

# NOTICES

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### Community Conservation Partnerships Program Grants Available; Preapplication Workshops Scheduled

The Department of Conservation and Natural Resources (Department) announces the 2005-2006 open application period for Community Conservation Partnerships Program Grants administered by the Bureau of Recreation and Conservation (Bureau). The primary open application period will officially begin April 30, 2005, and end at 5 p.m. on September 30, 2005. A supplemental open application period for planning and acquisition projects only will begin October 1, 2005, and end April 14, 2006. Funding for recreation and conservation programs including Community Recreation, Land Trusts, Rails-to-Trails, Rivers Conservation, Pennsylvania Recreational Trails, Snowmobile/ATV and Land and Water Conservation Fund will be the focus of eight workshops and break-out sessions scheduled at the following locations throughout this Commonwealth, during June 2005.

June 1, 2005	Radisson Hotel—Valley Forge Convention Center King of Prussia	8:30 a.m.— 12 p.m.
June 2, 2005	Holiday Inn Conference Center, Allentown	8:30 a.m.— 12 p.m.
June 14, 2005	Holiday Inn, Clarion	8:30 a.m.— 12 p.m.

June 15, 2005	Four Points by Sheraton, Pittsburgh	8:30 a.m.— 12 p.m.
June 21, 2005	Radisson Hotel, Williamsport	8:30 a.m.— 12 p.m.
June 22, 2005	The Inn at Nichols Village Clarks Summit	8:30 a.m.— 12 p.m.
June 28, 2005	Ramada Inn, Altoona	8:30 a.m.— 12 p.m.
June 30, 2005	Holiday Inn, Harrisburg	8:30 a.m.— 12 p.m.

The grant application manual for Fiscal Year 2005-2006, as well as forms and additional information regarding directions to the workshops, can be found on the Department's website: [www.dcnr.state.pa.us/grants](http://www.dcnr.state.pa.us/grants). The grant manual can also be requested by contacting the Department of Conservation and Natural Resources, Bureau of Recreation and Conservation, 6th Floor, Rachel Carson State Office Building, P. O. Box 8475, Harrisburg, PA 17105-8475, (717) 787-7672, [rec&con@state.pa.us](mailto:rec&con@state.pa.us). The Bureau will conduct the workshops in cooperation with the Pennsylvania Recreation and Park Society.

Persons with a disability who wish to submit an application and require assistance should contact Darrel Siesholtz at (717) 787-7672 to discuss how the Department may best accommodate their needs. Voice/TTY users should call (800) 654-5984.

MICHAEL F. DIBERARDINIS,  
*Secretary*

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## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

#### APPLICATIONS

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

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

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal waste; discharge into groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

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

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

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

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

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

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

### **I. NPDES Renewal Applications**

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0080624 (IW)	B & W Quality Growers, Inc. 17825 79th Street Fellsmere, FL 32948	Cumberland County South Middleton Township	Letort Spring Run/7-B	Y
PA0083224 (SEW/Transfer)	All Seasons Inn P. O. Box 520650 Flushing NY 11355	Huntingdon County Brady Township	UNT Juniata River/12-C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0209236 (SP)	Tioga Borough P. O. Box 158 Tioga, PA 16946	Tioga County Tioga Township	Tioga River 4A	Y
PA003565	Morgan Advanced Materials & Technology	Potter County Eulalia Township	Potato—Oswayo Creeks (16)	Y
PA0113751 (IW)	Northrop Grumman Space and Mission Systems Corp 1840 Century Park East Los Angeles, CA 90067	Montour County Danville Borough	Susquehanna River 5E	Y
PA0228281 (SN)	Tabernacle of the Living God P. O. Box 409 Milesburg, PA 16853	Centre County Boggs Township	UNT of Bald Eagle Creek 9C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0032751	Department of Transportation Bureau of Design Rest Area 18 (I-79 South) P. O. Box 3060 Harrisburg, PA 17105-3060	Mercer County Deer Creek Township	UNT to Black Run	Y
PA0032760	Department of Transportation Bureau of Design Safety Rest Area 17 (I-79 Northbound) P. O. Box 3060 Harrisburg, PA 17105-3060	Mercer County Deer Creek Township	UNT to Lake Wilhelm (Sandy Creek)	Y

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

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

**Application No. PA 0246921**, Sewage, **Borough of Lenhartsville**, P. O. Box 238, Lenhartsville, PA 19534. This facility is located in Lenhartsville Borough, **Berks County**.

Description of activity: The application is for issuance of an NPDES permit for a new discharge of treated sewage.

The receiving stream, Furnace Creek, is in Watershed 3-C, and classified for TSF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for the City of Reading Filtration Plant is located on Maiden Creek, approximately 12 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 0.0423 mgd are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH (S.U.)	XXX	XXX	XXX	From 6.0 to 9.0	
D.O.	XXX	XXX	XXX	Minimum of 5.0 mg/l	
Total Residual Chlorine	XXX	XXX	0.50	XXX	1.60
Total Suspended Solids	10	15	30	45	60
CBOD <sub>5</sub>	8.82	14	25	40	50
NH <sub>3</sub> -N	7.05	XXX	20	XXX	40
Total Phosphorus	Monitor and Report	XXX	Monitor and Report	XXX	XXX
Fecal Coliform (5-1 to 9-30)	XXX	XXX	200	XXX	XXX
(10-1 to 4-30)	XXX	XXX	10,000	XXX	XXX

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0070335**, SIC Code 3325, Industrial Waste, **McConway & Torley Corporation**, 230 Railroad Street, Kutztown, PA 19530. This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Sacony Creek, in Kutztown Borough, **Berks County**.

The receiving stream is classified for trout stocking, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was City of Reading located in Ontelaunee Township. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 002 for a design flow of 0.393 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Copper	0.051	0.102	0.128
Total Suspended Solids	Monitor and Report		
pH	6.0 to 9.0 S.U. at all times		

Persons may make an appointment to review the Department of Environmental Protection's files by calling Jackie Tribby, file review coordinator, (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0088072**, SIC Code 4953, Stormwater, **Bridgeview, Inc.**, R. R. 1, Box 364, Morgantown, PA 19543. This application is for issuance of an NPDES permit for an existing of stormwater to Hay Creek, Robeson Township, **Berks County**.

The proposed effluent limits for Outfalls 001 through 010 are:

<i>Parameter</i>	<i>Maximum Daily (mg/l)</i>
CBOD <sub>5</sub>	Monitor and Report
COD	Monitor and Report
TSS	Monitor and Report
Total Phosphorus	Monitor and Report
Total Kjeldahl Nitrogen	Monitor and Report
Total Iron	Monitor and Report
Oil and Grease	Monitor and Report
pH	Monitor and Report

Persons may make an appointment to review the Department of Environmental Protection's files by calling Jackie Tribby, file review coordinator, (717) 705-4732.

The EPA waiver is in effect.

*Southwest Regional Office: Regional Manager, Water Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.*

**PA0001937-A1**, Industrial Waste, SIC, 3612, **Cooper Power Systems, Cooper US**, 600 Travis, Suite 5800, Houston, TX 77002, and **Pennsylvania Transformer Technology**, 201 Carolina Drive, Raeford, NC 28376. This application is for amendment of an NPDES permit to discharge treated process water, stormwater, untreated stormwater from Canonsburg Plant in Cecil Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, Chartiers Creek and UNT to Chartiers, 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 West View Municipal Authority, 210 Perry Highway, Pittsburgh, PA 15229, 33 miles below the discharge point.

*Outfall 001: existing discharge, interim effluent limits.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
PCB-1260			Not Detectable using EPA Method 608		
Oil and Grease			Monitor and Report		
Tetrachloroethylene			Monitor and Report		
Trichloroethylene			Monitor and Report		
Vinyl Chloride			Monitor and Report		
Chlordane			Monitor and Report		
pH	not less than 6.0 nor greater than 9.0				

*Outfall 001: existing discharge, final effluent limits*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
PCB-1260			Not Detectable Using EPA Method 608		
Oil and Grease			Monitor and Report		
Tetrachloroethylene			Monitor and Report		
Trichloroethylene			Monitor and Report		
Vinyl Chloride			Monitor and Report		
Chlordane			Not Detectable Using EPA Method 608		
pH	not less than 6.0 nor greater than 9.0				

*Outfall 002: existing discharge, interim effluent limits.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
PCB-1260			Not Detectable Using EPA Method 608		
Oil and Grease			Monitor and Report		
Arsenic			Monitor and Report		
Copper			Monitor and Report		

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Selenium			Monitor and Report		
Zinc			Monitor and Report		
Cyanide					
Free		Monitor and Report			
Total		Monitor and Report			
Tetrachloroethylene		Monitor and Report			
Trichloroethylene		Monitor and Report			

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Vinyl Chloride			Monitor and Report		
Fecal Coliforms			Monitor and Report		
Total Suspended Solids			Monitor and Report		
Chlordane			Monitor and Report		
trans-1, 2 Dichloroethylene			Monitor and Report		
cis-1, 2 Dichloroethylene			Monitor and Report		
Chloroform		Monitor and Report			
pH	not less than 6.0 nor greater than 9.0				

*Outfall 102: new discharge.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
PCB-1260			Not Detectable Using EPA Method 608		
Oil and Grease			Monitor and Report		
Arsenic			Monitor and Report		
Copper			Monitor and Report		
Selenium			Monitor and Report		
Zinc			Monitor and Report		
Cyanide					
Free		Monitor and Report			
Total		Monitor and Report			
Tetrachloroethylene		Monitor and Report			

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Trichloroethylene			Monitor and Report		
Vinyl Chloride			Monitor and Report		
Fecal Coliforms			Monitor and Report		
Total Suspended Solids			Monitor and Report		
Chlordane			Monitor and Report		
trans-1, 2 Dichloroethylene			Monitor and Report		
cis-1, 2 Dichloroethylene			Monitor and Report		
Chloroform			Monitor and Report		
pH	not less than 6.0 nor greater than 9.0				

*Outfall 202: new discharge.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
PCB-1260			Not Detectable Using EPA Method 608		
Tetrachloroethylene			Monitor and Report		
Trichloroethylene			Monitor and Report		
Vinyl Chloride			Monitor and Report		
Chlordane			Monitor and Report		
trans-1, 2 Dichloroethylene			Monitor and Report		
cis-1, 2 Dichloroethylene			Monitor and Report		

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Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Chloroform					
Fecal Coliforms					
Oil and Grease					
pH					

Outfall 002: existing discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
PCBs					
Chlordane					
pH					

Outfall 003: existing discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
PCB-1260					
Oil and Grease					
Tetrachloroethylene					
Trichloroethylene					
Vinyl Chloride					
Chlordane					
pH					

Outfall 104: new discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
PCB-1260					
Oil and Grease					
Total Suspended Solids					
VOCs					
Chlordane					
pH					

Outfall 204: new discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
PCB-1260					
Oil and Grease					
Chlordane					

Outfall 004: existing discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
PCB-1260					
Chlordane					
pH					

Outfall 005: existing discharge, interim effluent limits.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
PCB-1260	Not Detectable Using EPA Method 608				
Chlordane	Monitor and Report				
Oil and Grease	Monitor and Report				
Fecal Coliform	Monitor and Report				
Arsenic	Monitor and Report				
Chromium, tot	Monitor and Report				
Sulfate	Monitor and Report				
Lead	Monitor and Report				
Nickel	Monitor and Report				

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Zinc	Monitor and Report				
Cyanide total	Monitor and Report				
free	Monitor and Report				
Iron total	Monitor and Report				
dis	Monitor and Report				
Manganese	Monitor and Report				
Aluminum	Monitor and Report				
Fluoride	Monitor and Report				
Mercury	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0				

Outfall 005: existing discharge, final effluent limits.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
PCB-1260	Monitor and Report				
Total Suspended Solids	Monitor and Report				
Oil and Grease	Monitor and Report				
VOCs	Monitor and Report				
Chlordane	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

**PA0022276**, Sewage, **Southmoreland School District**, 609 Parker Avenue, Scottdale, PA 15683. This application is for renewal of an NPDES permit to discharge treated sewage from Southmoreland School District STP in East Huntingdon Township, **Westmoreland County**.

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

Outfall 001: existing discharge, design flow of 0.021 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	6.5			13.0
(11-1 to 4-30)	19.5			39.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 as a geometric mean			
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0204714**, Sewage, **New Horizons Foundation, Inc.**, 145 New Horizons Drive, Clymer, PA 15728. This application is for renewal of an NPDES permit to discharge treated sewage from New Horizons Foundation STP in Cherryhill Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Penn Run, which are classified as a CWF with existing and/or potential uses for aquatic life, water supply, and recreation. The first downstream potable water supply intake from this facility is the: Pennsylvania American Water Company.

*Outfall 001*: existing discharge, design flow of 0.0025 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	21.0			42.0
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean 2,000/100 as a geometric mean			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

**PA#0047325**, Industrial, **PPL Susquehanna, LLC**, 769 Salem Boulevard, Berwick, PA 18603-0467. This proposed facility is located in Salem Township, **Luzerne County**.

Description of Proposed Activity: Renewal of an NPDES permit to discharge treated wastewater, cooling water, sewage and stormwater.

The receiving stream, Susquehanna River, is in the State Water Plan watershed No. 5B and is classified for: WWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Danville Water Authority is located on the Susquehanna River, approximately 27 miles below the point of discharge.

The proposed effluent limits are as follows.

*Outfall 070—S-2 Sedimentation Pond—stormwater only.* There are no limitations for this discharge.

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	Monitor and Report		
pH	Monitor and Report		
Total Suspended Solids	Monitor and Report		
Copper (total)	Monitor and Report		
Nickel (total)	Monitor and Report		
Zinc (total)	Monitor and Report		
Iron (total)	Monitor and Report		

*Outfall 071—Cooling tower blowdown (12.09 mgd)*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Free Available Chlorine		.20	.50
Total Chromium		.20	
Total Zinc		1.0	
pH	6.0 to 9.0 standard units at all times.		

Neither free available chlorine nor total residual chlorine may be discharged from any unit for more than 2 hours in any 1 day and not more than one unit in any plant may discharge free available or total residual chlorine at any one time unless the utility can demonstrate to the regional administrator or State that the units in a particular location cannot operate at or below this level of chlorination.

*Outfall 072—Service and Administration Building Low Volume Waste Sump*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0	
Oil and Grease	15.0	20.0	30.0
pH	6.0 to 9.0 standard units at all times		



*Outfall 073—Unit I Turbine Building Low Volume Waste Sump*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0	
Oil and Grease	15.0	20.0	30.0
pH	6.0 to 9.0 standard units at all times		

*Outfall 074—Unit 2 Turbine Building Low Volume Waste Sump*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0	
Oil and Grease	15.0	20.0	30.0
pH	6.0 to 9.0 standard units at all times		

*Outfall 075—Peach Stand Pond*

Stormwater only. There are no limitations for this discharge.

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	Monitor and Report		
pH	Monitor and Report		
Total Suspended Solids	Monitor and Report		
Copper (total)	Monitor and Report		
Nickel (total)	Monitor and Report		
Zinc (total)	Monitor and Report		
Iron (total)	Monitor and Report		

*Outfall 079—Sewage Treatment Plant (.08 mgd)*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25.0	50.0
Total Suspended Solids	30.0	60.0
Total Residual Chlorine	1.0	2.0
Fecal Coliform (5/1 to 9/30)	200/100 ml as a geometric average	
(10/1 to 4/30)	2,000/100 ml as a geometric average	
pH	6.0 to 9.0 standard units at all times	

*Outfall 080—C-1 Pond*

Stormwater only. There are no limitations for this discharge.

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	Monitor and Report		
pH	Monitor and Report		
Total Suspended Solids	Monitor and Report		
Copper (total)	Monitor and Report		
Nickel (total)	Monitor and Report		
Zinc (total)	Monitor and Report		
Iron (total)	Monitor and Report		

*Outfall 171—Radwaste Treatment*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0
Oil and Grease	15.0	20.0

*Outfall 371—Neutralization Basin*

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>
Total Suspended Solids	30.0	100.0
Oil and Grease	15.0	20.0

For Outfall 071, except for total zinc and total chromium, there shall be no detectable levels of the remaining priority pollutants in this discharge due to the addition of chemicals for cooling tower maintenance.

There shall be no discharge of Polychlorinated BiPhenyl compounds such as those commonly used for transformer fluid.

The pH of all discharges, except once through cooling water, shall be within the range of 6.0 to 9.0.  
The EPA waiver is not in effect.

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

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

**WQM Permit No. 0605405**, Sewerage, **Alsace Township**, 65 Woodside Avenue, Temple, PA 19560-9530. This proposed facility is located in Alsace Township, **Berks County**.

Description of Proposed Action/Activity: Construction/operation of the Alsace Township Sewage Area Sewage Treatment Plan.

**WQM Permit No. 3405401**, Sewerage, **Delaware Township**, R. R. 1, Box 410, Thompsettown, PA 17094. This proposed facility is located in Delaware Township, **Juniata County**.

Description of Proposed Action/Activity: Construction/operation of the East Salem Sewage Treatment Plant.

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

**WQM Permit No. 0273424-A4**, Sewerage, **Plum Borough Municipal Authority**, 4555 New Texas Road, Pittsburgh, PA 15239-1197. This proposed facility is located in Plum Borough, **Allegheny County**.

Description of Proposed Action/Activity: Application for replacement and modifications of existing facilities.

**WQM Permit No. 0305402**, Sewerage, **Worthington West Franklin Joint Municipal Authority**, 102 West Main Street, Worthington, PA 16262. This proposed facility is located in West Franklin Township, **Armstrong County**.

Description of Proposed Action/Activity: Application for the construction and operation of a sanitary sewer system, including a collection and conveyance system and a 250,000 gpd Sewage Treatment Plant to serve Worthington Borough and West Franklin Township.

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### IV. NPDES Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

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### V. Applications for NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010903003	Fountainhead Properties, LLS Fountainhead Site 70 Limekiln Pike Glenside, PA 19038	Bucks	Solebury Township	Aquetong Creek (HQ-CWF)
PAI010905012	Solomon Asser Solomon Subdivision 124 East 40th Street Suite 603 New York, NY 10016	Bucks	Springfield Township	Cooks Creek (EV)
PAI011505022	Frapple, LLC Fox Hunt Farm 100 Colonial Way West Chester, PA 19382	Chester	Franklin Township	UNT Big Elk Creek (HQ-TSF-MF)

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

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PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (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 may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### SAFE DRINKING WATER

#### Applications Received under the Pennsylvania Safe Drinking Water Act

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

##### Permit No. 5205502, Public Water Supply

Applicant	<b>Laurel Woods Mobile Home Park</b> 120 Laurel Woods Road Greeley, PA 18425
Township or Borough	Lackawaxen Township
County	<b>Pike</b>
Responsible Official	Deborah Ryan, Owner
Type of Facility	Public Water System
Consulting Engineer	R.K.R. Hess Associates, Inc. 112 North Courtland Street P. O. Box 268 East Stroudsburg, PA
Application Received Date	April 11, 2005
Description of Action	A major amendment to an existing permitted public water system for the addition of a treatment system (sequestering) to remove manganese.

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

##### Permit No. 3805502, Public Water Supply.

Applicant	<b>DS Waters of America, LP</b>
Municipality	Millcreek Township
County	<b>Lebanon</b>
Responsible Official	Travis S. Thornton, Hydrogeologist 5660 New Northside Drive Atlanta, GA 30328
Type of Facility	Public Water Supply

Consulting Engineer	Gary J. Toplak, P. E. Crouse & Company 912 Greengate Plaza North Greensburg, PA 15601
Application Received Date	4/6/2005
Description of Action	Construction of a new spring house facility. The new source will be Arrowhead Spring No. 1 (Big spring). Treatment will be provided at the existing loadout facility.

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

##### Permit No. 5305502—Construction, Public Water Supply.

Applicant	<b>Austin Borough Waterworks</b>
Township or Borough	Austin Borough
County	<b>Potter</b>
Responsible Official	Mark Jeffers President Borough Council Austin Borough Waterworks 81 Scoville Street P. O. Box 29 Austin, PA 16720
Type of Facility	Public Water Supply—Construction
Consulting Engineer	James Rhoades, Jr., P. E. Project Manager Alfred Benesch & Company 400 One Norwegian Plaza P. O. Box 1090 Pottsville, PA 17901
Application Received Date	April 13, 2005
Description of Action	Construction of dual media filtration plant. The filtration units will be housed in a new 33 foot by 45 foot single-story building. The area will be graded to divert stormwater runoff away from the filtration building and shall be enclosed by a fence for security.

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

##### Permit No. 0389502-A4, Public Water Supply.

Applicant	<b>South Buffalo Township Municipal Authority</b> 382 Iron Bridge Road Freeport, PA 16229
Township or Borough	South Buffalo Township
Responsible Official	Alan Marker, Chairperson South Buffalo Township Municipal Authority, 382 Iron Bridge Road Freeport, PA 16229
Type of Facility	Water treatment plant

Consulting Engineer Senate Engineering Company  
U-PARC  
420 William Pitt Way  
Pittsburgh, PA 15238

Application Received Date April 4, 2005

Description of Action Addition of disinfection facilities into the existing distribution system.

**Permit No. 1185501-A5, Public Water Supply.**

Applicant **Highland Sewer & Water Authority**  
120 Tank Drive  
Johnstown, PA 15904

Township or Borough Summerhill Township

Responsible Official Edward Englehart, Manager  
Highland Sewer & Water Authority  
120 Tank Drive  
Johnstown, PA 15904

Type of Facility Beaverdam water treatment plant

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

Application Received Date April 6, 2005

Description of Action Installation of a potassium permanganate chemical feed to the raw water within the treatment plant.

**MINOR AMENDMENT****Applications Received Under the Pennsylvania Safe Drinking Water Act**

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

**Application No. 4605503, Minor Amendment.**

Applicant **Superior Water Company, Inc.**

Township New Hanover

Responsible Official Robert Braglio  
2960 Skippack Pike  
Worcester, PA 19490

Type of Facility PWS

Consulting Engineer N/A

Application Received Date April 15, 2005

Description of Action Construction of a 410,000 gallon concrete storage tank to replace ten existing 10,000 gallon steel storage tanks.

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

**Application No. Minor Amendment.**

Applicant **Lehigh County Authority**

Township or Borough Heidelberg and Washington Townships  
**Lehigh County**

Responsible Official Aurel M. Arndt, General Manager  
Lehigh County Authority  
1053 Spruce Street  
P. O. Box 3348  
Allentown, PA 18106-0348  
(610) 398-2503

Type of Facility Community Water System

Consulting Engineer N/A

Application Received Date March 30, 2005

Description of Action Application for transfer of Mill Creek Water Company, PWS Permit No. 3972509, from C & H Development Co. to Lehigh County Authority.

**Application No. Minor Amendment.**

Applicant **Borough of Catasauqua**

Township or Borough Borough of Catasauqua  
**Lehigh County**

Responsible Official Eugene L. Goldfeder, Borough Manager  
118 Bridge Street  
Catasauqua, PA 18032  
(610) 264-0571

Type of Facility Community Water System

Consulting Engineer Kirt L. Ervin, P. E.  
U. S. Engineering, LLC  
75 Jardin Circle  
Highland, IL 62249  
(314) 614-9120

Application Received Date April 4, 2005

Description of Action Application for renovation and repair of an existing 400,000 gallon storage tank.

