

NOTICES

DEPARTMENT OF AGRICULTURE

Plum Pox Virus; Order of Quarantine

Recitals

A. The Plant Pest Act (3 P. S. §§ 258.1—258.27) empowers the Department of Agriculture (Department) to take various measures to detect, contain and eradicate plant pests in this Commonwealth.

B. The powers granted the Department under section 21 the Plant Pest Act (3 P. S. § 258.21) include the power to establish quarantines to prevent the dissemination of plant pests within this Commonwealth.

C. Plum Pox Virus (PPV)—a plant pest indigenous to Europe—is a serious plant pest that injures and damages stone fruits such as peaches, nectarines, plums and apricots by drastically reducing the fruit yields from these stone fruit trees and by disfiguring the fruit to the point it is unmarketable.

D. PPV has the potential to cause serious damage to the stone fruit production industry within this Commonwealth.

E. The two primary means by which PPV spreads are: a) through propagation of infected trees and subsequent movement of infected nursery material; and b) through aphid transmission of PPV from infected to healthy trees.

F. The movement of PPV-infected nursery trees provides the most serious threat of long distance movement of the virus and poses a danger to stone fruit trees in noninfected areas.

G. There is no known control for PPV other than destruction of infected trees.

H. PPV has been detected on stone fruit trees located in portions of four counties of this Commonwealth.

I. The Department exercised its statutory authority and established a quarantine in portions of Adams, Cumberland, Franklin and York Counties prohibiting the movement of stone fruit trees and stone fruit budwood within the quarantined area, and prohibiting the movement of stone fruit trees and stone fruit budwood out of the quarantined area.

J. No practical quarantine area can completely limit movement of infectious aphids from within to outside the area.

K. Isolation distance requirements for production and propagation of *Prunus* nursery stock set forth in the March 18, 2002, PPV Order of Quarantine (published at 32 Pa.B. 1663 (March 30, 2002)) to safeguard against movement of virus into nursery material have proven insufficient to prevent virus movement into nursery stock.

L. The United States Department of Agriculture's PPV Science Issues Working Group has suggested that it would be reasonable to adopt isolation distance requirements for production and propagation of *Prunus* nursery stock from the North American Plant Protection Organization Regional Standard No. 18, entitled *Guidelines for Phytosanitary Action Following Detection of Plum Pox Virus*. This standard calls for a 1.5 km distance between PPV positive finds and the PPV quarantine boundary,

and an additional 10 km distance between that boundary and any *Prunus* nursery production.

M. PPV may not be detectable within a tree newly infected by aphids before that tree is used as a budwood source for propagation of nursery stock or is moved as nursery stock itself.

Order

Under authority of section 21 of the Plant Pest Act, and with the foregoing recitals incorporated herein, the Department hereby orders the following:

1. *Rescinding Previous Quarantine Order*. The previous quarantine order addressing nursery stock propagation, issued March 18, 2002, and published at 32 Pa.B. 1663 is hereby rescinded.

2. *PPV Nursery Quarantine Area*. The PPV Nursery Quarantine Area is comprised of the following:

a. Any area within 11.5 kilometers (7.15 miles) of any location from which a PPV-positive sample has been detected within the preceding 3 years. (These PPV-positive locations and the 11.5-kilometer radius from these locations are identified on maps that are available from the Department upon request. The 11.5-kilometer radius is determined using location readings received from global positioning satellites (GPS) and the computer-assisted calculations of a geographical information system. The Department shall, upon request, visit any site to take GPS readings and determine whether that site is within the quarantine area.)

b. Any area that is or has been subject to a PPV-related quarantine order issued by this Department, or that is subsequently made subject to an order. The quarantine area includes the following:

Within Adams County:

- Huntington Township
- Latimore Township

• That portion of Menallen Township located to the east of the rough north-to-south line extending from the northern border of the township, south on State Route 4007 (Pine Grove Furnace Road) to State Route 4008, south on State Route 4008 to Route 34 (at Bendersville), and south on Route 34 to the southern border of that township. To this was added that roughly-triangular portion of Menallen Township adjacent to it, being bounded as follows:

• On the North, by the Adams/Cumberland County Line;

• On the East, by Pine Grove Furnace Road;

• On the Southwest, by a line extending from the intersection of Pine Grove Furnace Road (SR 4007) and Bendersville-Wenksville Road (SR 4008), along Bendersville-Wenksville Road to West Point Road, along West Point Road to Back Road (T386), along Back Road to Coon Road (SR 4012), along Coon Road to the Michaux State Forest and along the boundary of the Michaux State Forest to the Adams/Cumberland County Line.

• That portion of Tyrone Township located to the north of Route 234.

- Borough of York Springs

• That portion of southwestern Butler Township having a roughly-rectangular shape and being bounded as follows:

- On the East, by Pennsylvania State Highway Route 34 (Biglerville Road);
- On the South, by the Cumberland Township Line;
- On the West, by the Franklin Township Line, continuing Northwest to Blue Ribbon Road, east along Blue Ribbon Road to Beecherstown Road, along Beecherstown Road to Rose Lane, along Rose Lane to Ziegler Mill Road, and east along Ziegler Mill Road to the intersection of State Highway Route 34.

Within Cumberland County:

- Dickinson Township
- South Middleton Township
- Southampton Township
- Borough of Mount Holly Springs

Within Franklin County:

- Quincy Township
- Borough of Mont Alto

Within York County:

- Conewago Township
- Franklin Township
- Monaghan Township
- Washington Township

3. *PPV Nursery Quarantine Area Standards and Restrictions.* The quarantine standards and restrictions to be followed by sellers and propagators of susceptible *Prunus* within the PPV Nursery Quarantine Area are as follows:

a. No *Prunus* within the PPV Nursery Quarantine Area shall be used as a source of propagative material (either rootstock or scion). Any propagator may contact the Department for approval of sites of budwood source

trees, if there is any question about their location in relation to the PPV Nursery Quarantine Area.

b. No *Prunus* nursery stock shall be planted in the ground in the PPV Nursery Quarantine Area. No *Prunus* growing within the PPV Nursery Quarantine Area may be dug and moved.

4. *Duration of Quarantine Restrictions.* The restrictions on propagation or movement of *Prunus* in the PPV Nursery Quarantine Area described in this Order shall remain in effect until this Order is amended or rescinded. It is the intention of the Department to keep these restrictions in place for approximately 3 years after it lifts the other PPV-related quarantine orders currently in place.

5. *Limited Statewide Quarantine.* No *Prunus* located within this Commonwealth shall be used as a source of propagative material (either rootstock or scion) unless it has been tested in the year of its intended use, and has tested negative for PPV using the protocol described for mother trees in the National PPV Surveillance Program. Testing will be done by the Department or by a laboratory approved by the Department.

6. *Monitoring and Enforcement.* The Department has the authority to do monitoring and auditing of records as it deems necessary to show that this Order is being followed. Failure to comply with this Order may result in the destruction of nursery stock produced from untested or unapproved sources, and destruction of all PPV-susceptible nursery stock within 500 meters of that nursery stock, with no compensation for costs of destruction or loss.

This quarantine is effective as of January 5, 2005, and shall remain in effect until terminated by subsequent order.

DENNIS C WOLFF,
Secretary

[Pa.B. Doc. No. 05-150. Filed for public inspection January 21, 2005, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending January 11, 2005.

BANKING INSTITUTIONS

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-10-05	First Resource Bank Exton Chester County	101 Marchwood Road Exton Chester County	Approved

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-5-05	Greater Delaware Valley Savings Bank d/b/a Alliance Bank Broomall Delaware County	82 East Lancaster Avenue Paoli Tredyffrin Township Chester County	Opened

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-10-05	The Fidelity Deposit and Discount Bank Dunmore Lackawanna County	Corner of Main Avenue and Luzerne Street Scranton Lackawanna County	Filed

Branch Relocations/Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-31-04	Northwest Savings Bank Warren Warren County	<i>Into:</i> 1265 West Chestnut Street Washington Canton Township Washington County <i>From:</i> 125 West Beau Street Washington Washington County	Effective
1-4-05	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Consolidation of the following six branch offices: <i>Into:</i> 6060 Ridge Avenue Philadelphia Philadelphia County <i>From:</i> 4370 Main Street Philadelphia Philadelphia County <i>Into:</i> 1201 Spring Garden Street Philadelphia Philadelphia County <i>From:</i> 201 Spring Garden Street Philadelphia Philadelphia County <i>Into:</i> 2039 East Lincoln Highway Langhorne Bucks County <i>From:</i> U. S. Route 1 and Durham Road Pennel Bucks County <i>Into:</i> 1502 West Chester Pike West Chester Chester County <i>From:</i> 1522 West McDaniel Drive West Chester Chester County <i>Into:</i> 402 South Main Street Greensburg Westmoreland County <i>From:</i> 1 North Main Street Greensburg Westmoreland County <i>Into:</i> 2841 Ligonier Street Latrobe Westmoreland County <i>From:</i> Ligonier and Main Streets Latrobe Westmoreland County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

Conversion to Community Charter

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
1-10-05	St. Basil Parish Credit Union Pittsburgh Allegheny County	Pittsburgh	Effective

Conversion from associational to community charter will result in amendments to the credit union's Articles of Incorporation, Article 1, to reflect a change in corporate title to Basil Community Credit Union; and Article 8 to extend the field of membership of the credit union to include individuals who live, work, worship and/or gather regularly within the following described areas: the neighborhoods of Beechview (15216), Brookline (15226), Overbrook (15210) and Banksville (15220), within the City of Pittsburgh; the Municipality of Mt. Lebanon (15228 and 15234); the Township of Upper St. Clair (15241); the Boroughs of Brentwood (15227), Baldwin (15236), Castle Shannon (15234), Dormont (15216), Bethel Park (15102), Bridgeville (15017), Carnegie (15106), Crafton (15205) and Greentree (15242).

A. WILLIAM SCHENCK, III
Secretary

[Pa.B. Doc. No. 05-151. Filed for public inspection January 21, 2005, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

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

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

Persons wishing to comment on an NPDES application are invited to submit a statement to the regional office noted before an application within 30 days from the date of this public notice. Persons wishing to comment on a WQM permit

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0044474	Genesis Eldercare 549 Baltimore Pike Glen Mills, PA 19342	Delaware County Concord Township	West Branch of Chester Creek	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0061395-A1 Industrial Waste	Borough of Schuylkill Haven 12 West Main Street Schuylkill Haven, PA 17972-1900	North Manheim Township Schuylkill County	Tumbling Run 03A	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0083399 (Sewage)	Outdoor World Corporation— Gettysburg Farm Campground P. O. Box 447 Bushkill, PA 18324-0447	York County Dover Township	7F—W. Conewago Creek	Y
PA0246484 (Sewage-Transfer)	Little Washington Wastewater Company d/b/a Suburban Wastewater Co. 762 Lancaster Avenue Bryn Mawr, PA 19010	Adams County Mount Joy Township	Rock Creek—13-D	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0033014	DCNR—Pymatuning State Park— Linesville Sewage Treatment Plant 2660 Williamsfield Road Jamestown, PA 16134	Pine Township Crawford County	Pymatuning Reservoir 20-A	Y

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

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

PA0243965, Industrial Waste, SIC 3273, Silvi Concrete of Chester County, LLC, 355 Newbold Road, Fairless Hills, PA 19030. This facility is located in Lower Oxford Township, **Chester County**.

Description of Proposed Activity: This application requests approval of a NPDES permit to discharge stormwater runoff from the site of a ready mix concrete batch plant located at 1824 Baltimore Pike, Oxford, PA.

The receiving stream, an UNT to West Branch Big Elk Creek, is in the State Water Plan watershed 7K and is classified for: HQ-TSF, MF, aquatic life, water supply and recreation.

Parameters	Mass (lb/day)		Concentration (mg/l)			Instantaneous Maximum mg/l
	Average Monthly	Max Daily	Average Annual	Average Semi-Annual	Max Daily	
Total Suspended Solids (Issuance through Year 2)			M/R	M/R	M/R	
Total Suspended Solids (Year 3 through expiration)			50	M/R	100	100
pH (STD) (Issuance through year 2)			M/R	M/R	M/R	
pH (STD) (Year 3 through expiration)			6.0 (Min)		9.0 (Max)	
Oil and Grease			M/R	M/R	M/R	
pH (Upstream)			M/R	M/R	M/R	
pH (Downstream)			M/R	M/R	M/R	

M/R = Monitor/Report

In addition to the effluent limits, the permit contains the following major special conditions:

1. DMR to DEP
2. BAT/ELG Reopener
3. Change of Name or Ownership
4. Stormwater Outfall Requirements
5. Instream pH Monitoring

PA0057584, IW,SIC 4612 Sunoco, Inc., Automotive Laboratory, P. O. Box 1135, Marcus Hook, PA 19061. This proposed facility is located in West Brandywine Township, **Chester County**.

Description of Proposed Activity: A groundwater remediation system. Applicant requests an amendment to the permit to relocate the outfall and a corresponding revision to the effluent limits based on no measurable change.

The receiving stream, UNT to Culberton Run, is in the State Water Plan watershed 3H and is classified for: HQ-TSF and MF. The nearest downstream public water supply intake for future Downingtown water filtration plant is located on East Branch of Brandywine and is 7 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 8,640 gpd.

Parameters	Average Monthly (mg/l)	Maximum Daily (mg/l)
Benzene	Not Detectable	Not Detectable
Total BETX	Not Detectable	Not Detectable
Ethylbenzene	Not Detectable	Not Detectable
Toluene	Not Detectable	Not Detectable
Total Xylenes	Not Detectable	Not Detectable
Iron, Total	16	32
Naphthalene	Not Detectable	Not Detectable
Manganese	1.3	2.6
MTBE	Monitor/Report	Monitor/Report
Lead, Total	Not Detectable	Not Detectable
pH	Within limits of 6.0—9.0 Standard Units at all times	

Other Requirements:

1. Remedial Measures
2. Small Stream Discharge
3. Test Methods
4. Change of Ownership
5. Sludge Disposal
6. Air Stripper
7. Monitoring
8. 2/Month Monitoring
9. Data for TMDL
10. Groundwater Monitoring

The EPA Waiver is in effect

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

PA0005061, Industrial Waste. Orion Power Midwest L.P., New Castle Plant, 121 Champion Way, Canonsburg, PA 15317-5817. This proposed facility is located in Taylor Township, **Lawrence County**.

Description of Proposed Activity: existing discharge of noncontact cooling water, treated industrial waste, miscellaneous wastewaters and stormwater runoff.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and Public Water Supplier) considered during the evaluation is Beaver Falls Municipal Authority—Eastvale plant on the Beaver River located approximately 16 miles below point of discharge.

The receiving stream, Beaver River (Outfalls 001—006, 009, 010 and 101), and McKee Run (Outfalls 007, 008 and 011—013), is in watershed 20-A and classified for: WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 139.3 mgd.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Maximum Daily (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
(MO) Flow (mgd)	XX	XX			
(BAT) Total Residual Chlorine					0.2
(WQ-93) Temperature				** (mBtu/day Allowable H)	
January 1—31				49,096	
February 1—29				46,516	
March 1—31				41,096	
April 1—15				46,465	
April 16—30				41,959	
May 1—15				20,610	
May 16—30				38,334	
June 1—15				48,413	
June 16—30				39,078	
July 1—31				43,303	
August 1—15				35,490	
August 16—31				39,749	
September 1—15				38,451	
September 16—30				40,548	
October 1—15				43,866	
October 16—31				41,778	
November 1—15				44,114	
November 16—30				44,114	
December 1—31				42,367	
(BPJ) Copper (Interim)	XX	XX	0.026	0.052	0.065
(CH-16) Copper (Final)	10.4	22.0	0.009	0.019	0.024
(BPJ) Lead (Interim)	XX	XX	0.008	0.016	0.020
(CH-16) Lead (Final)	6.9	13.9	0.006	0.012	0.015
(CH-95) pH		6.0 to 9.0 standard units at all times			

The proposed effluent limits for Outfall 101 based on a design flow of 0.006 mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	XX	
Total Suspended Solids	30	100	
Oil and Gas	15	20	30
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 002 based on a design flow of 0.42 mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
This discharge shall consist solely of intake screen backwash.			

The proposed effluent limits for Outfall 003 based on a design flow of 0.26 mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	XX	
Total Suspended Solids	30	100	
Oil and Gas	15	20	30
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 004 based on a design flow of 1.0 mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	XX	
Total Suspended Solids	30	100	
Oil and Gas	15	20	30
Iron	3.0	7.0	8.75
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 005 based on a design flow of 1.0 mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	XX	
Total Suspended Solids	30	100	
Oil and Gas	15	20	30
Iron	3.0	7.0	8.75
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 006 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	XX	
Total Suspended Solids	30	100	
Oil and Gas	15	20	30
Dissolved Iron	XX		7
Any untreated overflow from facilities designed, constructed and operated to treat the ash pile runoff which results from a 10 year/24 hour rainfall event shall not be subject to the above Total Suspended Solids limitations.			
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 007 based on a design flow of 0.71 mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	XX	
Total Suspended Solids	30	100	
Oil and Gas	15	20	30
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 008 based on a design flow of 0.08 mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	XX	
Total Suspended Solids	30	100	
Any untreated overflow from facilities designed, constructed and operated to treat the ash pile runoff which results from a 10 year/24 hour rainfall event shall not be subject to the above Total Suspended Solids limitations.			
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 009 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	XX	
Total Suspended Solids	30	100	
Any untreated overflow from facilities designed, constructed and operated to treat the ash pile runoff which results from a 10 year/24 hour rainfall event shall not be subject to the above Total Suspended Solids limitations.			
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 010 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
This discharge shall consist solely of stormwater runoff			
Area Contributing Stormwater Runoff: Outfall 010—No. 10 Building Drain			

The proposed effluent limits for Outfall 011 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
This discharge shall consist solely of stormwater runoff			
Area Contributing Stormwater Runoff: Outfall 011—Coal Truck Parking Area			

The proposed effluent limits for Outfall 012 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
This discharge shall consist solely of stormwater runoff			
Area Contributing Stormwater Runoff: Outfall 012—138 KV Substation Area			

The proposed effluent limits for Outfall 013 based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Concentrations</i>		
	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
This discharge shall consist solely of stormwater runoff			
Area Contributing Stormwater Runoff: Outfall 013—69 KV Substation Area			

XX—Monitor and report.

The EPA Waiver is not in effect.

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

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

WQM Permit No. 3604418, Sewerage, **Mount Joy Township Authority**, 157 Merts Drive, Elizabethtown, PA 17022. This proposed facility is located in Mount Joy Township, **Lancaster County**.

Description of Proposed Action/Activity: Expansion of existing sanitary sewer pump station on Schwanger Road.

WQM Permit No. 0102404, Sewerage, **Little Washington Wastewater Company (d.b.a. Suburban Wastewater Company)**, 762 West Lancaster Avenue, Byrn Mawr, PA 19010. This proposed facility is located in Mount Joy Township, **Adams County**.

Description of Proposed Action/Activity: Transfer of permit.

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

WQM Permit No. 1005401, Sewerage, **Saxonburg Area Authority**, 420 West Main Street, Saxonburg, PA 16056-9517. This proposed facility is located in Saxonburg Borough, Clinton, Jefferson, Penn and Middlesex Townships, **Butler County** and Richland Township, **Allegheny County**.

Description of Proposed Action/Activity: This project is for a new 2.05 mgd regional sewage treatment facility and conveyance system to serve 6 municipalities in Butler and Allegheny Counties.

