located in Chester County.

A-00121178. Laurin Fegley (1524 West Linden Street, Allentown, Lehigh County, PA 18102-4251), persons, in limousine service, between points in the Counties of Lehigh, Bucks, Berks, Montgomery, Monroe, Carbon and Northampton, and from points in said counties, to points in Pennsylvania and return.

A-00121181. Thomas E. Governor (203 Shenango St., Jamestown, Mercer County, PA 16134), persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, between points in the County of Crawford, and from points in said county, to points in Pennsylvania and return.

A-00121186. Executive Transport Services, LLC (P. O. Box 1372, Media, Delaware County, PA 19063), a limited liability company of the Commonwealth of Pennsylvania—persons, in limousine service, between points in the Counties of Chester, Delaware and Montgomery, and the City and County of Philadelphia, and from points in said territory, to points in Pennsylvania and return.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.

A-00121190. D & B Transportation, Inc. (315 Clermont Avenue, Stroudsburg, Monroe County, PA 18360), a corporation of the Commonwealth of Pennsylvania—persons, in airport transfer service, from points in the Counties of Monroe, Pike, Wayne, Lackawanna and Carbon, to the Wilkes-Barre/Scranton Airport, located in the Township of Pittston, Luzerne County, the Allentown/Bethlehem/Easton International Airport, located in the Township of Hanover, Lehigh County, and the Philadelphia International Airport, located in the City of Philadelphia and the Township of Tinicum, Delaware County; which is to be a transfer of all the rights authorized under the certificate issued at A-00108292, F.2 to James Danielewicz, subject to the same limitations and conditions. *Attorney:* James D. Campbell, Jr., 3631 North Front Street, Harrisburg, PA 17110-1533.

Application of the following for approval amendment of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.

A-00119031, Folder 1, Am-B. Paul Liberati, t/d/b/a An Exceptional Limousine (3117 Woodbridge Drive, Pittsburgh, Allegheny County, PA 15227), inter alia, persons in limousine service from points in the County of Allegheny, to points in the County of Washington, and return: *So as to permit* persons in limousine service, between points in Pennsylvania; which is to be a transfer of all the right authorized under the certificate issued at A-00108826, F.5 to System of Services, Inc., t/d/b/a Fantasy Limo Leasing subject to the same limitations and conditions. *Attorney:* David M. O'Boyle, 1450 Two Chatham Center, Pittsburgh, PA 15219-3427.

Application of the following for approval of the beginning of the exercise of the right and privilege

of operating motor vehicles as common carriers for the transportation of household goods as described under the application.

A-00121180. Movers USA, Inc. (4615 Hollins Ferry Road, Suite F, Halethorpe, MD 21220), a corporation of the State of Florida—households goods in use, between points in the Counties of Bucks, Montgomery, Chester, Delaware, Northampton, Lehigh, Berks, Lancaster, York, Lebanon, Dauphin, Schuylkill, Carbon and Monroe, and the City and County of Philadelphia, and from points in said territory, to points in Pennsylvania, and vice versa. *Attorney:* Gary A. Krimstock, Fineman, Krekstein & Harris, P.C., 30 South 17th Street, Suite 1800, Philadelphia, PA 19103.

Application of the following for amendment to the certificate of public convenience approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.

A-00115505, Folder 1, Am-A. Thomas William Gerke, t/d/b/a T. W. Gerke Limousine (131 East Fayette Street, Uniontown, Fayette County, PA 15401)—discontinuance of service—persons, in limousine service, between points in Pennsylvania.

[Pa.B. Doc. No. 04-2016. Filed for public inspection November 5, 2004, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project # 04-126.S, Soil Characterization Services, Pier 74 South, until 2 p.m. on Tuesday, November 23, 2004. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Avenue, 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available November 9, 2004. Additional information and project listings can be found at www.philaport.com. The cost of the bid document is \$35 (includes 7% Pennsylvania sales tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal opportunity laws and regulations.

A mandatory prebid job site meeting will be held on Tuesday, November 16, 2004, at 10 a.m. at Pier 74 South, accessed through Pier 78, Delaware and Snyder Avenues, Philadelphia, PA.

No less than 24 hours prior to the prebid meeting, a list of all employees and subcontractors attending the prebid meeting must be faxed to the Procurement Department, (215) 426-6800.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 04-2017. Filed for public inspection November 5, 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 the claimants' requests concerning the indicated account.

The hearing will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

November 17, 2004 Matthew J. Taylor (D) 1 p.m.
(Death Benefit)

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact 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 positions. 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.

JEFFREY B. CLAY,
Executive Director

[Pa.B. Doc. No. 04-2018. Filed for public inspection November 5, 2004, 9:00 a.m.]

STATE BOARD OF NURSING

Application for Licensure as a Professional Nurse without Examination of Marie A. Anders; Doc. No. 0844-51-04

On September 14, 2004, Marie A. Anders, Carlisle, Cumberland County, was denied a temporary practice permit and licensure as a professional nurse by endorsement, based on findings she is unable to practice professional nursing with reasonable skill and safety to patients by reason of mental or physical illness or condition.

Individuals may obtain a copy of the memorandum order by writing to Martha H. Brown, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This memorandum order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of appeals is the previously named Board counsel.

JANET HUNTER SHIELDS, MSN, CRNP, CS,
Chairperson

[Pa.B. Doc. No. 04-2019. Filed for public inspection November 5, 2004, 9:00 a.m.]