**Application No. Minor Amendment.**

Applicant **Lehigh County Authority**

Township or Borough Lower Milford Township  
**Lehigh County**

Responsible Official Aurel M. Arndt, General Manager  
Lehigh County Authority  
1053 Spruce Street  
P. O. Box 3348  
Allentown, PA 18106-0348  
(610) 398-2503

Type of Facility Community Water System

Consulting Engineer N/A

Application Received Date April 4, 2005

Description of Action Application for transfer of Beverly Hills Water Company, Inc., PWS Permit No. 3974501, to Lehigh County Authority.

## WATER ALLOCATIONS

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

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

**WA30-587E**, Water Allocations, **Southwestern Pennsylvania Water**, P. O. Box 187, Jefferson, PA 15344, **Greene County**. The applicant is requesting the right to expand their service area into West Bethlehem Township, Washington County.

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

**WA 10-1008**, Water Allocation, **Zelienople Borough**, 111 West New Castle Street, Zelienople, PA 16063, Zelienople Borough, **Butler County**. Subsidiary application request for interconnection with Marion Township, Beaver County, for the purchase of water as an emergency backup source.

## 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.*

**Marcus Foster Memorial Stadium**, City of Philadelphia, **Philadelphia County**. Mark Warchol, Powell-Harpstead, 800 E. Washington St., West Chester, PA 19380 on behalf of Marijane Hooven, School District of Philadelphia, 734 Schuylkill Ave., Philadelphia, PA has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by PAH and leads. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Weekly* on March 23, 2005.

**Cedar Hollow Quarry**, East Whiteland Township and Tredyffrin Township, **Chester County**. Michael Gonshor, Roux Assoc., Inc. on behalf of Jeffrey Goggins, Atwater 12 LP, 101 W. Elm St., Suite 400, Conshohocken, PA 19428 has submitted a Notice of Intent to Remediate. Groundwater at the site was impacted by chlorinated solvents. A summary of the Notice of Intent to Remediate was reported to have been published in the *Daily Local News* on March 15, 2005.

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

**NGK Metals Corporation**, Muhlenberg Township, **Berks County**. MECX LLC, 9189 Red Ranch Road, Columbia, MD 21045-2013 on behalf of NGK Metals Corporation, 917 U. S. Highway 11 South, Sweetwater, TN 37874 and Entact Environmental Services, 1250 Virginia Drive Suite, 1000, Fort Washington, PA 19034 submitted a Notice of Intent to Remediate site-soils contaminated with beryllium and iron. The applicant seeks to remediate the site to a Statewide health standard. Future use of the property is anticipated to remain that of a railroad.

**Armstrong World Industries**, Lancaster City, **Lancaster County**. SAIC, 6310 Allentown Blvd., Harrisburg, PA 17112 on behalf of Armstrong World Industries, 313 Liberty Street, Lancaster, PA 17604, submitted a Notice of Intent to Remediate site soils contaminated with vinyl chloride and groundwater contaminated with VOCs and PAHs. The applicant seeks to remediate the site to a Statewide health standard. Future intended use of the property will be an asphalt parking lot.

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

**Municipal Authority of the Borough of Catawissa Building**, Catawissa Township, **Columbia County**. GeoServices, Ltd., 1525 Cedar Cliff Drive, Camp Hill, PA 17011 has submitted a Notice of Intent to Remediate soil, contaminated with petroleum hydrocarbons. This site is being remediated to meet a Statewide health standard.

**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) and regulations to transport infectious and chemotherapeutic waste.**

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

*Renewal Applications Received*

**Sterilogic Waste Systems, Inc.**, 6691 Pickard Drive, Syracuse, NY 13211. License No. PA-HC 0208. Received on April 4, 2005.

**Bio-Haz Solutions, Inc.**, 805 Blakeslee Blvd. Dr. E., P. O. Box 152, Lehighton, PA 18235. License No. PA-HC 0191. Received on April 8, 2005.

*New Applications Received*

**Bio-Team Mobile, LLC**, 6 East Kendig Road, Willow Street, PA 17584. Received on April 1, 2005.

**OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE**

**Applications Received Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

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

**Permit Application No. 101662. Conshohocken Rail LLC**, 1060 Conshohocken Road, Conshohocken, PA 19428, Plymouth Township, **Montgomery County**. This application is a major permit modification for a Radiation Monitoring Action Plan for the transfer facility located in Plymouth Township, Montgomery County. The application was received by the Southeast Regional Office on April 15, 2005.

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

**Permit Application No 101611. Berks Transfer Facility Ontelaunee Township, Berks County.** The permit modification approves the Phase II construction of the transfer building and an increase in the amount of waste received at the facility. Compliance with the terms and conditions set forth in the permit is mandatory. You have the right to file an appeal as to these terms and conditions.

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

submitted within 60 days of this notice and may recommend revisions to and approval or denial of the application.

**AIR QUALITY**

**PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS  
NEW SOURCES AND MODIFICATIONS**

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

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

Copies of the applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office identified in this notice. Persons interested in reviewing the application files should contact the appropriate regional office to schedule an appointment.

Persons wishing to receive a copy of a proposed plan approval or operating permit must indicate their interest to the Department regional office within 30 days of the date of this notice and must file protests or comments on a proposed plan approval or operating permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Comments or protests filed with the Department regional offices must include a concise statement of the objections to the issuance of the Plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

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

**PLAN APPROVALS**

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

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

**45-310-014A: Haines and Kibblehouse, Inc.** (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) for installation of a an air cleaning system (dust suppression system replacement) to control the particulate emissions from a stone crushing plant at their 209 Enterprises facility in Smithfield Township, **Monroe County**.

**40-303-023: Popple Construction, Inc.** (202 Main Street, Laflin, PA 18702) for construct of a batch asphalt plant and associated air cleaning device at their facility in Plains Township, **Luzerne County**.

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

**36-05090A: Hershey Foods Corp.—Y and S Candies, Inc.** (400 Running Pump Road, Lancaster, PA 17603) for construction of a new fabric collector at their candy manufacturing facility in East Hempfield Township, **Lancaster County**.

**36-02004A: Masterfoods USA—Division of Mars, Inc.** (295 Brown Street, Elizabethtown, PA 17022) for a VOC Reasonably Available Control Technology evaluation and the addition of an emission limitation at their candy manufacturing facility in Elizabethtown Borough, **Lancaster County**.

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

**04-00235E: Pennsylvania Power Co.** (P. O. Box 128, Shippingport, PA 15077) for Alternative Opacity Limit for Bruce Mansfield Units Nos. 1—3 at their Bruce Mansfield Plant in Shippingport Borough, **Beaver County**.

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

**AMS 05038: Kinder Morgan Liquid Terminals** (3300 North Delaware Avenue, Philadelphia, PA 19134) for installation of a floating roof in Tank 163 in Philadelphia, **Philadelphia County**.

**AMS 05046: Sunoco Inc.—R and M** (3144 Passyunk Ave, Philadelphia, PA 19145) for modification of Fluid Catalytic Cracking Unit 868 in Philadelphia, **Philadelphia County**.

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**Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.**

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

**09-0124F: Fairless Energy, LLC** (5000 Dominion Boulevard, Glen Allen, VA 23060) for installation of a boiler at their USX Industrial Park in Falls Township, **Bucks County**. This facility is a Title V facility. This installation is to replace previously approved two larger boilers. This replacement will not result in any emission increases. The new boiler is limited to 7,000 annual operating hours. The Plan Approval and Operating Permit will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

**45-310-014A: Haines and Kibblehouse, Inc.** (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) for replacement of an existing water spray dust suppression system at their 209 Enterprises stone crushing plant at Smithfield Township, **Monroe County**. This facility is not a Title V facility. No additional emissions will result from the replacement. The stone crushing plant in the operation is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.670—60.676. The plan approval will include monitoring, work practices, recordkeeping and reporting requirements designed to keep the source, control equipment and facility operating within all applicable air quality requirements.

**48-313-094: Polymer Products Co., Inc.** (100 Station Avenue, P. O. Box 98, Stockertown, PA 18083) for installation of a two-stage wet scrubber system on the processes at their facility in Stockertown Borough, **Northampton County**. This facility is not a Title V facility. The scrubber is being installed to control malodors from their processes. No additional emissions will result from the installation. The plan approval will include monitoring, work practices, recordkeeping and reporting requirements designed to keep the source, control equipment and facility operating within all applicable air quality requirements.

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

**AMS 03321: Sungard Recovery Services** (401 North Broad Street, Suite 600, Philadelphia, PA 19108) for installation of three 2,036 kW and one 2,060 kW emergency generators with diesel reciprocating engines in Philadelphia, **Philadelphia County**. The allowable NOx emission is restricted to less than 25 tons per rolling 12-month period. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

**V95-004: Exelon Generating Co.—Delaware Generating Station** (1325 North Beach Street, Philadelphia, PA 19125) for removal of two 1,188 mmBtu/hr boilers from the operating permit. The operating permit was originally issued December 28, 2001.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 21 days from the date of this notice. Protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least 30 days before the hearing.

#### OPERATING PERMITS

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**Intent to Issue Title V Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.**

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

**01-05009: Department of the Army** (201 Beasley Drive, Fort Detrick, MD 21702-5029) for operation of a defense activities facility at their Raven Rock Mountain Complex in Liberty Township, **Adams County**. The

facility is a major source that primarily emits NOx. The Title V Operating Permit will contain appropriate emission restrictions, monitoring, recordkeeping, work practice standards, testing and reporting requirements designed to keep the facility operating within all applicable air quality requirements. This is a renewal of their Title V operating permit.

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

**32-00157: T. W. Phillips Gas and Oil Co.** (205 North Main St., Butler, PA 16001) for renewal of a Title V Renewal Operating Permit for their Kinter Compressor Station operating in Rayne Township, **Indiana County**.

Under 25 Pa. Code § 127.521, the Department of Environmental Protection (Department) intends to issue their Title V Operating Permit.

The Kinter Compressor Station is primarily used for the distribution of natural gas. As a result of the levels of NOx emitted, Kinter is a major stationary source as defined in Title I, Part D of the Clean Air Amendments. The facility is therefore subject to the Title V Permitting requirements in 25 Pa. Code Chapter 127, Subchapter G.

Copies of the application, the Department's analysis and other documents used in evaluation of the application are available for public inspection during normal business hours at the Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222.

Persons who wish to either object to the issuance of this Title V Renewal Operating Permit or provide the Department with additional information which they believe should be considered prior to the issuance of this permit, may submit the information to the Department at the following address. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Written comments must contain the following:

1. Name, address and telephone number of the person submitting the comments.

2. Identification of the proposed permit (specify permit No. 32-00157)

3. Concise statements regarding the relevancy of the information or objections to issuance of the permit. A public hearing may be held, if the Department in its discretion, decides that a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the *Pennsylvania Bulletin*, or by telephone, when the Department determines notification by telephone is sufficient. Written comments or request for a public hearing should be directed to Mark Wayner, P. E., Acting Regional Air Quality Manager, Department of Environmental Protection, Southwest Regional Office, Field Operations, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. For additional information contact Francis D. Condrick at the previous address.

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

**V05-001: Exelon Generation Co.—Southwark Generating Station** (2501 South Delaware Avenue, Philadelphia, PA 19148) in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include four combustion turbines rated at 233 mmBtu/hr each.

The operating permit will be issued under 25 Pa. Code and Philadelphia Code Title 3 and Air Management

Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener, (215) 685-9426.

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

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**Intent to Issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.**

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

**15-00049: Taylor Industries, Inc.** (35 Anderson Rd., Parker Ford, PA 19457) for a non-Title V Facility, State-only, Synthetic Minor Operating Permit in East Coventry Township, **Chester County**. The facility's primary emission sources are two Gelcoat Spray Booths, five mixers, a casting (molding) area and two resin storage tanks (capacity 4,500 gallons each). The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

**06-05020: Craft Maid Kitchens, Inc.** (501 South Ninth Street, Reading, PA 19602) for operation of their wooden furniture manufacturing facility in the City of Reading, **Berks County**. The facility is a non-Title V (State-only) facility. The facility will be required to limit the emissions to less than the Title V thresholds during any consecutive 12-month period. The surface coatings will be limited to the amount of VOC they contain. The permit will include restriction, monitoring, testing, work practices, recordkeeping and reporting designed to keep the facility operating within all applicable air quality requirements.

**06-05098: Troutman Industries, Inc.** (2201 Reading Avenue, West Lawn, PA 19609) for operation of their hard and decorative chrome plating operation in Spring Township, **Berks County**. The facility is a non-Title V (State-only) facility. The facility will be required to limit the emissions from the facility to less than the Title V thresholds. The facility will have a production limit based on power consumption by the plating operation. The permit will include restrictions, monitoring, testing, work practices, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

**19-00025: Ciba Specialty Chemicals Corp.** (920 Seventh Avenue, Berwick, PA 18603) for operation of a starch modification facility in Berwick Borough, **Columbia County**.



The facility incorporates a natural gas-fired starch dryer and various pieces of starch conveying, handling and processing equipment as well as two small natural gas-fired boilers, a parts washer, a number of natural gas-fired space heaters and several aboveground storage tanks. The particulate matter emissions from the facility are controlled by seven fabric collectors and a cyclone collector. The resultant air contaminant emissions from the facility are not expected to exceed 22.55 tons of particulate matter (including PM10), 5.72 tons of NOx, 4.81 tons of CO, .035 ton of SOx and .33 tons of VOCs in any 12-consecutive month period.

The respective facility is not a major (Title V) facility for any air contaminant.

The Department of Environmental Protection proposes to incorporate into the operating permit to be issued conditions requiring compliance with all applicable regulatory requirements pertaining to the emission of air contaminants as well as the conditions previously established in Plan Approvals 19-399-011 and 19-399-011A and Operating Permit 19-399-011A. These previously-established conditions include conditions requiring the use of the facility's seven fabric collectors and cyclone to control the particulate matter emissions from the starch modification processing equipment, conditions limiting the particulate matter emissions in the exhaust of the fabric collector controlling the facility's dryer and the fabric collector controlling two baggers, a hopper, and two augers to .02 grain per dry standard cubic foot of effluent gas volume and a condition requiring that spare fabric collector bags be kept on hand.

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

**65-00972: Tank Solutions** (300 Crescent Street, Scottdale, PA 15683) for operation of refurbishing gas cylinders at their facility in East Huntingdon Township, **Westmoreland County**.

### COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

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

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. NPDES permits will contain, at a minimum, technology-based effluent limitations as identified in this notice for the respective coal and noncoal applications. In addition, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit, when necessary, for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies who have requested review of NPDES permit requirements for a particular mining activity within the previously mentioned public comment period will be provided with a 30-day period to review and submit comments on the requirements.

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

#### *Coal Applications Received*

#### *Effluent Limits*

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

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
iron (total)	3.0 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 <sup>1</sup>		greater than 6.0; less than 9.0	
alkalinity greater than acidity <sup>1</sup>			

<sup>1</sup>The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to: (1) surface runoff (resulting from a

precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas

disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated; and (2) drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

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

**17941601 and NPDES Permit No. PA0215708, Forcey Coal, Inc.,** (P. O. Box 225, Madera, PA 16661), to renew the permit for the Tipple Operation in Bigler Township, **Clearfield County** and related NPDES permit. No additional discharges. Application received February 24, 2005.

**03901304 and NPDES Permit No. PA02124531, TJS Mining, Inc.,** (2340 Smith Road, Shelocta, PA 15774), to revise the permit for the Darmac No. 3 Deep Mine in Plumcreek Township, **Armstrong County** to use coal ash for mine reclamation. No additional discharges. Application received April 4, 2005.

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

**56050103 and NPDES No. PA0249769. PBS Coals, Inc.,** P. O. Box 260, Friedens, PA 15541, operation of a bituminous surface mine in Shade Township, **Somerset County**, affecting 43.8 acres. Receiving stream: Coal Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received March 31, 2005.

**56990104 and NPDES No. PA0235181. AMFIRE Mining Co., LLC,** One Energy Place, Latrobe, PA 15650, permit renewal for reclamation only and for continued restoration of a bituminous surface-auger mine in Jenner Township, **Somerset County**, affecting 140.0 acres. Receiving streams: UNTs to/and Gum Run; UNTs to/and Roaring Run classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Quemahoning Dam Withdrawal. Application received April 8, 2005.

**56050104 and NPDES No. PA0249777. Berwind Coal Sales Company,** 509 15th Street, Windber, PA 15963, commencement, operation and restoration of a bituminous surface, auger mine in Paint Township, **Somerset County**, affecting 141.0 acres. Receiving stream: Shade Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received April 8, 2005.

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

**03030102 and NPDES Permit No. PA0250350. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Revision application for 32 additional acres to an existing bituminous surface mine, located in East Franklin and Sugar creek Townships, **Armstrong County** affecting 256.5 acres. Receiving streams: Long Run and UNTs to Long Run, classified for the following use: TSF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Revision application received: April 13, 2005.

**26870107 and NPDES Permit No. PA0589802. David L. Patterson, Jr.** (12 Short Cut Road, Smithfield, PA 15478). Revision application for the addition of 18 acres to an existing bituminous surface mine, located in Nicholson Township, **Fayette County**, affecting 100 acres. Receiving streams: UNTs to Jacobs Creek, classi-

fied for the following use: WWF. The first potable water supply intake within 10 miles downstream from the point of discharge: Masontown Borough Municipal Authority. Revision application received: April 15, 2005.

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

**33020107 and NPDES Permit No. PA0242233. P. and N. Coal Co., Inc.** (P. O. Box 332, Punxsutawney, PA 15767). Revision to an existing bituminous strip and auger operation to change the post-mining land use from forestland to a post-mining land use of pastureland on the Robert H. Beatty, Jr. property in Oliver Township, **Jefferson County** affecting 138.7 acres. Receiving streams: Hadden Run, classified for the following: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received April 11, 2005.

**24990102 and NPDES Permit No. PA 0241580. Tamburlin Bros. Coal Co., Inc.** (P. O. Box 1419, Clearfield, PA 16830). Renewal of an existing bituminous surface strip and auger mine operation in Fox Township, **Elk County** affecting 136.0 acres. Receiving streams: Limestone Run, one UNT to Limestone Run, and Little Toby Creek, classified for the following: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received April 11, 2005.

**24673003 and NPDES Permit No. PA0119849. Tamburlin Bros. Coal Co., Inc.** (P. O. Box 1419, Clearfield, PA 16830). Renewal of an existing bituminous strip, auger, and use of a co-product operation in Fox Township, **Elk County** affecting 56.2 acres. Receiving streams: Limestone Run, classified for the following: CWF. There are no potable surface water supply intakes within 10 miles downstream.

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

**17860122 and NPDES Permit No. PA0115410. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650), revision to an existing bituminous surface mine-auger permit for a road variance to conduct mining and support activities within 100 feet of the following township roads: Township Road T-571, Township Road T-567 and Township Road T-567. The permit is located in Lawrence Township, **Clearfield County** and affects 490.5 acres. Receiving streams: UNTs to Wallace Run and Wallace Run and UNTs to Mitchell Run. Application received: March 14, 2005.

**17980118 and NPDES Permit No. PA 0238112. Waroquier Coal Company** (P. O. Box 128, Clearfield, PA 16830). Renewal of an existing bituminous surface mine permit in Lawrence Township, **Clearfield County** affecting 193.3 acres. Receiving streams: UNTs 1 and 2 to the West Branch of the Susquehanna River and UNT 3 to Montgomery Creek to the West Branch of the Susquehanna River. Application received: April 5, 2005.

**17980118 and NPDES Permit No. PA 0238112. Waroquier Coal Company** (P. O. Box 128, Clearfield, PA 16830). Revision to an existing bituminous surface mine permit for a change in acreage from 193.3 to 206.8 acres. Receiving streams: UNTs 1 and 2 to the West Branch of the Susquehanna River and UNT 3 to **Montgomery Creek** to the West Branch of the Susquehanna River. Application received: March 22, 2005.

**17950106 and NPDES Permit No. PA 0220060. Waroquier Coal Company** (P. O. Box 128, Clearfield,

PA 16830). Renewal of an existing bituminous surface mine permit in Greenwood Township, **Clearfield County** affecting 111.2 acres. Receiving streams: UNT, tributary to Watts Creek, Watts Creek to Little Clearfield Creek to Clearfield Creek to West Branch of the Susquehanna River. Application received: March 9, 2005.

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity <sup>1</sup>			
pH <sup>1</sup>		greater than 6.0; less than 9.0	

<sup>1</sup>The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

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

**11052801. AMFIRE Mining Company, LLC**, One Energy Place, Latrobe, PA 15650, commencement, operation and restoration of a small noncoal (industrial minerals) operation in Portage Township, **Cambria County**, affecting 2.0 acres. Receiving streams: UNT to Spring Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received April 8, 2005.

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

**53050801. Brian M. Cowburn** (482 Cowburn Road, Ulysses, PA 16948). Commencement, operation and restoration of a small industrial minerals (shale) permit in Ulysses Township, **Potter County** affecting 5 acres. Receiving streams: UNT to Ludington Run. Application received: March 16, 2005.

**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

*Noncoal Applications Received*

*Effluent Limits*

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

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

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

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

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E07-393: Department of Transportation, Engineering District 9-0**, 1620 North Juniata Street, Hollidaysburg, PA 16648 in Antis Township, **Blair County**, ACOE Baltimore District.

To remove the existing structure and then to construct and maintain a single span bridge of 81 feet on a 63° skew with an underclearance of 9.67 feet across Bells Gap Run (TSF) and associated improvements on SR 4015, Section 001 to improve the traffic safety condition of the road located in the Village of Roots (Bellwood, PA Quadrangle N: 19.9 inches; W: 15.8 inches) in Antis Township, Blair County.

**E22-434: Borough of Steelton**, 123 Front Street, Steelton, PA 17113 in Borough of Steelton, **Dauphin County**, ACOE Baltimore District.

To remove an existing boat launching ramp and then to construct and maintain a new boat launching ramp, a boat mooring ramp and a fishing ramp at the channel of a club house and its associated parking lots and walkways and other associated improvements within the left bank's floodway and floodplain of the Susquehanna River (WWF) located immediately downstream of the Pennsylvania Turnpike (I-76) bridge (Steelton, PA Quadrangle N: 15.15 inches; W: 7.1 inches) in Steelton Borough, Dauphin County.

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

**E02-891-A1. ELG Metals, Inc.**, 369 River Road, P. O. Box 369, McKeesport, PA 15132-0369. To maintain a barge docking facility in the City of McKeesport, **Allegheny County**, Pittsburgh ACOE District. (Glassport, PA Quadrangle N: 18.9 inches; W: 0.1 inch and Latitude: 40° 21' 15"—Longitude: 79° 52' 30"). The applicant proposes to amend Permit Number E02-891 which authorized the construction and maintenance of a barge docking facility consisting of an anchored barge and two concrete retaining wall along the right bank of the Monongahela River (WWF), near River Mile 15.8 near the mouth of the Youghiogheny River. This amendment will authorize the operation and maintenance of a 180' long sheet pile wall, which was constructed to replace the failed anchored barge. The total impact to the Monongahela River is 180' of sheet pile wall.

**E26-323. Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106. To construct Section 51C of the Mon/Fayette Expressway in Menallen Township, **Fayette County**, Pittsburgh ACOE District. The applicant proposes:

1. A 288 foot long 78 inch diameter RCP stream enclosure pipe culvert across Fays Run (WWF) located at station 272+42 SR 43 (New Salem, PA Quadrangle N: 13.37 inches; W: 3.89 inches and Latitude: 39° 56' 55"—Longitude: 79° 46' 40"). This project includes a channel relocation for a length of 55 feet.

2. A 255 foot long, 72 inch RCP stream enclosure in a UNT to Salt Lick Run (WWF) located at Station 26+50 SR 4010 (New Salem, PA Quadrangle N: 14.73 inches; W: 7.36 inches and Latitude: 39° 57' 22"—Longitude: 79° 48' 9"). This project includes a channel relocation for a length of 196 feet.