IV. NPDES Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)**V. Applications for NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)****VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities**

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

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1504092	James DiGiuseppe James DiGiuseppe Subdivision 7743 Woodley Avenue Van Nuys, CA 91406	Chester	East Coventry Township	UNT Pigeon Creek (HQ-TSF)
PAI01 1504093	Kutz Builders, Inc. Walters Tract Lot 2 1001 Cadmus Road Pottstown, PA 19465	Chester	North Coventry Township	Schuylkill River (HQ)
PAI01 1504094	Faith Baptist Church and Christian School Access Driveway, Parking and Rec Fac 2111 Kuser Road Trenton, NJ 08690	Chester	London Grove Township	East Branch White Clay Creek (EV)
PAI01 1505001	The Cutler Group, Inc. The Ridings at West Vincent Subdivision Five Sentry Park West, Suite 100 Blue Bell, PA 19422	Chester	West Vincent Township	Tributary to FrenchCreek (HQ-TSF-MF)
PAI01 2304008	Brettford, LLC First Blackhawk PIO Boddx 467 Concordville, PA 19331-0467	Delaware	Middletown Township	Dismal Run (HQ-TSF)

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

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

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024504031	Gearhart Properties, LLC 182 Blue Mtn. Lake East Stroudsburg, PA 18301	Monroe	Tobyhanna Township	Tobyhanna Creek, HQ-CWF
PAI024504032	Dina & Anna Catozzo 164 Konner Ave. Pine Brook, NJ 07058	Monroe	Barrett Township, Monroe County - and - Greene Township, Pike County	Leavitt Branch, HQ-CWF
PAI024504033	Greystone Enterprises, LLC 102 State Route 611 Bartonsville, PA 18321	Monroe	Pocono Township	Pocono Creek, HQ-CWF
PAI024504034	Kal-Tac Inc. P. O. Box 378 Brodheads ville, PA 18322	Monroe	Price Township	UNT Brodhead Creek, HQ-CWF

Schuylkill County Conservation District: 1206 Ag Center Dr., R.R. 5, Box 5810, Pottsville, PA 17901.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025404004	Steven Cotler P. O. Box 279 St. Clair, PA 17970	Schuylkill	Ryan Township - and - Mahanoy Township	Cordonus Creek - and - Locust Creek to Little Schuylkill River, HQ-CWF

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

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI021304007	Jim Thorpe Area School District 140 West 10th St. Jim Thorpe, PA 18229	Carbon	Jim Thorpe Borough	Tributary to Robertson Run, HQ-CWF

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

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI023904041	Frank Peluso Larkins Assoc. 71 West Park Ave. Vineland, NJ 08360	Lehigh	Upper Macungie Township	Little Lehigh Creek, HQ-CWF

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

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI-0328-04-004	Creative Investments 10715 Downsville Pike Suite 102 Hagerstown, MD 21740	Franklin	Antrim Township	Muddy Run/ HQ-CWF

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

PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

MS4 Notices of Intent Received

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

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use	DEP Protocol (Y/N)
PAG133561	Newberry Township 1915 Old Trail Road Etters, PA 17319	York County	Newberry Township	Fishing Creek/TSF Conewago Creek/WWF Bennet Run/WWF Susquehanna River/WWF Big Spring Run / TSF	Y

PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

of comments received during the 30-day public comment period.

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

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

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

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Permit No. 2204509, Public Water Supply.
 Applicant **United Water Pennsylvania**
 Municipality Susquehanna Township
 County **Dauphin**
 Responsible Official John D Hollenbach, Vice President
 4211 East Park Circle
 Harrisburg, PA 17111-0151
 Type of Facility Public Water Supply
 Consulting Engineer Gary W. Snyder, P. E.
 Black & Veatch
 Curtis Center
 Philadelphia, PA 19106
 Application Received Date 12/17/2004
 Description of Action Construction of three Infilco Degremont DensaDeg high-rate clarifier/thickener units to replace the existing Trident upflow clarifiers.

Permit No. 3804504, Public Water Supply.
 Applicant **Plains LPG Services, LP**
 Municipality Heidelberg Township
 County **Lebanon**
 Responsible Official Michael L Schaefer, Terminal Manager
 P. O. Box 486
 435 Rt. 501 South
 Schaefferstown, PA 17088
 Type of Facility Public Water Supply
 Consulting Engineer Charles A Kehew II, P. E.
 James R. Holley & Assoc., Inc.
 18 South George St.
 York, PA 17401
 Application Received Date 12/27/2004
 Description of Action Installation of nitrate treatment and UV disinfection.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. PWSID 3480046, Minor Amendment.
 Applicant **Bethlehem Authority/City of Bethlehem**
 Township or Borough City of Bethlehem

Responsible Official David L. Brong, Director of Water and Sewer Resources
 10 East Church Street
 Bethlehem, PA 18018
 Type of Facility Water Treatment Plant
 Consulting Engineer Boucher & James, Inc.
 1456 Ferry Road, Bldg. 500
 Doylestown, PA 18901
 Application Received Date January 3, 2005
 Description of Action Repainting the interior and exterior of a 0.5 mg finished water storage tank known as the South Mountain High Service Reservoir; with additional minor repairs including a freeze-proof vent, an air gap on the overflow pipe and replacing access hatch bolts and seals.

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:

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

Wirerope Works, Inc., City of Williamsport, **Lycoming County**, Civil & Environmental consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 has submitted a Notice of Intent to Remediate groundwater contaminated with carbon tetrachloride and soils contaminated with lead, arsenic, cadmium, PAGs, and TCE. This site is being remediated to meet a Site-Specific Standard.

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.

48-399-049B: Alcan Packaging Pharmaceutical and Personal Care (2400 Baglyos Circle, Bethlehem, PA 18020) for modification of a blister packaging operation at their facility in Bethlehem, **Northampton County**.

54-318-016: Pleasant Valley Modular Homes, Inc. (P. O. Box 88, Pine Grove, PA 17963) for modification of adhesive, sealant, and fugitive VOC emitting operations at their facility on PA route 443, Pine Grove Township, **Schuylkill County**.

40-399-055: Cascades Tissue Group—Pennsylvania, Inc. (901 Sathers Drive, Vogelbacher Industrial Park, Pittston, PA 18640) an application for a plant wide applicability limit (PAL Permit) including an emission reduction credit proposal (ERC) for their facility in Pittston Township, **Luzerne County**.

40-00009B: Techneglas Inc.—Pittston Facility (140 Industrial Drive, Pittston, PA 18640) submitted an Emission Reduction Credit Registry Application for their facility in Jenkins Township, **Luzerne County**.

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

06-05005B: Eastern Industries, Inc. (4400 Camp Meeting Road, Suite 200, Center Valley, Pa 18034-9454) for modification of a non-metallic mineral crushing plant controlled by wet suppression in Oley Township, **Berks County**. The modification involves the construction of additional screen and various conveyors. The source is subject to 40 CFR Part 60, Subpart 000, Standards of Performance for New Stationary Sources.

06-05104A: HB Mellott Estates, Inc. (110 Mellott Drive, Suite 100, Warfordsburg, PA 17267) for construction of a non-metallic mineral crushing plant controlled by wet suppression in Maiden creek Township, **Berks County**. The source is subject to 40 CFR Part 60, Subpart 000, Standards of Performance for New Stationary Sources.

36-03152: Wenger's Feed Mill, Inc. (P. O. Box 26, Rheems, PA 17570-0026) for construction of a soybean processing facility, West Donegal Township, **Lancaster County**.

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

41-305-009E: Keystone Filler and Manufacturing Co. (214 Railroad Street, Muncy, PA 17756) for construction of a rotary carbon products (coal) dryer (No. 5 dryer), associated process equipment and associated air cleaning devices (two fabric collectors) in Muncy Creek Township, **Lycoming County**.

14-00031A: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) for installation of a replacement air cleaning device (a water spray dust suppression system) on a stone crushing and screening plant (Sandy Ridge Quarry) in Rush Township, **Centre County**.

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.

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

41-313-011C: Lonza, Inc. (3500 Trenton Avenue, Williamsport, PA 17701) for installation of an alternate air cleaning device on an existing preservative manufacturing process (Glydant process) in the City of Williamsport, **Lycoming County**.

The Glydant process emits formaldehyde which is a hazardous air pollutant. These emissions are currently controlled by several small packed bed scrubbers. Lonza proposes to replace these small scrubbers with a single larger packed bed scrubber. The resultant formaldehyde emissions following the installation of the larger scrubber will be approximately .5 ton per year which is believed to be equivalent to the current formaldehyde emission rate from the process.

The Department of Environmental Protection's (Department) review of the information provided by Lonza, Incorporated indicates that the Glydant process will comply with all Air Quality requirements pertaining to air contamination sources and the emission of air contaminants following the installation of the larger scrubber. Based on this finding, the Department proposes to issue plan approval for the installation of the respective scrubber.

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

1. The formaldehyde emissions from the Glydant process, including those from the associated 10,000 gallon formaldehyde solution storage tank (T503), shall be controlled by the packed bed scrubber at all times.
2. The total combined formaldehyde emissions from the Glydant process shall not exceed .5 ton in any 12 consecutive month period.
3. The formaldehyde concentration in the recirculating scrubber water shall not be allowed to exceed .02%, by

weight, at any time. Additionally, the recirculating scrubber water shall be replaced with fresh water no less frequently than once per month regardless of formaldehyde concentration. The date of each occasion of scrubber water replacement shall be recorded and these records shall be made available to the Department upon request.

4. The formaldehyde concentration in the recirculating scrubber water shall be determined no less frequently than once every 8 hours the scrubber operates. The date, time and results of each such determination shall be recorded and these records shall be made available to the Department upon request.

5. The scrubber shall not be operated at any time it is not needed for air contaminant emission control.

6. The concentration of formaldehyde outside of storage tank T503 shall be continuously monitored and shall not exceed 20 parts per million at any time. The permittee shall report any exceedance of the 20 part per million limit to the Department.

7. The liquid solution height in storage tank T503 shall be continuously monitored and shall not exceed 17 feet at any time. The permittee shall report any exceedance of the 17 foot limit to the Department.

8. The temperature in storage tank T503 shall be continuously monitored and shall not exceed 58° degrees C at any time. The permittee shall report any exceedance of the 58° C limit to the Department.

9. The air contaminant emissions from the manufacture of Natrulon HT shall also be controlled by the scrubber.

10. Within 180 days of the completion of installation of the scrubber, the permittee shall have simultaneous formaldehyde stack testing performed on the inlet and outlet of the scrubber. This testing shall be performed when the formaldehyde concentration in the recirculating scrubber water is as high as it will ever be allowed to go.

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

S04-002: M.A. Bruder and Sons (52nd and Grays Avenue, Philadelphia, PA 19143) for manufacturing of 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.

The operating permit will be reissued under the 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any 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.

S04-002: M.A. Bruder and Sons (52nd and Grays Avenue, Philadelphia, PA 19143) for manufacturing of 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.

The operating permit will be reissued under the 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any 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 thirty days before the hearing.

OPERATING PERMITS

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.

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

28-05011: Waste Management Disposal Services of PA, Inc. (9446 Letzburg Road, Greencastle, PA 17225-9317) for their Mountain View Reclamation facility in Antrim and Montgomery Townships, **Franklin County**. This action is a renewal of their Title V Operating Permit issued in 2000. The facility's major sources of emissions include fugitive particulate matter and landfill gasses. The primary emissions also include combustion products from the flare, used as a control device for the landfill gasses, which primarily emits NOx and CO from combustion of the landfill gasses as well as VOCs. The Title V operating permit contains monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

44-05001: Standard Steel LLC (500 N. Walnut Street, Burnham, PA 17009) for a Title V Operating Permit Renewal in Burnham Borough, **Mifflin County**. The facility's major sources of emissions include three electric arc furnaces, and natural gas or No. 2 oil fired furnaces, heaters and boilers. The sources primarily emit NOx. The EAFs are controlled with baghouse. The Title V operating permit renewal will contain monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Intent to Issue Operating Permits 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.

22-03028: Linda B. Corson/Dauphin Animal Crematory (885 Allegheny Street, Dauphin, PA 17018) for

operation of an animal crematory in Middle Paxton Township, **Dauphin County**. This action is a renewal of the facility's State-only operating permit.

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

42-00196: Catalyst Energy, Inc. (State Route 59W and State Route 219N, Timbuck, PA 16738) for a Natural Minor operating permit for operation of their Swamp Angel natural gas processing plant in Lafayette Township, **McKean 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	6.0 mg/l	7.0 mg/l
suspended solids	35 mg/l	70 mg/l	90 mg/l
pH ¹	greater than 6.0; less than 9.0		
alkalinity greater than acidity ¹			

¹The 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.

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

03990102 and NPDES Permit No. PA0202444. Thomas J. Smith, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774). Renewal application for reclamation only of an existing bituminous surface mine, located in South Bend Township, **Armstrong County**, affecting 58 acres. Receiving streams: Fagley Run to Crooked Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: January 5, 2005.

63813210 and NPDES Permit No. PA0615129. Pennsylvania Coal Reclamation, Inc. (P. O. Box 136, 619 Millers Run Road, Cuddy, PA 15031). Renewal application for continued operation and reclamation of an existing bituminous surface mine, located in Deemston Borough, **Washington County**, affecting 51.3 acres. Receiving stream: UNT to Ten Mile Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: January 6, 2005.

04723003 and NPDES Permit No. PA0126764. Darlington Brick and Clay Products Co. (P. O. Box 346, Darlington, PA 16115-0346). Renewal application for reclamation only of an existing bituminous surface mine, located in South Beaver Township, **Beaver County**, affecting 213.1 acres. Receiving streams: UNTs to Brush Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received January 7, 2005.

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

54840209R4. Mazaika Coal Company, (689 Fairview Street, Tamaqua, PA 18252), renewal of an existing coal refuse reprocessing operation in Rush Township, **Schuylkill County** affecting 24.0 acres, receiving stream: none. Application received December 30, 2004.

54850201R4 and NPDES Permit No. PA0614351. Ginther Coal Company, (P. O. Box 989, Pottsville, PA 17901), renewal of an existing coal refuse reprocessing operation in Blythe and East Norwegian Townships, **Schuylkill County** affecting 31.0 acres, receiving stream: Schuylkill River. Application received January 3, 2005.

5478320R4 and NPDES Permit No. PA0612219. Ginther Coal Company, (P. O. Box 989, Pottsville, PA 17901), renewal of an existing coal refuse reprocessing operation in East Norwegian Township, **Schuylkill County** affecting 62.0 acres, receiving stream: Schuylkill River. Application received January 3, 2005.

Noncoal Applications Returned

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

07030801. Ritchey Brothers, P. O. Box 53, Curryville, PA 16631, commencement, operation and restoration of a small noncoal topsoil limestone mine in Taylor Township, **Blair County**, affecting 1.0 acre. Receiving stream: Cabbage Creek classified for the following use: wild trout stream. The first downstream potable water supply intake from the point of discharge is Roaring Spring. Application received August 25, 2003. Permit returned January 4, 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 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 accommoda-

tion 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

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

E48-356. Lower Mount Bethel Township, P. O. Box 257, 2004 Hutchinson Avenue, Martins Creek, PA 18063, in Lower Mount Bethel Township, **Northampton County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain an approximate 2,835 L.F. channel change in a tributary to the Delaware River (CWF) for the purpose of stabilizing an eroded water course. The project is located northeast of the intersection of Belvidere Road and Hillendale Road. (Bangor, PA Quadrangle N: 6.7 inches; W: 2.6 inches).

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

E02-1488. Chapel Harbor at the Water Associates, L.P., 1650 Main Street, Pittsburgh, PA 15214. To construct a multi-purpose development in O'Hara Township, **Allegheny County**, Pittsburgh ACOE District. The applicant proposes to operate and maintain an existing mooring cell, subfacility 1) (Pittsburgh East, PA Quadrangle N: 19.9 inches; W: 1.2" and Latitude: 40° 29' 4"—Longitude: 79° 53' 1") and ice breaker wall, subfacility 2) (Pittsburgh East, PA Quadrangle N: 19.8 inches; W: .4" and Latitude: 40° 29' 3"—Longitude: 79° 52' 40"). Subfacility 3) (Pittsburgh, East, PA Quadrangle N: 20.1 inches; W: .6 inches and Latitude: 40° 29' 8"—Longitude: 79° 52' 46") to place and maintain fill in approximately 0.4 acre of an existing river inlet located along the right bank of the Allegheny River (WWF) near river mile 8.5 and along the right bank side of Squaw Run (WWF-HQ). (Subfacility 4) Two stormwater outfalls (Pittsburgh East,

PA Quadrangle N: 19.9 inches; W: 1.7 inches and Latitude: 40° 2' 4"—Longitude: 79° 53' 14") were previously authorized under General Permit 4 No. (GP040204202) for this development. The proposed activities are part of a proposed multi-purpose development known as Chapel Harbor at the Water. To mitigate for the proposed impacts the applicant proposed to construct and maintain an 8' wide littoral shelf located approximately 2' below the rivers normal pool, capped with 1" of river gravel. The proposed impact of this project is approximately 0.4 acre of fill in an existing river inlet.

E26-322. Mountain Watershed Association, Inc., P. O. Box 408, Melcroft, PA 15462. Stream restoration project along Mill Run in Springfield Township, **Fayette County**, Pittsburgh ACOE District. (Mill Run, PA Quadrangle N: 14.3 inches; W: 11.5 inches and Latitude: 39° 58' 24"—Longitude: 79° 27' 19"). The applicant proposes to reconstruct, stabilize and maintain approximately 1,400 linear feet of the channel of Mill Run classified as a HQ-CWF located between SR 381 and Hampton Road. The project includes placement of fill in 0.014 acre of PEM wetlands.

E63-567. Washington County Commissioners, 100 West Beau Street, Suite 602, Washington, PA 15301-4432. Two dry fire hydrants intakes in Cross Creek and Hopewell Townships, **Washington County**, Pittsburgh ACOE District. The applicant proposes to construct and maintain two dry fire hydrant intakes: Site 1: (Avella, PA Quadrangle N: 1.2 inches; W: 3.6 inches and Latitude: 40° 15' 48"—Longitude: 80° 23' 50") in Cross Creek Township, and Site 2: (West Middletown, PA Quadrangle N: 22.2 inches; W: 5.9 inches and Latitude: 40° 14' 53"—Longitude: 80° 24' 57") in Hopewell Township. The applicant proposes to construct and maintain two dry fire hydrant intakes to be used by local fire companies.

E65-863. Westmoreland County Airport Authority, 200 Pleasant Unity Road, Suite 103, Latrobe, PA 15650. To place fill in wetlands in Unity Township, **Westmoreland County**, Pittsburgh ACOE District. The applicant proposes to place and maintain fill in 1.44 acres of wetlands for the purpose of improving the runway and navigation aids to enhance safety at Arnold Palmer Regional Airport. (Latrobe, PA Quadrangle N: 4.65 inches; W: 3.75 inches and Latitude: 40° 16' 32"—Longitude: 79° 24' 0").

ACTIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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

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

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction

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

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

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

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

I. NPDES Renewal Permit Actions

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-0037290	Pennsylvania Utility Company 234 The Glen Tamiment, PA 18371	Lehman Township Pike	1D UNT to Little Bushkill Creek	Yes

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 ?
PA0083364 (Sewage)	Borough of Chambersburg P. O. Box 1009 Chambersburg, PA 17201	Franklin County Greene Township	Conococheague Creek/ 13-C	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0100200	Reynolds Disposal Co. 301 Arlington Drive Greenville, PA 16125-8214	Pymatuning Township Mercer County	UNT to Shenango River 20-A	Y
PA0102130	Evans City Borough 220 Wahl Avenue Evans City, PA 16033	Jackson Township Butler County	Likens Run 20-C	Y
PA0222852	West Fallowfield Township 6817 Main Street P. O. Box 157 Hartstown, PA 16131	West Fallowfield Township Crawford County	UNT Little Shenango River 20-A	Y

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

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

NPDES Permit No. PA0246611, Sewage, **Borough of Strausstown**, P. O. Box 325, Strausstown, PA 19559. This proposed facility is located in Strausstown Borough, **Berks County**.