3. A cast in place extension of 12 linear feet of an existing box culvert having a span of 5 feet and a height of 4 feet in a UNT to Salt Lick Run (WWF) located at station 304+98 SR 40 (New Salem, PA Quadrangle N: 14.38 inches; W: 7.47 inches and Latitude: 39° 57' 15"—Longitude: 79° 48' 12").

4. The project will impact 0.27 acre of PEM wetlands.

**E26-324. Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106. To construct Section 51D of the Mon/Fayette Expressway in Menallen and Redstone Townships, **Fayette County**, Pittsburgh ACOE District. The applicant proposes:

1. A 761-foot long, 6.5 foot diameter RCP stream enclosure in a UNT to Franklin Lake Reservoir (WWF) located at Station 417+50, SR 43. (New Salem, PA Quadrangle N: 18.41 inches; W: 9.30 inches and Latitude: 39° 58' 35"—Longitude: 79° 48' 59"). This project includes channel relocation for a length of 25 feet with 95 linear feet of stream bank stabilization.

2. A 45 foot long, 2.5 foot diameter pipe culvert in a UNT to Colvin Run (WWF) located at station 498+17 SR 43. (New Salem, PA Quadrangle N: 20.3 inches; W: 11.90 inches and Latitude: 39° 59' 23"—Longitude: 79° 50' 06"). This project includes relocation of approximately 225 linear feet of the channel of said stream.

3. A 516 foot long 3.5 foot diameter RCP stream enclosure in a UNT to Franklin Lake located at station 376+73 SR 43. (New Salem, PA Quadrangle N: 16.70 inches; W: 7.86 inches and Latitude: 39° 58' 01"—Longitude: 79° 48' 22").

4. A 410 foot long 3.5 foot diameter RCP stream enclosure in a UNT to Franklin Lake located at Station

435+75 SR 43. (New Salem, PA Quadrangle N: 19.02 inches; W: 8.75 inches and Latitude: 39° 58' 47"—Longitude: 79° 48' 45").

5. A 430 foot long, 3.0 foot diameter RCP stream enclosure in a UNT to Fourmile Run (WWF) located at Station 460+65 SR 43. (New Salem, PA Quadrangle N: 19.98 inches; W: 10.34 inches and Latitude: 39° 59' 65"—Longitude: 79° 49' 27").

6. The project will impact 0.717 acre of PEM wetlands.

**E63-571. Eighty Four Development Corporation**, 1600 Route 136, Washington, PA 15301. To excavate and place fill in the floodplain and floodway in South Strabane Township, **Washington County**, Pittsburgh ACOE District. (Washington East, PA Quadrangle N: 10.8 inches; W: 3.3 inches and Latitude: 40° 11' 04"—Longitude: 80° 08' 55"). The applicant proposes to excavate and place fill in the floodplain and floodway for a length of 990 feet on the left bank of a UNT to Little Chartiers Creek (HQ-WWF) (Tributary No. 4) for the purpose of constructing the Eighty Four Development located on the south side of SR 136, approximately 500 feet west from the intersection of SR 136 and Mitchell Road.

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

**E10-406. Springfield Partners**, LP, P. O. Box 449, Mars, PA 16046. Springfield Manor Planned Residential Subdivision, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Baden, PA Quadrangle, Latitude: 40° 42' 55"; Longitude: 80° 07' 59").

To eliminate 0.57 acre of PEM wetlands as part of the construction process of the planned residential subdivision located at the intersection of Unionville and Graham School Roads. The permittee is required to provide 0.57 acre of replacement wetlands.

**E42-315. Catalyst Energy, Inc.**, 800 Cranberry Woods Drive, Cranberry Township, PA 16066. UNT to Railroad Run Natural Gas Pipeline Crossing, in Lafayette Township, **McKean County**, ACOE Pittsburgh District (Cyclone, PA Quadrangle Latitude: 41° 51' 52"; Longitude: 78° 37' 24").

To construct and maintain a 2" diameter natural gas stream crossing of a UNT to Railroad Run (EV) at a point approximately 2,500 feet NNE of the intersection Droney Road and the Baltimore and Ohio Railroad.

*Department of Environmental Protection, Bureau of Waterways Engineering, Water Management Program Manager, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8554, Harrisburg, PA 17105-8554.*

**E4914-001. Department of General Services, Bureau of Engineering and Architecture**, 18th and Herr Streets, Harrisburg, PA 17125, Shamokin Creek Flood Protection Project, Borough of Mount Carmel and Mount Carmel Township, **Northumberland County**, ACOE Baltimore District.

The permit is requested for a flood protection project with the following activates associated with the construction of the project in and along approximately 7,740 linear feet (~2.5 acres) of Shamokin Creek (perennial, WWF):

1. The upstream end of the project is on the east end of the Borough of Mount Carmel approximately 620-feet upstream of Pine Street. The upstream end of the project is a debris basin and open channel inlet. A rectangular concrete channel (16 feet wide) will run for 160 linear feet from the debris basin.

2. A 16-foot wide rectangular concrete box culvert will connect the new rectangular concrete channel to an existing concrete box culvert at Pine Street. This culvert will extend for a distance of 485 feet.

3. An existing concrete box culvert runs for a distance of 1,702 linear feet from Pine Street to Locust Street. This culvert was constructed in three sections from 1977 to 1987. Water Obstruction and Encroachment Permits 4977710, ENC49:17 and E49-111 were issued for this existing culvert. The existing culvert will become part of the overall flood protection project.

4. A rectangular concrete channel will be constructed from the existing culvert outlet at Locust Street to the football stadium on the west end of Mount Carmel. The channel will run for a distance of 4,929 linear feet in an overall stream length of 5,393 linear feet. The width of the concrete channel is 20 feet.

5. A precast concrete box culvert will replace the existing bridge at Walnut Street. The box culvert is 75 linear feet long with interior dimensions of 20 feet width and 9 feet high.

6. A precast concrete box culvert will replace the existing bridge at Chestnut Street. The box culvert is 70 linear feet long with interior dimensions of 20 feet wide and 10 feet high.

7. A precast concrete box culvert will replace the existing corrugated metal pipe culvert at Market Street. The box culvert is 80 linear feet long with interior dimensions of 20 feet wide and 10 feet high.

8. A precast concrete box culvert will replace the existing masonry arch culvert at Hickory Street. The box culvert is 101 linear feet long with interior dimensions of 20 feet wide and 10 feet high.

9. The existing concrete box culvert at Vine Street will remain. The invert of this culvert will be paved with concrete for a length of 138 linear feet. The box culvert has interior dimensions of 20 feet wide and a minimum 10 feet high.

The project is located along Shamokin Creek (Mount Carmel, PA Quadrangle N: 8.9 inches, W: 5.5 inches) in the Borough of Mount Carmel and Mount Carmel Township, Northumberland County.

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## ACTIONS

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### 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

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA-0063142	Chrin Brothers, Inc. 635 Industrial Drive Easton, PA 18042	Williams Township Northampton County	UNT of the Lehigh River	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0021636 (Sewage)	Fleetwood Borough 110 West Arch Street Suite 104 Fleetwood, PA 19522	Berks County Richmond Township	Willow Creek/3-B	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N
PA0030457 Sewage	The Bauman Family Limited Partnership and Wilbur Osterwise Forbes Trail Park & Thorn Run Estates 100 Forbes Trail Drive Export, PA 15632-9614	Westmoreland County Salem Township	UNT to Thorn Run	Y
PA0092860 Sewage	Regina A. Lambie Terrace Acres MHP STP 342 Dunbar Ohiopyle Road Dunbar, PA 15431	Upper Tyrone Township Fayette County	Jacobs Creek	Y
PA0097705 Sewage	Glendale Yearound Sewer Company P. O. Box 89 110 Troxell Spring Road Flinton, PA 16640	Cambria County White Township	Kibler Run	Y
PA0038806 Sewage	Forest Hills Municipal Authority P. O. Box 111 507 Maple Street South Fork, PA 15956-0111	Cambria County Adams Township	Otto Run	Y
PA0091898 Sewage	United Mobile Homes, Inc. 3499 Route 9 North Suite 3C Freehold, NJ 07728	Armstrong County Kiskiminetas Township	UNT of Rattling Run	Y
PA0094404 Sewage	Antiochian Orthodox Christian Archdiocese of North America	Westmoreland County Fairfield Township	UNT of Hendricks Creek	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. PA0050377**, Industrial Waste, **Lonza Inc.**, 900 River Road, Conshohocken, PA 19428. This proposed facility is located in Upper Merion Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated process wastewater into Schuylkill River via Matsunk Creek in Watershed 3F.

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

**NPDES Permit No. PA0051861**, Sewage, **Penn Sylan Realty Corporation**, 5028 Camp Road, Mohnton, PA 19540. This proposed facility is located in Brecknock Township, **Berks County**.

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

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

**NPDES Permit No. PA0002917-A1**, Industrial Waste, **Allegheny Energy Supply Company, LLC**, 800 Cabin Hill Drive, Greensburg, PA 15601. This proposed facility is located in Washington Township, **Armstrong County**.

Description of Proposed Action/Activity: New point source discharge for WWT lagoon accepting leachate from New Residual Waste Landfill.

### 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. WQG01210501**, Sewerage, **Jerry Schlusser, Schlusser Banquet Hall**, 55 Campground Road, Carlisle, PA 17013. This proposed facility is located in Lower Frankford Township, **Cumberland County**.

Description of Proposed Action/Activity: Construction/operation of a small flow sewage treatment system to serve the banquet hall.

**WQM Permit No. 3177401, Amendment 05-1**, Sewerage, **Jesus Ministries, Inc.**, R. R. 1, Box 58B, Shirleysburg, PA 17260. This proposed facility is located in Cromwell Township, **Huntingdon County**.

Description of Proposed Action/Activity: Upgrade from aeration tank to bio-wheel technology.

**WQM Permit No. 6704412**, Sewerage, **Stewartstown Borough Authority**, 6 N. Main Street, Stewartstown, PA 17363. This proposed facility is located in Hopewell Township, **York County**.

Description of Proposed Action/Activity: Replacement of dual submersible grinder pumps within the Oak Hill Pump Station with dual suction lift pumps.

**WQM Permit No. 3605403**, Sewerage, **Millersville Sewer Authority**, 10 Colonial Avenue, Millersville, PA 17551. This proposed facility is located in Millersville Borough, **Lancaster County**.

Description of Proposed Action/Activity: Construction/operation of the Lafayette Place Pumping Station.

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

**WQM Permit No. 1704403**, Sewerage 4952, **Clearfield Borough**, 6 South Front Street, Clearfield, PA 16830. This proposed facility is located in Clearfield Borough, **Clearfield County**.

Description of Proposed Action/Activity: Replacement of approximately 75,719 lineal feet of sanitary sewers, manholes and appurtenances throughout Clearfield Borough.

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

**WQM Permit No. 0304201**, Industrial Waste, **Allegheny Energy Supply Company, LLC**, 4350 Northern Pike, Monroeville, PA 15146-2841. This proposed facility is located in Washington Township, **Armstrong County**.

Description of Proposed Action/Activity: Construction of industrial waste treatment facilities.

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

**WQM Permit No. 2505401**, Sewerage, **Summit Township Sewer Authority**, 8890 Old French Road, Erie, PA 16509-5459. This proposed facility is located in Summit Township, **Erie County**.

Description of Proposed Action/Activity: This permit approves construction and operation of sewage wastewater facilities consisting of sewer extensions, three pump stations and force main. This project will extend public sewers to existing private residences and commercial establishments currently served by on-lot and private sewage treatment plants. Ultimate disposal is at the City of Erie wastewater treatment plant.

**WQM Permit No. WQG018361**, Sewerage, **Edward H. and Patricia T. Erdos**, P. O. Box 71, Edinboro, PA 16412. This proposed facility is located in Washington Township, **Erie 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

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI011504032	Roger Evans, Jr. Elk Ridge Subdivision 135 Watson Mill Road Landenberg, PA 19350	Chester	Lower Oxford Township	McDonald Run (HQ-TSF-MF)
PAI011504070	Zook Molasses Company Zook Molasses Building Expansion 4960 Horseshoe Pike Honey Brook, PA 19344	Chester	Honey Brook Township	UNT West Branch Brandywine Creek (HQ-TSF-MF)

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011504093	Kutz Builders Walters Tract Lot 2 1001 Cadmus Road Pottstown, PA 19465	Chester	North Coventry Township	Schuylkill River (HQ)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030604004	Central Penn Property Services	Berks	Robeson Township	Hay Creek/EV
PAI032904001	Crystal Spring, LLC	Fulton	Brush Creek Township	Brush Creek/CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041804005	Department of Transportation Engineering Dist. 2-0 1924-30 Daisy St. Clearfield, PA 16830	Clinton	Renovo Borough	Paddy Run EV-CWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056305001	Joseph DeNardo 3625 Washington Pike Rd. Bridgeville, PA 15017	Washington	North Strabane Township	Little Chartiers Creek (HQ)

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## **VII. Approvals to Use NPDES and/or Other General Permits**

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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).

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### **List of NPDES and/or Other General Permit Types**

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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



## NOTICES

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*General Permit Type—PAG-2*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Telford Borough Bucks County	PAG2000905030	Met-Pro Corporation Met-Pro Land Development 700 Emien Way Telford, PA 18960	UNT Mill Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Solebury Township Bucks County	PAG2000903144	Stone Foundation, LLC Turner Tract P. O. Box 486 Stockton, PA 08559	Lahaska Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Richland Township Bucks County	PAG2000905010	BCMA Quakertown, Inc. GAF Materials Corporation 60 Pacific Drive Quakertown, PA 18951	UNT Tohickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Chester Delaware County	PAG2002305013	Matopos 2005 Associates, LP 832 Germantown Pike Suite 5 Plymouth Meeting, PA 19426	Delaware River (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Chadds Ford Borough Delaware County	PAG2002304040	Newlin Homes 1657 Warpath Road West Chester, PA 19382	UNT Harvey Run (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Chichester Township Delaware County	PAG2002303009	Bala Investments, Inc. 321 Valley Forge Road Devon, PA 19333	Marcus Hook Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Brecknock Township Berks County	PAG2000604090	Ciro Nessuno 161 Gebharts School Road Mohnton, PA 19540	Allegheny Creek CWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Muhlenberg Township Berks County	PAG2000605027	Darryl Shoff Advanced Real Estate Group, LLC 2300 N. 5th Street Reading, PA 19605	Schuylkill River WWF, MF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Muhlenberg Township Berks County	PAG2000605029	Brian Reckley Automated Distributing, Inc. 636 Mount Laurel Avenue Temple, PA 19560	Laurel Run WWF, MF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Amity Township Berks County	PAG2000605030	Bryan Hunsberger Tevil Corporation 528 Main Street Harleysville, PA 19438	UNT to Schuylkill River/WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Rockland Township Berks County	PAG2000605026	Fredrick Fenstermacher 43 Smoketown Road Mertztown, PA 19539	Sacony Creek CWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Colebrookdale Township Berks County	PAG2000605031	Dennis Malley Fred Beans Ford of Boyertown Route 100 North Boyertown, PA 19512	Swamp Creek TSF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Berwick Township Adams County	PAR100156	Ron Noble B & D Development 605 Gitts Run Rd. Hanover, PA 17331	UNT to South Branch Conewago Creek	Stefani Pililis Adams County Conservation District (717) 334-5171
Cumberland Township	PAG2000105009	Wayne Hill Marsh Hill Development Co., Inc. 224 Baltimore St. Gettysburg, PA 17325	UNT to Rock Creek WWF	Stefani Pililis Adams County Conservation District (717) 334-5171
Carroll Valley Adams County	PAG2000105003	Department of Transportation District 8-0 Jon Ulring 2140 Herr St. Harrisburg, PA 17103	Tom's Creek WWF	Stefani Pililis Adams County Conservation District (717) 334-5171
Broad Top Township Bedford County	PAG2000505003	Broad Top Township P. O. Box 57 Defiance, PA 16633	UNT to Shreves Run WWF	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 (814) 928-5253
Clearfield County Bradford Township	PAG2001705005	New Enterprise Stone & Lime, Inc. P. O. Box 77 New Enterprise, PA 16664	Abes Run CWF	Clearfield County Conservation District 650 Leonard St. Clearfield, PA 16830 (814) 765-2629
Columbia County Bloomsburg Town	PAG2001905002	Bloomsburg University Colin Reitmeyer 400 E. Second St. Bloomsburg, PA 17815	Nealy Run CWF	Columbia County Conservation District 702 Sawmill Rd., Suite 204 Bloomsburg, PA 17815 (570) 784-1310

## NOTICES

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<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Montour County Mahoning Township	PAG2004704001	Geisinger System Sources 100 N. Academy Ave. Danville, PA 17822	Mahoning Creek CWF	Montour County Conservation District 112 Woodbine Lane, Suite 2 Danville, PA 17821 (570) 271-1140
Northumberland County Coal Township	PAG2004905003	Industrial Park Road Coal Township, PA 178966	Quaker Run CWF	Northumberland County Conservation District R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114, Ext. 4
Allegheny County Mt. Lebanon	PAG2000203036	John Kauper 85 Iroquois Drive Pittsburgh, PA 15228	Saw Mill Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County West Deer Township	PAG2000204120	Gigliotti-Sirera & Associates, LLC 11279 Perry Highway Suite 509 Wexford, PA 15090	Deer Creek (CWF)	Allegheny County CD (412) 241-7645
Allegheny County Indiana Township	PAG2000205008	Forest View Associates, LLC 1046 Pittsburgh Street Springdale, PA 15144	Little Deer Creek (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Scott Township	PAG2000205010	Baptist Home Society 489 Castle Shannon Blvd. Pittsburgh, PA 15234	Scrubgrass Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Plum Borough	PAG2000205011	DiDio Realty LP 10101 Saltsburg Road Pittsburgh, PA 15239	Little Plum Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Municipality of Monroeville	PAG2000205013	Municipality of Monroeville 2700 Monroeville Blvd. Monroeville, PA 15146	Turtle Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County South Fayette Township	PAG2000205015	Bell Container Company 697 Millers Run Road P. O. Box 294 Cuddy, PA 15031	Millers Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Municipality of Monroeville	PAG2000205019	Monroeville Municipal Authority 4185 Old William Penn Highway Monroeville, PA 15146	Turtle Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Richland Township	PAG2000205020	Richland Zamagias, LP The Times Building 336 Fourth Avenue Pittsburgh, PA 15222	Pine Creek (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Scott Township	PAG2000205029	William Slater II 301 Virginia Avenue Pittsburgh, PA 15211	Whiskey Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Elizabeth Township	PAG2000205033	CAR-McP, Inc. P. O. Box 221 Bridgeville, PA 15017	Wylie Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Jefferson Hills Borough	PAG2000205034	Beams Run LTC P. O. Box 18761 Pittsburgh, PA 15236	Peters Creek (TSF)	Allegheny County CD (412) 241-7645
Beaver County North Sewickley Township	PAG2000403014	Brian Wright 134 Glendale Road Beaver Falls, PA 15010	UNT to Bennett's Run (WWF)	Beaver County CD (724) 378-1701

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Beaver County Bridgewater Borough	PAG2000405017	James Palmer Beaver County Corporation for Economic Development 250 Insurance Street Beaver, PA 15009	Ohio River (WWF)	Beaver County CD (724) 378-1701
Cambria County Allegheny Township	PAG2001105003	Cambria County Commissioners 200 South Center St. Ebensburg, PA 15931	Beaverdam Run (CWF)	Cambria County CD (814) 472-2120
Somerset County Somerset Township	PAG20056040021	Department of Transportation 1620 North Juniata St. Hollidaysburg, PA 16648	Kimberly Run (CWF)	Somerset County CD (814) 445-4652
Somerset County Jenner Township	PAG2005605002	Deweld Industries Corp. 668 North Sheridan St. Johnstown, PA 15906	UNT to Quemahoning Creek (CWF)	Somerset County CD (814) 445-4652
Butler County Connoquenessing Township	PAG2001005001	Shannon Mills Estates Scott Martin	UNT to Connoquenessing Creek WWF	Butler County Conservation District (724) 284-5270
Butler County Adams and Middlesex Townships	PAG2001005002	Meredith Glen Estates Meredith Properties LLC 147 Link Road Slippery Rock PA 16057	UNT to Glade Run WWF	Butler County Conservation District (724) 284-5270
Erie County Summit Township	PAG2002505006	Joseph Palermo 3435 West Lake Rd. Erie, PA 16505	UNT Walnut Creek	Erie County Conservation District (814) 825-6403
Erie County Harborcreek Township	PAG2002505008	Scott's Dev. Co. Nicholas Scott 8040 Peach Street Erie, PA 16509	4-Mile Creek WWF	Erie County Conservation District (814) 825-6403
Lawrence County City of New Castle	PAG2003705002	Greystone Group 360 Corporatte Circle 30050 Chargin Blvd. Pepper Pike, OH 44124	UNT to Shenango River	Lawrence County Conservation District (724) 652-4512

*General Permit Type—PAG-3*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Delmar Township Tioga County	PAR804854	Casella Waste Management of Pennsylvania, Inc. Wellsboro Area Transfer Station P. O. Box 35 Wellsboro, PA 16901	Marsh Creek WWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Quemahoning Township Somerset County	PAR606158	Kantner Iron and Steel, Inc. 365 Bassett Road Hooversville, PA 15936	Stoneycreek River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-4*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Hanover Township Montgomery County	PAG040027	Michael Cleary 2112 Ridge Way East Greenville, PA 18041	Macoby Creek Branch Watershed 3E-Perkiomen	Southeast Regional Office 2 East Main Street Norristown, PA 19401

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Cumberland County Lower Frankford Township	PAG043724	Jerry Schlusser Schlusser's Banquet Hall	UNT Conodoguinet Creek/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Westmoreland County Mt. Pleasant Township	PAG046208	Evelyn Waugaman R. D. 1, Box 58B Acme, PA 15610	Jacobs Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Washington Township, Erie County	PAG049153	Edward H. and Patricia T. ErDOS P. O. Box 71 Edinboro, PA 16412	UNT to Conneauttee Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Summit Township, Erie County	PAG048348	John A. Mattson 750 Langdon Road Erie, PA 16509-6706	UNT to Walnut Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
West Mead Township, Crawford Coutny	PAG048355	Harold F. Mumau 9833 Tamarack Drive Meadville, PA 16335	UNT to Little Sugar Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-5**Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Bensalem Township Bucks County	PAG050067	Sunoco, Inc. (R & M) 20/10 Penn Center 1801 Market Street Philadelphia, PA 19107	UNT to Poquessing Creek 2F Neshaminy	Southeast Regional Office 2 East Main Street Norristown, PA 19401

*General Permit Type—PAG-8**Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Franklin County Hamilton Township	PAG083587	Chambersburg Borough 100 South 2nd Street Chambersburg, PA 17201	John Yeager Farm Hamilton Township Franklin County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Franklin County Peters and St. Thomas Townships	PAG083587	Chambersburg Borough 100 South 2nd Street Chambersburg, PA 17201	J. Robert Meyers Farm 72A St. Thomas Township and Peters Township Franklin County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Franklin County St. Thomas Township	PAG083587	Chambersburg Borough 100 South 2nd Street Chambersburg, PA 17201	Jay Burkholder Farm St. Thomas Township Franklin County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

*Facility Location:  
Municipality &  
County*

Berks County  
Oley Township

*Permit No.*  
PAG080002  
PAG080003  
PAG080006  
PAG080008  
PAG082201  
PAG082203  
PAG083501  
PAG083502  
PAG083506  
PAG083515  
PAG083517  
PAG083518  
PAG083522  
PAG083535  
PAG083540  
PAG083542  
PAG083547  
PAG083551  
PAG083825  
PAG089903  
PAG089904  
PAG089905

*Applicant Name &  
Address*  
Synagro  
1605 Dooley Road  
P. O. Box B  
Whiteford, MD 21160

*Site Name &  
Location*  
Earl Hafer Farm  
Oley Township  
Berks County

*Contact Office &  
Phone No.*  
DEP—SCRO  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
(717) 705-4707

Franklin County  
Antrim Township

PAG083579

Waynesboro Borough  
57 E. Main Street  
Waynesboro, PA 17268

Gayman Grain  
Storage Farm  
Antrim Township  
Franklin County

DEP—SCRO  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
(717) 705-4707

*General Permit Type—PAG-9 (SSN)*

*Facility Location:  
Municipality &  
County*

Berks County  
Maxatawny  
Township

*Permit No.*  
PAG090001  
PAG093517

*Applicant Name &  
Address*  
Earthcare Septic Service  
and Fishers Sanitary Service  
623 Kohler Road  
Kutztown, PA 19530

*Site Name &  
Location*  
Daniel DeLong Farm  
Maxatawny Township  
Berks County

*Contact Office &  
Phone No.*  
DEP—SCRO  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
(717) 705-4707

*General Permit Type—PAG-12*

*Facility Location &  
Municipality*

Lancaster County  
West Lampeter  
Township

*Permit No.*  
PAG123586

*Applicant Name &  
Address*  
Joe Sweeney  
Rocky Knoll Farm  
1266 Gypsy Hill Road  
Lancaster, PA 17602

*Receiving  
Water/Use*  
UNT Big Spring  
Run/WWF

*Contact Office &  
Phone No.*  
DEP—SCRO  
909 Elmerton Avenue  
Harrisburg, PA 17110  
(717) 705-4707

## **PUBLIC WATER SUPPLY (PWS) PERMITS**

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board

within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

**SAFE DRINKING WATER**

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

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

**Operations Permit** issued to: **Factoryville-Bunker Hill Water Company**, 4 Wilson Street, Factoryville, PA 18419 (PWSID 2660018) Clinton Township, **Wyoming County** on April 5, 2005, for the operation of facilities approved under construction permit No. N/A.

**Operations Permit** issued to: **Lehigh County Authority, Central Lehigh Division**, P.O. Box 3348, Allentown, PA 18016 (PWSID 3390073) Upper Macungie Township, **Lehigh County** on April 11, 2005, for the operation of facilities approved under construction permit No. Minor Amendment of December 22, 2004.

**Operations Permit** issued to: **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010 (PWSID 2350004) South Abington Township, **Lackawanna County** on April 11, 2005, for the operation of facilities approved under construction permit No. N/A.

**Operations Permit** issued to: **Brighten at Julia Ribaldo**, 1404 Golf Park Drive, Lake Ariel, PA 18436 (PWSID 2640046) Lake Township, **Wayne County** on April 13, 2005, for the operation of facilities approved under construction permit No. N/A.

**Operations Permit** issued to: **Bonham Nursing Center**, 477 Bonnierville Road, Stillwater, PA 17878 (PWSID 2400024) Huntington Township, **Luzerne County** on April 12, 2005, for the operation of facilities approved under construction permit No. 4089527-A1.

**Operations Permit** issued to: **Jackson Perry**, 1703 Panther Valley Road, Pine Grove, PA 17963 (PWSID 5405501) Wayne Township, **Schuylkill County** on April 13, 2005, for the operation of facilities approved under construction permit No. N/A.

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

**Permit No. 0603507**, Public Water Supply.

Applicant	<b>Pennsylvania American Water</b>
Municipality	Exeter and St. Lawrence Townships
County	<b>Berks</b>
Type of Facility	Application is for the installation of corrosion control treatment facilities for the Glen Alsace Division.
Consulting Engineer	Jeff C Jessell, P. E. Pennsylvania American Water 4 Wellington Boulevard Wyomissing, PA 19610
Permit to Construct Issued:	4/14/2005

**Operations Permit** issued to: **Department of Conservation and Natural Resources**, 7670801, Warrington Township, **York County** on 4/14/2005 for the operation of facilities approved under Construction Permit No. 6702502.

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

**Permit No. 5787501-T1—Transfer Public Water Supply.**

Applicant	<b>Guardian Elder Care at Forksville, LLC</b>
Township or Borough	Elkland Township
County	<b>Sullivan</b>
Responsible Official	Raymond L. Calhoun Guardian Elder Care at Forksville, LLC R. R. 1, Box 1116 Forksville, PA 18616
Type of Facility	Public Water Supply—Transfer
Consulting Engineer	N/A
Permit Issued Date	4/13/05
Description of Action	Transfer of Darway Elder Care Rehabilitation Center to Guardian Elder Care at Forksville, LLC.

**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>
Reynoldsville Borough	460-5 Main Street Reynoldsville, PA 15851	Jefferson

*Plan Description:* The approved plan provides for the replacement of an existing structurally unsound 10-inch cart iron force main with 1,900 linear feet of 12-inch PVC force main between the 5th Street Pump Station and the Reynoldsville STP. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
North Codorus Township	1986 Stoverstown Road Spring Grove, PA 17362	York

*Plan Description:* Lynwood Phase II-C, A3-67946-264-2: The plan provide for a 25 lot single-family residential subdivision on 20.3 acres with total proposed sewage flows of 9,600 gpd to be treated by individual on-lot disposal systems. The proposed development is located on the south side of Pin Oak Drive and at the end of Lynwood Drive, just east of Oak Ridge Drive in North Codorus Township, York County. The plan was disapproved because a response has not been received to the Department's "incomplete" letter dated September 9, 2003, requesting additional project information and establishing a 60-day response time period prior to mandatory disapproval action.

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Lower Windsor Township	2425 Craley Road Wrightsville, PA17368	York

*Plan Description:* Southern Heights, A3-67937-222-2: The plan provided for a seven lot single-family residential subdivision on 13.5 acres with total proposed sewage flows of 2,800 gpd to be treated by individual on-lot disposal systems. The proposed development is located on the north side of Trinity North Road, approximately 500 feet east of Cool Creek Road in Lower Windsor Township, York County. The plan was disapproved because a response was not received to the Department's "incomplete" letter dated January 5, 2004, requesting additional project information and establishing a 60-day response time period prior to mandatory disapproval action.

## 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.*

**Marcus Foster Memorial Stadium**, City of Philadelphia, **Philadelphia County**. Mark Warchol, Powell~Harpstead, 800 E. Washington St., West Chester, PA 19380 on behalf of Marijane Hooven, School District of Philadelphia, 734 Schuylkill Ave., Philadelphia, PA has submitted a Final Report concerning remediation of site soil contaminated with PAH and lead. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Cedar Hollow Quarry**, East Whiteland Township and Tredyffrin Township, **Chester County**. Michael Gonshor, Roux Assoc., Inc. on behalf of Jeffrey Goggins, Atwater 12 LP, 101 W. Elm St., Suite 400, Conshohocken, PA 19428 has submitted a Final Report concerning remediation of site groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Ryder Truck Rental**, City of Philadelphia, **Philadelphia County**. John Musco and Sean Damon, Langan Eng. & Environmental Svc., 500 Hyde Park, Doylestown, PA 18901 on behalf of Carrie Anne Vinch, Ryder Transportation Svc., 9751 Blue Grass Rd., Philadelphia, PA has submitted a Final Report concerning remediation of site soil contaminated with lead and other organic. The report was submitted within 90 days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

**440 Monastery Ave. Site**, City of Philadelphia, **Philadelphia County**. Richard S. Werner, P. G., Env. Consulting, Inc., 500 E. Washington St., Suite 375, Norristown, PA 19401, Phillip Aiello, Phillip Aiello Builders & General Contractor, Inc., 440 Monastery Ave., Philadelphia, PA 19128 has submitted a Final Report concerning remediation of site soil contaminated with unleaded. The report was submitted within 90 days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

**G Street**, City of Philadelphia, **Philadelphia County**. Mark Warchol, Powell~Harpstead, Inc., 800 E. Washington St., West Chester, PA 19380 on behalf of Marijane Hooven, School District of Philadelphia, 734 Schuylkill Ave., Philadelphia, PA has submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site soil contaminated with PAH. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**PWD, NE Water Pollution Control Plant**, City of Philadelphia, **Philadelphia County**. Thomas Maher, Jr., P. G., RETTEW, 3020 Columbia Ave., Lancaster, PA 17603 on behalf of Roy Romano and Dennis Blair, PWD 1101 Market St., Philadelphia, PA 19107-2994 has submitted a Remedial Investigation Report and Risk Assessment Report concerning remediation of site groundwater contaminated with chlorinated solvents, inorganics, lead, other organics, PAH, PCB and pesticides. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Hespell Auto Svc.**, New Britain Borough, **Bucks County**. Jason F. Hanna, Langan Eng. & Env. Svc., 500 Hyde Park, Doylestown, PA 18901 on behalf of Kyle Hespell, 113 W. Hamilton St., Chalfont, PA 18914 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with no 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.



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

**Municipal Authority of the Borough of Catawissa Building**, Catawissa Township, **Columbia County**, GeoServices, Ltd., 1525 Cedar Cliff Drive, Camp Hill, PA 17011 has submitted a Final Report concerning soil contaminated with petroleum hydrocarbons. This Final Report is intended to demonstrate attainment of the Statewide Health Standards for soils.

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

**Molycorp Washington Site**, Canton Township, **Washington County**. Alan Shuckrow, Malcolm Pirnie Inc., 1603 Carmody Court, Sewickley, PA 15143 (on behalf of Ray Chermiske, Molycorp, Inc. P. O. Box 469, Questa, NM 87556) has submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with VOC and semivolatiles organics, metals and cyanide. The report is intended to document remediation of the site to meet the Statewide Health and Site Specific Standards.

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

**Engelhard Corp.**, City of Erie, **Erie County**. Joseph Senita P. G., MACTEC Engineering & Consulting, Carnegie Ofc Park, Bldg 4, 700 N. Bell Ave., Suite 200, Pittsburgh, PA 15106, on behalf of Rick Mirth, Engelhard Corp, North Parcel, 1729 East Ave., Erie, PA 16503 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents, inorganics, other organics, PAHs and PCBs.. The report is intended to document remediation of the site to meet the Site Specific Standards.

**Engelhard Corporation North Parcel**, City of Erie, **Erie County**. Joseph Senita P. G., MACTEC Engineering & Consulting, Carnegie Ofc. Park, Bldg. 4, 700 N. Bell Ave., Suite 200, Pittsburgh PA 15106 on behalf of Rick Mirth, Engelhard Corp., North Parcel, 1729 East Ave., Erie PA 16503 has submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents, inorganics, other organics, PAHs and PCBs. The report is intended to document remediation of the site to meet the site specific standards.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of

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

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

The Department has received the following plans and reports:

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

**Hespell Auto Svc.**, New Britain Borough, **Bucks County**. Jason F. Hanna, Langan Eng. & Env. Svc., 500 Hyde Park, Doylestown, PA 18901 on behalf of Kyle Hespell, 113 W. Hamilton St., Chalfont, PA 18914 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 3, 2005.

**1201 W. Chester Pike Site**, West Goshen Township, **Chester County**. Jason Free, RT Env. Svc., Inc., Pureland Ind. Complex, 510 Heron Dr., Suite 306, Bridgeport, NJ 08014 on behalf of Wayne DiFrancesco, White Horse Farms, 184 W. London Grove Rd., West Grove, PA 19390 has submitted a Final Report concerning the remediation of site soil contaminated with BTEX. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 7, 2005.

**Mahoney Prop.**, Lansdowne Borough, **Delaware County**. Martin Liebhardt, Mulry and Cresswell Env., Inc., 1691 Horseshoe Pike, Suite 3, Glenmoore, PA 19343 on behalf of John Mahoney, 268 N. Highland Ave., Lansdowne, PA 19050 has submitted a Final Report

concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report was submitted within 90-days of the release-demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 11, 2005.

**DiDaniele Residence**, Upper Darby Township, **Delaware County**. Ben Haith, P. G., Mulry and Cresswell Env., Inc., 1691 Horseshoe Pike, Suite 3, Glenmoore, PA 19343 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report was submitted within 90-days of the release-demonstrated or attainment of the Statewide Health Standard and was approved by the Department on April 15, 2005.

**Ashwood Dev.**, Plymouth Township, **Montgomery County**. Jan Peter Ilves, P. G., JPI Assoc., Inc., 1532 Haddonfield-Berlin Rd., Cherry Hill, NJ 08003 has submitted a Final Report concerning the remediation of site soil contaminated with pesticide. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 15, 2005.

**148 E. State St.**, Doylestown Borough, **Bucks County**. John Walker, INTEX Env. Group, Inc., 6205 Easton Rd., Pipersville, PA 18947 on behalf of Naomi Plakins, Esq., Plakins Rieffel & Ray PC, 140 E. State St., P. O. Box 1287, Doylestown, PA 18901 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 15, 2005.

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

**Edward Hatcher Residence**, Lower Allen Township, **Cumberland County**. GemChem, Inc., P. O. Box 384, Lititz, PA 17543-0384, on behalf of Edward Hatcher, 6 Saint Johns Road, Camp Hill, PA 17011, submitted a Final Report concerning remediation of site soils contaminated with fuel oil. The final report demonstrated attainment of the Statewide Health standard, and was approved by the Department on April 12, 2005.

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

**BP Site No. 07014**, Hampton Township **Allegheny County**. James Schenker, URS Corporation, Foster Plaza 4, 501 Holiday Drive, Pittsburgh, PA 15220 on behalf of Gail Ferrell, Realty Income Corporation, 220 West Crest Street, Escondido, CA 92025 has submitted a Final Report concerning the remediation of site waste oil, diesel fuel and gasoline contaminated with waste oil, diesel fuel, and gasoline. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 28, 2005.

**Friends of the Riverfront**, City of Pittsburgh **Allegheny County**. Martin C. Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 on behalf of Jerry Dettore, Urban Redevelopment Authority, 200 Ross Street, Pittsburgh, PA 15219 has submitted a Remedial Investigation Report, Risk Assessment Report and Cleanup Plan concerning the remediation of site soil contaminated with PAHs. The Remedial Investigation Report, Risk Assessment Report and Cleanup Plan were approved by the Department on March 30, 2005.

**LTV Steel Company, Inc. Coke Plant**, City of Pittsburgh **Allegheny County**. Martin C. Knuth, Civil &

Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 on behalf of Bill Widdoes, ALMONO, LP, c/o RIDC, 423 6th Avenue, Pittsburgh, PA 15219 has submitted a Risk Assessment Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with PCBs, lead, heavy metals, solvents, BTEX, PHCs and PAHs. The Risk Assessment Report and Cleanup Plan were approved by the Department on March 30, 2005.

**Rite Aid (Indiana Site)**, Borough of Indiana, **Indiana County**. Steven R. Vedder, BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109 on behalf of Robert Lerner, Rite Aid Corporation, 30 Hunter Lane, Camp Hill, PA 17011 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with leaded gasoline, unleaded gasoline and MTBE. The Final Report demonstrated attainment of the Background and Statewide Health Standards and was approved by the Department on January 14, 2005.

**Frankstown-Sterrett Plan of Lots—Lot No. 1**, City of Pittsburgh **Allegheny County**. Susan R. Frund, P. G., Michael Baker Jr., Inc., 100 Airside Drive, Moon Township, PA 15108 on behalf of John Coyne, Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219 has submitted a Final Report concerning the remediation of site soil contaminated with VOCs, SVOCs, PCBs and metals. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 8, 2005.

**Triangle Fastener**, City of Pittsburgh **Allegheny County**. Greg Hilty, Delta Environmental Consultants, Inc., 1418 Brice Road, Suite 205, Reynoldsburg, OH 43068 on behalf of Charles Friday, Partners Investment LP, 1925 Preble Avenue, Pittsburgh, PA 15223 and Tara Popik, Group Environmental Management Co. (A BP Affiliated Company), 4850 East 49th Street, MBC 1, Cuyahoga Heights, OH 44125 has submitted a Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with diesel fuel and leaded gasoline. The Risk Assessment Report was disapproved by the Department on September 3, 2004.

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

**Coleville Storage Tank Fac. OLD**, Keating Township, **McKean County**. Dayne Crowley, MACTEC, Engineering & Consulting, 700 N Bell Ave., Suite 200, Carnegie, PA 15106 on behalf of Harry Perrine, Pennzoil-Quaker State d/b/a Shell Oil Products, US, 260 Elm St., P. O. Box 99, Oil City, PA 16301 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with Arsenic, 2-Methylnaphthalene, Bix(2-ethylhexyl)phthalate, naphalene and crysene. The Final Report was approved by the Department on April 18, 2005.

#### HAZARDOUS WASTE TRANSPORTER LICENSE

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

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

*Hazardous Waste Transporter License Renewed*

**Allstate O. R. C., Inc.**, 473 Hamburg Turnpike, West Milford, NJ 07480-3746. License No. PA-AH 0564. Effective March 29, 2005.

**Hittman Transport Services, Inc.**, 628 Gallaher Road, Kingston, TN 37763. License No. PA-AH S239. Effective March 31, 2005.

**Elliott Truck Line, Inc.**, P. O. Box 1, 532 South Wilson Street, Vinita, OK 74301. License No. PA-AH 0355. Effective April 5, 2005.

**Lionetti Oil Recovery, Inc. d/b/a Lorco**, 450 S. Front Street, Elizabeth, NJ 07202. License No. PA-AH 0567. Effective April 5, 2005.

**Tier DE, Inc.**, 5745 Lincoln Hwy., Gap, PA 17527. License No. PA-AH 0680. Effective April 6, 2005.

**Bethlehem Apparatus Company, Inc.**, P. O. Box Y, 890 Front Street, Hellertown, PA 18055. License No. PA-AH 0681. Effective April 7, 2005.

**Joseph Moving and Storage Company**, P. O. Box 5, Woodland, PA 16881. License No. PA-AH 0390. Effective April 7, 2005.

*Hazardous Waste Transporter License Voluntarily Terminated*

**Fred Heyrich, Inc.**, No. 73 Independence Court, Clifton, NJ 07013. License No. PA-AH 0233. Effective March 29, 2005.

#### 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.*

*Renewal Applications Received*

**Sterilogic Waste Systems, Inc.**, 6691 Pickard Drive, Syracuse, NY 13211. License No. PA-HC 0208. Received on April 4, 2005.

**Bio-Haz Solutions, Inc.**, 805 Blakeslee Blvd. Dr. E., P. O. Box 152, Lehighton, PA 18235. License No. PA-HC 0191. Received on April 8, 2005.

*New Applications Received*

**Bio-Team Mobile, LLC**, 6 East Kendig Road, Willow Street, PA 17584. Received on April 1, 2005.

**Actions on applications for Infectious and Chemotherapeutic Waste Transporter License received 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.*

*Infectious and Chemotherapeutic Waste Transporter License Renewed*

**Sterilogic Waste Systems, Inc.**, 6691 Pickard Drive, Syracuse, NY 13211. License No. PA-HC 0208. Effective April 7, 2005.

**Bio-Haz Solutions, Inc.**, 805 Blakeslee Blvd. Dr. E., P. O. Box 152, Lehighton, PA 18235. License No. PA-HC 0191. Effective April 12, 2005.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

**Permit ID No. 301267. Armstrong Power Station, New CCB Landfill, Allegheny Energy Supply Company LLC**, 800 Cabin Hill Drive, Greensburg, PA 15601. Operation of a Captive Residual Waste Landfill in Washington Township, **Armstrong County**. Permit issued in the Regional Office on April 18, 2005.

#### AIR QUALITY

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

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

**GP1-36-03113: Martin Limestone, Inc.** (P. O. Box 550, Blue Ball, PA 17506) on April 13, 2005, Small Gas and No. 2 Oil Fired Combustion Units under GP1 in East Earl Township, **Lancaster County**.

**Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) 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.*

**46-0037V: Cabot Supermetals** (County Line Road, Boyertown, PA 19512) on April 15, 2005, to operate a gemco dryer in Building 19 in Douglass Township, **Montgomery County**.

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

**40-302-149: Fairchild Semiconductor** (125 Crestwood Road, Mountain Top, PA 18707) on April 12, 2005, to construct a Cleaver Brooks Boiler (natural gas and No. 2 fuel oil fired) at their facility in Wright Township, **Luzerne County**.

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

**07-03049A: AP Green Refractories, Inc.** (R. R. 1, Box 588D, Claysburg, PA 16625) on April 15, 2005, to modify the rotary dryer and No. 2 castable processes and the

replacement of a ball mill and various fabric collectors in Greenfield Township, **Blair County**.

**38-03039A: Martin's Wood Products** (650 Hourtztown Road, Myerstown, PA 17067) on April 12, 2005, to increase their allowable VOC emission limit to 45 tons per year for their facility in Jackson Township, **Lebanon County**.

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

**AMS 04315: Albert Einstein Medical Center** (5501 Old York Road, Philadelphia, PA 19141) on March 4, 2005, to install one 800 kW and one 600 kW emergency generators in Philadelphia, **Philadelphia County**.

**AMS04301: Cardone Industries, Inc.** (5501 Whitaker Avenue, Philadelphia, PA 19124) on March 16, 2005, to operate 48 Space Heaters in Philadelphia, **Philadelphia County**.

**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) 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.*

**09-0027E: Fres-Co Systems—USA, Inc.** (3005 State Road, Telford, PA 18969) on April 11, 2005, to operate a thermal oxidizer in West Rockhill Township, **Bucks County**.

**09-0027F: Fres-Co Systems—USA, Inc.** (3005 State Road, Telford, PA 18969) on April 14, 2005, to operate three printing stations laminator in West Rockhill Township, **Bucks County**.

**09-0158: Allied Cremation, Inc.** (864 Bristol Pike, Bensalem, PA 19020) on April 11, 2005, to operate a crematory in Bensalem Township, **Bucks County**.

**09-0177: North Penn Polishing and Plating, Inc.** (40 West Park Avenue, Sellersville, PA 18960) on April 15, 2005, to operate a ultra kool degreaser in Sellersville Borough, **Bucks County**.

**15-0115: QVC, Inc.** (1200 Wilson Drive, West Chester, PA 19380) On April 11, 2005, to operate two 12.55 mmBtu/hr gas/fuel boilers in West Goshen Township, **Chester County**.

**46-0232A: Cemco Lift, Inc.** (P. O. Box 500, 2801 Township Line Road, Hatfield, PA 19440) on April 11, 2005, to operate two spray booths and a manual brush painting in Hatfield Township, **Montgomery County**.

**46-313-057E: Republic Environmental System of PA, Inc.** (2869 Sandstone Drive, Hatfield, PA 19440) on April 11, 2005, to operate a hazardous waste TSD in Hatfield Township, **Montgomery County**.

**09-0123: Hanson Aggregates BMC** (P. O. Box 231, Easton, PA 18044) on April 14, 2005, to operate a batch asphalt plant in Nockamixon Township, **Bucks County**.

**46-0037L: Cabot Supermetals** (P. O. Box 1608, County Line Road, Boyertown, PA 19512) on April 11, 2005, to operate a tantalum flake powder project in Douglass Township, **Montgomery County**.

**46-0112B: Palmer International, Inc.** (P. O. Box 315, Skippack, PA 19474) on April 11, 2005, to operate a thermal oxidizer in Skippack Township, **Montgomery County**.

**46-0146A: Republic Environmental System of PA, Inc.** (2869 Sandstone Drive, Hatfield, PA 19440) on April 11, 2005, to operate a waste storage tank in Hatfield Township, **Montgomery County**.