Description of Proposed Action/Activity: Construction/Operation of new STP.

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

NPDES Permit No. PA0028223, Sewage Amendment No. 1, **Municipal Authority of the City of Corry**, 36 West Main Street, Corry, PA 16407. This proposed facility is located in City of Corry, **Erie County**.

Description of Proposed Action/Activity: This project is to modify Corry's final TRC limits.

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

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

WQM Permit No. 5204405, Sewerage, **PA Utility Company**, 234 The Glen, Tamiment, PA 18371. This proposed facility (The Glen) is located in Lehman Township, **Pike County**.

Description of Proposed Action/Activity: Issuance of Water Quality Management Permit.

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

WQM Permit No. 0604410, Sewerage, **Borough of Strausstown**, P. O. Box 325, Strausstown, PA 19559. This proposed facility is located in Strausstown Borough, **Berks County**.

Description of Proposed Action/Activity: Construction/Operation of a Sewage Treatment Plant to serve Strausstown Borough and Upper Tulpehocken Township.

WQM Permit No. 3604416, Sewerage, **Northwestern Lancaster County Authority**, 97 North Penryn Road, Manheim, PA 17545. This proposed facility is located in Penn Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/Operation of the Sweetbriar Creek Pumping Station.

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

WQM Permit No. WQG018325, Sewerage, **Jennifer Tomczak**, 4538 Franklin Road, Fairview, PA 16415. This proposed facility is located in Fairview Township, **Erie County**.

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

WQM Permit No. WQG018335, Sewerage, **Wilbur Hinkston**, 4501 East Stancliff Road, McKean, PA 16426. This proposed facility is located in McKean Township, **Erie County**.

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

WQM Permit No. WQG018348, Sewerage, **Donald E. and Tina Koewacich**, 678 Thornton Avenue, Sharon, PA 16146-3575. This proposed facility is located in Kingsley Township, **Forest County**.

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

WQM Permit No. WQG018332, Sewerage, **Brian and April D. Renninger**, 2450 Fisher Road, Strattanville, PA 16258. This proposed facility is located in Clarion Township, **Clarion County**.

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

WQM Permit No. WQG018336, Sewerage, **Gene L. Habbyslaw**, 323 Crestview Road, Slippery Rock, PA 16057. This proposed facility is located in Slippery Rock Township, **Butler County**.

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

WQM Permit No. WQG018328, Sewerage, **Eugene Gazdak SFTF**, 50 Greenbrier Circle, Russell, PA 16345. This proposed facility is located in Pleasant Township, **Warren County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a small flow treatment facility to serve 3 homes.

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

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011503040	Forcine Concrete Construction Forcine Concrete Addition 2443 Yellow Springs Road Malvern, PA 19355-1411	Chester	Tredyffrin Township	UNT Valley Creek (EV)
PAI011504013	ACMEC of North America ACMEC Reconstruction P. O. Box 1485 Blue Bell, PA 19422	Chester	West Pikeland Township	UNT Pine Creek (HQ-TSF)
PAI011504080	Capital Specialities Building Addition 15 Commerce Boulevard West Grove, PA 19390	Chester	Penn Township	UNT East Branch Big Elk Creek (HQ-TSF, MF)

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

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024504024	Pocono Mountain School District P. O. Box 200 Pocono Mountain School Rd. Swiftwater, PA 18370	Monroe	Paradise Township	Swiftwater Creek, HQ-CWF
PAI024504012	Dept. of Transportation Engineering Dist. 5-0 1713 Lehigh St. Allentown, PA 18103	Monroe	Paradise Township - and - Mount Pocono Borough	Forest Hills Run - and - Swiftwater Creek, HQ-CWF
PAI024503018	Better Homes & Properties, Inc. R. R. 5, Box 5199 East Stroudsburg, PA 18301	Monroe	Smithfield Township	Brodhead Creek - and - Marshalls Creek, TSF, MF and HQ-CWF
PAI024804026	Meadow View Homes, Inc. 619 East Lawn Rd. Nazareth, PA 18064	Northampton	Bushkill Township	Tributary to Bushkill Creek, HQ-CWF
PAS10Q182-R	Lehigh Valley Industrial Holdings, LP c/o J.G. Petrucci Co., Inc. 171 Route 173 Asbury, NJ 08802	Lehigh	Upper Macungie Township	Iron Run, HQ-CWF
PAI023904031	Polaris Iron Run, LP 7562 Penn Drive Allentown, PA 18106	Lehigh	Upper Macungie Township	Little Lehigh Creek, HQ-CWF
PAI023903034	Corrado Homes, Inc. P. O. Box 915 Blue bell, PA 18422	Lehigh	Lower Macungie Township	Little Lehigh Creek, HQ-CWF
PAS10Q177-R	Lehigh West Land Associates, LP One Saucon View Drive Bethlehem, PA 18017	Lehigh	Lower Macungie Township	Little Lehigh Creek, HQ-CWF

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

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated with Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater from Industrial Activities
PAG-4	General Permit for Discharges from Single Residence Sewage Treatment Plants
PAG-5	General Permit for Discharges from Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

General Permit Type—PAG-2

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Bedminster Township Bucks County	PAG2000904026	Robert Sigety Kulp Farm 103 Randts Mill Road Pipersville, PA 18974	UNT Deep Run (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
New Britain Township Bucks County	PAG2000904121	Prime Properties Lot 7 Subdivision 1630 Meeting House Road Hartsville, PA 18974	West Branch Neshaminy Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
New Britain Township Bucks County	PAG2000903127	Merck Sharpe & Dome Federal Credit Union 1140 Welsh Road Suite 200 North Wales, PA 19454	West Branch Neshaminy Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Springfield Township Bucks County	PAG2000904135	Solteck Equities, LLC Solteck Subdivision 703 West Market Street Perkasie, PA 18944	UNT Haycock Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Rockhill Township Bucks County	PAG2000904155	Hidden Meadows Assisted Independent Living, LLC Hidden Meadows on the Ridge 708 Lawn Avenue Sellersville, PA 18960	UNT East Branch Perkiomen Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Chalfont Borough Bucks County	PAG2000904167	North Penn/North Wales Water Authority—Forest Park Treatment Plant Expansion 144 Park Avenue, Box 317 Chalfont, PA 18914	Pine Run/ Neshaminy Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Milford Township Bucks County	PAG2000904186	Robert Campbell 46 King Charles Lane Newtown, PA 18940	UNT Macoby Creek	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Springfield Township Bucks County	PAG2000904143	Naceville Materials Naceville Materials Asphalt 2001 Ridge Road Sellersville, PA 18960	UNT Saucon Creek	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Hilltown Township Bucks County	PAG2000904040	Midatlantic Real Estate, Inc. Proposed CVS Pharmacy 200 South Ithan Avenue Villanova, PA 19085	Morris Run (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Hilltown Township Bucks County	PAG2000904144	County Cork Builders James and Donna Baskin Sbdv 2188 Detwiler Road Harleysville, PA 19438	West Branch Neshaminy Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Silverdale Borough Bucks County	PAG2000904154	Pennridge Area Senior Citizens Center 815 Chestnut Street Perkasie, PA 18944	East Branch Perkiomen Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Quakertown Borough Richland Township Bucks County	PAG2000904191	Borough of Quakertown Water and Sewer Line Replace 35 North Third Street Quakertown, PA 18951	Licking Run Creek, Beaver Run and Tohickon Creek	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

NOTICES

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
New Garden Township Chester County	PAG2001504102	Lang Limited Partnership 1263 Newark Road Toughkenamon, PA 19374	Trout Run (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Penn Township Chester County	PAG2001504113	Church in the Vineyard 111 Vineyard Way West Grove, PA 19390	UNT West Branch White Clay Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
New Garden Township Chester County	PAG2001504085	Bernard Partnership, LLC Peddlers Village 19A Christiana, DE 19702	East Branch White Clay Creek (CW)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Sadsbury Township Chester County	PAG2001504088	Cumberland Insurance Group 410 Boot Road Downingtown, PA 19355	Bucks Run (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
New Garden and Kennett Townships Chester County	PAG2001504014	Michael Phillips 1011 Kaolin Road, No. B Kennett Square, PA 19348	Red Clay Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Parkesburg Borough Chester County	PAG2001504082	Harkins Property, LLC 242 Winged Foot Drive Blue Bell, PA 19422	Bucks run (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Sadsbury Township Chester County	PAG2001504081	Gregory Vietri 980 Valley Road Coatesville, PA 19320	Suckers Run (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Valley Township Chester County	PAG2001504064	Valley Suburban Center 600 West Germantown Pike Plymouth Township, PA 19462	Rock Run, UNT West Branch Brandywine Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Caln Township Chester County	PAG2001504090	Don Henderson 201 Reeceville Road Coatesville, PA 19320-1542	Beaver Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Brandywine Township Chester County	PAG2001504057	Coatesville Area Regional Catholic Elementary School 605 East Lincoln Highway Coatesville, PA 19320	Beaver Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Kennett Township Chester County	PAG2001504069	Louis Caputo 556 East South Street Kennett Square, PA 19348	West Branch Red Clay Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Kennett Township Chester County	PAG2001504095	Gary Scheivert P. O. Box 577 Chadds Ford, PA 19317	UNT East Branch Red Clay Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Kennett Township Chester County	PAG2001504094	Frederick Stengel 810 East Baltimore Pike Kennett Square, PA 19348	East Branch Red Clay Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Oxford Township Chester County	PAG2001504078	James McLeod and John Highby P. O. Box 380 Oxford, PA 19363	Leech Run (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
London Grove Township Chester County	PAG2001503132	Rose Hollow, LP 2459 Creek Road Glenmoore, PA 19343-1512	UNT West Branch White Clay Creek (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Nether Providence Township Delaware County	PAG2002304063	Jeffrey Young 23 Cardiff Road Ocean City, NJ 08226	UNT Crum Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Concord Township Delaware County	PAG2002304051	Concord Campus, LP 701 Marden Choice Lane Baltimore, MD 21208	West Branch Chester Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Marple Township Delaware County	PAG2002304050	Katherine Davison 35 Central Park West Apartment 1TR New York, NY 10023	Crum Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Skippack Township Montgomery County	PAG2004604229	Heritage Building Group, Inc. Matz Tract aka Heritage Hunt 3326 Old York Road Suite A100 Furlong, PA 18925	Perkiomen Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Salford Township Montgomery County	PAG2004603171	WB Homes, Inc. Preserve at Skippack 40 Sunneytown Pike North Wales, PA 19454	Skippack Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Dublin Township Montgomery County	PAG2004604211	Golfview Properties, LP 55 Lynn Avenue Oreland, PA 19075	Wissahickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Washington Township, Northampton Co.	PAG2004804036	David Sell REEN Development Company, LLC 1348 Hamilton Blvd. Allentown, PA 18102	Martins Creek, TSF, MF	Northampton Co. Cons. Dist. (610) 746-1971
Deer Lake Borough - and - West Brunswick Township Schuylkill Co.	PAG2005404039	Corrado Development LLC 965 Park Road Blandon, PA 19510-9458	Pine Creek, CWF	Schuylkill Co. Conservation District (570) 622-3742
Newton Township, Lackawanna Co.	PAG2003504030	James Comes Landview Properties, Inc. 205 Windsor Way Moscow, PA 18444	Keyser Creek/ Gardner Creek, CWF	Lackawanna Co. Conservation District (570) 281-9495

NOTICES

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Lower Swatara Township, Dauphin County	PAG2-0022-04-056	BW Partnership 2697 Fulling Mill Rd Middletown, PA 17057	UNT Laurel Run and UNT Susquehanna River	Dauphin County Conservation District 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
York Township York County	PAG2-0067-04-091	Carriage Crossings Phase II Cornerstone at Carriage Crossings, LP 300 Bailey Drive Suite 106 Stewartstown, PA 17363	Mill Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Manheim Township York County	PAG2-0067-04-054	Bruce Ruhlman Lake Point Assoc. 65 Mussleman Rd. Hanover, PA 17331	East Branch Codus Creek CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Jackson Township York County	PAG2-0067-03-127	R & D Properties Thistle Hill Drive only 302 Forge Court Spring Grove, PA 17362	Codus Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
West Manheim Township York County	PAG2-0067-03-107-1	West Manheim Housing Michael Stoner Lutheran Social Services 1050 Penn Ave. York, PA 17404	Indian Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
York Township York County	PAG2-0067-04-101	CVS Pharmacy LMS Commercial Real Estate 120 N. Point Blvd. Lancaster, PA 17601	Codus Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Columbia County Scott Township	PAG2001904011	Columbia County Housing Corp. 700 Sawmill Road Bloomsburg, PA 17815	Susquehanna River Tributaries WWF	Columbia County Conservation District 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310
Northumberland County Delaware Township	PAG2004904011	Sher Express 4335 Paradise Rd. Watsonstown, PA 17777	UNT Muddy Run WWF	Northumberland County Conservation District R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114x4
Northumberland County Point Township	PAG2004904012	Mirkwood Subdivision R. R. 2, Rt. 49049 Northumberland, PA 17857	UNT Susquehanna River	Northumberland County Conservation District R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114x4
Washington County North Franklin Township	PAG2006304033	Mark Tarbuck 325 Elm Street Washington, PA 15301	UNT to Chartiers Creek (WWF)	Washington County CD (724) 228-6774

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Butler County Forward Township	PAG2-0010-04-025	Frank Shipley Frank Shipley Subdivision 8037 Rowan Road Cranberry Township	UNT To Connoquenessing Creek-WWF	Butler Conservation District (724) 284-5270
Clarion County Monroe Township	PAG2-0616-03-005	Timothy Reddinger Clarion Trinity Dev. Co. LP P. O. Box 445 Clarion PA 16214	Tributary to Brush Run-CWF	DEP Northwest Regional Office (814) 332-6942
<i>General Permit Type—PAG-3</i>				
<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Lehigh Township Northampton County	PAR602228	M & R Motors 4516 W. Mountain Back Rd. Walnutport, PA 18088	Unnamed feeder to Bertsch Creek, CWF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Pittston Township Luzerne County	PAR802224	United Parcel Service Inc. (UPS—Pittston) 1821 S. 19th Street Harrisburg, PA 17104	Mill Creek, CWF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Pottsville City Schuylkill County	PAR802222	United Parcel Service Inc. (UPS—Pottsville) 1821 S. 19th Street Harrisburg, PA 17104	Mill Creek, CWF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Scranton City Lackawanna County	PAR802223	United Parcel Service Inc. (UPS—Scranton) 1821 S. 19th Street Harrisburg, PA 17104	Keyser Creek, CWF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Dauphin County Londonderry Township	PAR803645 (transfer)	DHL Express USA, Inc.— Middletown Facility 1200 South Pine Island Road Plantation, FL 33324	Swatara Creek/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County East Hempfield Township	PAR803594 (transfer)	Lancaster Preferred Partners, LLC—East Hempfield 2919 Old Tree Drive Lancaster, PA 17603-4026	Brubaker Run/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Paint and Elk Townships, Clarion County	PAR808370	Clarion County Airport Authority 395 Airport Road Shipperville, PA 16254	UNT to Deer Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Sugarcreek Borough, Venango County	PAR608330	Eakin Auto	Patchel Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*Facility Location:
Municipality &
County*

Sugarcreek Borough,
Venango County

Permit No.
PAR608344

*Applicant Name &
Address*
Eakin Auto
230 Patchel Run Road
Franklin, PA 16323

*Receiving
Water/Use*
Sugar Creek

*Contact Office &
Phone No.*
DEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942

General Permit Type—PAG-4

*Facility Location:
Municipality &
County*

Fairview Township,
Erie County

Permit No.
PAG049018

*Applicant Name &
Address*
Jennifer Tomczak
4538 Franklin Road
Fairview, PA 16415

*Receiving
Water/Use*
Trout Run

*Contact Office &
Phone No.*
DEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942

McKean Township,
Erie County

PAG049128

Wilbur Hinkston
4501 East Stancliff Road
McKean, PA 16426

UNT to Lamson Run

DEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942

Conneaut Township,
Erie County

PAG048622

David W and Terrie A. Kuhn
11635 Crouch Road
Albion, PA 16401

UNT to Conneaut
Creek

DEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942

Kingsley Township,
Forest County

PAG049140

Donald E. and Tina Koewacich
678 Thornton Avenue
Sharon, PA 16146-3575

UNT to Tionesta
Creek

DEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942

Clarion Township,
Clarion County

PAG049125

Brian and April D. Renninger
2450 Fisher Road
Strattanville, PA 16258

UNT to Millcreek

DEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942

Slippery Rock
Township,
Butler County

PAG049129

Gene L. Habbyshaw

Slippery Rock Creek

DEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942

Otter Creek
Township,
Mercer County

PAG048378

Gregory F. Shaw
44 Callahan Road
Greenville, PA 16125-9633

UNT to Mathay Run

DEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942

Pleasant Township
Warren County

PAG049121

Eugene Gazdak
50 Greenbrier Circle
Russell, PA 16345

Allegheny River

DEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942

*General Permit Type—PAG-5**Facility Location:*

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Karns City Borough Butler County	PAG058362	Rothman's Service 300 Willow Road Karns City, PA 16041	South Branch Bear Creek 17-C	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

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

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

Permit No. 2804507 MA, Minor Amendment, Public Water Supply.

Applicant	Antrim Township Municipal Authority
Municipality	Antrim Township
County	Franklin

Type of Facility	Construction of a new 515,000-gallon finished water storage tank to serve the Cedarbrook Development.
Consulting Engineer	Keith Moore, P. E. Frederick, Seibert & Associates 10 W. Baltimore Street Greencastle, PA 17225
Permit to Construct Issued:	12/20/2004
Permit No. 0704501 MA, Minor Amendment, Public Water Supply.	
Applicant	Altoona City Authority
Municipality	Logan Township
County	Blair
Type of Facility	Installation 7,325 feet of 12-inch and 16-inch ductile iron waterline and required appurtenances to serve the proposed Logantown Development.
Consulting Engineer	Mark V Glenn, P. E. Gwin, Dobson & Foreman, Inc. 3121 Fairway Dr. Altoona, PA 16602-4475
Permit to Construct Issued:	12/17/2004

Operations Permit issued to: **Guilford Water Authority**, 7280038, Greene Township, **Franklin County** on 12/10/2004 for the operation of facilities approved under Construction Permit No. 2802501.

Operations Permit issued to: **Evitt Creek Water Company**, Cumberland Valley Township, **Bedford County** on 12/16/2004 for the operation of facilities approved under Construction Permit No. 0504504 MA.

Operations Permit issued to: **Washington Township Municipal Authority**, Washington Township, **Franklin County** on 12/23/2004 for the operation of facilities approved under Construction Permit No. 2804505.

Operations Permit issued to: **Mont Alto Municipal Authority**, 7280040, Quincy Township, **Franklin County** on 11/22/2004 for the operation of facilities approved under Construction Permit No. 2803502.

Operations Permit issued to: **Columbia Water Company**, 7360123, Columbia Borough, **Lancaster County** on 12/10/2004 for the operation of facilities approved under Construction Permit No. 3603514.

Operations Permit issued to: **Gus's Keystone Family Restaurant**, 7360344, Mount Joy Borough,

Lancaster County on 1/5/2005 for the operation of facilities approved under Construction Permit No. 3604501.