**46-0232: Cemco Lift, Inc.** (P. O. Box 500, 2801 Township Line Road, Hatfield, PA 19440) on April 14, 2005, to operate a spray paint booth in Hatfield Township, **Montgomery County**.

**46-0018C: Brown Printing Co.** (668 Gravel Pike, East Greenville, PA 18041) on April 15, 2005, to operate a lithographic printing press in Upper Hanover Township, **Montgomery County**.

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

**32-040B: Reliant Energy Seward, LLC** (121 Champion Way, Canonsburg, PA 15317) on February 10, 2005, to construct a net nominal 521 mW electric generating facility to replace the existing 200 mW Seward Station in East Wheatfield Township, **Indiana County**. This facility has been constructed, however, fuel handling and sizing problems have been experienced since initial startup. Reliant has evaluated these problems and intends to install additional material handling and fuel sizing equipment as a permanent solution. The following changes will be made to Plan Approval 32-00040B so that the new equipment may be accommodated:

- A new source, "No. 108—Phase III Material Handling and Sizing Equipment" will be added to the site inventory table found in Condition No. 3 of the Plan Approval.

- A new condition (No. 15A) will be added that limits PM10 emissions from the Phase III equipment to 11 TPY. Condition No. 15A states, "Emissions from the Phase III Material Handling and Fuel Sizing Equipment (Source No. 108) shall be limited to 11 tons/year of PM10 in any consecutive 12-month period."

- The table in Condition No. 14 will be modified to reflect the change in the facility PM10 emissions from 299 tpy to 310 tpy.

The modification to the Plan Approval does not include the reassessment of a control technology demonstration or ambient impacts of the source.

**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.**

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

**06-05016: Grafika Commercial Printing, Inc.** (710 Johnstown Street, Sinking Spring, PA 19608) on April 15, 2005, to operate a printing plant including various types of printing presses in the Borough of Sinking Spring, **Berks County**.

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

**04-00009: PA Cold Drawn, LLC** (4400 West Fourth Avenue, Beaver Falls, PA 15010) on April 12, 2005, to operate two boilers and metal heat furnaces at their Beaver Falls Plant in Beaver Falls, PA in **Beaver County**.

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

**N04-006: Smurfit Stone Container Corp.—Philadelphia West** (9820 Blue Grass Road, Philadelphia, PA 19114) on November 1, 2004, to operate their corrugated paperboard manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two boilers. The facility's air pollution control devices include two cyclones.

**S04-006: Degussa Flavors and Fruit Systems, LLC** (1741 Tomlinson Road, Philadelphia, PA 19116) on December 1, 2004, to operate their flavor manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three boilers. The facility's air pollution control devices include one cyclone.

**S04-008: Riverside Materials, Inc.** (2870 East Allegheny Avenue, Philadelphia, PA 19134) on November 1, 2004, to operate their asphalt paving mixture manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a hot mix asphalt drum controlled by a knockout box/baghouse, in addition to a crushing plant and a hot oil heater.

**S04-013: Baum Printing Co.** (9985 Gantry Road, Philadelphia, PA 19115) on November 1, 2004, to operate their offset lithographic printing facility in the City of Philadelphia, **Philadelphia County**. The facilities air emission sources are six nonheatset offset sheetfed lithographic printing presses.

**S04-005: Tasty Baking Co.** (2801 Hunting Park Avenue, Philadelphia, PA 19129) on July 2, 2004, to operate their bakery in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include a 15 mmBtu/hr boiler, a boiler limited to 49 mmBtu/hr by a fuel governing device, a 3.3 mmBtu/hr boiler, a 3950 kW cogeneration turbine, two emergency generators and two nonyeast donut fryers.

**S03-007: Regal Corrugated Box** (Adams Avenue and Ashland Street, Philadelphia, PA 19124) on September 1, 2004, to operate their corrugated board manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include a 400 HP boiler and a 500 HP boiler, corrugating, combining, converting and finishing processes, starch and paper handling, and two gasoline tanks with dispensers. The facility's air emission control devices include a cyclone and dust collector.

**S04-004: Septa Berridge—Courtland Maintenance Shop** (200 West Wyoming Avenue, Philadelphia, PA 19140) on December 1, 2004, to operate their transit maintenance shop. The facility's air emission sources include two 300 HP boilers, two 150 HP boilers, three less than 1 mmBtu hot water heaters, four spray booths, twospray booth heaters, three parts washers and three sheet-fed, offset lithographic presses.

**N04-004: Deer Meadows** (8301 Roosevelt Boulevard, Philadelphia, PA) on January 20, 2005, to operate their residential care and nursing home in the City of Philadelphia, **Philadelphia County**. The facilities air emission sources include seven boilers at 5.5 mmBtu/hr or less that burn natural gas or No. 2 fuel oil and two emergency generators that burn No. 2 fuel oil.

**S04-002: M. A. Bruder and Sons** (52nd and Grays Avenue, Philadelphia, PA 19143) on February 23, 2005, to manufacture paint for retail and commercial sales in the

City of Philadelphia, **Philadelphia County**. The facility's air emission sources include one boiler, ball mills, let-down tanks, blend tanks, and mixers. The facility's air emission control devices are baghouses.

**V04-001: The Lawrence McFadden Co.** (7430 State Road, Philadelphia, PA 19136) on March 21, 2005, to operate their industrial wood finish manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions' sources include two boilers, solvent storage tanks and mixers.

**V04-005: Cardone Industries, Inc.** (5501 Whitaker Avenue, Philadelphia, PA) on April 11, 2005, to operate their automotive parts remanufacturing facility in the City of Philadelphia, **Philadelphia County**. The company's air emission sources include 14 spray booths, 50 combustion units, 15 burnout ovens, 40 cold cleaning degreasers and 10 shot blasting units.

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**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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

**09-00015: Rohm and Haas Co.** (200 Route 413, Bristol, PA 19007) on April 14, 2005, to modify the operation of boilers 7 and 8 in Bristol Township, **Bucks County**.

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

**14-00014: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) on April 13, 2005, via administrative amendment, to incorporate conditions established in Plan Approval 14-00014A for the use of No. 5 fuel oil, No. 6 fuel oil and recycled/reprocessed oil in the facility's asphalt plant and for several new pieces of stone and recycled asphalt pavement processing equipment at their Pleasant Gap Plant in Spring Township, **Centre County**.

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**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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**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).**

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*Coal Permits Actions*

*California District Mining Office: 25 Technology Drive, Coal Center, PA 15423, (724) 769-7100.*

**30841307 and NPDES Permit No. PA0213438, Emerald Coal Resources, LP** (212 Mine Road, Route 218 South, P. O. Box 871, Waynesburg, PA 15370), to revise the permit for the Emerald Mine No. 1 in Greene Township, **Greene County** to install a bleeder shaft and five boreholes. Surface Acres Proposed 7.50. No additional discharges. Permit issued April 12, 2005.

**30940701 and NPDES Permit No. PA0215465, Cobra Mining, LLC** (P. O. Box 40, 178 Chess Mine Road, Dilliner, PA 15327), to transfer the permit for the Refuse Dump No. 4 in Monongahela Township, **Greene County** and related NPDES permit from Dunkard Mining Company. No additional discharges. Permit issued April 13, 2005.

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

**56823123 and NPDES Permit No. PA0608548. Croner, Inc.**, 1576 Stoystown Road, P. O. Box 260, Friedens, PA 15541, surface mining permit renewal in Brothersvalley Township, **Somerset County**, affecting 231.0 acres. Receiving streams: UNT to Buffalo Creek and UNT to Swamp Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received December 10, 2004. Permit issued: April 8, 2005.

**32980111 and NPDES Permit No. PA0234885. Kraynak Coal Company**, 3124 Firetower Road, Mahaffey, PA 15757, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Green Township, **Indiana County**, affecting 97.6 acres. Receiving streams: UNTs to Dixon Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received February 16, 2005. Permit issued April 11, 2005.

**56663125 and NPDES No. 0607746. Hilltop Mining, Inc.**, 126 Bronco Drive, Berlin, PA 15530, permit renewal for reclamation only of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 310.8 acres. Receiving streams: UNT of Buffalo Creek and Buffalo Creek, classified for the following use: CWF. Application received February 23, 2005. Permit issued April 13, 2005.

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

**26980103 and NPDES Permit No. PA0212312. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Permit renewal issued for continued operation and reclamation of a bituminous surface mine located in Wharton and Stewart Townships, **Fayette County**, affecting 211.0 acres. Receiving stream: UNT to Meadow Run to the Youghiogheny River. Application received: February 2, 2005. Renewal issued: April 13, 2005.

**26910108 and NPDES Permit No. PA0592366. Dunkard Disposal Corporation** (P. O. Box 229, Mt. Braddock, PA 15465). Transfer of permit formerly issued to Stash Mining Company for continued operation and reclamation of a bituminous surface mining site located in Georges Township, **Fayette County**, affecting 64.0 acres. Receiving streams: UNT to North Branch of Browns Run, to North Branch of Browns Run, to Browns Run, to Monongahela River. Application received: June 29, 2004. Transfer permit issued: April 14, 2005.

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

**10020105 and NPDES Permit No. PA0242225. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127). Revision to an existing bituminous strip operation to change the post-mining land use from forestland and abandoned surface mine (previously forestland) to unmanaged natural habitat on the Howard G. McDowell property in Slippery Rock Township, **Butler County**. Receiving streams: UNTs to Long Run and an UNT to Slippery Rock Creek. Application received: February 4, 2005. Permit issued: April 11, 2005.

**61040102 and NPDES No. PA0242560. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127). Revision to an existing bituminous strip operation to permit the use of fluidized bed ash as a soil additive in Irwin Township, **Venango County**. Receiving streams: UNTs to Scrubgrass Creek. Application received: March 28, 2005. Permit issued: April 6, 2005.

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

**17020107 and NPDES Permit No. PA0243281. AMFIRE Mining Company, LLC** (One Energy Place, Latrobe, PA 15650). Commencement, operation and restoration of a bituminous surface mine permit in Lawrence Township, **Clearfield County** affecting 112 acres. Receiving stream: UNTs to the West Branch of the Susquehanna River. Application received: August 2, 2004. Permit issued: March 28, 2005.

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

**35990901R. Alliance Sanitary Landfill, Inc.** (398 Keyser Avenue, Taylor, PA 18517), renewal of an existing anthracite surface mine operation in Taylor Borough and Ransom Township, **Lackawanna County** affecting 17.3 acres, receiving stream: none. Application received November 2, 2004. Renewal issued April 13, 2005.

**49990201R and NPDES Permit No. PA0224031. Black Diamond Mining, Inc.** (P. O. Box 139, Elysburg, PA 17824), renewal of an existing coal refuse reprocessing in Mt. Carmel Township, **Northumberland County** affecting 124.86 acres, receiving stream: North Branch Shamokin Creek. Application received January 21, 2005. Renewal issued April 13, 2005.

*Noncoal Permits Actions*

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

**25052801. Raymond D. Showman & Sons, Inc.** (12851 Sharp Road, Edinboro, PA 16412). Commencement, operation and restoration of a small noncoal sand and gravel operation in LeBoeuf Township, **Erie County** affecting 5.0 acres. Receiving streams: None. Application received: February 24, 2005. Permit issued: April 13, 2005.

**20032809. Andrew M. Kosturick** (8565 State Highway 285, Conneaut Lake, PA 16316). Commencement, operation and restoration of a small noncoal sand and gravel operation in Fallowfield Township, **Crawford County** affecting 3.0 acres. Receiving streams: None. Application received: October 7, 2003. Permit issued: April 12, 2005.

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

**58040830. Edward W. Yonkin, III** (R. R. 1, Box 1518, Brackney PA 18812), commencement, operation and resto-

ration of a bluestone quarry operation in Silver Lake Township, **Susquehanna County** affecting 5.0 acres. Receiving Stream: Tributary of Laurel Lake Creek. Application received May 5, 2004. Permit issued April 12, 2005.

**58040868. Douglas Barnhart** (R. R. 1, Box 1368, Brackney PA 18812), commencement, operation and restoration of a bluestone quarry operation in Liberty Township, **Susquehanna County** affecting 5.0 acres. Receiving Streams: Rhiney Creek and Snake Creek. Application received November 24, 2004. Permit issued April 12, 2005.

**4880501C5 and NPDES Permit No. PA0121681. Sreebs Slate & Stone Co., Inc.** (6596 Sullivan Trail, Wind Gap, PA 18091), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Plainsfield Township, **Northampton County**, receiving stream: Little Bushkill Creek. Application received February 25, 2005. Renewal issued April 15, 2005.

**46030301 and NPDES Permit No. PA0224308. Gibraltar Rock, Inc.** (355 Newbold Road, Fairless Hills, PA 19030), commencement, operation and restoration of a quarry operation and NPDES Permit for discharge of treated mine drainage in New Hanover Township, **Montgomery County** affecting 241.0 acres, receiving stream: UNT to Swamp Creek. Application received March 10, 2003. Permit issued April 15, 2005.

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

**Actions on applications under the Explosives Acts of 1937 and 1957 (43 P.S. §§ 151–161) and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

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

**65054002. Atlas Services** (1600 Route 136, Washington, PA 15301). Blasting activity permit for construction to Seton Hill University's athletic field, located in the City of Greensburg, **Westmoreland County**, with an expected duration of 1 month. Permit issued: April 14, 2005.

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

**46054108. Brubacher Excavating, Inc.** (P. O. Box 538, 825 Reading Road, Bowmansville, PA 17507), construction blasting for Heritage Hunt in Skippack Township, **Montgomery County** with an expiration date of April 7, 2006. Permit issued April 11, 2005.

**54054101. DC Guelich Explosives Company**, (R. R. 3 Box 125A, Clearfield, PA 16830), construction blasting for Wegman's Southern Retail Service Center in Butler, Cass and Foster Townships, **Schuylkill County** with an expiration date of April 11, 2006. Permit issued April 12, 2005.

**01054106. TJ Angelozzi, Inc.** (7845 Kabik Court, Woodbine, MD 21797), construction blasting for Flowing Springs Development in Huntington Township, **Adams County** with an expiration date of April 11, 2006. Permit issued April 13, 2005.

**06054103. Horst Drilling & Blasting, Inc.** (141 Rancks Church Road, New Holland, PA 17557), construction blasting for Briarwood Subdivision in South

Heidelberg Township, **Berks County** with an expiration date of April 12, 2006. Permit issued April 13, 2005.

**15054107. Hall Explosives, Inc.** (2981 Elizabethville Road, Hershey, PA 17033), construction blasting for Wire & Cable Specialties in Valley Township, **Chester County** with an expiration date of April 30, 2006. Permit issued April 13, 2005.

**28054105. David H. Martin Excavating, Inc.** (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting for a home on Brookview Drive in Antrim Township, **Franklin County** with an expiration date of April 30, 2006. Permit issued April 13, 2005.

**28054106. David H. Martin Excavating, Inc.** (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting for Summit Health Center in Chambersburg Borough, **Franklin County** with an expiration date of April 30, 2006. Permit issued April 13, 2006.

**35054104. Hayduk Enterprises**, (P. O. Box 554, Dalton, PA 18414), construction blasting for a home on Peggy Drive in Archbald Borough, **Lackawanna County** with an expiration date of December 31, 2005. Permit issued April 13, 2005.

**36054116. Gerlach's Drilling & Blasting**, (172 Bender Mill Road, Lancaster, PA 17603), construction blasting for manure pit on Samuel S. Stoltzfus Farm in West Lampeter Township, **Lancaster County** with an expiration date of December 31, 2005. Permit issued April 13, 2005.

**46054109. Brubacher Excavating, Inc.** (P. O. Box 538, 825 Reading Road, Bowmansville, PA 17507), construction blasting for Club View at Indian Valley in Franconia Township, **Montgomery County** with an expiration date of December 31, 2006. Permit issued April 13, 2005.

**46054110. Allan A. Myers, Inc.** (P. O. Box 98, Worcester, PA 19490), construction blasting for SR 309 and Valley Green Road Bridge in Whitemarsh Township, **Montgomery County** with an expiration date of April 1, 2006. Permit issued April 13, 2005.

**48054103. DC Guelich Explosives Company**, (R. R. 3 Box 125A, Clearfield, PA 16830), blasting at Grand Central Sanitary Landfill in Plainfield Township, **Northampton County** with an expiration date of December 31, 2007. Permit issued April 13, 2005.

**45054110. Hayduk Enterprises**, (P. O. Box 554, Dalton, PA 18414), construction blasting for a home in Hamilton Township, **Monroe County** with an expiration date of August 30, 2005. Permit issued April 14, 2005.

**45054111. Ed Wean Drilling & Blasting, Inc.** (112 Ravine Road, Stewartsville, NJ 08886), construction blasting for Sunrise Village in Smithfield Township, **Monroe County** with an expiration date of April 12, 2006. Permit issued April 14, 2005.

#### 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 con-

struction and operation described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law (35 §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the FWPCA (33 U.S.C.A. § 1341).**

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued*

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E23-445. County of Delaware**, Government Building, 201 West Front Street, Room 206, Media, PA 19063-2788, Thornbury Township, **Delaware County**, ACOE Philadelphia District.

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 stream banks to accommodate the bridge work.
4. Construction of a cofferdam structure system consisting of a concrete barrier, sand bags, piping and impervious fabric.

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 located 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).

The issuance of this permit also constitutes approval of a Water Quality Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

*Permit in question*

**E46-966. David Bayer**, 187 West Eighth Street, P. O. Box 217, Pennsburg, PA 18973, Upper Hanover Township, **Montgomery County**, ACOE Philadelphia District.

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 stream banks to accommodate the bridge work.
4. Construction of a cofferdam structure system consisting of a concrete barrier, sand bags, piping and impervious fabric.
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 located 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).

The issuance of this permit also constitutes approval of a Water Quality Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

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

**E50-228: Department of Transportation, Engineering District 8-0**, 2140 Herr Street, Harrisburg, PA 17103-1699 in Penn Township, **Perry County**, ACOE Baltimore District.

To remove the existing structure and then to construct and maintain a two span bridge, with each span of 77 feet with an average underclearance of 10.6 feet across Sherman Creek (WWF) and associated improvements on SR 2002, Section 005, Segment 0120, Offset 0009 to improve the traffic safety condition of the road located about 2.7 miles west of Duncannon Borough (Duncannon, PA Quadrangle N: 1.0 inch; W: 11.5 inches) in Penn Township, Perry County.

**E50-226: Richard M. Nolt**, 29 Lyons Road, Millers-town, PA 17065 in Tuscarora Township, **Perry County**, ACOE Baltimore District.

To construct and maintain a single span bridge with a clear span of 16.0 feet, a rise of 1.75 feet and an instream length of 11.25 feet within the channel of Raccoon Creek (CWF), a perennial stream, approximately 1,200 feet



downstream of the Tuscarora and Saville Township line at a point (Ickesburg, PA Quadrangle N: 19.4 inches; W: 9.1 inches) in Tuscarora Township, Perry County. The project will result in 11.25 linear feet of direct impacts to the channel of Raccoon Creek.

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

**E41-545. Pine Township Supervisors**, 925 Oregon Hill Road, Morris, PA 16938. Issuance of Water Obstruction and Encroachment Joint Permit in Pine Township, **Lycoming County**, ACOE Susquehanna River Basin District (English Center, PA Quadrangle N: 11.0 inches; W: 3.9 inches).

To remove an existing 24 foot wide steel I-beam bridge, construct and maintain a 28 foot by 10 foot precast concrete arch on a skew of 86° in Lick Run, 0.2 mile south of English Center along T-772 Westphal Road. This permit also authorizes the construction and removal of a temporary crossing consisting of three 48-inch diameter culvert pipes and clean R-3 and R-6 rock. This project proposes to permanently impact 30 linear feet of Lick Run, which is designated a High Quality-Cold Water Fishery stream 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.

**E55-202. James and Lisa Gesselman**, 110 North Old Trail, Selinsgrove, PA 17870. Issuance of Water Obstruction and Encroachment Permit, in Shamokin Dam Borough, **Snyder County**, ACOE Susquehanna River Basin District (Sunbury, PA Quadrangle N: 18.13 inches; W: 9.01 inches).

To construct and maintain a wooden footbridge measuring 3 feet wide and 30 feet long over an UNT to the Susquehanna River along the Old Trail in Shamokin Dam Borough, Snyder County. This project proposes to have a minimal impact on the tributary to UNT to the Susquehanna River, which is listed as a Warm Water Fishery. The project does not propose to impact any jurisdictional wetlands. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E59-462. Department of Transportation**, 715 Jordan Ave, Montoursville, PA 17754. SR 0006 Section 86M, in Richmond Township, **Tioga County**, ACOE Baltimore District (Mansfield, PA Quadrangle N: 9.6 inches; W: 8.4 inches).

To construct, operate and maintain 600 linear feet of roadway work to include 416 linear feet of shoulder widening, installation of junction boxes, combination storm sewer on the south side of the highway and construction of a 4:1 slope protection between the highway and Corey Creek. This application also authorizes the relocation of 630 linear feet of Corey Creek, installation of three rock cross vanes, installation of R-5 rock stream protection of the southern stream bank along with joint planting of willow live stakes. This permit additionally authorizes impacts to 0.05 acre of wetlands along Corey Creek. This project is located along SR 06 just east of Mansfield.

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

**E03-416. Allegheny Energy Supply Company, LLC**, 4350 Northern Pike, Monroeville, PA 15146-2841. To place fill in wetlands and construct two outfalls in Washington Township, **Armstrong County**, Pittsburgh ACOE Dis-

trict. (Templeton, PA Quadrangle N: 8.7 inches; W: 13.7 inches and Latitude: 40° 55' 22"—79° 28' 27"). To place and maintain fill in 0.15 acre of emergent and scrub-shrub wetlands as part of the proposed new CBB Landfill Development Project. The permit also authorizes impacting 275 feet of intermittent stream channels and 702 feet of ephemeral stream channels on three UNTs to the Allegheny River (WWF) and the construction and maintenance of two outfalls along the Allegheny River (WWF). To compensate for the wetland impacts, the permittee made a monetary contribution in the amount of \$1,000 to the wetland replacement fund. The project is located off of SR 4006, southwest of the Armstrong Power Station.

**E63-564. Dunhill Development, LLC**, 100 Bayberry Court, McMurray, PA 15317. To place fill in wetlands and to construct a driveway in Peters Township, **Washington County**, Pittsburgh ACOE District. (Bridgeville, PA Quadrangle N: 0.5 inch; W: 11.4 inches and Latitude: 40° 15' 10"—Longitude: 80° 04' 54"). To place and maintain fill in 0.51 acre of PEM wetlands adjacent to a UNT to Peters Creek and to construct and maintain a driveway consisting of two 21-inch diameter culverts in UNT to Peters Creek and associated wetlands for the purpose of constructing the Reidmont Manor Plan of Lots. The project is located on Breezewood Drive, just northwest from the intersection of Breezewood Drive and Canterwood Drive. To compensate for wetland impacts, the applicant shall construct an onsite 0.51-acre PEM wetland. Three driveway culverts will also be constructed to provide access to Lots 101, 102 and 103, and will impact a total of approximately 159.0 linear feet of stream channel. These three culverts are waived under Section 105.12(a)(2).

#### ENVIRONMENTAL ASSESSMENTS

*Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105.*

**D01-069EA. Borough of Chambersburg**, P. O. Box 1009, Chambersburg, PA 17201-0909. Franklin Township, **Adams County**, ACOE Baltimore District.

Project proposes to breach and remove Birch Run Dam located across Conococheague Creek (CWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The dam is considered unsafe due to structural and spillway inadequacies and will be removed to protect downstream residents. The dam is located along SR 233 approximately 1.5 miles northeast of the intersection of SR 233 and US 30 (Caledonia Park, PA Quadrangle N: 8.0 inches; W: 11.15 inches).

#### WATER QUALITY CERTIFICATIONS

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

#### Final Action on Request for Certification under section 401 of the Federal Water Pollution Control Act April 20, 2005

Except as otherwise noted, the Department of Environmental Protection (Department), under section 401(a) of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341(a)), certifies that the construction and operation herein 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, provided the following requirements are met:

1. Permittee shall conduct the dredging in accordance with the conditions of Department Permits E25-404A and E25-581.

Final or proposed action on certain other certification requests for projects which require both a Water Obstruction and Encroachment permit and either a United States Army Corps of Engineers individual permit or a Nationwide permit 14, 18 or 26 will be published with Actions of Applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27).

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.

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

*Certification Request Initiated by:* Erie-Western Pennsylvania Port Authority

*Date of Initial Pennsylvania Bulletin Notice:* March 19, 2005

*Project Description:* To dredge in accordance with the conditions of Permit E25-404A the following areas of Presque Isle Bay and Lake Erie: East Avenue Boat Launch (500 cubic yards), Lampe Marina (1,500 cubic yards) and East Canal Basin (1,500 cubic yards). Dredged material would be disposed in the United States Army Corps of Engineers Lake Erie Harbor Confined Disposal Facility located adjacent to the South Pier in the City of Erie.

*Location:* City of Erie, Erie County

*Final Action on Request:* Approved

**STORAGE TANKS**

**SITE-SPECIFIC INSTALLATION PERMITS**

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

<i>SSIP Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
05-35-004	Beverly Baio A & B Plumbing Heating & Fuel Oil Route 507 & 4th St. P. O. Box 813 Gouldsboro, PA 18424-0813	Lackawanna	Clifton Township	4 ASTs storing No. 2 Fuel Oil	30,000 gallons each

**SPECIAL NOTICES**

**BUREAU OF DEEP MINE SAFETY**

**Approval of Request for Variance**

The Department of Environmental Protection (Department), Bureau of Deep Mine Safety (Bureau) has approved RoxCoal, Inc.'s request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act (act) at the Roytown Mine. This notification contains a summary of this request and the basis for the Department's approval. A complete copy of the variance request may be obtained from Allison Gaida at (724) 439-7469 or from the Bureau's website at [www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm](http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm).

*Summary of the Request:* RoxCoal, Inc. requested a variance from section 242(c) of the act to allow for the common ventilation of belt conveyor entry with other entries at the Roytown Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements set forth in the act.

The basis for the Bureau's approval is summarized as follows:

1. The Pyott-Boone 9500 CO Monitoring System will provide advance warning of a developing mine fire originating in the conveyor belt entry. When maintained and operating correctly, this system provides warnings much earlier than the point type heat sensors.

2. Common entries would permit the larger section mantrip and scoops access to belt entry for transportation of personnel and supplies.

3. The operator will maintain a separate isolated intake escapeway that is at a higher air pressure than the belt and common entries.

4. The plan provides for the common entries to serve as an alternate intake escapeway. There will be a total of three separate, isolated escape routes.

This approval is limited to a variance from the requirements in section 242(c) of the act requiring that the belt entry is isolated from other entries. All other terms and

requirements of section 242(c) of the act shall remain in effect. Continued authorization for operation under the approval is contingent upon compliance with the measures described in the plan and the following conditions:

1. All mine employees shall be task trained in the Pyott Boone Model 9500 CO monitoring system alert and alarm response procedures. These procedures shall also be included in the 8-hour annual retraining.
2. As part of the requirements of section 228 of the act, all belt entries, common entries, and unfenced roadways shall be preshifted in their entirety.
3. A preshift date board should be placed at each CO sensor location.
4. Designated areas shall be established (with approval from the District Inspector) at strategic locations along the belt entry and common entries to determine whether the air is traveling in the proper course and normal volume. This air reading shall be taken by a scientific means (anemometer, chemical smoke tube, velometer) and recorded in the preshift examination record book.
5. The investigative committee shall conduct an underground ventilation survey when the belt and common entries are established to verify pressure differential between the intake escapeway and the common entries.
6. The investigative committee shall evaluate the visual and audible alarms during the installation process.
7. A list of designated surface personnel shall be forwarded to the District Inspector upon activation of the

CO Monitoring System. Copies of the task training records shall also be forwarded to the District Inspector.

8. The investigators shall interview supervisory and non-supervisory personnel upon commencement of mining operations.

9. The operator must ascertain whether or not the belt compounds used in the mine produce CO when burnt. Should the operator use a non-CO producing compound in the mine, additional sensors must be used in conjunction with the CO detectors to provide the early warning benefits of the monitoring system.

**Environmental Good Samaritan Act**

**EGS26004. Trout Unlimited, Chestnut Ridge Chapter** (P. O. Box 483, Uniontown, PA 15401). A project to abate mine drainage pollution located in Dunbar Township, **Fayette County**, affecting 5.3 acres, receiving stream: Morgan Run. Project proposal received: April 4, 2005.

**Availability of Final Total Maximum Daily Loads (TMDLs)**

The Department of Environmental Protection is publishing these TMDLs for the following watersheds. EPA Region 3 and their associated contractors completed all of the work on these TMDLs for the Commonwealth. The TMDL sets the pollutant loading amounts for impaired waters that are allocated among the sources in the watershed. These TMDLs have been approved by the EPA and satisfies the Department's obligations under section 303(d) of the Federal Clean Water Act.

<i>TMDL Name</i>	<i>County</i>	<i>Pollutants covered</i>
Brush Run	Washington	Nutrients/Suspended Solids
Christina River Basin Low Flow	Chester	Nutrients
Delaware River Estuary	Bucks, Chester, Montgomery	PCB
Glanraffan Creek	Montgomery	Suspended Solids, Metals
Lake Ontelaunee	Berks	Nutrients/Suspended Sediment
Marsh Run and McCarthy Run TMDL	Indiana	Sediment
Waltz Creek	Northhampton	Metals, Sediment
Wissahickon Creek	Montgomery, Philadelphia	Nutrients/sediment
Lake Nockamixon	Bucks	Nutrients/Suspended Solids
Greenlane Reservoir	Montgomery	Nutrients

To request a copy of a TMDL, contact the Division of Water Quality Assessment and Standards, Department of Environmental Protection, P. O. Box 8467, Harrisburg, PA 17105-8467, (717) 787-9637, rnaugle@state.pa.us. A TMDL can also be accessed through the Department's website: [www.dep.state.pa.us/watermanagement\\_apps/tmdl/](http://www.dep.state.pa.us/watermanagement_apps/tmdl/) (choose a stream under "Select By TMDL Name:").

[Pa.B. Doc. No. 05-843. Filed for public inspection April 29, 2005, 9:00 a.m.]

**Availability of Technical Guidance**

Technical guidance documents are on the Department of Environmental Protection's (Department) website: [www.dep.state.pa.us](http://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 2005.

*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.

*Notice to Rescind/Remove*

DEP ID: 012-0830-001. Title: Data Standards for Names and Addresses. Description: This document provided standard naming conventions for use within the Department. It provided no directives, guidance or compliance related information that is of use to the public. It is being rescinded to avoid confusion with the procedures and instructions for the Department's internal database systems. Effective Date: The document will be rescinded effective May 3, 2005. Contact: Patricia Hammaker, Bureau of Information Technology, (717) 772-4784.

DEP ID: 012-0830-002. Title: Data Standards for Pennsylvania Municipality Codes and Names. Description: This document provided standard naming conventions for use within the Department. It provided no directives, guidance or compliance related information that is of use to the public. It is being rescinded to avoid confusion with the procedures and instructions for the Department's internal database systems. Effective Date: The document will be rescinded effective May 3, 2005. Contact: Patricia Hammaker, Bureau of Information Technology, (717) 772-4784.

*Draft Guidance—Substantive Revision*

DEP ID: 393-0900-011. Title: Modification and Maintenance Issues. Description: This guidance document assists individuals in determining the classification of various modifications to storage tank systems and in determining when certified inspectors or installers are required. Written Comments: Interested persons may submit written comments on draft technical guidance document 393-0900-011 by May 31, 2005. 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 should be submitted to Charles Swokel, Division of Storage Tanks, Rachel Carson State Office Building, 10th Floor, Harrisburg, PA 17105, cswokel@state.pa.us. Questions regarding the draft technical guidance document should be directed to Charles Swokel (717) 772-5551 or cswokel@state.pa.us. Contact: Charles Swokel, Division of Storage Tanks, (717) 772-5551, or cswokel@state.pa.us. Effective Date: Upon publication as final in the *Pennsylvania Bulletin*.

*Final Guidance—New Guidance*

DEP ID: 383-2129-003. Title: Consumer Confidence Report Handbook. Description: This handbook was developed to assist community water suppliers in complying with the consumer confidence reporting requirements found in 25 Pa. Code § 109.416 (relating to CCR requirements). Under these requirements, community water systems must provide to their customers an annual consumer confidence report (CCR) on the quality of the water delivered by the public water system. These requirements incorporate the provisions of the Federal CCR Rules that were mandated by the 1996 Amendments to the Federal Safe Drinking Water Act (SDWA) and represent the cornerstone of the public right-to-know provisions in the SDWA. A notice of availability of the draft

version of this document was published at 35 Pa.B. 794 (February 5, 2005). Provision for a 30-day public comment period was provided for the draft document, which concluded on March 7, 2005. No comments were received. Contact: Deb Rotz, Bureau of Water Supply and Wastewater Management, (717) 772-2190. Effective Date: April 30, 2005.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 05-844. Filed for public inspection April 29, 2005, 9:00 a.m.]

**Final General Plan Approval and/or General Operating Permits (BAQ-GPA/GP-9, GP-11 and GP-12)**

The Department of Environmental Protection (Department) has finalized the General Plan Approval and/or General Operating Permits (GPs) for:

BAQ-GPA/GP-9 (Diesel or No. 2 Fuel-fired Internal Combustion Engines)

BAQ-GPA/GP-11 (Nonroad Engines)

BAQ-GPA/GP-12 (Fugitive Dust Sources and Diesel-fired Internal Combustion Engines at Coal and Coal Refuse Mining Sites)

The notice of availability of the proposed GPs was published at 34 Pa.B. 5442 (October 2, 2004). A 45-day comment period was provided and written comments were received. A comment and response document has been prepared which summarizes the Department's response to the comments. The finalized GPs for BAQ/GP-9, GP-11 and GP-12 issued on March 17, 2005, are now available for use by qualifying applicants. Applications to operate under these GPs must be submitted to the regional office responsible for the county in which the source is, or will be, located.

The GPs, applications and the comment/response document are available on the Department's website: [ww.dep.state.pa.us](http://ww.dep.state.pa.us) (DEP keyword: Air Quality).

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 05-845. Filed for public inspection April 29, 2005, 9:00 a.m.]

**Oil and Gas Technical Advisory Board Bonding Workgroup Meeting**

The Oil and Gas Technical Advisory Board (Board) Bonding Workgroup (Workgroup) will hold a fourth meeting at 10 a.m. on May 10, 2005, at the Moshannon District Office, 186 Enterprise Drive, Phillipsburg, PA. Previous meetings were held on December 21, 2004, January 27, 2005, and February 15, 2005, to address the request for input regarding a new framework for the bonding requirements in the Oil and Gas Act (58 P. S. §§ 601.1—601.605). The Workgroup has additional work to do to finalize recommendations for consideration by the Board at their June 2, 2005, meeting.

Questions concerning this meeting should be directed to David Hogeman, (717) 772-2199, [dhogeman@state.pa.us](mailto:dhogeman@state.pa.us). Information on this meeting is also available through the Public Participation Center on the Department of Envi-

ronmental Protection's (Department) website at [www.dep.state.us](http://www.dep.state.us) (DEP Keyword: Participate).

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact David Hogeman at (717) 772-2199 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 05-846. Filed for public inspection April 29, 2005, 9:00 a.m.]

### State Water Plan; Water Resources Regional Committee Meetings Schedule for May 2005

The following is a list of May 2005 meeting locations and times for the six Water Resources Regional Committees (Committees) associated with the Department of Environmental Protection (Department). Notice of these meetings is being given in accordance with 65 Pa.C.S. §§ 701—716 (relating to Sunshine Act). The meeting dates for the regional committee meetings were previously published at 35 Pa.B. 794 (February 5, 2005).

These schedules and an agenda for each meeting, including meeting materials, will be available through the Public Participation Center on the Department's website at [www.dep.state.pa.us](http://www.dep.state.pa.us) (DEP Keyword: Participate).

The six Committees listed in this notice were created under 27 Pa.C.S. Chapter 31 (relating to water resources planning) to help guide the development of a new State Water Plan (plan) for the Commonwealth. The Committees' purpose is to develop the regional component of the overall plan and to provide recommendations to the Statewide Water Resources Committee, which is charged under 27 Pa.C.S. Chapter 31 to develop the plan.

The May 2005 meeting dates of the committees are as follows:

#### *Ohio Water Resources Regional Committee*

The May meeting of the Ohio Water Resources Regional Committee will be held at 12:30 p.m. at the following location:

May 9, 2005      Seven Field Community Center  
380 Castle Creek Drive  
Seven Fields, PA 16046

Questions concerning this meeting should be directed to Lori Mohr, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4628, [laumohr@state.pa.us](mailto:laumohr@state.pa.us).

#### *Great Lakes Water Resources Regional Committee*

The May meeting of the Great Lakes Water Resources Regional Committee will be held at 12:30 p.m. at the following location:

May 10, 2005    Erie Conservation District  
1927 Wager Road  
Erie, PA 16509

Questions concerning this meeting should be directed to Lori Mohr, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4628, [laumohr@state.pa.us](mailto:laumohr@state.pa.us).

#### *Delaware Water Resources Regional Committee*

The May meeting of the Delaware Water Resources Regional Committee will be held at 12 p.m. at the following location:

May 12, 2005    Montgomery County Community College  
College Hall Faculty and Staff Cafeteria  
Room 138  
340 DeKalb Pike  
Blue Bell, PA 19422

Questions concerning this meeting should be directed to Leslie Sarvis, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 772-5634, [lsarvis@state.pa.us](mailto:lsarvis@state.pa.us).

#### *Lower Susquehanna Water Resources Regional Committee*

The May meeting of the Lower Susquehanna Water Resources Regional Committee will be held at 12:30 p.m. at the following location:

May 16, 2005    Radisson Penn Harris Hotel and  
Convention Center  
1150 Camp Hill Bypass  
Camp Hill, PA 17011

Questions concerning this meeting should be directed to Leslie Sarvis, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 772-5634, [lsarvis@state.pa.us](mailto:lsarvis@state.pa.us).

#### *Potomac Water Resources Regional Committee*

The May meeting of the Potomac Water Resources Regional Committee will be held at 12:30 p.m. at the following location:

May 19, 2005    Penn State Mont Alto Campus  
Multi-Purpose Center  
One Campus Drive  
Mont Alto, PA 17237

Questions concerning this meeting should be directed to Lori Mohr, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4628, [laumohr@state.pa.us](mailto:laumohr@state.pa.us).

#### *Upper/Middle Susquehanna Water Resources Regional Committee*

The May meeting of the Upper/Middle Susquehanna Water Resources Regional Committee will be held at 12:30 p.m. at the following location:

May 26, 2005    Days Inn, Penn State  
240 South Pugh Street  
(College Avenue and Pugh Street)  
State College, PA 16801

Questions concerning this meeting should be directed to Leslie Sarvis, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 772-5634, [lsarvis@state.pa.us](mailto:lsarvis@state.pa.us).

Persons with a disability who require accommodations to attend a meeting listed should contact the Department at (717) 772-4785 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 05-847. Filed for public inspection April 29, 2005, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Availability of Draft Title V Block Grant Program 2003 Report and 2005 Application for Public Comment

The Commonwealth's draft Title V Block Grant 2004 Annual Report and 2006 Application are available for public comment. A draft of this document is available on the Department of Health's (Department) website: [www.health.state.pa.us](http://www.health.state.pa.us). Comments should be provided in writing to the Bureau of Family Health, Department of Health at the following address by the close of business on May 31, 2005.

Individuals wishing to review the Commonwealth's draft Title V Block Grant 2004 Annual Report and 2006 Application in alternative formats or to provide comments in alternative formats (for example, hard copy, larger print, audio tape or Braille) should contact the Director of Bureau Operations, Bureau of Family Health, P. O. Box 90, Health and Welfare Building, Room 724, Harrisburg, PA 17108, (717) 787-7262, TDD: (717) 783-6514, fax (717) 772-0323, [cjohnndrow@state.pa.us](mailto:cjohnndrow@state.pa.us).

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

[Pa.B. Doc. No. 05-848. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee Public Meetings

The Statewide HIV Community Prevention Planning Committee, established by the Department of Health (Department) under sections 301(a) and 317(b) of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247(b)), will hold public meetings on Wednesday, May 18, 2005, and Thursday, May 19, 2005, from 9 a.m. to 4 p.m. at the Best Western Inn and Suites, 815 Eisenhower Boulevard, Middletown, PA, 17057.

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

For additional information or persons with a disability who wish to attend the meetings 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, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 for speech and/or hearing impaired persons.

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

[Pa.B. Doc. No. 05-849. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Organ Donation Advisory Committee Meeting

The Organ Donation Advisory Committee, established under 20 Pa.C.S. § 8622 (relating to The Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund), will hold a public meeting on June 8, 2005, from 10 a.m. to 2 p.m. in Room 812, Health and Welfare Building, 7th and Forster Street, Harrisburg, PA 17120.

For additional information, contact Jayme L. Trogus, Public Health Educator, Health Education and Information Program, Bureau of Chronic Diseases and Injury Prevention, Room 1000, Health and Welfare Building, Harrisburg, PA, (717) 787-6214.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact Jayme L. Trogus at (717) 787-6214, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service 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. 05-850. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Prearrest Breath Testing Devices

The Department of Health (Department) is approving the following prearrest breath testing devices for determining the alcohol content of the blood by analysis of a person's breath as required by 28 Pa. Code §§ 5.101—5.104 (relating to equipment to determine blood alcohol content under the Vehicle Code and the Fish and Boat Code). This list of approved prearrest breath testing devices is adopted under the authority contained in the Motor Vehicle Code, 75 Pa.C.S. § 1547 (relating to chemical testing to determine amount of alcohol or controlled substance), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance), the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to chemical test to determine amount of alcohol) and section 2101 of The Administrative Code of 1929 (71 P. S. § 532).

Devices approved under this notice may be used by police officers, waterways patrolmen and officers enforcing the Game and Wildlife Code in conducting preliminary alcohol content in blood determinations on persons suspected of driving, boating, hunting or furtaking while under the influence of alcohol. The sole purpose of these testing devices is to assist the officer or patrolman in determining whether or not the person should be placed under arrest for violation of 75 Pa.C.S. § 3802 (relating to driving under influence of alcohol or controlled substance), for violation of 30 Pa.C.S. § 5502 (relating to operating watercraft under influence of alcohol or controlled substance), for violation of 34 Pa.C.S. § 2501 (relating to hunting or furtaking prohibited while under influence of alcohol or controlled substance) or for any other criminal offense under the Vehicle Code, the Game and Wildlife Code or the Fish and Boat Code which involves operating a vehicle, hunting or furtaking while under the influence of alcohol.

This notice lists devices that were included in the previous publication of this list, published at 22 Pa.B. 1001 (March 7, 1992), and adds additional devices to that list.

The National Highway Traffic Safety Administration (NHTSA) of the United States Department of Transportation published model specifications for Screening Devices to Measure Alcohol in Bodily Fluids at 59 FR 39382 (August 2, 1994). These specifications established performance criteria and methods for testing alcohol screening devices using either breath or bodily fluids to measure

blood alcohol content. The NHTSA established these specifications to support state laws and the United States Department of Transportation's workplace alcohol testing program.

The NHTSA published a conforming products list of alcohol screening devices at 66 FR 22639 (May 4, 2001). The Department uses the NHTSA criteria for approving devices for the prearrest testing of a person's breath to determine the alcohol content of the person's blood. The breath testing devices included in the Federal approval list are incorporated by reference into the list in this notice. Since this notice pertains to only those devices that test breath, items on the NHTSA list that test saliva or other bodily fluids are not incorporated by reference in the list in this notice.

Some of the devices are listed under the name of more than one manufacturer. This is due to the fact that the name of the manufacturer has changed or the right to produce a device has been transferred to a different company. In these instances, the device is listed under the name of each company that was ever associated with the device to allow law enforcement agencies to continue using devices bearing the name of a previous manufacturer.

Additionally, there are a number of handheld breath testing devices on the Department's list of approved evidentiary breath testers that frequently are used as prearrest screening devices. A device on the list of evidentiary breath testers that was tested against the 1993 Model Specifications for Evidential Breath Testers, as published by the NHTSA at 58 FR 48765 also fully meets the requirements of the Model Specifications for prearrest screening devices. Both procedures evaluate the performance of instruments at the 0.020 alcohol level.

Questions regarding this list, or for additional information or persons with a disability who require an alternative format of this notice (for example, large print, audiotape or Braille), contact Dr. M. Jeffrey Shoemaker, Director, Division of Chemistry and Toxicology, Department of Health, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464, V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984.

Akers Laboratories, Inc., Thorofare, NJ  
Alcohol  $\sqrt{\text{TM}}$ \*

Alco Check International, Hudsonville, MI  
Alco Check 3000 D.O.T.  
Alco Screen 3000  
Alco Check 9000

Alcohol Countermeasure Systems, Inc., Cincinnati, OH  
Alert J4

Approved Technology, Inc., Grand Rapids, MI  
Alco-Check I  
Alco-Check II  
Alco Check 3000

BHP Diagnostix, West Chester, PA  
Prevent

CMI-MPH, Owensboro, KY  
CMI S-D2  
CMI S-L2

Craig Technologies International Ltd., Aurora, CO  
BreathScan

Guth Laboratories, Inc., Harrisburg, PA  
Alcotector WAT89EC-1  
Alco-Tector  
Alco-Tector Mark X  
Mark X Alcohol Checker

Han International Co., Ltd., Seoul, Korea  
A.B.I. (Alcohol Breath Indicator)

Intoximeters, Inc., St. Louis, MO  
Alco-Sensor  
Alco-Sensor III  
Alco-Sensor Light Display

Life Loc Inc., Wheat Ridge, CO  
Life Loc PBA 3000

Medi-Scan, Inc., Denver, CO  
BreathScan

National Draeger, Inc., Pittsburgh, PA  
Alcotest

PAS Systems International, Inc., Fredericksburg, VA  
PAS IIIa  
PAS Vr

RepCo Marketing, Raleigh, NC  
Alco Tec III  
AlcoTec Breath-Alcohol Tester  
Breath Alcohol Tester Model BT-2  
Breath Alcohol Tester Model BT-3

SoundOff, Inc., Hudsonville, MI  
Alco-Check  
Alco-Check II  
Alco Screen 1000  
Digitox D.O.T.  
Preliminary Breath Test II

Team Building Systems, Inc., Houston, TX  
BreathScan

\*The Alcohol  $\sqrt{\text{TM}}$ \* disposable breath alcohol screening device manufactured by Akers Laboratories, Inc. passed the model specifications under all lighting conditions except one, namely sodium vapor lighting. The device is being listed with the understanding that the manufacturer will specify in written instructions accompanying the product that the device should not be used under sodium vapor lighting conditions. It passed the testing under all other conditions.