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

Permit No. 1704502—Construction Public Water Supply.

Applicant Clearfield Municipal Authority
Township or Borough Lawrence Township
County Clearfield
Responsible Official Jeffery Williams, Manager
 Clearfield Municipal Authority
 107 East Market Street
 Clearfield, PA 16830
Type of Facility Public Water Supply—Construction
Consulting Engineer James Potopa
 Gwin, Dobson & Foreman, Inc.
 3121 Fairway Drive
 Altoona, PA 16602
Permit Issued Date 9/21/04
Description of Action Construction of the tank, pump station and extension of the waterline in the Fire Tower area.

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant Wellsboro Municipal Authority
Township or Borough Wellsboro Borough
County Tioga
Responsible Official Susan Stephens, Secretary
 Wellsboro Municipal Authority
 28 Crafton Street
 Wellsboro, PA 16901
Type of Facility Public Water Supply—Operation
Consulting Engineer William S. Bray, P. E.
 P. O. Box 535
 Wellsboro, PA 16901
Permit Issued Date 1/6/05
Description of Action Operation of slow sand filter No. 2, following the recent replacement of the support gravel and sand.

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

Permit No. 3419-Ti-MA1, Minor Amendment

Applicant Pennsylvania American Water Co.
Borough or Township Clarion Township
County Clarion County
Type of Facility PWS
Permit to Construct Issued 01/07/2004

Operations Permit issued to: **West Hickory Water Company**, P. O. Box 397, Reno, PA 16343, PWSID 6270007, Hickory Township, **Forest County**, on January 4, 2005, for the operation of the chlorine contact pipe, corrosion control treatment and other improvements, as approved under Construction Permit No. 363W8-T2-MA1.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Tremont Borough	P. O. Box 55 Tremont, PA 17981	Schuylkill
Tremont Township	166 Molleystown Road Pine Grove, PA 17963	Schuylkill
Frailey Township	23 Maryland Street Donaldson, PA 17981	Schuylkill
Tremont Municipal Authority	423 West Main Street Tremont, PA 17981	Schuylkill

Plan Description: The Plan provides for repair and rehabilitation of the public gravity sanitary sewage collection system serving Tremont Borough (Phase 1), along with upgrade improvements to the Maple Street Pumping Station, and upgrade and expansion of the existing Tremont Municipal Authority wastewater treatment plant (Phase 2). The existing wastewater treatment plant is hydraulically overloaded, currently permitted at 0.330 mgd. The Plan calls for addition of a new extended aeration system with chemical phosphorous treatment, and expansion of up to a maximum average daily flow of 0.500 mgd, predicated on success of the Phase 1 sewer rehabilitation project. The Department's review has not identified any significant environmental impacts resulting from this proposal. The approved project will require an NPDES Permit for the proposed increased effluent discharge and a Water Quality Management Permit for the construction and operation of the proposed sewage facilities. The permit applications must be submitted in the name of the municipality or authority, as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Amity Township	2004 Weavertown Road, Douglassville PA 19518	Berks

Plan Description: The approved plan provides for the adoption and implementation of an onlot sewage disposal system management ordinance, the extension of public sewers to serve Bel Air Estates and Valley Road via the proposed Monocacy Interceptor and the expansion and rerating of the Amity Township wastewater treatment facility to a design flow of 2.2 mgd. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

Agway Curryville Property, North Woodbury Township, **Blair County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110-9307, on behalf of Agway, Inc., P. O. Box 4741, Syracuse, NY 13221-4741, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with inorganics, pesticides and herbicides. The report is intended to document remediation of the site to a combination of the Statewide Health and Site-specific standards.

Dayton Parts, LLC, Harrisburg City, **Dauphin County**. BL Companies, 830 Sir Thomas Court, Harrisburg PA 17109, on behalf of Dayton Parts, LLC, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils contaminated with

chlorinated solvents, fuel oils Nos. 2, 4, 5 and 6, inorganics, lead, other organics, and PAHs, and groundwater contaminated with chlorinated solvents and inorganics. The combined report is intended to document remediation of the site to a combination of the Statewide Health and Site-specific standards.

Former Carlisle Shoe, Swatara Township, **Dauphin County**. BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109, on behalf of Eshenaur's Fuel Inc., 2900 Herr Street, Harrisburg, PA 17103, submitted a Final Report concerning remediation of site soils contaminated by fuel oil from an underground storage tank. The report is intended to document remediation of the site to a Statewide Health standard.

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

Former Sunshine Textile Services, Inc., Town of Bloomsburg, **Columbia County**. Curtis Herman, Austin James Associates, Inc., Rts. 423 and 940, P. O. Box U, Pocono Pines, PA 18350, has submitted a Final Report concerning soil and groundwater contaminated with chlorinated solvents. This Final Report is intended to demonstrate attainment of the Site-specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

McCleary Oil Company at the Luben Burkholder Farm, Hamilton Township, **Franklin County**. BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109, on behalf of McCleary Oil Company, 19 West King Street, Chambersburg, PA 17201, has submitted a Final Report concerning remediation of site soils and groundwater contaminated with benzene, toluene, ethylbenzene and xylenes (BTEX). The final report demonstrated attainment of the Statewide Health standard, and was approved by the Department on December 29, 2004.

Former Carlisle Shoe, Swatara Township, **Dauphin County**. BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109, on behalf of Eshenaur's Fuel Inc., 2900 Herr Street, Harrisburg, PA 17103, submitted a Final Report concerning remediation of site soils contaminated by fuel oil from an underground storage tank. The final report demonstrated attainment of the Statewide Health standard, and was approved by the Department on January 10, 2005.

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

PADOT Columbia Co. Maintenance Facility, Town of Bloomsburg, **Columbia County**, Apex Environmental, Inc. 269 Great Valley Parkway, Malvern, PA 19355 has submitted a Final Report concerning soil contaminated with BTEX, MTBE, cumene, naphthalene and pyrene and groundwater contaminated with lead, BTEX and MTBE. This Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on January 3, 2005.

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

Highland Group Ind Sheffield Property, Sheffield Township, **Warren County**. Karen Souza, Civil and Environmental Consultants, 333 Baldwin Rd., Pittsburgh PA 15205 on behalf of Robert Weber, Highland Group Ind., 31200 Solon Rd, Solon OH 44139 has submitted a Final Report concerning remediation of site soil contaminated with chlorinated solvents. The Final Report was approved by the Department on December 23, 2004.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Draft permits issued, suspended, expired, denied, revoked, reinstated or returned under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous waste treatment, storage or disposal facility.

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

PAD981737109. Safety-Kleen Systems, Inc., 600 Stewart Road, Hanover Industrial Estates, Wilkes-Barre, PA 18706. A permit renewing the term of Safety-Kleen's permit for the receipt and temporary storage of approved hazardous and residual waste at this hazardous waste storage facility, located in Hanover Township, **Luzerne County**, prior to their off-site disposal or other off-site disposition at a permitted facility. The wastes are stored inside secondary containments. The permit was issued in the Regional Office on January 3, 2005; and it will expire on January 3, 2015.

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.

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

Permit No. 101470. United States Recycling, Inc., 6101 Tacony Street, Philadelphia PA 19135-2998, City of Philadelphia. Ten-year permit renewal for the United States Recycling, Inc. transfer station located in the City of Philadelphia. This renewal action also approved a Radiation Protection Action Plan, which was pending under a separate application. The permit was issued by the Southeast Regional Office on January 5, 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.

GP2-06-05064B: Sunoco Partners Marketing and Terminals LP (525 Fritztown Road, Sinking Spring, PA 19608) on January 7, 2005, for Storage Tanks for Volatile Organic Liquors under GP2 in Spring Township, **Berks County**.

GP3-21-03067: Pennsy Supply, Inc. (1001 Paxton Street, P. O. Box 3331, Harrisburg, PA 17105) on January 4, 2005, for Portable Nonmetallic Mineral Processing Plants under GP3 in Penn Township, **Cumberland County**.

GP3-67-03130: The Berg Corporation (2519 Wilkens Avenue, Baltimore, MD 21223) on January 3, 2005, for Portable Nonmetallic Mineral Processing Plants under GP3 in the City of York, **York County**.

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

GP5-32-00381: Linn Operating, LLC (395 Airport Road, Indiana, PA 15701) on January 6, 2005, to operate their natural gas production facility in Green Township, **Indiana 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.

46-0037U: Cabot Supermetals (County Line Road, Boyertown, PA 19512) on January 7, 2005, to operate a new attritor mill 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.

39-309-061: Lafarge North America Incorporated (5160 Main Street, Whitehall, PA 18052) on January 4, 2005, to install an air cleaning device on the H5/H6 homogenizing silos at their Whitehall Plant in Whitehall Township, **Lehigh County**.

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

06-05002E: Lehigh Cement Co. (537 Evansville Road, Fleetwood, PA 19522) on January 6, 2005, to install a mid-kiln air injection system on the No. 1 Portland Cement Kiln at their facility in Maidencreek Township, **Berks County**.

22-03017A: Hoover Funeral Homes and Crematory, Inc. (6011 Linglestown Road, Harrisburg, PA 17112) on January 7, 2005, to construct a pet crematory in Lower Paxton Township, **Dauphin County**.

67-03122: Key Plastics, LLC. (3350-3390 Farmstrail Road, York, PA 17402) on January 4, 2005, to install three automated paint lines controlled by dry filters and a regenerative thermal oxidizer in Manchester Township, **York County**.

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

32-00379A: Amerikohl Mining Inc. (202 Sunset Drive, Butler, PA 16001) on January 4, 2005, to allow the construction and operation of a coal preparation plant at their Stiles Surface Mine in Buffington Township, **Indiana 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.

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

36-05079B: Chester County Solid Waste Authority (P. O. Box 476, Honey Brook, PA 19344) on January 1, 2005, to construct an enclosed ground flare to combust landfill gas generated at their Lanchester Landfill in Caernarvon Township, **Lancaster County**. This facility is subject to 40 CFR Part 60, Subpart WWW—Standards of Performance for Municipal Solid Waste Landfills. This plan approval was extended.

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

49-311-003: The Quikrete Companies, Inc. (R. R. 1 Box 312, Paxinos, PA 17860) on December 30, 2004, to construct various pieces of dry redi-mix concrete batching and packaging equipment, and to operate various other pieces of dry redi-mix concrete batching and packaging equipment on a temporary basis, until April 29, 2005, in Shamokin Township, **Northumberland County**. The plan approval has been extended.

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

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.

44-05002: CNH America LLC (P. O. Box 868, Belleville, PA 17004) on January 7, 2005, to operate a farm equipment manufacturing facility in Union Township, **Mifflin County**.

67-05033: Gichner Shelter Systems (490 East Locust Street, P. O. Box 481, Dallastown, PA 17313) to operate their portable metal building manufacturing facility in York Township, **York County**. This is a renewal of the Title V operating permit.

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.

36-03002: High Concrete Structures, Inc. (125 Denver Road, Denver, PA 17517) on January 5, 2005, to operate a sandblasting booth and storage silos at their concrete batch plant in East Cocalico Township, **Lancaster County**.

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

GP5-32-00381: Linn Operating, LLC (395 Airport Road, Indiana, PA 15701) on January 5, 2005, to operate their gas production station in Green Township, **Indiana County**.

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.

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

09-00106: Univar USA, Inc. (200 Dean Sievers Place, Morrisville, PA 19067) on January 6, 2005, for a Minor Modification to their State-Only (Synthetic Minor) Operating Permit No. SMOP-09-00106 in Falls Township, **Bucks County**. The Minor Modification incorporates RFD No. 09-A01-963 into the State Only Operating Permit, and replaces the previously permitted emergency generator (Source ID 101). The following changes have been addressed in the modified State Only Operating Permit:

Source ID 031, 102, FML02, FML04, S01, and S03 have been renamed to provide clarification.

The following source, fuel material location and emission point, along with corresponding source throughputs, permit map, compliance schedule, conditions and emission restrictions, have been removed: Source ID: 101, FML03, S02

Description: Emergency Generator, Emergency Generator Diesel Fuel Tank, Emergency Generator Stack

The following source, fuel material location and emission point, along with corresponding source throughputs, permit map, compliance schedule, conditions and emission restrictions, have been added:

Source ID: 103, FML05, S05

Description: Cummins Emergency Generator, Cummins Emergency Gen Diesel Fuel Tank, Cummins Emergency Generator Stack

An accidental release program/Risk Management Plan requirement has been added.

The Department telephone number at which to report a malfunction has been changed to (484) 250-5920.

Minor Modification of State Only Operating Permit No. SMOP-09-00106 is issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462.

23-00001: Sunoco, Inc. (Delaware Avenue and Green Street, Marcus Hook, PA 19061-0426) on January 7, 2005, this amendment to address opening the permit for cause by the Department concerning an EPA waiver for Source 115 (marine vessel loading), which is regulated by 40 CFR 61, Subpart BB and 40 CFR 60, Subparts NNN and RRR. These permit changes will not result in any increase of emissions in Marcus Hook Borough, **Delaware County**. Administrative Amendment of Title V Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450.

46-00137: Oehlert Brothers Inc. (P. O. Box 699, Royersford, PA 19468) on December 29, 2004, to operate a natural minor operating permit in Limerick Township, **Montgomery County**.

46-00128: Verizon, Inc. (966 South Matlack Street, West Chester, PA 19382) on December 29, 2004, to operate a synthetic minor operating permit in Jenkintown Borough, **Montgomery County**.

15-00067: Herr Foods Incorporated (P. O. Box 300, Nottingham, PA 19362) on December 29, 2004, to amend the operation of a Synthetic Minor Operating Permit in West Nottingham Township, **Chester County**.

46-00213: Cremation Society of Pennsylvania (4100 Jonestown Road, Harrisburg, PA 17109) on January 4, 2005, to operate a Natural Minor Operating Permit in Upper Merion Township, **Montgomery County**.

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

25-00961: Allegheny Wood Works, Inc. (10003 Railroad Street, Lake City, PA 16423) on December 22, 2004, an Administrative Amendment of their Synthetic Minor Operating Permit, to incorporate the change of name and address of their facility due to change of ownership. The previous name of the facility was Loger Industries. The facility is in Lake City Borough, **Erie County**.

16-00131: Allegheny Wood Products, Inc. (Highway 208, Marble, PA 16334) on December 22, 2004, an Administrative Amendment of the Synthetic Minor Operating Permit, to incorporate the change of name of the facility due to change of ownership. The previous name of the facility was Georgia Pacific Corporation. The facility is in Washington Township, **Clarion County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 Water Quality Certification and the NPDES permit application. Mining activity permits issued in response to the applications will also address the application permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Coal Permits Actions

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

11031301. NPDES Permit No. PA0235539, AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650), to revise the permit for the Madison Mine in Jackson Township, **Cambria County** to add surface activity site acres to install ventilation boreholes. Surface Acres Proposed 4.4. No additional discharges. Permit issued January 4, 2005.

56951301. NPDES Permit No. PA0214850, RoxCOAL, Inc., (P. O. Box 149, Friedens, PA 15541), to revise the permit for the Augustus Mine in Shade Township, **Somerset County** to add acreage to the existing surface facility site to utilize an existing haul road. Surface Acres Proposed 7.6. No additional discharges. Permit issued January 4, 2005.

Noncoal Permits Actions

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

32030103 and NPDES Permit No. PA0249408. Britt Energies, Inc., 2450 Philadelphia Street, Indiana, PA 15701, commencement, operation and restoration of a noncoal-sandstone mine in Center Township, **Indiana County**, affecting 226.9 acres. Receiving streams: Tearing Run and UNT to Yellow Creek to Two Lick to Blacklick

Creek to Conemaugh River classified for the following uses: CWF (all). There are no potable water supply intakes within 10 miles downstream. Application received February 13, 2003. Permit issued: January 5, 2005.

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

08040810. Donald E. Johnson, Jr. (R. R. 2, Box 284, Towanda, PA 18848). Commencement, operation and restoration of a small industrial mineral (flagstone) permit in Asylum Township, **Bradford County** affecting 5 acres. Receiving streams: UNT, tributary to Bennetts Branch. Application received: September 29, 2004. Permit issued: December 21, 2004.

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

6476SM10T and NPDES Permit No. PA0224391. Pennsy Supply, Inc., (P. O. Box 3331, Harrisburg, PA 17105), transfer of an existing quarry operation and add discharge of treated mine drainage in Jenkins Township, **Luzerne County** affecting 128.58 acres, receiving stream: Lampblack Creek. Application received March 23, 2004. Transfer issued December 28, 2004.

40970302T. Pennsy Supply, Inc., (P. O. Box 3331, Harrisburg, PA 17105), transfer of an existing quarry operation in Jenkins Township, **Luzerne County** affecting 51.51 acres, receiving stream: none. Application received March 23, 2004. Transfer issued December 28, 2004.

58042805. Custom Stoneworks, Inc. (2213 Long Creek Road, Apalachin, NY 13732), commencement, operation and restoration of a bluestone quarry operation in Silver Lake Township, **Susquehanna County** affecting 2.0 acres. Receiving stream: Choconut Creek. Application received September 13, 2004. Permit issued January 5, 2005.

58040853. Mike Andzulis (P. O. Box 133, Clifford, PA 18413), commencement, operation and restoration of a quarry operation in Clifford Township, **Susquehanna County** affecting 5.0 acres. Receiving streams: Tinker Creek and Dundaff Creek. Application received August 18, 2004. Permit issued January 5, 2005.

58040864. Lynn McLaughlin (R. R. 2 Box 79-C, Union Dale, PA 18470), commencement, operation and restoration of a bluestone quarry operation in Gibson Township, **Susquehanna County** affecting 5.0 acres. Receiving stream: Bear Swamp Creek. Application received October 19, 2004. Permit issued January 6, 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.

Blasting Permits Actions

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

05054001. Guelich Explosives Company, 456 Stouffer Hill Road, Friedens, PA 15541. Foundation excavation—Todd Johnson Trucking in Colerain Township, **Bedford County**. Duration of blasting is 10 days. Permit Issued January 6, 2005.

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

67044110. Hall Explosives, Inc., (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting for West Manheim Township Area Sewer System in West Manheim Township, **York County** with an expiration date of December 30, 2005. Permit issued January 6, 2005.

22054101. Hall Explosives, Inc., (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting for Cedar Shopping Centers, Inc. in South Hanover Township, **Dauphin County** with an expiration date of January 30, 2006. Permit issued January 6, 2005.

15054101. Horst Drilling & Blasting, Inc., (141 Rancks Church Road, New Holland, PA 17557), construction blasting for Providence Hill in East Fallowfield Township, **Chester County** with an expiration date of January 30, 2006. Permit issued January 6, 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 construction and operation described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E40-639. Andrew Stone, 1405 Meetinghouse Road, North Wales, PA 19454-3693. Slocum Township, **Luzerne County**, Army Corps of Engineers Baltimore District.

To construct and maintain a private floating dock, extending approximately 150 feet from the shoreline, in Mud Pond (CWF). The total area of the dock is approximately 550 square feet. The project is located along the southern shoreline of Mud Pond, at 1372 Slocum Road (Nanticoke, PA Quadrangle N: 5.7 inches; W: 1.2 inches). (Subbasin: 5B)

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

E18-378. Gerard L. Banfill, 290 Fairpoint Road, Mill Hall, PA 17751. Monsey Drive Paving in Woodward Township, **Clinton County**, ACOE Baltimore District (Lock Haven, PA Quadrangle N: 5.0 inches; W: 12.3 inches).