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

[Pa.B. Doc. No. 05-851. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Requests for Exception; Long-Term Care Nursing Facilities

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

Evangelical Manor  
8401 Roosevelt Boulevard  
Philadelphia, PA 19152  
FAC ID 311202

Crawford County Care Center  
20881 State Highway 198  
Saegertown, PA 16433

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

HealthSouth Transitional Rehabilitation Center  
4950 Wilson Avenue  
Mechanicsburg, PA 17055

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.36(b) (relating to bathing facilities):

Rolling Fields, Inc.  
9108 State Highway 198  
Conneautville, PA 16406

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

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

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

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

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

[Pa.B. Doc. No. 05-852. Filed for public inspection April 29, 2005, 9:00 a.m.]

#### Requests for Exception to 28 Pa. Code § 551.21(d) to Perform Ambulatory Surgical Procedures Included on the List of Medicare Approved ASC Procedures

The following ambulatory surgical facilities are seeking an exception to 28 Pa. Code § 551.21(d) (relating to criteria for ambulatory surgery) to perform ambulatory surgical procedures included on the List of Medicare Approved ASC Procedures:

Geisinger Medical Center Outpatient Surgery—Woodbine Saint Vincent Surgery Center of Erie

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 Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@state.pa.us.

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

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

[Pa.B. Doc. No. 05-853. Filed for public inspection April 29, 2005, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Jumbo Bucks '05 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Jumbo Bucks '05.

2. *Price:* The price of a Pennsylvania Jumbo Bucks '05 instant lottery game ticket is \$10.

3. *Play Symbols:* Each Pennsylvania Jumbo Bucks '05 instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN) and 30 (THIRTY). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRTY), Moneybag Symbol (MNYBAG) and JUMBO Symbol (DOUBLE).

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$15\$ (FIFTN), \$20\$ (TWENTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO), \$50,000 (FIFTY THO) and \$250,000 (TWHNFYTH).

5. *Prizes:* The prizes that can be won in this game are \$5, \$10, \$15, \$20, \$50, \$100, \$200, \$500, \$1,000, \$10,000, \$50,000 and \$250,000. A player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 9,600,000 tickets will be printed for the Pennsylvania Jumbo Bucks '05 instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$250,000 (TWHNFYTH) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50,000 (FIFTY THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.



(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10,000 (TEN THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag Symbol (MNYBAG), and a prize symbol of \$1,000 (ONE THO) appears under the Moneybag Symbol (MNYBAG) on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a JUMBO Symbol (DOUBLE), and a prize symbol of \$500 (FIV HUN) appears under the JUMBO Symbol (DOUBLE) on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag Symbol (MNYBAG), and a prize symbol of \$500 (FIV HUN) appears under the Moneybag Symbol (MNYBAG) on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a JUMBO Symbol (DOUBLE), and a prize symbol of \$200 (TWO HUN) appears under the JUMBO Symbol (DOUBLE) on a single ticket, shall be entitled to a prize of \$400.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag Symbol (MNYBAG), and a prize symbol of \$100 (ONE HUN) appears under the Moneybag Symbol (MNYBAG) on a single ticket, shall be entitled to a prize of \$100.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a JUMBO Symbol (DOUBLE), and a prize symbol of \$50\$ (FIFTY) appears under the JUMBO Symbol (DOUBLE) on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50\$ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag Symbol

(MNYBAG), and a prize symbol of \$50\$ (FIFTY) appears under the Moneybag Symbol (MNYBAG) on a single ticket, shall be entitled to a prize of \$50.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a JUMBO Symbol (DOUBLE), and a prize symbol of \$20\$ (TWENTY) appears under the JUMBO Symbol (DOUBLE) on a single ticket, shall be entitled to a prize of \$40.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20\$ (TWENTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag Symbol (MNYBAG), and a prize symbol of \$20\$ (TWENTY) appears under the Moneybag Symbol (MNYBAG) on a single ticket, shall be entitled to a prize of \$20.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a JUMBO Symbol (DOUBLE), and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the JUMBO Symbol (DOUBLE) on a single ticket, shall be entitled to a prize of \$20.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$15\$ (FIFTN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag Symbol (MNYBAG), and a prize symbol of \$15\$ (FIFTN) appears under the Moneybag Symbol (MNYBAG) on a single ticket, shall be entitled to a prize of \$15.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag Symbol (MNYBAG), and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the Moneybag Symbol (MNYBAG) on a single ticket, shall be entitled to a prize of \$10.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a JUMBO Symbol (DOUBLE), and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the JUMBO Symbol (DOUBLE) on a single ticket, shall be entitled to a prize of \$10.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

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

When Any of Your  
Numbers Match Any  
of the Winning Numbers,  
Win With Prize(s) of:

	Win:	Approximate Odds of 1 In:	Approximate No. of Winners Per 9,600,000 Tickets
\$10	\$10	30	320,000
\$10 w/Moneybag	\$10	20	480,000
\$5 w/Jumbo	\$10	30	320,000
\$5 × 2	\$10	30	320,000
\$15	\$15	120	80,000
\$15 w/Moneybag	\$15	120	80,000
\$5 × 3	\$15	60	160,000
\$20	\$20	150	64,000
\$20 w/Moneybag	\$20	150	64,000
\$10 w/Jumbo	\$20	150	64,000
\$10 × 2	\$20	150	64,000
\$15 + \$5	\$20	150	64,000
\$50	\$50	150	64,000
\$50 w/Moneybag	\$50	300	32,000
\$5 × 10	\$50	300	32,000
\$10 × 5	\$50	300	32,000
\$20 w/Jumbo + \$10	\$50	300	32,000
\$100	\$100	805	11,920
\$100 w/Moneybag	\$100	805	11,920
\$10 × 10	\$100	805	11,920
\$15 × 6 + \$5 × 2	\$100	805	11,920
\$20 × 5	\$100	805	11,920
\$50 × 2	\$100	805	11,920
\$50 w/Jumbo	\$100	851	11,280
\$500	\$500	2,400	4,000
\$500 w/Moneybag	\$500	2,400	4,000
\$200 w/Jumbo + \$100	\$500	2,400	4,000
\$50 × 10	\$500	2,400	4,000
\$100 × 5	\$500	2,400	4,000
\$1,000	\$1,000	4,800	2,000
\$1,000 w/Moneybag	\$1,000	4,800	2,000
\$100 × 10	\$1,000	4,800	2,000
\$500 w/Jumbo	\$1,000	4,800	2,000
\$10,000	\$10,000	120,000	80
\$1,000 × 10	\$10,000	120,000	80
\$50,000	\$50,000	240,000	40
\$250,000	\$250,000	480,000	20

Moneybag—Automatically win prize shown.

Jumbo—Double the prize shown.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Jumbo Bucks '05 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Jumbo Bucks '05, prize money from winning Pennsylvania Jumbo Bucks '05 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Jumbo Bucks '05 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Jumbo Bucks '05 or through normal communications methods.

GREGORY C. FAJT,  
Secretary

[Pa.B. Doc. No. 05-854. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Pennsylvania Win For Life '05 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Win For Life '05.

2. *Price:* The price of a Pennsylvania Win For Life '05 instant lottery game ticket is \$2.

3. *Play Symbols:*

(a) Each Pennsylvania Win For Life '05 instant lottery game ticket will contain three play areas known as "Game 1", "Game 2" and "Game 3" respectively. Each game has a different game play method and is played separately. Each Pennsylvania Win For Life '05 instant lottery game ticket will also contain a "Fast Cash Bonus" area.

(b) The prize play symbols and their captions located in the play area for "Game 1" are: \$2.<sup>00</sup> (TWO DOL), \$4.<sup>00</sup> (FOR DOL), \$8.<sup>00</sup> (EGT DOL), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$50\$ (FIFTY), \$150 (ONEHUNFTY) and LIFE (\$1,000/WEEK).

(c) The play symbols and their captions located in the play area for "Game 2" are: Keystone Symbol (KYSTN) and an X Symbol (XXX).

(d) The play area for "Game 3" will contain a "YOUR NUMBERS" area and a "LUCKY NUMBERS" area. The play symbols and their captions located in the "YOUR NUMBERS" area and the "LUCKY NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT) and 9 (NINE).

4. *Prize and Prize Play Symbols:*

(a) The play area for "Game 2" will contain a "PRIZE" area. The prize symbols and their captions located in the "PRIZE" area for "Game 2" are: \$2.<sup>00</sup> (TWO DOL), \$4.<sup>00</sup> (FOR DOL), \$8.<sup>00</sup> (EGT DOL), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$50\$ (FIFTY), \$150 (ONEHUNFTY) and LIFE (\$1,000/WEEK).

(b) The play area for "Game 3" will contain six "Prize" areas. The prize symbols and their captions located in the six "Prize" areas for "Game 3" are: \$1.<sup>00</sup> (ONE DOL), \$2.<sup>00</sup> (TWO DOL), \$4.<sup>00</sup> (FOR DOL), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$50\$ (FIFTY), \$150 (ONEHUNFTY) and LIFE (\$1,000/WEEK).

(c) The prize play and play symbols and their captions located in the "Fast Cash Bonus" area are: \$4.<sup>00</sup> (FOR DOL), \$8.<sup>00</sup> (EGT DOL), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$50\$ (FIFTY) and TRY AGAIN (NO BONUS).

5. *Prizes:* The prizes that can be won in "Game 1" and "Game 2" are \$2, \$4, \$8, \$20, \$25, \$50, \$150 and \$1,000 a week for life (\$1 million lifetime minimum). The prizes that can be won in "Game 3" are \$1, \$2, \$4, \$20, \$25, \$50, \$150 and \$1,000 a week for life (\$1 million lifetime minimum). The prizes that can be won in the "Fast Cash Bonus" area are \$4, \$8, \$20, \$25 and \$50. The player can win up to seven times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 14,400,000 tickets will be printed for the Pennsylvania Win For Life '05 instant lottery game.

7. *Determination of Prize Winners:*

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

(1) Holders of tickets with three matching prize play symbols of LIFE (\$1,000/WEEK) in the play area, on a single ticket, shall be entitled to a prize of \$1,000 a week for life (\$1 million lifetime minimum) which will be paid by an initial cash payment of \$52,000 plus equal annual payments of \$52,000 over the lifetime of the winner and continuing under the provisions of 61 Pa. Code § 811.16

(relating to prizes payable after death of prize winner) until the \$1 million minimum has been paid to the estate of the deceased. If the winner of the Pennsylvania Win For Life '05 prize is younger than 18 years of age, the winner will not begin to receive the prize until the winner reaches 18 years of age. Only one claimant per ticket allowed.

(2) Holders of tickets with three matching prize play symbols of \$150 (ONEHUNFTY) in the play area, on a single ticket, shall be entitled to a prize of \$150.

(3) Holders of tickets with three matching prize play symbols of \$50\$ (FIFTY) in the play area, on a single ticket, shall be entitled to a prize of \$50.

(4) Holders of tickets with three matching prize play symbols of \$25\$ (TWY FIV) in the play area, on a single ticket, shall be entitled to a prize of \$25.

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

(6) Holders of tickets with three matching prize play symbols of \$8.<sup>00</sup> (EGT DOL) in the play area, on a single ticket, shall be entitled to a prize of \$8.

(7) Holders of tickets with three matching prize play symbols of \$4.<sup>00</sup> (FOR DOL) in the play area, on a single ticket, shall be entitled to a prize of \$4.

(8) Holders of tickets with three matching prize play symbols of \$2.<sup>00</sup> (TWO DOL) in the play area, on a single ticket, shall be entitled to a prize of \$2.

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

(1) Holders of tickets with three matching Keystone Symbol (KYSTN) play symbols in the same row, column or diagonal, and a prize play symbol of LIFE (\$1,000/WEEK) in the "PRIZE" area for that game, on a single ticket, shall be entitled to a prize of \$1,000 a week for life (\$1 million lifetime minimum) which will be paid by an initial cash payment of \$52,000 plus equal annual payments of \$52,000 over the lifetime of the winner and continuing under the provisions of 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner) until the \$1 million minimum has been paid to the estate of the deceased. If the winner of the Pennsylvania Win For Life '05 prize is younger than 18 years of age, the winner will not begin to receive the prize until the winner reaches 18 years of age. Only one claimant per ticket allowed.

(2) Holders of tickets with three matching Keystone Symbol (KYSTN) play symbols in the same row, column or diagonal, and a prize play symbol of \$150 (ONEHUNFTY) in the "PRIZE" area for that game, on a single ticket, shall be entitled to a prize of \$150.

(3) Holders of tickets with three matching Keystone Symbol (KYSTN) play symbols in the same row, column or diagonal, and a prize play symbol of \$50\$ (FIFTY) in the "PRIZE" area for that game, on a single ticket, shall be entitled to a prize of \$50.

(4) Holders of tickets with three matching Keystone Symbol (KYSTN) play symbols in the same row, column or diagonal, and a prize play symbol of \$25\$ (TWY FIV) in the "PRIZE" area for that game, on a single ticket, shall be entitled to a prize of \$25.

(5) Holders of tickets with three matching Keystone Symbol (KYSTN) play symbols in the same row, column or diagonal, and a prize play symbol of \$20\$ (TWENTY) in the "PRIZE" area for that game, on a single ticket, shall be entitled to a prize of \$20.

(6) Holders of tickets with three matching Keystone Symbol (KYSTN) play symbols in the same row, column or diagonal, and a prize play symbol of \$8<sup>00</sup> (EGT DOL) in the "PRIZE" area for that game, on a single ticket, shall be entitled to a prize of \$8.

(7) Holders of tickets with three matching Keystone Symbol (KYSTN) play symbols in the same row, column or diagonal, and a prize play symbol of \$4<sup>00</sup> (FOR DOL) in the "PRIZE" area for that game, on a single ticket, shall be entitled to a prize of \$4.

(8) Holders of tickets with three matching Keystone Symbol (KYSTN) play symbols in the same row, column or diagonal, and a prize play symbol of \$2<sup>00</sup> (TWO DOL) in the "PRIZE" area for that game, on a single ticket, shall be entitled to a prize of \$2.

(c) Determination of prize winners for "Game 3" are:

(1) Holders of tickets where any one of the "YOUR NUMBERS" play symbols matches either of the "LUCKY NUMBERS" play symbols and a prize play symbol of LIFE (\$1,000/WEEK) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000 a week for life (\$1 million lifetime minimum) which will be paid by an initial cash payment of \$52,000 plus equal annual payments of \$52,000 over the lifetime of the winner and continuing under the provisions of 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner) until the \$1 million minimum has been paid to the estate of the deceased. If the winner of the Pennsylvania Win For Life '05 prize is younger than 18 years of age, the winner will not begin to receive the prize until the winner reaches 18 years of age. Only one claimant per ticket allowed.

(2) Holders of tickets where any one of the "YOUR NUMBERS" play symbols matches either of the "LUCKY NUMBERS" play symbols and a prize play symbol of \$150 (ONEHUNFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$150.

(3) Holders of tickets where any one of the "YOUR NUMBERS" play symbols matches either of the "LUCKY NUMBERS" play symbols and a prize play symbol of \$50\$ (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(4) Holders of tickets where any one of the "YOUR NUMBERS" play symbols matches either of the "LUCKY NUMBERS" play symbols and a prize play symbol of \$25\$ (TWY FIV) appears in the "Prize" area under the match-

ing "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(5) Holders of tickets where any one of the "YOUR NUMBERS" play symbols matches either of the "LUCKY NUMBERS" play symbols and a prize play symbol of \$20\$ (TWENTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(6) Holders of tickets where any one of the "YOUR NUMBERS" play symbols matches either of the "LUCKY NUMBERS" play symbols and a prize play symbol of \$4<sup>00</sup> (FOR DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(7) Holders of tickets where any one of the "YOUR NUMBERS" play symbols matches either of the "LUCKY NUMBERS" play symbols and a prize play symbol of \$2<sup>00</sup> (TWO DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(8) Holders of tickets where any one of the "YOUR NUMBERS" play symbols matches either of the "LUCKY NUMBERS" play symbols and a prize play symbol of \$1<sup>00</sup> (ONE DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1.

(d) Determination of prize winners for the "Fast Cash Bonus" are:

(1) Holders of tickets with a prize play symbol of \$50\$ (FIFTY) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$50.

(2) Holders of tickets with a prize play symbol of \$25\$ (TWY FIV) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$25.

(3) Holders of tickets with a prize play symbol of \$20\$ (TWENTY) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$20.

(4) Holders of tickets with a prize play symbol of \$8<sup>00</sup> (EGT DOL) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$8.

(5) Holders of tickets with a prize play symbol of \$4<sup>00</sup> (FOR DOL) in the "Fast Cash Bonus" area, on a single ticket, shall be entitled to a prize of \$4.

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

<i>Fast \$ Bonus</i>	<i>Game 1</i>	<i>Game 2</i>	<i>Game 3</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 14,400,000 Tickets</i>
		\$2		\$2	20	720,000
			\$2	\$2	20	720,000
\$4	\$2			\$2	21.43	672,000
		\$4		\$4	750	19,200
	\$4			\$4	750	19,200
			\$4	\$4	750	19,200
		\$2	\$1×2	\$4	1,500	9,600
	\$2		\$1×2	\$4	150	96,000
			\$1×4	\$4	150	96,000
\$8	\$2	\$2		\$4	115.38	124,800
		\$8		\$4	150	96,000
				\$8	750	19,200
				\$8	750	19,200

<i>Fast \$ Bonus</i>	<i>Game 1</i>	<i>Game 2</i>	<i>Game 3</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 14,400,000 Tickets</i>
	\$8			\$8	750	19,200
\$4		\$4		\$8	750	19,200
\$4			\$1×4	\$8	500	28,800
\$4	\$2	\$2		\$8	500	28,800
\$4		\$2	\$2	\$8	500	28,800
	\$2		\$1×6	\$8	500	28,800
\$20				\$20	1,500	9,600
	\$20			\$20	1,500	9,600
		\$20		\$20	1,500	9,600
			\$20	\$20	1,500	9,600
\$8	\$8		\$2×2	\$20	750	19,200
\$8			\$4×3	\$20	750	19,200
			\$4×5	\$20	750	19,200
\$25				\$25	375	38,400
	\$25			\$25	750	19,200
		\$25		\$25	750	19,200
			\$25	\$25	750	19,200
\$50				\$50	1,017	14,160
	\$50			\$50	1,200	12,000
		\$50		\$50	1,200	12,000
\$25			\$25	\$50	1,200	12,000
\$25	\$25			\$50	1,200	12,000
	\$25	\$25		\$50	1,200	12,000
\$20	\$20		\$2×5	\$50	1,200	12,000
	\$150			\$150	60,000	240
		\$150		\$150	60,000	240
			\$150	\$150	60,000	240
	\$50		\$50×2	\$150	60,000	240
\$50	\$50	\$50		\$150	60,000	240
\$50	\$50		\$50	\$150	60,000	240
	LIFE			\$1,000/WK/LIFE	14,400,000	1
		LIFE		\$1,000/WK/LIFE	14,400,000	1
			LIFE	\$1,000/WK/LIFE	14,400,000	1

Fast Cash Bonus—Reveal prize amount between \$4 and \$50, win that prize.

Game 1—Get 3 like amounts, win that prize. Get three “LIFE” symbols, and win \$1,000 a week for life.

Game 2—Get three “KEYSTONE” symbols in a row, column or diagonal, win prize shown. When the prize won is “LIFE,” you win \$1,000 a week for life.

Game 3—When any of “YOUR NUMBERS” match either “LUCKY NUMBER,” win the prize shown under the matching number. When the prize under the matching number is “LIFE,” you win \$1,000 a week for life.

Prizes, including the top prizes, are subject to availability at the time of purchase.

9. *Claiming of Prizes.* For purposes of claiming the \$1,000 a week for life prize under the Pennsylvania Win For Life '05 game, “lifetime” for legal entities shall be defined as 20 years beginning the date the prize is claimed. Only one claimant per ticket is allowed for the \$1,000 a week for life prize.

10. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Win For Life '05 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Win For Life '05, prize money from winning Pennsylvania Win For Life '05 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Win For Life '05 instant lottery game, the right of a ticket holder to claim the prize represented

by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law, 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Win For Life '05 or through normal communications methods.

GREGORY C. FAJT,  
Secretary

[Pa.B. Doc. No. 05-855. Filed for public inspection April 29, 2005, 9:00 a.m.]

# DEPARTMENT OF TRANSPORTATION

## Finding Juniata County

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

The Department of Transportation (Department) plans to replace the existing Parker pin-connected thru truss carrying State Route 3008 over the Tuscarora Creek in Milford and Turbutt Townships, Juniata County. The Tuscarora Creek Bridge is eligible for listing on the National Register of Historic Places.

Information describing the project together with the associated environmental analysis is contained in the Categorical Exclusion Evaluation/Section 2002 Evaluation that was prepared for this project.

The Categorical Exclusion Evaluation/Section 2002 Evaluation satisfies all State environmental evaluation requirements as published in section 2002 of Pennsylvania Act 120.

Based upon studies, there is no prudent and feasible alternative to the use of this National Register eligible resource. The effect of this project on the Tuscarora Creek Bridge will be mitigated by measures outlined in the Memorandum of Agreement, which was executed on January 4, 2005. They include:

1. Ensure that an Archaeological Data Recovery Work is implemented.
2. Ensure that any human remains and grave associated artifacts encountered during the archeology investigations are brought to the attention of the Federal Highway Administration, the State Historic Preservation Officer and the Tribes, as appropriate.
3. Prepare a report on the data recovery excavations.
4. Ensure that all records including fieldnotes, maps, photographs and associated materials resulting from the investigations will be curated in accordance with 36 CFR Part 79 (relating to curation of Federally-owned and administered archaeological collections) and the curation guidelines developed by the Historical and Museum Commission.
5. Ensure that a plan is prepared for marketing the Tuscarora Creek Bridge.
6. Ensure that if the bridge is not salvaged or relocated, select intact components of the truss will be salvaged for material and stress testing at a suitable university.
7. Ensure that a portable display will be created to explain the significance of the Tuscarora Creek Bridge to a general audience through historic images and narrative text.

The Deputy Secretary for Highway Administration has considered the environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code of 1929 and has concluded that there is no feasible and prudent alternative to

the project as designed, and all reasonable steps have been taken to minimize effects.

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

[Pa.B. Doc. No. 05-856. Filed for public inspection April 29, 2005, 9:00 a.m.]

## ENVIRONMENTAL QUALITY BOARD

### Acceptance of Rulemaking Petitions for Study

On April 20, 2005, the Environmental Quality Board (Board) accepted two rulemaking petitions for study under 25 Pa. Code Chapter 23 (relating to Environmental Quality Board policy for processing petitions—statement of policy).

Dr. Peter Klose and John F. Hoekstra of the Green Valleys Association, along with over 108 co-petitioners, submitted the first petition reviewed and accepted for study by the Board. This petition requests the redesignation of Pickering Creek in Chester County from High Quality (HQ)—Trout Stocking Fishes to Exceptional Value (EV) water.

Frank J. May of The Buck Hill Conservation Foundation submitted the second petition that was reviewed and accepted for study by the Board. This petition requests the redesignation of a segment of Buck Hill Creek in Monroe County from HQ-Cold Water Fishes (HQ-CWF) to EV waters.

Under 25 Pa. Code § 93.4d(a) (relating to processing petitions, evaluations and assessments to change a designated use), the Department of Environmental Protection (Department) will publish separately in the *Pennsylvania Bulletin* notice of intent to assess candidate waters before performing survey work.

The petitions are available from the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-8727 and on the Department's website: [www.dep.state.pa.us](http://www.dep.state.pa.us), (DEP Keyword: EQB (April 19, 2005 meeting)).