To obtain a permit to place and maintain 97 cubic yards of asphalt in the left 100-year floodway of the West Branch Susquehanna River as a 3-inch lift over 1,100 linear feet by 9.5 feet wide of an existing gravel road known as Monsey Drive located 0.2 mile southeast of the intersection of Water Valley Road and Monsey Drive. This permit was issued under Section 105.13(e) "Small Projects."

E53-405. Harrison Township, P. O. Box 92, Harrison Valley, PA 16729. T-479 Bridge Replacement Across Cowanesque River, Harrison Township, **Potter County**, ACOE Baltimore District (Harrison Valley, PA Quadrangle N: 11.7 inches; W: 3.3 inches).

To remove an existing bridge and to construct, operate and maintain a single span prestressed concrete box beam bridge that will carry T-479 across the Cowanesque River. The single span T-479 Bridge shall be constructed with a minimum span of 90 feet, underclearance of 6.15 feet and skew of 55°. All in-stream bridge appurtenances shall be constructed during stream low flow. Since the Cowanesque River is a stock trout fishery, no construction or future repair work shall be done in or along the stream channel between March 1 and June 15 without prior written permission from the Pennsylvania Fish and Boat Commission. The project is located along the eastern right-of-way of SR 0049 approximately 500 feet east of T-429 and SR 0049 intersection. This permit also authorizes construction, operation, maintenance and removal of temporary roadway, cofferdams and/or stream diversions. If any altered or added design element is proposed for the temporary structures that were reviewed and approved for issuing this permit, then the permittee shall submit those proposed design revisions to the Department for review and written approval prior to any design changes being made to the temporary structures. Construction of the T-479 Bridge permanently impacts .046 acres of

wetland that the Department has deemed as de minimus. As de minus wetland impacts, the permittee shall not be required to mitigate the wetland impacts with replacement wetlands.

E60-167. Ervin N. Hoover, 742 Dice Road, Mifflinburg, PA 17844. Hoover Drive, in Limestone Township, **Union County**, ACOE Baltimore District (Mifflinburg, PA Quadrangle N: 1.75 inches; W: 3.98 inches).

To: 1) remove an existing twin culvert crossing; 2) construct and maintain a flatbed trailer bridge with a 25-foot clear span and a maximum underclearance of 5 feet over Sweitzers Run; 3) place stone/riprap on the banks of the Run at the inlet and outlet of the bridge, located 0.8 mile up Dice Road from SR 304. The project will indirectly impact 24 feet of Sweitzers Run that is a Cold Water Fishery without temporary or permanent wetland impacts. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E10-393. John Volkar and Matthew Volkar, 454 Mower Drive, Apt. A, Pittsburgh, PA 15239. Bridge Over Glade Run, in Adams Township, **Butler County**, ACOE Pittsburgh District (Valencia, PA Quadrangle N: 14.65 inches; W: 15.9 inches).

The applicant proposes to construct and maintain a single span prestressed concrete beam bridge having a clear span of approximately 35 feet and an underclearance of 3.85 feet across Glade Run (Valencia, PA Quadrangle N: 14.65 inches; W: 15.9 inches) approximately 1,000 feet NW of the intersection of Huch Road and Three Degree Road. Project is in support of two single family residences and includes a direct impact of 0.07 acre of PEM wetland for driveway construction and onsite replacement of 0.15 acre of PEM wetland. Glade Run is a perennial stream classified as WWF. The project proposes to directly affect 0.07 acre of PEM wetlands and approximately 30 feet of stream.

E20-533. Anderson Property Association, 601 Park Avenue, Cinnaminson, NJ 08077. Lakeshore Stabilization, in Sadsbury Township, **Crawford County**, ACOE Pittsburgh District (Conneaut Lake, PA Quadrangle N: 19.6 inches; W: 7.6 inches).

The applicant proposes to construct and maintain an aluminumized steel sheet pile retaining wall immediately in front of an existing deteriorated railroad tie retaining wall having a length of approximately 386 feet at a point along Conneaut Lake (HQ-WWF) shore just north of Fireman's Beach (Conneaut Lake, PA Quadrangle N: 19.6 inches; W: 7.6 inches) in Sadsbury Township, Crawford County.

E25-678. Norfolk Southern Railway Company, 99 Spring Street, Building 142, Atlanta, GA 30303. Norfolk Southern Railway Company Bridges B-110.39 and B-113.23, in Springfield Township, **Erie County**, ACOE Pittsburgh District.

The applicant proposes to conduct the following activities on the existing Norfolk Southern Railway Company line traversing Erie County north of Interstate 90 in Springfield Township:

1. To remove deteriorated concrete, install a new concrete floor slab, extend the wingwalls and maintain the existing 58-foot long structure having a span of 16 feet and an underclearance of approximately 18 feet across Raccoon Creek at 110.39 approximately 300 feet down-

stream of S.R. 5. (East Springfield, PA Quadrangle N: 16.4 inches; W: 11.6 inches).

2. To install and maintain a 70-foot long, 65-inch wide by 40-inch high steel pipe arch culvert inside the existing concrete box culvert and a 70-foot long, 6-foot diameter steel pipe parallel to the existing box culvert in a tributary to Turkey Creek at 113.23 approximately 2,000 feet downstream of S.R. 20 and 1 mile west of S.R. 5 (Conneaut, OH Quadrangle N: 14.0 inches; W: 1.5 inches).

E42-311, DCNR Bureau of State Parks, P. O. Box 8451, Harrisburg, PA 17105-8451. Kinzua Bridge State Park Viaduct Site, in Hamlin & Keating Townships, **McKean County**, ACOE Pittsburgh District (Cyclone, PA Quadrangle N: 2.3 inches; W: 12.1 inches).

To repair and maintain the existing foundations, abutments and railroad towers/bents and to maintain the debris field as a result of the Kinzua Viaduct Bridge collapse within the floodway/floodplain of Kinzua Creek (CWF) at a point within the Kinzua Bridge State Park.

E43-310, Orion Development RA XLVIII, LLC, 4125 Freedom Way, Weirton, WV 26062. Eckerd Store 8720 R, in the City of Hermitage, **Mercer County**, ACOE Pittsburgh District (Sharpsville, PA Quadrangle N: 1.2 inches; W: 10.5 inches).

The applicant proposes to construct a commercial development consisting of an Eckerd Store No. 8702R (14,735 square feet) (Sharpsville, PA Quadrangle N: 1.2 inches; W: 10.5 inches) at the SE corner of the intersection of SR 18 and SR 3020 (Lamor Road) in the City of Hermitage, Mercer County involving the channel realignment and reconstruction of an UNT to Pine Hollow Run involving 1) to construct and maintain a 42-foot long, precast concrete box culvert having a 7-foot wide by 4-foot high waterway opening on the upstream end of the project site, 2) to construct and maintain a 193 foot long, 4-foot diameter HDPE plastic pipe stream enclosure having a slope tapered inlet and connecting to the existing PADOT culvert under SR 18 and 3) to reconstruct 150 feet of open stream channel. The project also involves the construction and maintenance of an outfall having a 1.5-foot diameter HDPE stormwater pipe and a utility line stream crossing by a 1.5 foot diameter HDPE stormwater pipe. The project proposes to directly approximately 400 linear feet of stream. The UNT Pine Hollow Run is a perennial stream classified as a WWF.

E62-401, Sugar Grove Area Sewage Authority, Sugar Grove Sewer Pipeline, in Sugar Grove Borough and Sugar Grove Township, **Warren County**, ACOE Pittsburgh District (Sugar Grove, PA-NY, PA Quadrangle N: 18.3 inches; W: 14.9 inches).

The applicant proposes to construct and maintain a wastewater treatment plant and conveyance systems within the Borough of Sugar Grove and Sugar Grove Township. Project includes installing lines having diameters of 1.5-inches, 2-inches, 2.5-inches, 3-inches, 4-inches, 6-inches, 8-inches and 10-inches (approximately 65,000 lineal feet of gravity sewer line and 80,000 lineal feet of pressure sewer line) involving 1) to construct and maintain a 10-inch diameter PVC plastic sewage treat-

ment plant effluent outfall pipe discharging to Stillwater Creek, 2) to temporarily affect 0.456 acre of nonexceptional value wetland and 0.207 acre of exceptional value wetland with 21 crossings by sewer lines as described in the application, and 3) to temporarily affect Stillwater Creek (CWF), UNTs to Stillwater Creek (CWF), Jackson Run (CWF), and unnamed tributaries to Jackson Run with 43 crossings by sewer lines as described in the application.

SPECIAL NOTICES

Certified Emission Reduction Credits in the Commonwealth's ERC Registry

Emission reduction credits (ERCs) are surplus, permanent, quantified and Federally enforceable emission reductions used to offset emission increases of oxides of nitrogen (NOx), volatile organic compounds (VOCs) and the following criteria pollutants: carbon monoxide (CO), lead (Pb), oxides of sulfur (SOx), particulate matter (PM), PM-10 and PM-10 precursors.

The Department of Environmental Protection (Department) maintains an ERC registry in accordance with the requirements of 25 Pa. Code § 127.209. The ERC registry system provides for the tracking of the creation, transfer and use of ERCs. Prior to registration of the credits, ERC registry applications are reviewed and approved by the Department to confirm that the ERCs meet the requirements of 25 Pa. Code §§ 127.206—127.208. Registration of the credits in the ERC registry system constitutes certification that the ERCs satisfy applicable requirements and that the credits are available for use. The following registered and certified ERCs in the ERC Registry are currently available for use as follows:

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

The following certified ERCs, expressed in tons per year (tpy), satisfy the applicable ERC requirements in 25 Pa. Code §§ 127.206—127.208. ERCs created from the curtailment or shutdown of a source or facility expires for use as offsets 10 years after the emission reduction occurs. ERCs generated by the overcontrol of emissions by an existing facility do not expire for use as offsets.

However, credits in the registry that are not used in a plan approval will be discounted if new air quality requirements are adopted by the Department or the United States Environmental Protection Agency.

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

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
R. R. Donnelley & Sons Co. County: Lancaster Ozone Nonattainment Status: Moderate Contact Person: Frederick Shaak, Jr.	VOCs	54.00		Internal Use
R. R. Donnelley & Sons Co. County: Lancaster Ozone Nonattainment Status: Moderate Contact Person: Frederick Shaak, Jr.	VOCs	25.00	3/30/2011	Internal Use
Kurz Hastings Inc. County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: George Gornick Telephone Number: (215) 632-2300	VOCs	137.45		Trading
Kurz Hastings Inc. County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: George Gornick Telephone Number: (215) 632-2300	NOx VOCs	8.01 64.55	Varies from 3/28/2013 to 1/9/2014	Trading
ConAgra Grocery Products Company Source Location: Milton Borough County: Northumberland Ozone Nonattainment Status: Moderate Contact Person: Karl Henschel Telephone Number: (570) 742-6644	NOx VOCs	24.45 12.88	4/1/2006	Trading
Metallized Paper Corporation of America Recipient/Holder: PNC Bank, National Association, assignee (by private lien foreclosure) from Metallized Paper Corp. Source Location: McKeesport County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: Martin Mueller Telephone Number: (412) 762-5263	VOCs	41.70	06/30/2006	Trading
PPG Industries, Inc. Source Location: Springdale Complex County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: Lori Burgess Telephone Number: (412) 274-3884	VOCs	171.82		Trading
York International Corporation Sources: Trichloroethylene Vapor Degreaser (151) Trichloroethylene Vapor Degreaser (152) Source Location: Spring Garden Township County: York Ozone Nonattainment Status: Moderate Contact Person: Garen Macdonald Telephone Number: (717) 771-7346	VOCs VOCs	12.20 2.70	06/01/2006 10/01/2005	Trading
REXAM DSI Source Location: Muhlenberg Township County: Berks Ozone Nonattainment Status: Moderate Contact Person: LeRoy H. Hinkle Telephone Number: (610) 916-4248	NOx	9.42	11/22/2005	Trading

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Recipient/Holder of ERC: Coastal Aluminum Rolling Mills Inc. ERC Generating Facility: Fasson Div. of Avery Dennison Corp. ERC-generating facility location: Quakertown, Bucks Ozone Nonattainment Status: Severe Contact Person: Jesse Hackenberg Telephone Number: (570) 323-4430	VOCs	3.62		Internal Use/ Trading
Recipient/Holder of ERC: PG&E Energy Trading-Power, L.P. ERC Generating Facility: Fasson Div. of Avery Dennison Corp. ERC-generating facility location: Quakertown, Bucks Ozone Nonattainment Status: Severe Contact Person: Mark Sheppard Telephone Number: (301) 280-6607	VOCs	39.84	8/1/2006	Trading
Baldwin Hardware Corporation Source Location: Reading County: Berks Ozone Nonattainment Status: Moderate Contact Person: D. David Hancock, Jr. Telephone Number: (215) 777-7811	VOCs	18.00	7/28/2005	Trading
Magee Rieter Automotive Systems Source Location: Bloomsburg County: Columbia Ozone Nonattainment Status: Moderate Contact Person: Tim Bergerstock Telephone Number: (717) 784-4100	NOx VOCs	0.39 0.02	4/17/2006	Internal Use
Congoleum Corporation Source Location: Marcus Hook County: Delaware Ozone Nonattainment Status: Severe Contact Person: Theresa C. Garrod Telephone Number: (609) 584-3000	NOx	5.20		Trading
International Steel Group, Inc. Bethlehem Structural Products Corp. Source Location: Bethlehem County: Northampton Ozone Nonattainment Status: Moderate Contact Person: Keith Nagel Telephone Number: (330) 659-9165	VOCs	473.80	Varies from 3/28/2008 to 6/19/2008	Trading
Recipient/Holder of ERC: Lehigh Valley Industrial Park, Inc. ERC Generating Facility: International Steel Group, Inc. Source Location: Bethlehem County: Northampton Ozone Nonattainment Status: Moderate Contact Person: Kerry A. Wrobel Telephone Number: (610) 866-4600	NOx	1,054.00	Varies from 3/28/2008 to 6/19/2008	Trading
Morgan Adhesives Company (MACtac) Source Location: Scranton County: Lackawanna Ozone Nonattainment Status: Moderate Contact Person: Tim Owens Telephone Number: (330) 688-1111	VOCs	75.00	6/30/2008	Trading

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
National Fuel Gas Supply Corporation Sources: Generators Nos. 1 & 2, Dehydrator 1 Source Location: Ellisburg Station County: Potter Ozone Nonattainment Status: Moderate Contact Person: Gary A. Young Telephone Number: (814) 871-8657	NOx VOCs	16.14 1.80	2/1/2009	Internal Use
General Electric Company Source Location: Lawrence Park County: Erie Ozone Nonattainment Status: Moderate Contact Person: Scott Gowdy Telephone Number: (814) 875-2427	VOCs	2.60 1.80	12/31/2005 12/31/2006	Internal Use/ Trading
TYK America, Inc. Source Location: Irvona Facility County: Clearfield Ozone Nonattainment Status: Moderate Contact Person: David B. Orr Telephone Number: (412) 384-4259	NOx VOCs	0.30 0.02	11/6/2008	Trading
Smithkline Beechman Pharmaceuticals Sources: Two boilers and oxidizer Source Location: Spring Garden Street Facility County: Philadelphia Ozone Nonattainment Status: Severe Contact Person: Eileen Ackler Telephone Number: (610) 239-5239	NOx VOCs	5.72 0.10	12/31/2008	Trading
Recipient/Holder of ERC: PG&E Energy Trading-Power, L.P. ERC Generating Facility: Global Packaging, Inc. ERC-generating facility location: Oaks Plant, Montgomery County Ozone Nonattainment Status: Severe Contact Person: Sarah M. Barpoulis Telephone Number: (301) 280-6607	VOCs	7.70	9/1/2006	Trading
Recipient/Holder of ERC: PG&E Energy Trading-Power, L.P. ERC Generating Facility: Global Packaging, Inc. ERC-generating facility location: Oaks Plant, Montgomery County Ozone Nonattainment Status: Severe Contact Person: Sarah M. Barpoulis Telephone Number: (301) 280-6607	VOCs	43.50		Trading
The Procter & Gamble Paper Products Company Source Location: Mehoopany Plant County: Wyoming Ozone Nonattainment Status: Moderate Contact Person: Lars Lundin Telephone Number: (570) 833-3545	NOx VOCs	136.00 237.67	5/3/2009	Internal Use/Trading
Caparo Steel Company Source: EAF Furnace No. 2 & Ladle Preheater No. 2 Source Location: Farrell Plant County: Mercer County Ozone nonattainment status: Moderate Contact Person: Richard A. Herman Telephone Number: (724) 983-6464	NOx VOCs	36.73 12.07	08/18/2007	Trading
LTV Steel Company, Inc. Source Location: Pittsburgh Coke Plant County: Allegheny Ozone Nonattainment Status: Moderate Contact Person: William L. West Telephone Number: (216) 642-7178	NOx VOCs	1,663.00 373.00	2/28/2008	Trading

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<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Newcomer Products Inc. Source Location: Latrobe County: Westmoreland Ozone Nonattainment Status: Moderate Contact Person: Edward M. Nemeth Telephone Number: (724) 694-8100	VOCs	26.00	7/14/2010	Trading
Cyprus Cumberland Resources Corporation Source Location: Cumberland Mine, Whiteley Township County: Greene Ozone Nonattainment Status: Moderate Contact Person: Terry L. Dayton Telephone Number: (412) 627-2219	NOx VOCs	64.00 15.00	6/30/2005	Trading
Scranton-Altoona Terminals Corporation Source Location: Monroe Township County: Cumberland County Ozone nonattainment status: Moderate Contact Person: Thomas M. Carper Telephone Number: (717) 939-0466	VOCs	4.84	9/30/2010	Trading
Pennzoil Wax Partner Company Source Location: Rouseville County: Venango Ozone Nonattainment Status: Moderate Contact Person: David W. Dunn Telephone Number: (713) 546-6941	NOx VOCs	15.47 0.68	2/26/2010	Trading
Pennzoil Wax Partner Company Source Location: Rouseville County: Venango Ozone Nonattainment Status: Moderate Contact Person: David W. Dunn Telephone Number: (713) 546-6941	NOx VOCs	2.82 44.34	4/1/2010	Trading
INDSPEC Chemical Corp. Source: Boiler No. 8 Source Location: Petrolia County: Butler Ozone Nonattainment Status: Moderate Contact Person: Terry Melis Telephone Number: (412) 756-2376	NOx	158.68		Trading
Sun Company, Inc. Source: Wastewater Conveyance System Source Location: Marcus Hook Borough County: Delaware Ozone nonattainment status: Severe Contact Person: Steve Martini Telephone Number: (610) 859-1000	VOCs	426.59		Trading/ Internal Use
Columbia Gas Transmission Corporation Source Location: Kent Station County: Indiana Ozone nonattainment status: Moderate Contact Person: Gregory Lago Telephone Number: (304) 357-2079	NOx VOCs	44.36 2.66	5/31/2011	Trading
Columbia Gas Transmission Corporation Source Location: Homer Station County: Indiana Ozone nonattainment status: Moderate Contact Person: Gregory Lago Telephone Number: (304) 357-2079	NOx VOCs	45.89 3.79	5/31/2011	Trading

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
ISG Steelton, Inc. Source: Rail Heat Treating & Quenching Source Location: Steelton Plant County: Dauphin Ozone Nonattainment Status: Moderate Contact Person: James R. Hernjak Telephone Number: (717) 986-2042	NOx VOCs	7.00 43.00	11/9/2009	Trading
General Electric Transportation System Source: Boiler No. 2 Source Location: E. Lake Road County: Erie Ozone nonattainment status: Moderate Contact Person: Mark D. Restifo Telephone Number: (814) 875-5406	NOx VOCs	280.90 1.70	12/31/2010	Trading
3M Minnesota Mining & Manufacturing Source Location: Bristol Plant County: Bucks Ozone Nonattainment Status: Severe Contact Person: Jeff Muffat Telephone Number: (651) 778-4450	VOCs VOCs	607.00 279.00	11/30/2011 12/17/2011	Trading
Kosmos Cement Company, Cemex Inc. Source Location: Neville Road, Pittsburgh County: Allegheny Ozone nonattainment status: Moderate Contact Person: Amarjit Gill Telephone Number: (713) 653-8554	NOx VOCs	910.00 26.00	4/24/2011	Trading
Edgewater Steel Ltd. Source Location: College Avenue, Oakmont County: Allegheny Ozone nonattainment status: Moderate Contact Person: Peter M. Guzanick Telephone Number: (412) 517-7217	NOx VOCs	17.05 1.87	8/6/2008	Trading
JG Furniture Group, Inc. Source Location: Quakertown, Bucks County: Bucks Ozone Nonattainment Status: Severe Contact Person: Donald Boisselle Telephone Number: (336) 410-7263	VOCs	24.40	9/1/2007	Trading
Recipient/Holder of ERC: Cypress Energy, Inc. ERC Generating Facility: Laclede Steel Corporation Source Location: Fairless County: Bucks Ozone nonattainment status: Severe Contact Person: Gary Stephenson Telephone Number: (781) 993-3098	NOx VOCs	104.00 45.00	11/29/2011	Trading
Recipient/Holder of ERC: Natsource Emissions Brokers ERC Generating Facility: Laclede Steel Corporation Source Location: Fairless County: Bucks Ozone nonattainment status: Severe Contact Person: David Oppenheimer Telephone Number: (212) 232-5305	NOx VOCs	0.27 1.50	11/29/2011	Trading
Trinity Industries, Inc. Source Location: Greenville County: Mercer County Ozone nonattainment status: Moderate Contact Person: Dennis Lencioni Telephone Number: (214) 589-8141	VOCs	61.65	10/31/2010	Trading

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<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Rohm and Haas Company	VOCs	1.15	10/30/2010	Trading
Source Location: Bristol Township County: Bristol	VOCs	0.32	1/30/2011	
Ozone nonattainment status: Severe Contact Person: Lloyd Davis Telephone Number: (215) 785-8871				
Recipient/Holder of ERC: Waste Management Disposal Services of Pennsylvania	VOCs	43.00	1/31/2012	Traded
ERC Generating Facility: The Worthington Steel Company				
Source Location: Malvern, East Whiteland County: Chester				
Ozone nonattainment status: Severe Contact Person: Eli Brill Telephone Number: (215) 269-2111				
Recipient/Holder of ERC: Waste Management of Pennsylvania, Inc.	VOCs	70.00	1/31/2012	Traded
ERC Generating Facility: The Worthington Steel Company				
Source Location: Malvern, East Whiteland County: Chester				
Ozone nonattainment status: Severe Contact Person: Eli Brill Telephone Number: (215) 269-2111				
PPL Inc.	NOx	3,521.09	4/29/2009	Trading
Source Location: Holtwood Station County: Lancaster	VOCs	9.70		
Ozone nonattainment status: Moderate Contact Person: Linda A. Boyer Telephone Number: (610) 774-5410				
North American Refractories Company	NOx	5.11	12/15/2010	Trading
Source Location: Womelsdorf	NOx	62.57	9/30/2008	
County: Lebanon	VOCs	0.25	9/30/2008	
Ozone Nonattainment Status: Moderate Contact Person: Rhonda Vete Telephone Number: (412) 469-6122				
The Quaker Oats Company	NOx	4.00	Varies from	Trading
Source Location: Shiremanstown Plant County: Cumberland	VOCs	1.68	4/3/2010 to 7/15/2011	
Ozone nonattainment status: Moderate Contact Person: Richard C. Pitzer Telephone Number: (717) 731-3334				
Glasgow, Inc.	NOx	2.72	12/31/2010	Trading
Source Location: Plymouth Meeting	VOCs	0.21	12/31/2010	
County: Montgomery	NOx	6.54	06/01/2010	
Ozone nonattainment status: Severe	VOCs	0.52	06/01/2010	
Contact Person: Brian Chabak Telephone Number: (215) 884-8800				
Scranton-Altoona Terminals Corporation	VOCs	9.19	4/1/2009	Trading
Source Location: East Freedom Terminal County: Cumberland County				
Ozone nonattainment status: Moderate Contact Person: Thomas M. Carper Telephone Number: (717) 939-0466				
SLI Lighting Inc.	VOCs	5.70	6/3/2010	Trading
Source Location: Ellwood City County: Lawrence				
Ozone nonattainment status: Moderate Contact Person: Tim Haubach Telephone Number: (724) 752-6493				

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
National Fuel Gas Supply Corp. Source Location: Van Compressor St., Cranberry Town County: Venango Ozone nonattainment status: Moderate Contact Person: Gary A. Young Telephone Number: (814) 871-8657	NOx VOCs	80.90 0.65	7/19/2006	Trading
Harvard Industries, Inc. Plant name: Pottstown Precision Casting Inc. Source Location: West Pottsgrove Township County: Montgomery Ozone nonattainment status: Severe Contact Person: Allan B. Currie, Jr. Telephone Number: (517) 787-5181	NOx VOCs	28.25 8.70	11/12/2011	Trading
Recipient/Holder of ERC: Morgan Stanley Capital Group Inc. ERC Generating Facility: Occidental Chemical Corp. ERC Generating Source Location: Pottsgrove Township County: Montgomery Ozone nonattainment status: Severe Contact Person: Trevor Woods Telephone Number: (212) 761-8895	NOx	71.40	2/28/2007	Trading
Recipient/Holder of ERC: Kvaerner Philadelphia Shipyard, Inc. ERC Generating Facility: Occidental Chemical Corp. ERC Generating Source Location: Pottsgrove Township County: Montgomery County Ozone nonattainment status: Severe Contact Person: Michael Masington Telephone Number: (215) 875-2649	NOx	50.00	2/28/2007	Trading
Horsehead Resource Co., Inc. Source Location: East Plant (Waelz) County: Carbon Ozone Nonattainment Status: Moderate Contact Person: John M. Cigan Telephone Number: (610) 826-8719	NOx VOCs	30.80 53.80	5/31/2006	Trading
Alcoa, Inc. Source Location: Lebanon Township County: Lebanon Ozone nonattainment status: Moderate Contact Person: Kevin S. Barnett Telephone Number: (412) 553-2094	NOx VOCs	48.86 736.43	Varies from 9/29/2010 to 5/1/2012	Trading
Rohm and Haas Source Location: Richmond Street County: Philadelphia Ozone nonattainment status: Severe Contact Person: Frank Jackson Telephone Number: (215) 537-4000	NOx	50.10	6/13/2005	Trading
American Color Graphics, Inc. Formerly Flexi-Tech Graphics, Inc. Source Location: Barnhart Drive, Hanover County: York Ozone nonattainment status: Moderate Contact Person: Glenn Shaffer Telephone Number: (717) 792-8104	VOCs	9.60	1/15/2012	Trading
Allegro Microsystems, Inc. Source Location: Upper Moreland Township County: Montgomery Ozone nonattainment status: Severe Contact Person: Wendy Cooper Telephone Number: (610) 286-7434	VOCs	42.61	3/29/2012	Trading

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<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
National Fuel Gas Supply Corp. Source Location: Heath Station County: Jefferson County Ozone Nonattainment Status: Moderate Contact Person: Gary A. Young Telephone Number: (814) 871-8657	NOx VOCs	122.80 2.10	7/1/2005	Trading
Williams Generation Company Source Location: Hazleton Co-Gen Facility County: Luzerne Ozone Nonattainment Status: Moderate Contact Person: Terrie Blackburn Telephone Number: (918) 573-9766	NOx	794.60	1/31/2007	Trading
Calumet Lubricants Company Source Location: Rouseville Plant County: Venango Ozone nonattainment status: Moderate Contact Person: Daniel R. Chapman Telephone Number: (814) 678-4602	NOx VOCs	89.80 2.38	5/21/2012	Trading
Avery Dennison Corporation Source Location: Dungan Road County: Philadelphia Ozone nonattainment status: Severe Contact Person: Frank J. Brandauer Telephone Number: (626) 398-2773	VOCs	3.13	6/30/2012	
Henry Miller Spring & Manufacturing Company Source Location: Sharpsburg County: Allegheny Ozone nonattainment status: Moderate Contact Person: David J. Jablonowski Telephone Number: (412) 782-7300	NOx VOCs	10.96 36.47	01/22/2010	Trading
Penco Products, Inc. Source Location: Lower Providence Township County: Montgomery Ozone nonattainment status: Severe Contact Person: Allan J. Goss Telephone Number: (610) 666-0500	NOx VOCs	3.11 29.48	10/1/2011	Trading
Norfolk Southern Railway Co. Source Location: Hollidaysburg Car Shop County: Blair Ozone nonattainment status: Moderate Contact Person: Carl Russo Telephone Number: (814) 949-1479	NOx VOCs	4.35 69.80	7/19/2012	Trading
World Kitchen Inc. Source Location: Charleroi Plant County: Washington Ozone Nonattainment Status: Moderate Contact Person: James Rowlett Telephone Number: (724) 489-2288	NOx	251.43		Trading
PPG Industries, Inc. Source Location: Greenwood Township County: Crawford Ozone nonattainment status: Moderate Contact Person: David J. Neal Telephone Number: (412) 492-5507	NOx	1,118.50		Trading
Sentry Paint Technologies, Inc. Source Location: Mill Street, Darby County: Delaware Ozone nonattainment status: Severe Contact Person: Benjamin Breskman Telephone Number: (610) 522-1900	VOCs	3.56	4/30/2013	Trading

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
R. H. Sheppard Company, Inc. Source Location: Core making operation in Hanover County: York Ozone nonattainment status: Moderate Contact Person: Julie L. Smith Telephone Number: (717) 637-3751	VOCs	14.43	04/15/2013	Trading
International Paper Source: Bleach Plant, Erie Mill County: Erie Ozone Nonattainment Status: Moderate Contact Person: Gary Morrow Telephone Number: (814) 870-6782	VOCs	72.06		Trading
International Paper Source Location: Erie Mill County: Erie Ozone Nonattainment Status: Moderate Contact Person: Gary Morrow Telephone Number: (814) 870-6782	NOx VOCs	1,235.00 943.00	9/30/2012	Trading
Crompton Corporation Formally known as Witco Corporation Source Location: Petrolia Facility County: Butler Ozone Nonattainment Status: Moderate Contact Person: R. G. Fleeger Telephone Number: (412) 756-2210	NOx	2.65	5/31/2005	Trading
Corning Incorporated Source Location: College Township County: Centre Ozone nonattainment status: Moderate Contact Person: Douglas A. Wolf Telephone Number: (607) 974-4267	NOx	1,400.01	06/23/2013	Trading
Sea Gull Lighting Products, Inc Source Location: 25th and Wharton St. County: Philadelphia Ozone nonattainment status: Severe Contact Person: Mark Gardiner Telephone Number: (215) 468-7255	VOCs	12.50	3/1/2013	Trading
Allegro Microsystems, Inc. Source Location: Upper Moreland Township County: Montgomery Ozone nonattainment status: Severe Contact Person: Wendy Cooper Telephone Number: (610) 286-7434	NOx CO	2.90 1.30	10/20/2013	Trading
Recipient/Holder of ERC: First Quality Tissue, LLC ERC Generating Facility: PPL Holtwood, LLC ERC Generation Source Location: Martic Township County: Lancaster Ozone nonattainment status: Moderate Contact Person: Mark Zeffiro Telephone Number: (814) 231-5267	NOx	74.98	4/29/2009	Internal Use
Recipient/Holder of ERC: First Quality Tissue, LLC ERC Generating Facility: Alcoa Inc. ERC Generation Source Location: South Lebanon County: Lebanon Ozone nonattainment status: Moderate Contact Person: Mark Zeffiro Telephone Number: (814) 231-5267	VOCs	43.72	4/05/2012	Internal Use

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration Date</i>	<i>Intended Use of ERCs</i>
Lancaster Malleable Castings Company Source Location: Manheim Township County: Lancaster Ozone nonattainment status: Moderate Contact Person: Jeffrey L. Ressler Telephone Number: (717) 295-8200	VOCs CO	11.71 1.30	03/31/2013	Internal use/Trading
International Paper Source: Lock Haven Mill Source Location: Castanea Township County: Clinton Ozone nonattainment status: Moderate Contact Person: Thomas M. Sauer Telephone Number: (570) 740-1211	NOx VOC SOx	1,287.00 27.90 6,606.00	03/22/2012	Offsets / Trading
CMS Gilbreth Packaging Systems Source: Impaxx Label and Packaging Network County: Bucks Ozone nonattainment status: Severe Contact Person: Patricia M Henry Unrath Telephone Number: (610) 789-2277	VOC	17.40	05/31/2008	Trading

SUMMARY OF ERC TRANSACTION

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

ERC Holder/Generating Facility Information

ERC Generating Facility Name: PPL Holtwood LLC
Location of Source: Martic Township, Lancaster County, PA
Certified ERCs (tpy): 4,031 tpy of NOx and 9.7 tpy of VOCs
Amount of ERCs traded to Purchaser/Recipient: 181 tpy of NOx
Date of ERCs Transfer: 10/19/2004
ERCs available for future use: 3,521.09 tpy of NOx and 9.7 tpy of VOCs

Purchaser/Recipient of ERCs

Purchaser/Recipient of ERCs: First Quality Tissue, LLC
Location of Source: Castanea Township, Clinton County
Permit Number: 18-315-001
NOx credits used: 106.02 tpy
NOx credits available for future use: 74.98 tpy

ERC Holder/Generating Facility Information

ERC Generating Facility Name: Alcoa, Inc.
Location of Source: Lebanon Township, Lebanon County, PA
Certified ERCs (tpy): 882.43 tpy of VOCs and 48.86 tpy of NOx
Amount of ERCs traded to Purchaser/Recipient: 146 tpy of VOCs
Date of ERCs Transfer: 10/19/2004
ERCs available for future use: 736.43 tpy of VOCs and 48.86 tpy of NOx

Purchaser/Recipient of ERCs

Purchaser/Recipient of ERCs: First Quality Tissue, LLC
Location of Source: Castanea Township, Clinton County, PA
Permit Number: 18-315-001
VOC credits used: 102.28 tpy
VOC credits available for future use: 43.72 tpy

ERC Generating Facility Information

ERC Generating Facility Name: Sherwin-Williams Company
Location of Source: 1354 Old Post Road, Havre de Grace, Maryland
Certified ERCs (tpy): 28 tons per year of VOCs
Amount of ERCs traded to Purchaser/Recipient: 28 tons per year of VOCs
Date of ERCs Transfer: 11/08/2004
ERCs available for future use: 0

Purchaser/Recipient of ERCs

Purchaser/Recipient of ERCs: Waste Management Disposal Services of Pennsylvania, Inc.
Location of Source: GROWS Landfill, Bucks County, PA
ERCs available for future use: 28 tpy of VOC

ERC Generating Facility Information

ERC Generating Facility Name: Worthington Steel Industries
 Location of Source: 45 North Morehall Road, Malvern, PA 19355
 Certified ERCs (tpy): 113 of VOC
 Amount of ERCs traded: 113 tpy of VOC
 Date of ERCs transfer: 12/06/2004
 ERCs available for future use: 0 tpy

Purchaser/Recipient of ERCS

Recipient of ERCs: Waste Management of Pennsylvania, Inc.
 Mailing Address: Waste Management, 448 Lincoln Highway, Fairless Hills, PA 19030
 Amount of ERCs received: 70 tpy of VOC
 VOC credits available for future use: 70 tpy

Purchaser/Recipient of ERCS

Recipient of ERCs: Waste Management Disposal Services of Pennsylvania, Inc.
 Mailing Address: Waste Management, 448 Lincoln Highway, Fairless Hills, PA 19030
 Amount of ERCs received: 43 tpy of VOC
 VOCs credits available for future use: 43

Abandoned Mine Reclamation; Mayfield Borough, Lackawanna County

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

Project No. PBF 35940101.1, Mayfield Borough, Lackawanna County, 3.5 acres.

Letters of interest must be received by Roger J. Hornberger, District Mining Manager, District Mining Operations, Department of Environmental Protection, 5 West Laurel Boulevard, Pottsville, PA 17901, no later than March 3, 2005, to be considered. Telephone inquiries should be directed to Roger Hornberger at (570) 621-3118.

[Pa.B. Doc. No. 05-152. Filed for public inspection January 21, 2005, 9:00 a.m.]

Availability of Technical Guidance

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

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

Final Guidance—Minor Revision:

DEP ID: 383-3130-208 Title: New Source Sampling Requirements for Groundwater Sources for Community

and Nontransient Noncommunity Water Systems. Description: The guidance contained in this document provides Departmental staff with guidance and procedures to direct and support the implementation of new source sampling activities under the Commonwealth's drinking water management programs. It was issued on September 1, 1997, under the authority of Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) and regulations at 25 Pa. Code Chapter 109 (relating to safe drinking water). Changes were made to the guidance to reflect recent regulatory amendments to Chapter 109, which were codified at 34 Pa.B. 1762 (April 3, 2004). Those changes include the addition of uranium as a regulated primary contaminant for which initial testing must be completed and a change that requires community water systems to monitor for the primary contaminants Radium-226 and Radium-228 as a routine compliance monitoring requirement. Additional changes were also made to the guidance to clarify that monitoring for Radium-226 and Radium-228 is required for noncommunity water systems that exceed 5pCi/L of Gross Alpha particle activity. Based upon the regulatory authority provided at 25 Pa Code §§ 109.302(f)(1) and 109.503-(a)(1)(iii)(B)(XIII) (relating to special monitoring requirements; and public water system construction permits) monitoring for turbidity was also added to the guidance as another contaminant of interest for groundwater sources. Contact: Jeff Gordon, Drinking Water Management Division, (717) 772-4018 or jegordon@state.pa.us. Effective Date: January 22, 2005.

KATHLEEN A. MCGINTY,
 Secretary

[Pa.B. Doc. No. 05-153. Filed for public inspection January 21, 2005, 9:00 a.m.]

Governor's Energy Advisory Board Meeting

The Department of Environmental Protection (Department) will hold the next meeting of the Governor's Energy Advisory Board (Board) on February 2, 2005, from 10 a.m. to 2 p.m. in Conference Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The Board will meet to discuss the implementation of Pennsylvania's Alternative Energy Portfolio Standards Act (Act 213).

Questions concerning the meeting may be directed to Gary Obleski at (717) 783-8727 or gobleski@state.pa.us.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact the Department at the previously mentioned number or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-154. Filed for public inspection January 21, 2005, 9:00 a.m.]

No_x Budget Trading Program; New Source Set-Aside 2005 Proposed Allocations

The Department of Environmental Protection (Department) is providing notice and an opportunity for comment regarding the proposed allowance allocations from the new source set-aside for the 2005 control period. The new source set-aside contains 2,542 allowances, 1,945 of which are available for new sources after allocation corrections. For each NO_x budget unit, Table 1 lists the following: the allowances applied for under the "request" column; the maximum potential number of allowances authorized by the regulation under the "maximum" column; and the final, pro-rata allocation under the "allocation" column. Each unit received approximately 34% of its requested 2005 NO_x allowance allocation.