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 05-857. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Environmental Quality Board Meeting Cancellation

The May 18, 2005, Environmental Quality Board (Board) meeting has been cancelled. The next meeting of the Board is scheduled for Tuesday, June 21, 2005, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. An agenda and meeting materials for the meeting will be available on the Department of Environmental Protection's website: [www.dep.state.pa.us](http://www.dep.state.pa.us) (DEP Keyword: EQB).

Questions concerning the Board's next scheduled meeting should be directed to Natalie Shepherd, (717) 783-8727 or nshepherd@state.pa.us.

KATHLEEN A. MCGINTY,  
*Chairperson*

[Pa.B. Doc. No. 05-858. Filed for public inspection April 29, 2005, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Meetings Scheduled

The Health Care Cost Containment Council (Council) has scheduled the following meetings: Wednesday, May 4, 2005, Data Systems Committee Meeting—10 a.m., Education Committee Meeting—1 p.m.; Thursday, May 5, 2005, Council Meeting—10 a.m. The meetings will be held in the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodation due to a disability and wish to attend the meetings should contact Cherie Elias, Health Care Cost Containment Council, 225 Market Street, Harrisburg, PA 17101 or call (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

MARC P. VOLAVKA,  
*Executive Director*

[Pa.B. Doc. No. 05-859. Filed for public inspection April 29, 2005, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, April 14, 2005, and announced the following:

#### *Regulations Approved*

Insurance Department #11-224: Medicare Supplement Insurance Minimum Standards (amends 31 Pa. Code Chapter 89)

State Board of Occupational Therapy Education and Licensure #16A-675: Oral Orders (amends 49 Pa. Code Chapter 42)

State Board of Dentistry #16A-4614: Administration of General Anesthesia, Deep Sedation, Conscious Sedation and Nitrous Oxide/Oxygen Analgesia (amends 49 Pa. Code Chapter 33)

State Board of Dentistry #16A-4615: Biennial Renewal Fees—Dentist, Restricted Anesthesia Permit II (amends 49 Pa. Code Chapter 33)

State Board of Osteopathic Medicine #16A-5313: Continuing Medical Education (amends 49 Pa. Code Chapter 25)

State Board of Medicine #16A-4918: Disciplinary Process and Procedures (amends 49 Pa. Code § 16.51 and adds §§ 16.55, 16.56, 16.57 and 16.58)

Pennsylvania Public Utility Commission #57-223: Filing Requirements Relating to Water and Wastewater Public Utilities (amends 52 Pa. Code Chapter 53)

### Approval Order

Public Meeting held  
April 14, 2005

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

*Insurance Department—Medicare Supplement Insurance Minimum Standards; Regulation No. 11-224*

On February 11, 2005, the Independent Regulatory Review Commission (Commission) received this regulation from the Insurance Department (Department). This rulemaking amends 31 Pa. Code Chapter 89. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This regulation amends the requirements for Medicare Supplement Insurance policies to comply with Federal requirements of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003. The amendments conform to the National Association of Insurance Commissioners revised model regulation. Federal law mandates these amendments in order for a state to retain primacy.

We have determined this regulation is consistent with the statutory authority of the Department (71 P. S. § 186) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

### Approval Order

Public Meeting held  
April 14, 2005

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

*State Board of Occupational Therapy Education and Licensure—Oral Orders; Regulation No. 16A-675*

On March 11, 2005, the Independent Regulatory Review Commission (Commission) received this regulation from the State Board of Occupational Therapy Education and Licensure (Board). This rulemaking amends 49 Pa. Code Chapter 42. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This final-omitted regulation incorporates a change to the Occupational Therapy Practice Act made by Act 30 of 2004 that permits occupational therapists to provide therapy to a patient based on a referral from a licensed optometrist.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 1505(b)) and the intention of the General Assembly. Having con-

sidered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting held  
April 14, 2005

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

*State Board of Dentistry—Administration of General Anesthesia, Deep Sedation, Conscious Sedation and Nitrous Oxide/Oxygen Analgesia; Regulation No. 16A-4614*

On March 30, 2004, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Dentistry (Board). This rulemaking amends 49 Pa. Code Chapter 33. The proposed regulation was published in the April 10, 2004 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on March 11, 2005.

This regulation amends practice requirements relating to the administration of anesthesia, deep sedation, conscious sedation and nitrous oxide/oxygen analgesia.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 122(o)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting held  
April 14, 2005

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

*State Board of Dentistry—Biennial Renewal Fees—Dentist, Restricted Anesthesia Permit II; Regulation No. 16A-4615*

On September 29, 2004, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Dentistry (Board). This rulemaking amends 49 Pa. Code Chapter 33. The proposed regulation was published in the October 9, 2004 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on March 11, 2005.

This regulation makes revisions to the Board's fee structure including an increase in the biennial license renewal fee for dentists. The current fees no longer cover the cost of sustaining the Board's operations.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 123(b)) and the intention of the General Assembly. Having con-

sidered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting held  
April 14, 2005

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

*State Board of Osteopathic Medicine—Continuing Medical Education; Regulation No. 16A-5313*

On January 20, 2004, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Osteopathic Medicine (Board). This rulemaking amends 49 Pa. Code Chapter 25. The proposed regulation was published in the January 31, 2004 *Pennsylvania Bulletin* with a 30-day public comment period. The Board submitted a final-form regulation on October 1, 2004, but subsequently withdrew it on October 18, 2004, to make technical changes. This final-form regulation was submitted to the Commission on March 11, 2005.

This regulation implements the continuing medical education requirements of Act 13 of 2002, including requirements for continuing education in patient safety and risk management.

We have determined this regulation is consistent with the statutory authority of the Board (40 P. S. § 1303.910) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting held  
April 14, 2005

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

*State Board of Medicine—Disciplinary Process and Procedure; Regulation No. 16A-4918*

On March 30, 2004, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Medicine (Board). This rulemaking amends § 16.51 and adds §§ 16.55, 16.56, 16.57 and 16.58 in 49 Pa. Code. The proposed regulation was published in the April 10, 2004 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 23, 2005.

This regulation codifies the process and procedures for handling complaints submitted to the Board. It establishes provisions for appointing hearing examiners; submitting and processing of complaints; formal hearings open to public; and appeals.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. §§ 422.8



and 422.9) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

#### Approval Order

Public Meeting held  
April 14, 2005

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

*Pennsylvania Public Utility Commission—Filing Requirements Relating to Water and Wastewater Public Utilities; Regulation No. 57-223*

On February 19, 2003, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapter 53. The proposed regulation was published in the March 1, 2003 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on March 2, 2005.

This rulemaking revises the filing requirements for water and wastewater public utilities when they request a general rate increase in excess of one million dollars. These filing requirements are more streamlined than those in existing regulation and also delete obsolete requirements.

We have determined this regulation is consistent with the statutory authority of the PUC (66 Pa.C.S. § 501(b)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

JOHN R. MCGINLEY, Jr.,  
Chairperson

[Pa.B. Doc. No. 05-860. Filed for public inspection April 29, 2005, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Agency Contract Termination of McCollough Insurance Agency under Act 143; Everett Cash Mutual Insurance; Doc. No. AT05-04-002

A prereview telephone conference initiated by this office is scheduled for May 4, 2005. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before May 2, 2005. A review shall occur on May 26, 2005, in Room 200, Administrative Hearings Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA.

On or before April 27, 2005, each party shall file with the Administrative Hearings Office a prereview statement which shall contain: (1) a comprehensive statement of undisputed facts to be stipulated between the parties; (2) a statement of additional contended facts; (3) names and

address of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party's case.

Motions preliminary to those at the review, protests, petitions to intervene or notices of intervention, if any, must be filed on or before April 26, 2005, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before May 2, 2005.

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

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 05-861. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Doylestown Women's Health; Prehearing

#### Appeal of Doylestown Women's Health under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM05-04-006

On or before April 28, 2005, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's February 3, 2005, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for May 19, 2005. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before May 16, 2005. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at the hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before May 5, 2005, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before May 12, 2005.

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 05-862. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Erie Insurance Exchange; Homeowners Rate and Rule Revision; Rate Filing

On April 11, 2005, the Insurance Department (Department) received from Erie Insurance Exchange a filing for a rate level and rule change for homeowners insurance.

The company requests an overall 0.6% decrease amounting to \$1.674 million annually, to be effective August 1, 2005, for new and renewal business.

A copy of the filing is available on the Department's website at [www.ins.state.pa.us](http://www.ins.state.pa.us). To access the filing, under "Quick Links" click on "Rate Filings Published in the PA Bulletin."

Unless formal administrative action is taken prior to June 10, 2005, the subject filing may be deemed approved by operation of law.

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Michael P. McKenney, Insurance Department, Insurance Product Regulation and Market Enforcement, 1311 Strawberry Square, Harrisburg, PA 17120, [mmckenney@state.pa.us](mailto:mmckenney@state.pa.us) within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 05-863. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Export List of Insurance Coverages; Request for Comments

The Insurance Commissioner (Commissioner) published a notice at 35 Pa.B. 1490 (February 26, 2005) soliciting comments to the export list published at 34 Pa.B. 2763 (May 22, 2004). Consideration was given to all comments received. The Commissioner proposes to amend the May 22, 2004, list to change "railroad liability" to "railroad."

Persons who wish to comment on the Commissioner's proposal are invited to submit a written statement within 15 days from the date of this publication. Written statements must include sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Office of Regulation of Companies, Insurance Department, 1345 Strawberry Square, Harrisburg, PA, 17120, fax (717) 787-8557, [cbybee@state.pa.us](mailto:cbybee@state.pa.us). Formal notification of any changes will be published in the *Pennsylvania Bulletin* after the 15-day comment period or a notice will be published stating that the May 22, 2004, list remains in effect.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 05-864. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Harlan Giles; Prehearing

#### Appeal of Harlan Giles under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM05-04-004

On or before April 27, 2005 the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's July 30, 2005, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for May 18, 2005.

Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before May 13, 2005. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before May 4, 2005 with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before May 11, 2005.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 05-865. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Insurance Services Office, Inc.; Private Passenger Automobile Loss Cost Revision; Rate Filing

On April 12, 2005, the Insurance Department (Department) received from Insurance Services Office, Inc. a filing for a proposed loss cost level change for private passenger automobile insurance.

The advisory organization requests an overall 4.2% decrease in loss cost effective September 1, 2005.

Unless formal administrative action is taken prior to June 11, 2005, the subject filing may be deemed approved by operation of law.

A copy of the filing is available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [xlu@state.pa.us](mailto:xlu@state.pa.us) within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 05-866. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Montgomery Hospital Medical Center; Prehearing

#### Appeal of Montgomery Hospital Medical Center under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S.

#### §§ 1303.101—1303.910); Doc. No. MM05-04-010

On or before May 4, 2005, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's February 9, 2005, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for May 25, 2005. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before May 20, 2005. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at the hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before May 11, 2005, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before May 18, 2005.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 05-867. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insureds' automobile policies. The hearings will be held in accordance with the requirements of the Act 68, 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Harrisburg and Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of William J. Sloss; Erie Insurance Exchange; doc. no. P05-03-021; July 12, 2005, 10 a.m.

The following hearings will be held in the Pittsburgh Regional Office, Room 304, State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Howard J. Charlebois; Travelers Property and Casualty Insurance; doc. no. P05-03-040; July 13, 2005, 9 a.m.

Appeal of Charles W. Miller, Jr.; Erie Insurance Exchange; doc. no. PI05-03-032; July 13, 2005, 10 a.m.

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

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

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons

participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 05-868. Filed for public inspection April 29, 2005, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board leases will expire:

Lackawanna County, Wine & Spirits Shoppe #3505, 305 South Main Street, Old Forge, PA 18518-1606.

*Lease Expiration Date:* March 31, 2006

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space within the Borough of Old Forge.

*Proposals due:* May 20, 2005, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Charles D. Mooney, (717) 657-4228

Lehigh County, Wine & Spirits Shoppe #3904, 3300 Lehigh Street, Allentown, PA 18103-7037.

Lease 90-day status effective November 1, 2003.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 6,500 net useable square feet of new or existing retail commercial space located on Lehigh Street within 1 mile of the intersection of 33rd Street SW, Salisbury Township.

*Proposals due:* May 20, 2005, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Matthew L. Sweeney, (717) 657-4228

The Liquor Control Board seeks the following new site:

Montgomery County, Wine & Spirits Shoppe #4617, Harleysville.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,500 net useable square feet of new or existing retail commercial space within a 1-mile radius of Routes 63 and 113, Harleysville.

*Proposals due:* May 20, 2005, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113

**Contact:** Robert Jolly, (215) 482-9671  
 JONATHAN H. NEWMAN,  
*Chairperson*

[Pa.B. Doc. No. 05-869. Filed for public inspection April 29, 2005, 9:00 a.m.]

## PENNSYLVANIA COUNCIL ON AGING

### Meeting Change

The Pennsylvania Council on Aging (Council) meeting scheduled for June 7, 2005, at 1 p.m. has been rescheduled and will now be held at 9 a.m. on Wednesday, June 8, 2005, at the Department of Aging, Fifth Floor Conference Room, 555 Walnut Street, Harrisburg, PA.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Michele Bell, Administrative Officer at (717) 783-1924 to discuss how the Council may best accommodate their needs.

DARLENE SAMPSON,  
*Executive Director*

[Pa.B. Doc. No. 05-870. Filed for public inspection April 29, 2005, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Filing and Reporting Requirements on Local Exchange Carriers; Doc. No. M-00041857

The Pennsylvania Public Utility Commission (Commission), at its March 23, 2005, public meeting, adopted a tentative implementation order that continues, consolidates and/or eliminates certain filing and reporting requirements presently imposed on local exchange carriers (LECs) operating in this Commonwealth. In addition, in its tentative implementation order, the Commission provides for further comment on the impact of the act of November 30, 2004 (P. L. 1398, No. 183) and the Legislative Budget and Finance Committee's findings in its November 2004 Report pertaining to certain reporting requirements for LECs.

The Commission entered its final order in this matter on April 15, 2005. The Commission will convene a facilitated discussion within 30 days of the entry date of the order to receive additional comment from interested parties, including Commission staff, regarding certain reporting requirements. In addition, the Commission directs that interested parties may file comments to the tentative implementation order within 45 days of the entry date. Comments are to be filed at the Secretary's Bureau at the previous docket number.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 05-871. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Monitoring and Enforcement of Network Modernization Plans

Public Meeting held  
 March 23, 2005

*Commissioners Present:* Wendell F. Holland, Chairperson; Robert K. Bloom, Vice Chairperson; Kim Pizzingrilli  
*Monitoring and Enforcement of Network Modernization Plans; M-00051872*

*Verizon Pennsylvania Inc. Petition and Plan for Alternative Form of Regulation under Chapter 30; 2000 Biennial Update to Network Modernization Plan (Amendment to NMP); P-00930715F0002*

*Verizon Pennsylvania Inc. Petition and Plan for Alternative Form of Regulation Under Chapter 30; 2000 Biennial Update to Network Modernization Plan (Petition For Reconsideration of May 15, 2002 Order); P-00930715*

### Order

*By the Commission:*

At our Public Meeting of March 23, 2005, the Commission had before it a proposed Tentative Order setting forth the details for an audit of the Network Modernization Plan (NMP) of Verizon Pennsylvania Inc. (Verizon). This proposed order was in response to our previous directive to Commission Staff to prepare a recommendation "detailing the nature and scope of an appropriate audit plan related to the network modernization plans of Verizon Pennsylvania Inc. and other Chapter 30 companies." *Verizon Pennsylvania Inc. Petition and Plan for Alternative Form of Regulation under Chapter 30; 2000 Biennial Update to Network Modernization Plan*, Docket No. P-00930715F0002 et al., Ordering Paragraph No. 16 (Order entered September 17, 2003) (September Order).<sup>1</sup>

Effective December 1, 2004, Act of 2004, P. L. 1398, No. 183 (Act 183), became the new Chapter 30 to Title 66 of the *Pennsylvania Consolidated Statutes*. *Prior to Act 183, ILECs who submitted NMPs were able to seek an alternate form of regulation. 66 Pa.C.S. § 3003 (repealed 2004). Act 183 continues the NMPs that are currently in effect but also allows ILECs to amend them to accelerate broadband deployment.*<sup>2</sup>

Act 183 also requires that the Commission "monitor and enforce companies' compliance with their interim and final 100% commitments for broadband availability in their amended network modernization plans."<sup>3</sup> ILECs failing to meet their NMP commitments may be required to provide refunds and may also be subject to civil or other penalties pursuant to the Commission's general authority under Chapter 33. 66 Pa.C.S. §§ 3301—3316.

This statutory change, which occurred since we first announced our intent to audit Verizon's NMP, requires us to further evaluate the best way to fulfill our statutory role of monitoring and enforcing companies' compliance with the NMP provisions of Act 183. To ensure that the Commission has the information needed to develop a

<sup>1</sup> A Secretarial Letter dated April 21, 2004, was thereafter issued noticing our intent to "commence the NMP audit program envisioned by the September Order" to ensure that the progress of each NMP "can be adequately tracked and independently verified." After setting forth the specific areas targeted for the audit, the Secretarial Letter indicated that a Request for Proposal (RFP) would be released in the first quarter of 2005 "in order to commence the audit program in a timely manner upon receipt of Verizon's 2004 Biennial Update which is due by June 30, 2005." Finally, while the initial audit would be limited to Verizon, the Secretarial Letter stated that the NMP audit program "may extend to other Incumbent Local Exchange Carriers (ILECs) in subsequent years," and it was served on all ILECs with Chapter 30 plans.

<sup>2</sup> See Act 2004, P. L. 1398, No. 183, § 3014(a)—(b). Since the effective date of Act 183, the Commission has received petitions to amend from all 33 ILECs with NMPs currently in effect. On February 17, 2005, Verizon filed its Petition to Amend.

<sup>3</sup> See Act 2004, P. L. 1398, No. 183, § 3015(a)(2).

useful, comprehensive and appropriate NMP monitoring and enforcement program in accordance with Act 183, the Commission needs further input from interested parties on all relevant issues relating to such an undertaking. For example, commenters should address the nature, extent and funding of any monitoring and enforcement program that may be needed to verify independently, based on a review of company records and on-site inspections, each company's network deployment as reported in its NMP updates. Additionally, commenters should address the appropriate timing of embarking upon such a program in consideration of the time lapse between the Commission's decision to implement an NMP audit program and the passage of Act 183 allowing ILECs to amend their NMPs. Finally, commenters are invited to address other related matters that would assist in our deliberation of this matter.

Due to the complexity of the issues raised, we direct that comments be due within 30 days of the publication of this Order in the *Pennsylvania Bulletin* with replies due 20 days thereafter.

By building on the solid foundations we have already established as a result of our September Order in combination with Act 183 and the input of interested parties, the Commission will be better positioned to fulfill its statutory responsibility of monitoring and enforcing ILECs' NMP commitments. In this way, the Commission will be able to ensure that all Pennsylvanians have the opportunity to receive the benefit of the advanced broadband services contemplated by both the previous version of Chapter 30 as well as Act 183; *Therefore,*

*It Is Ordered That:*

1. The Secretary serve a copy of this order on all incumbent local exchange telecommunications carriers, the Office of Consumer Advocate, the Office of Small Business Advocate and the Pennsylvania Telephone Association. Notice of this Order shall be published in the *Pennsylvania Bulletin*.

2. An original and 15 copies of any comments by interested parties shall be filed with the Secretary within 30 days of publication in the *Pennsylvania Bulletin*. Reply comments shall be filed within 20 days thereafter.

3. The contact persons for this matter are Dennis Hosler, Bureau of Audits, (717) 772-0312, Lou Samsel, Bureau of Fixed Utility Services, (717) 787-5164, and Carl S. Hisiro, Law Bureau, (717) 783-2812.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 05-872. Filed for public inspection April 29, 2005, 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 May 23, 2005. 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-00121678. He Leads Services, Inc. t/d/b/a United Cab Services** (1 Eastview Terrace, Easton, Northampton County, PA 18045), a corporation of the Commonwealth—persons, upon call or demand, in the Counties of Lehigh and Northampton. *Attorney:* Jay Scherline, 512 Walnut Street, Allentown, PA 18101.

**A-00121683. Betty Jane Buckwalter** (206 Locust Street, New Holland, Lancaster County, PA 17557)—persons, in paratransit service, between points in Lancaster County, and from points in said county, to points in Pennsylvania, and return.

**A-00121682. Senior Assist Services, Inc.** (105 N. Findley Street, Punxsutawney, Jefferson County, PA 15767), a corporation of the Commonwealth—persons, in paratransit service, between points in the Counties of Jefferson, Clearfield, Indiana and Clarion, and from points in said counties, to points in Pennsylvania, and return.

**A-00121679. Good Samaritan Limousine** (6 Helb Street, Box 34, Railroad, York County, PA 17355), a Maryland corporation—persons in limousine service, between points in the Counties of York, Adams and Lancaster, and from points in said counties to points in Pennsylvania and return. *Attorney:* Andrew M. Paxton, Esquire, 135 N. George Street, York, PA 17401.

**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-00121390 (corrected). Ellas Limo, Inc.** (1253 Kerper Street, Philadelphia, Philadelphia County, PA 19111), a corporation of the Commonwealth—persons, in limousine service, between points in Pennsylvania, which is to be a transfer of all the rights authorized under the certificate issued at A-0011642, F.1, and F.1, Am-A, to Angel Limousine Service, Inc., subject to the same limitations and conditions.

**Application of the following for approval of the *additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under the application.***

**A-00116883, Folder 3. Harry Schuckers t/d/b/a H & D Transportation** (314 McLean Street, Wilkes-Barre, Luzerne County, PA 18702)—persons, in paratransit service, between points in the City of Wilkes-Barre, Luzerne County, and points within an airline distance of 30 statute miles of the limits of the City of Wilkes-Barre.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 05-873. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Telecommunications

**A-310752F7005. North Pittsburgh Telephone Company and MCImetro Access Transmission Services,**

**LLC.** Joint petition of North Pittsburgh Telephone Company and MCImetro Access Transmission Services, LLC for approval of a corrected interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

North Pittsburgh Telephone Company and MCImetro Access Transmission Services, LLC, by its counsel, filed on April 6, 2005, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a corrected interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the North Pittsburgh Telephone Company and MCImetro Access Transmission Services, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 05-874. Filed for public inspection April 29, 2005, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #04-023.1, 1st Floor Paving, Pier 38 South, until 2 p.m. on Thursday, May 26, 2005. 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 May 10, 2005. Additional information and project listings can be found at [www.philaport.com](http://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. Bidders must provide to the Procurement Department, in writing, the names of individuals that will be attending prebid meetings. This information is needed 24 hours prior to the meeting. Fax to (215) 426-6800, Attn: Procurement Department.

A mandatory prebid job site meeting will be held on Thursday, May 19, 2005, at 10 a.m. at Pier 38 South, Columbus Blvd. and Christian St., Philadelphia, PA 19147.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 05-875. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept faxed bids for Project #05-037.P, Miscellaneous Concrete Supplies, until 2 p.m. on Thursday, May 12, 2005. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available May 3, 2005. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 05-876. Filed for public inspection April 29, 2005, 9:00 a.m.]

### Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project 05-039.S, Marketing Analysis for the Proposed Southport Expansion, until 2 p.m. on Thursday, May 19, 2005. The proposal documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available on May 3, 2005. The cost of the proposal document is \$35 (includes 7% Pennsylvania Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Offerors must comply with all applicable equal opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 05-877. Filed for public inspection April 29, 2005, 9:00 a.m.]