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

Written Comments

Written comments on the proposed allowance allocations from the new source set-aside for the 2005 control period should be sent to the Department of Environmental Protection, Bureau of Air Quality, Division of Air Resource Management, 400 Market Street, P. O. Box 8468, Harrisburg, PA 17105-8468. The Department must receive written comments by February 7, 2005. Questions concerning this notice should be directed to Randy Bordner, Division of Air Resource Management at (717) 772-3423.

Table 1—2005 New Source Set-Aside Allocations

<i>Facility</i>	<i>ORIS</i>	<i>Point ID</i>	<i>Request</i>	<i>Maximum</i>	<i>Allocation</i>
AES Ironwood, LLC	55337	1	92	92	31
AES Ironwood, LLC	55337	2	92	92	31
PEI power (archbald)	50279	2	84	84	29
Allegheny Energy 1	55196	1	42	42	14
Allegheny Energy 2	55196	2	42	42	14
Allegheny Energy 3	55710	1	38	38	13
Allegheny Energy 4	55710	2	38	38	13
Allegheny Energy 8	55377	8	52	52	18
Allegheny Energy 9	55377	9	52	52	18
Allegheny Energy 12	55654	12	51	51	17
Allegheny Energy 13	55654	13	51	51	17
UGI Hunlock	31760	4	38	38	13
Connectiv Bethlehem	55690	1	26	26	9
Connectiv Bethlehem	55690	2	26	26	9
Connectiv Bethlehem	55690	3	26	26	9
Connectiv Bethlehem	55690	5	26	26	9
Connectiv Bethlehem	55690	6	26	26	9
Connectiv Bethlehem	55690	7	26	26	9
Grays Ferry	54785	2	311	311	107
Grays Ferry	54785	25	205	205	70
Williams Hazelton	10870	2	39	39	13
Williams Hazelton	10870	3	39	39	13
Williams Hazelton	10870	4	39	39	13
Armstrong Energy LLC	55347	1	278	278	95
Armstrong Energy LLC	55347	2	278	278	95

<i>Facility</i>	<i>ORIS</i>	<i>Point ID</i>	<i>Request</i>	<i>Maximum</i>	<i>Allocation</i>
Armstrong Energy LLC	55347	3	278	278	95
Armstrong Energy LLC	55347	4	278	278	95
Fairless Energy, LLC	555298	1A	39	39	13
Fairless Energy, LLC	555298	1B	39	39	13
Fairless Energy, LLC	555298	2A	39	39	13
Fairless Energy, LLC	555298	2B	39	39	13
PPL Mt Bethel	55667	1	49	49	17
PPL Mt Bethel	55667	2	49	49	17
Merck Turbine No. 3	52149	40	36	36	12
Liberty Elec. Pwr (reliant)	55231	1	76	76	26
Liberty Elec. Pwr (reliant)	55231	2	76	76	26
Reliant (Seward)	313	CFB1	697	697	238
Reliant (Seward)	313	CFB2	697	697	238
Hunterstown LLC (reliant)	31100	CT101	52	52	18
Hunterstown LLC (reliant)	31100	CT201	52	52	18
Hunterstown LLC (reliant)	31100	CT301	52	52	18
Duke Energy Armaugh	880071	31301	52	52	18
Duke Entriken compressor	880072	31601	53	53	18
Duke Fayette Energy	55516	U1	43	43	15
Duke Fayette Energy	55516	U2	43	43	15
Ontelaunee Energy Center (calpine Eastern corp)	55193	CT1	27	27	9
	55193	CT2	27	27	9
FPL	55801	CT1	54	54	18
FPL	55801	CT2	54	54	18
FPL	55801	CT3	54	54	18
FPL	55801	AB1	43	43	15
FPL	55801	AB2	43	43	15
FPL	55801	AB3	43	43	15
FPL	55801	AB4	43	43	15
Handsome Lake Energy	55233	EUZ1A	55	55	19
Handsome Lake Energy	55233	EUZ1B	55	55	19
Handsome Lake Energy	55233	EUZ2A	55	55	19
Handsome Lake Energy	55233	EUZ2B	55	55	19
Handsome Lake Energy	55233	EUZ3A	55	55	19
Handsome Lake Energy	55233	EUZ3B	55	55	19
Handsome Lake Energy	55233	EUZ4A	55	55	19
Handsome Lake Energy	55233	EUZ4B	55	55	19
Handsome Lake Energy	55233	EUZ5A	55	55	19
Handsome Lake Energy	55233	EUZ5B	55	55	19
		Totals	5,694	5,694	1,945

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-155. Filed for public inspection January 21, 2005, 9:00 a.m.]

NO_x Budget Trading Program; Proposed NO_x Allowance Allocations for 2008 to 2012

The Department of Environmental Protection (Department) is providing notice and an opportunity for comment during a 15-day comment period regarding the proposed NO_x allowance allocations made for the 2008 to 2012 control periods. These allocations must be published in the *Pennsylvania Bulletin* by April 1, 2005, as required by 25 Pa. Code § 145.41(b) (relating to timing requirements for NO_x allowance allocations). NO_x allowances are

allocated in accordance with 25 Pa. Code § 145.42(a)—(c) (relating to NO_x allowance allocations).

The NO_x budget for electric generating units (EGUs) is 47,224 allowances, 95% of which are available for allocation to EGUs during each year from 2008 to 2012 for units subject to 25 Pa. Code § 145.4(a)(1) (relating to applicability). The NO_x budget for nonelectric generating units (non-EGUs) is 3,619 allowances, 95% of which are available for allocation to non-EGUs during each year from 2008 to 2012 for units subject to 25 Pa. Code § 145.4(a)(2).

Action at the Federal or State level could affect these allocations. For example, the Environmental Protection Agency could promulgate a new annual NO_x Budget Program, leading to revisions of the Commonwealth's NO_x Budget Program. Consequently, it is possible that NO_x allowances allocated for 2008 to 2012 would be terminated, limited or otherwise affected. In 25 Pa. Code § 145.2 (relating to definitions), a "NO_x allowance" is defined as: "An authorization by the Department under the NO_x Budget Trading Program to emit up to 1 ton of NO_x during the control period of the specified year or of any year thereafter, except as provided under § 145.54(f) (relating to compliance). No provision of the NO_x Budget Trading Program, any permit, or an exemption under § 145.4(b) or § 145.5 and no provision of law will be construed to limit the authority of the Department or the Administrator to terminate or limit the authorization, which does not constitute a property right. For purposes of all sections of this subchapter except §§ 145.41—145.43 and 145.88, NO_x allowance also includes an authorization to emit up to 1 ton of NO_x during the control period of the specified year or of any year thereafter by the Department or the Administrator."

Shenango (Oris Code 54532) has filed a request to transfer ERCs from its Boilers 9 and 10 to non-NO_x budget units as of April 31, 2004. Per 25 Pa. Code § 145.90(c)(3) (relating to emission reduction credit provisions), allocations for NO_x allowance control periods following 2002 to a NO_x ERC source may not include allowances equivalent to that portion of the non-NO_x budget units' NO_x control period allowable emissions provided for by the NO_x ERCs. In accordance with the requirements of 25 Pa. Code § 145.40(b) (relating to State Trading Program budget) and § 145.90(c), the ERC transfer will permanently retire 45 NO_x allowances from the non-EGU budget. The difference between Shenango's 2008 to 2012 NO_x adjusted allowance allocations and its ERC transfer is 1 allowance per year. Thus, Boiler 9 will be allocated one allowance during each of these control periods. Shenango will also be required to retire 45 allowances for each control period from 2004 to 2007.

The Naval Surface Warfare Center's (Oris Code 880009) Unit 99, exempted under the provisions of 25 Pa. Code § 145.4(b), the 25-ton exemption rule, is allocated at a heat input of zero in accordance with 25 Pa. Code § 145.42(a)(2)(ii). The Naval Warfare Center will need to purchase allowances and deposit them in their General Account for each control period.

Units that were previously included in the 2003 to 2007 allocation under 25 Pa. Code § 145.42(a)(1)(i) that have heat input data to average for the 2002 to 2004 control periods are listed in the allocation table under "Miscellaneous" as "Existing Unit." Average heat input for these units is calculated based upon the requirements of 25 Pa. Code § 145.42(a)(1)(ii).

Units in the New Source Set Aside under 25 Pa. Code § 145.42(d) that have two or more complete control periods of heat input data for 2002 through 2004 and that would lose their new source status after 2007 were allocated NO_x allowances for each control period from

2008 to 2012. These units are listed as "New Unit" under "Miscellaneous" in the allocation table. The average heat input for new units with three complete control periods of heat input data for 2002 to 2004 is calculated based upon the requirements of 25 Pa. Code § 145.42(a)(1)(ii). The average heat input for units with two complete control periods of heat input data for 2002 to 2004 is calculated based upon the requirements of 25 Pa. Code § 145.42(e).

Units in the New Source Set Aside that had one complete control period of data (2004 only) and requested to be included in the 2008 to 2012 NO_x allowance allocation are listed as "New Units (1)" in the allocation table. The average heat input for units with one complete control period of heat input data for 2002 to 2004 is calculated based upon the requirements of 25 Pa. Code § 145.42(e).

The following units had one complete control period of heat input data but did not request to be allocated for the 2008 to 2012 control periods and will remain in the New Source Set Aside under 25 Pa. Code § 145.42(d) until 2013:

- FPL—(Oris Code: 55801) Unit—AB01
- FPL—(Oris Code: 55801) Unit—AB02
- FPL—(Oris Code: 55801) Unit—AB03
- FPL—(Oris Code: 55801) Unit—AB04
- Seward—(Oris Code: 3130) Unit—1
- Seward—(Oris Code: 3130) Unit—2

The following Units did not have a complete control period of heat input data and could not be allocated for the 2008 to 2012 control periods. These units will remain in the new source set aside under 25 Pa. Code § 145.42(d) until 2013:

- FPL— (Oris Code: 55801) Unit—CT01
- FPL— (Oris Code: 55801) Unit—CT02
- FPL— (Oris Code: 55801) Unit—CT03

The table lists the following: "Miscellaneous" for miscellaneous information, the units' average "Heat Input," the "Name" of each facility, the "Oris Code," "Unit Number," "Allocation" and the "Adjusted Allocation" prorated to fit within the Commonwealth's NO_x Budget. Slight differences in the adjusted allocation for the same allocation total are a result of heat input differences and rounding errors. The proposed allowance allocations listed in the table are subject to change if comments reveal the need for corrections to heat input averages and/or other relevant data.

Written Comments

Written comments on the proposed NO_x allowance allocations made for the 2008 to 2012 control periods should be sent to the Department of Environmental Protection, Bureau of Air Quality, Division of Air Resource Management, 400 Market Street, P. O. Box 8468, Harrisburg, PA 17105-8468. The Department must receive written comments by February 7, 2005. Questions concerning this notice should be directed to Randy Bordner, Division of Air Resource Management at (717) 772-3423.

KATHLEEN A. MCGINTY,
Secretary

NO_x Allowance Allocations for the 2008 through 2012 Control Periods

Name	Oris Code	Unit Number	Heat Input	Unadjusted Allocation	EGU/NEGU	Adjusted Allocation	Miscellaneous
AES Beaver Valley Pa	10676	32	1566537	117	EGU	101	Existing Unit
AES Beaver Valley Pa	10676	33	1525937	114	EGU	99	Existing Unit

<i>Name</i>	<i>Oris Code</i>	<i>Unit Number</i>	<i>Heat Input</i>	<i>Unadjusted Allocation</i>	<i>EGU/NEGU</i>	<i>Adjusted Allocation</i>	<i>Miscellaneous</i>
AES Beaver Valley Pa	10676	34	1393160	104	EGU	90	Existing Unit
AES Beaver Valley Pa	10676	35	718572	54	EGU	47	Existing Unit
AES Ironwood	55337	1	3011440	226	EGU	195	New Unit
AES Ironwood	55337	2	3006137	225	EGU	195	New Unit
Allegheny Energy Uni	55196	1	185122	14	EGU	12	New Unit
Allegheny Energy Uni	55196	2	185565	14	EGU	12	New Unit
Allegheny Energy Uni	55710	3	672599	50	EGU	44	New Unit (1)
Allegheny Energy Uni	55710	4	747287	56	EGU	48	New Unit (1)
Allegheny Energy Uni	55377	8	153919	12	EGU	10	New Unit
Allegheny Energy Uni	55377	9	157447	12	EGU	10	New Unit
Chambersburg Units 12 (AE)	55654	12	263783	20	EGU	17	New Unit
Chambersburg Units 13 (AE)	55654	13	260284	20	EGU	17	New Unit
Armstrong Energy Ltd	55347	1	430265	32	EGU	28	New Unit
Armstrong Energy Ltd	55347	2	172295	13	EGU	11	New Unit
Armstrong Energy Ltd	55347	3	399251	30	EGU	26	New Unit
Armstrong Energy Ltd	55347	4	442445	33	EGU	29	New Unit
Armstrong Power Stat	3178	1	3936295	295	EGU	255	Existing Unit
Armstrong Power Stat	3178	2	3863138	290	EGU	250	Existing Unit
Bruce Mansfield	6094	1	21452852	1609	EGU	1388	Existing Unit
Bruce Mansfield	6094	2	24870057	1865	EGU	1610	Existing Unit
Bruce Mansfield	6094	3	23784864	1784	EGU	1539	Existing Unit
Bruce Mansfield	6094	MS1A	10596984	795	EGU	686	Existing Unit
Bruce Mansfield	6094	MS1B	10855912	814	EGU	703	Existing Unit
Bruce Mansfield	6094	MS2A	12396075	930	EGU	802	Existing Unit
Bruce Mansfield	6094	MS2B	12473981	936	EGU	807	Existing Unit
Bruce Mansfield	6094	MS3A	12017804	901	EGU	778	Existing Unit
Bruce Mansfield	6094	MS3B	11767054	883	EGU	762	Existing Unit
Brunner Island	3140	1	6905462	518	EGU	447	Existing Unit
Brunner Island	3140	2	8747271	656	EGU	566	Existing Unit
Brunner Island	3140	3	18503151	1388	EGU	1197	Existing Unit
Brunner Island	3140	CS102	15652732	1174	EGU	1013	Existing Unit
Brunot Island Power	3096	1A	13358	1	EGU	1	Existing Unit
Brunot Island Power	3096	1B	12582	1	EGU	1	Existing Unit
Brunot Island Power	3096	1C	13254	1	EGU	1	Existing Unit
Brunot Island Power	3096	2A	365710	27	EGU	24	Existing Unit
Brunot Island Power	3096	2B	551016	41	EGU	36	Existing Unit
Brunot Island Power	3096	3	347295	26	EGU	22	Existing Unit
Cambria Cogen	10641	1	1941337	146	EGU	126	Existing Unit
Cambria Cogen	10641	2	1884270	141	EGU	122	Existing Unit
Cheswick (Orion Power)	8226	1	12984267	974	EGU	840	Existing Unit
Colver Power Project	10143	AAB01	4126507	309	EGU	267	Existing Unit
Conemaugh	3118	1	25778172	1933	EGU	1668	Existing Unit
Conemaugh	3118	2	23650515	1774	EGU	1531	Existing Unit
Cromby	3159	1	4211553	316	EGU	273	Existing Unit
Cromby	3159	2	1188544	89	EGU	77	Existing Unit
Croydon Generating S	8012	11	2906	0	EGU	0	Existing Unit
Croydon Generating S	8012	12	47188	4	EGU	3	Existing Unit
Croydon Generating S	8012	21	38085	3	EGU	2	Existing Unit
Croydon Generating S	8012	22	21553	2	EGU	1	Existing Unit
Croydon Generating S	8012	31	46104	3	EGU	3	Existing Unit
Croydon Generating S	8012	32	42126	3	EGU	3	Existing Unit
Croydon Generating S	8012	41	37909	3	EGU	2	Existing Unit
Croydon Generating S	8012	42	24506	2	EGU	2	Existing Unit
Delaware	3160	71	304375	23	EGU	20	Existing Unit
Delaware	3160	81	325118	24	EGU	21	Existing Unit
Delaware	3160	9	4195	0	EGU	0	Existing Unit
Ebensburg Power Comp	10603	31	2129452	160	EGU	138	Existing Unit
Eddystone	3161	1	8389544	629	EGU	543	Existing Unit
Eddystone	3161	2	7801335	585	EGU	505	Existing Unit
Eddystone	3161	3	2108597	158	EGU	136	Existing Unit
Eddystone	3161	30	2881	0	EGU	0	Existing Unit
Eddystone	3161	4	1613723	121	EGU	104	Existing Unit
Eddystone	3161	40	2450	0	EGU	0	Existing Unit
Eddystone	3161	CS034	3722316	279	EGU	241	Existing Unit
Elrama	3098	1	1655243	124	EGU	107	Existing Unit
Elrama	3098	2	2054289	154	EGU	133	Existing Unit
Elrama	3098	3	2155083	162	EGU	139	Existing Unit

<i>Name</i>	<i>Oris Code</i>	<i>Unit Number</i>	<i>Heat Input</i>	<i>Unadjusted Allocation</i>	<i>EGU/NEGU</i>	<i>Adjusted Allocation</i>	<i>Miscellaneous</i>
Elrama	3098	4	4891495	367	EGU	317	Existing Unit
Elrama	3098	CS001	10769039	808	EGU	697	Existing Unit
Fairless Energy, LLC	55298	1A	2406211	180	EGU	156	New Unit (1)
Fairless Energy, LLC	55298	1B	2233348	168	EGU	145	New Unit (1)
Fairless Energy, LLC	55298	2A	2143933	161	EGU	139	New Unit (1)
Fairless Energy, LLC	55298	2B	2321773	174	EGU	150	New Unit (1)
Fayette Energy Facil	55516	CTG1	653863	49	EGU	42	New Unit
Fayette Energy Facil	55516	CTG2	662905	50	EGU	43	New Unit
Gilberton Power Comp	10113	31	1831510	137	EGU	119	Existing Unit
Gilberton Power Comp	10113	32	1820622	137	EGU	118	Existing Unit
Gilberton Power Comp	10113	CS001	3652112	274	EGU	236	Existing Unit
Grays Ferry Cogen Pa	54785	2	3602171	270	EGU	233	New Unit
Grays Ferry Cogen Pa	54785	25	651100	49	EGU	42	New Unit
Handsome Lake Energy	55233	EU-1A	21109	2	EGU	1	New Unit
Handsome Lake Energy	55233	EU-1B	21258	2	EGU	1	New Unit
Handsome Lake Energy	55233	EU-2A	20742	2	EGU	1	New Unit
Handsome Lake Energy	55233	EU-2B	20807	2	EGU	1	New Unit
Handsome Lake Energy	55233	EU-3A	19500	1	EGU	1	New Unit
Handsome Lake Energy	55233	EU-3B	19571	1	EGU	1	New Unit
Handsome Lake Energy	55233	EU-4A	18249	1	EGU	1	New Unit
Handsome Lake Energy	55233	EU-4B	18133	1	EGU	1	New Unit
Handsome Lake Energy	55233	EU-5A	17393	1	EGU	1	New Unit
Handsome Lake Energy	55233	EU-5B	17381	1	EGU	1	New Unit
Hatfields Ferry Powe	3179	1	9986343	749	EGU	646	Existing Unit
Hatfields Ferry Powe	3179	2	8042440	603	EGU	520	Existing Unit
Hatfields Ferry Powe	3179	3	8263749	620	EGU	535	Existing Unit
Hatfields Ferry Powe	3179	CS001	19755213	1482	EGU	1279	Existing Unit
Hatfields Ferry Powe	3179	CS002	17683943	1326	EGU	1144	Existing Unit
Homer City	3122	1	16755974	1257	EGU	1084	Existing Unit
Homer City	3122	2	16274970	1221	EGU	1053	Existing Unit
Homer City	3122	3	19541717	1466	EGU	1265	Existing Unit
Hunlock Power Statio	3176	4	251002	19	EGU	16	New Unit
Hunlock Power Statio	3176	6	1310511	98	EGU	85	Existing Unit
Hunterstown	3110	31	92782	7	EGU	6	Existing Unit
Hunterstown	3110	32	82519	6	EGU	5	Existing Unit
Hunterstown	3110	33	84692	6	EGU	5	Existing Unit
Hunterstown	3110	CT101	474469	36	EGU	31	New Unit
Hunterstown	3110	CT201	653060	49	EGU	42	New Unit
Hunterstown	3110	CT301	680476	51	EGU	44	New Unit
Keystone	3136	1	26913973	2019	EGU	1742	Existing Unit
Keystone	3136	2	24048486	1804	EGU	1556	Existing Unit
Liberty Electric Pow	55231	1	2363739	177	EGU	153	New Unit
Liberty Electric Pow	55231	2	2423962	182	EGU	157	New Unit
Lower Mount Bethel E	55667	CT01	1444095	108	EGU	93	New Unit (1)
Lower Mount Bethel E	55667	CT02	1559048	117	EGU	101	New Unit (1)
Martins Creek	3148	1	2379115	178	EGU	154	Existing Unit
Martins Creek	3148	2	2322174	174	EGU	150	Existing Unit
Martins Creek	3148	3	5244004	393	EGU	339	Existing Unit
Martins Creek	3148	4	3567532	268	EGU	231	Existing Unit
Martins Creek	3148	CS102	4701286	353	EGU	304	Existing Unit
Martins Creek	3148	CT1	10325	1	EGU	1	Existing Unit
Martins Creek	3148	CT2	8575	1	EGU	1	Existing Unit
Martins Creek	3148	CT3	9135	1	EGU	1	Existing Unit
Martins Creek	3148	CT4	9135	1	EGU	1	Existing Unit
Mitchell Power Stati	3181	1	50243	4	EGU	3	Existing Unit
Mitchell Power Stati	3181	2	62063	5	EGU	4	Existing Unit
Mitchell Power Stati	3181	3	14390	1	EGU	1	Existing Unit
Mitchell Power Stati	3181	33	5287291	397	EGU	342	Existing Unit
Montour	3149	1	20339544	1525	EGU	1316	Existing Unit
Montour	3149	2	20400140	1530	EGU	1320	Existing Unit
Montour	3149	AUX1	41812	3	EGU	3	Existing Unit
Montour	3149	AUX2	81939	6	EGU	5	Existing Unit
Mountain	3111	31	42364	3	EGU	3	Existing Unit
Mountain	3111	32	40584	3	EGU	3	Existing Unit
New Castle	3138	3	2067400	155	EGU	134	Existing Unit
New Castle	3138	4	1994744	150	EGU	129	Existing Unit
New Castle	3138	5	2633149	197	EGU	170	Existing Unit

<i>Name</i>	<i>Oris Code</i>	<i>Unit Number</i>	<i>Heat Input</i>	<i>Unadjusted Allocation</i>	<i>EGU/NEGU</i>	<i>Adjusted Allocation</i>	<i>Miscellaneous</i>
North East Cogenerat	54571	1	86767	7	EGU	6	Existing Unit
North East Cogenerat	54571	2	71654	5	EGU	5	Existing Unit
Northampton Generati	50888	NGC01	4133929	310	EGU	268	Existing Unit
Northeastern Power C	50039	31	2448046	184	EGU	158	Existing Unit
Ontelaunee Energy Ce	55193	CT1	2050928	154	EGU	133	New Unit
Ontelaunee Energy Ce	55193	CT2	2110086	158	EGU	137	New Unit
Panther Creek Energy	50776	1	1362846	102	EGU	88	Existing Unit
Panther Creek Energy	50776	2	1388471	104	EGU	90	Existing Unit
PEI Power Power Corp	50279	31	489189	37	EGU	32	Existing Unit
PEI Power Power Corp	50279	2	242869	18	EGU	16	New Unit
Piney Creek Power Pl	54144	31	1320359	99	EGU	85	Existing Unit
Portland	3113	33	12291	1	EGU	1	Existing Unit
Portland	3113	34	28266	2	EGU	2	Existing Unit
Portland	3113	1	3720066	279	EGU	241	Existing Unit
Portland	3113	2	4791124	359	EGU	310	Existing Unit
Portland	3113	5	280506	21	EGU	18	Existing Unit
Schuykill	3169	1	427014	32	EGU	28	Existing Unit
Schuykill	3169	11	6409	0	EGU	0	Existing Unit
Scrubgrass Generation	50974	1	1995382	150	EGU	129	Existing Unit
Scrubgrass Generation	50974	2	2054121	154	EGU	133	Existing Unit
Shawville	3131	1	2290026	172	EGU	148	Existing Unit
Shawville	3131	2	2714953	204	EGU	176	Existing Unit
Shawville	3131	3	3330525	250	EGU	216	Existing Unit
Shawville	3131	4	3739119	280	EGU	242	Existing Unit
Shawville	3131	CS1	7069729	530	EGU	458	Existing Unit
St. Nicholas Cogener	54634	1	3842117	288	EGU	249	Existing Unit
Sunbury	3152	1A	1200724	90	EGU	78	Existing Unit
Sunbury	3152	1B	954311	72	EGU	62	Existing Unit
Sunbury	3152	2A	1139601	85	EGU	74	Existing Unit
Sunbury	3152	2B	1180635	89	EGU	76	Existing Unit
Sunbury	3152	3	2204552	165	EGU	143	Existing Unit
Sunbury	3152	4	2665106	200	EGU	172	Existing Unit
Sunbury	3152	CS1	2155027	162	EGU	139	Existing Unit
Sunbury	3152	CS2	2320232	174	EGU	150	Existing Unit
Sunbury	3152	CT1	17478	1	EGU	1	Existing Unit
Sunbury	3152	CT2	17679	1	EGU	1	Existing Unit
Titus	3115	34	7941	1	EGU	1	Existing Unit
Titus	3115	35	8561	1	EGU	1	Existing Unit
Titus	3115	1	1871646	140	EGU	121	Existing Unit
Titus	3115	2	1703482	128	EGU	110	Existing Unit
Titus	3115	3	1821409	137	EGU	118	Existing Unit
Tolna	3116	31	56384	4	EGU	4	Existing Unit
Tolna	3116	32	202093	15	EGU	13	Existing Unit
Trigen Energy—Schu	50607	23	43011	3	EGU	3	Existing Unit
Trigen Energy—Schu	50607	24	58423	4	EGU	4	Existing Unit
Trigen Energy—Schu	50607	26	24351	2	EGU	2	Existing Unit
Trigen Energy Corpor	880006	1	70434	5	EGU	5	Existing Unit
Trigen Energy Corpor	880006	2	72036	5	EGU	5	Existing Unit
Trigen Energy Corpor	880006	3	113763	9	EGU	7	Existing Unit
Trigen Energy Corpor	880006	4	141306	11	EGU	9	Existing Unit
Warren	3132	5	152380	11	EGU	10	Existing Unit
Warren	3132	1	454201	34	EGU	29	Existing Unit
Warren	3132	2	327698	25	EGU	21	Existing Unit
Warren	3132	3	329537	25	EGU	21	Existing Unit
Warren	3132	4	295784	22	EGU	19	Existing Unit
Warren	3132	CS3	1407139	106	EGU	91	Existing Unit
Wayne	3134	31	17983	1	EGU	1	Existing Unit
Westwood	50611	31	1391571	104	EGU	90	Existing Unit
Wheelabrator—Frack	50879	GEN1	1946914	146	EGU	126	Existing Unit
Bethlehem Power Plan	55690	1	727475	55	EGU	47	New Unit
Bethlehem Power Plan	55690	2	710767	53	EGU	46	New Unit
Bethlehem Power Plan	55690	3	663879	50	EGU	43	New Unit
Bethlehem Power Plan	55690	5	560594	42	EGU	36	New Unit
Bethlehem Power Plan	55690	6	739825	55	EGU	48	New Unit
Bethlehem Power Plan	55690	7	756543	57	EGU	49	New Unit
Williams Generation	10870	TURB2	12058	1	EGU	1	New Unit
Williams Generation	10870	TURB3	14573	1	EGU	1	New Unit

Name	Oris Code	Unit Number	Heat Input	Unadjusted Allocation	EGU/NEGU	Adjusted Allocation	Miscellaneous
Williams Generation	10870	TURB4	15051	1	EGU	1	New Unit
Williams Generation	10870	TURBIN	19869	1	EGU	1	New Unit
Richmond	3168	91	35097	3	EGU	2	Existing Unit
Richmond	3168	92	36515	3	EGU	2	Existing Unit
Armagh Compressor St	880071	31301	365	0	NEGU	0	New Unit
ConocoPhillips Co.,	880025	32	541934	46	NEGU	47	Existing Unit
ConocoPhillips Co.,	880025	33	781323	66	NEGU	67	Existing Unit
Entriken Compressor	880072	31601	2607	0	NEGU	0	New Unit
Fairless Hills Gener	7701	PHBLR3	14722	1	NEGU	1	Existing Unit
Fairless Hills Gener	7701	PHBLR4	669278	57	NEGU	58	Existing Unit
Fairless Hills Gener	7701	PHBLR5	561926	48	NEGU	48	Existing Unit
FPL Energy MH50	50074	1	750217	64	NEGU	65	Existing Unit
G F Weaton	50074	34	1413793	120	NEGU	122	Existing Unit
G F Weaton	50074	35	1442872	123	NEGU	124	Existing Unit
Kimberly-Clark Tissu	50410	34	18430	2	NEGU	2	Existing Unit
Kimberly-Clark Tissu	50410	35	2640648	224	NEGU	227	Existing Unit
Merck & Company—We	50410	39	931075	79	NEGU	80	Existing Unit
Merck & Company—We	52149	40	1639474	139	NEGU	141	New Unit
Mt. Carmel Cogenerat	10343	SG-101	2089067	178	NEGU	180	Existing Unit
P H Glatfelter Compa	50397	33	42686	4	NEGU	4	Existing Unit
P H Glatfelter Compa	50397	34	1343543	114	NEGU	116	Existing Unit
P H Glatfelter Compa	50397	35	1100159	94	NEGU	95	Existing Unit
P H Glatfelter Compa	50397	36	1990676	169	NEGU	171	Existing Unit
P H Glatfelter Compa	50397	CS134	2486387	211	NEGU	214	Existing Unit
Philadelphia Refiner (Sunoco)	52106	150137	250420	21	NEGU	22	Existing Unit
Philadelphia Refiner (Sunoco)	52106	150138	298938	25	NEGU	26	Existing Unit
Philadelphia Refiner (Sunoco)	52106	150139	235526	20	NEGU	20	Existing Unit
Philadelphia Refiner (Sunoco)	52106	150140	502932	43	NEGU	43	Existing Unit
Philadelphia Refiner (Sunoco)	52106	CS0001	3512711	299	NEGU	302	Existing Unit
Philadelphia Refiner (Sunoco)	52106	CS0002	1463594	124	NEGU	126	Existing Unit
Procter & Gamble Pap	50463	328001	1578607	134	NEGU	136	Existing Unit
Sunoco (R&M)—Marcu	880020	88	389070	33	NEGU	33	Existing Unit
Sunoco (R&M)—Marcu	880020	89	543290	46	NEGU	47	Existing Unit
Sunoco Chemicals Fra	880007	52	786512	67	NEGU	68	Existing Unit
US Steel (Clariton C	50729	CLBLR1	1512684	129	NEGU	130	Existing Unit
US Steel (Clariton C	50729	CLBLR2	1354165	115	NEGU	117	Existing Unit
US Steel (Edgar Thomas)	50732	ETBLR1	1319370	112	NEGU	114	Existing Unit
US Steel (Edgar Thomas)	50732	ETBLR2	1477941	126	NEGU	127	Existing Unit
US Steel (Edgar Thomas)	50732	ETBLR3	1336596	114	NEGU	115	Existing Unit
Willamette Industries	54638	40	406265	35	NEGU	35	Existing Unit
Willamette Industries	54638	41	415208	35	NEGU	36	Existing Unit
Willamette Industries	54638	CS1	1573028	134	NEGU	135	Existing Unit
Shenango	54532	9	316069	27	NEGU	1	ERC Transfer/ Existing Unit
Shenango	54532	10	220032	19	NEGU	0	ERC Transfer/ Existing Unit
Naval Surface Warfare	880009	99	384	0	NEGU	0	25—Ton Exemption / Existing Unit

[Pa.B. Doc. No. 05-156. Filed for public inspection January 21, 2005, 9:00 a.m.]

Public Hearing and Request for Comment on the Mid-Course Review of Progress Toward Attainment for the Philadelphia One-Hour Ozone Nonattainment Area

Ground-level ozone concentrations above the Federal health-based standard are a serious human health threat and can also cause damage to crops, forests and wildlife. The Department of Environmental Protection (Department) is seeking public comment on the Department's Mid-Course Review of Progress Toward Attainment of the National Ambient Air Quality Standard for the Philadelphia one-hour Ozone Nonattainment Area (Mid-Course

Review). This Mid-Course Review is to satisfy the requirements of 40 CFR 52.2037(j)(3).

The Philadelphia 1-hour ozone nonattainment area was defined shortly after adoption of the 1990 Clean Air Act (CAA) Amendments. The nonattainment area is comprised of 14 counties: 5 from Pennsylvania, 2 from Delaware, 1 from Maryland and 6 from New Jersey. The CAA mandated certain emission control requirements and specified that other measures be adopted to assure that the nonattainment area achieve the 1-hour ozone standard not later than 2005.

In a Notice of Proposed Rulemaking (NPR) published on December 16, 1999 (64 FR 70428), the United States Environmental Protection Agency (EPA) proposed that

additional measures are needed to support the attainment test for the Philadelphia-Wilmington-Trenton ozone nonattainment area. Specifically, in 64 FR 70428, the EPA determined that the Philadelphia-Wilmington-Trenton nonattainment area would fall short of its attainment emission level target by amounts equal to 4.5% of the 1990 baseline emission inventory for VOC and 0.3% of the 1990 baseline emission inventory for NOx. The Mid-Course Review confirms the Commonwealth's progress toward implementation of the additional measures required to achieve the emission reductions necessary to support the attainment demonstration.

The Commonwealth has implemented all emission control programs mandated by the 1990 CAA in the five-county Commonwealth portion of the Philadelphia 1-hour ozone nonattainment area. Additional control measures have been adopted to address the ozone emission reduction shortfall identified by the EPA. All volatile organic compound (VOC) emission reduction strategies required to address the shortfall have been adopted by the Commonwealth and the strategies have been submitted to the EPA as revisions to the State Implementation Plan (SIP). The Environmental Quality Board adopted final-form rulemaking for the small sources of NOx, stationary internal combustion engines and cement kilns requirements. The final-form rulemaking was published at 34 Pa.B. 6509 (December 11, 2004). The Commonwealth will submit this strategy to the EPA as a revision to the SIP.

The Department has prepared a Mid-Course Review that details the emission reduction strategies and other factors relating to the attainment of the 1-hour ozone standard in the Philadelphia Ozone Nonattainment Area.

The Department will hold a public hearing to receive comments on the Mid-Course Review on Thursday, February 24, 2005, at 1 p.m. at the Department of Environmental Protection's Southeast Regional Office, 2 East Main Street, Norristown, PA 19401.

Persons who wish to present testimony at the hearing should contact Susan Ferree, P. O. Box 8468, Harrisburg, PA 17105, (717) 787-9495, sferree@state.pa.us to reserve a time. Persons who do not reserve a time will be able to testify after preregistrants. Witnesses should keep testimony to 10 minutes and should also provide two written copies of their testimony at the hearing. Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact the Department at the telephone number listed previously. TDD users may contact the AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

Written Comments:

Written or e-mail comments on the Department's Mid-Course Review should be sent to J. Wick Havens, Division of Air Resource Management, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, jhavens@state.pa.us. The Department must receive written or e-mail comments by 4 p.m. on February 24, 2005.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 05-157. Filed for public inspection January 21, 2005, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Altoona Regional Health System for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Altoona Regional Health System has requested an exception to the requirements of 28 Pa. Code §§ 107.2, 107.26(b)(2) and 107.32 (relating to medical staff membership; additional committees; and meetings and attendance).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/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 numbers or for speech and/or hearing impaired persons, V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 05-158. Filed for public inspection January 21, 2005, 9:00 a.m.]

Application of Center for Reproductive Surgery, LLC for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Center for Reproductive Surgery, LLC has requested an exception to the requirements of 28 Pa. Code § 551.21(d)(2) (relating to criteria for ambulatory surgery).

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

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

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

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

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

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

[Pa.B. Doc. No. 05-159. Filed for public inspection January 21, 2005, 9:00 a.m.]

Application of Doylestown Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Doylestown Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 10.15.A2 (relating to rehab patient rooms).

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

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

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

Persons with a disability who wish to obtain a copy of the request and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT (717) 783-6154 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 05-160. Filed for public inspection January 21, 2005, 9:00 a.m.]

Application of Ephrata Community Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Ephrata Community Hospital has requested an exception to the requirements of 28 Pa. Code § 551.3 (relating to definitions).

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

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

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

Persons with a disability who wish to obtain a copy of the request and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT (717) 783-6154 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 05-161. Filed for public inspection January 21, 2005, 9:00 a.m.]

Application of Healthsouth Nittany Valley Rehab Hospital for Exception

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

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

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

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

Persons with a disability who wish to obtain a copy of a request and/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 numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 05-162. Filed for public inspection January 21, 2005, 9:00 a.m.]

Application of Indiana Regional Medical Center for Exception

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

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

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

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

Persons with a disability who wish to obtain a copy of a request and/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 numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 05-163. Filed for public inspection January 21, 2005, 9:00 a.m.]

Application of Moses Taylor Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Moses Taylor Hospital has requested an exception to the requirements of 28 Pa. Code § 139.17 (relating to neonatal intensive care units (Levels II and III)).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/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 numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 05-164. Filed for public inspection January 21, 2005, 9:00 a.m.]

Application of Roxborough Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Roxborough Memorial Hospital has requested an exception to the requirements of 28 Pa. Code § 107.32 (relating to meetings and attendance).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/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 numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 05-165. Filed for public inspection January 21, 2005, 9:00 a.m.]

Application of The Good Samaritan Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Good Samaritan Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 7.2.B10 (relating to examination/treatment rooms).

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

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

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

Persons with a disability who wish to obtain a copy of the request and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT (717) 783-6154 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 05-166. Filed for public inspection January 21, 2005, 9:00 a.m.]

Application of UPMC Presbyterian Shadyside for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Presbyterian Shadyside has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 7.7.A1 (relating to general operating rooms).

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

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

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

Persons with a disability who wish to obtain a copy of the request and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT (717) 783-6154 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 05-167. Filed for public inspection January 21, 2005, 9:00 a.m.]

Application of Wilkes-Barre General Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Wilkes-Barre General Hospital has requested an exception to the requirements of 28 Pa. Code § 137.21(b)(9) (relating to policies and procedures).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and

Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

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

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

Persons with a disability who wish to obtain a copy of a request and/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 numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 05-168. Filed for public inspection January 21, 2005, 9:00 a.m.]

Availability of Title V Funds through Mini-Grants to Support Elimination of Barriers to Community Inclusion for Children/Youth With Special Health Care Needs

The Bureau of Family Health (Bureau) is accepting mini-grant applications up to \$3,000 related to eliminating barriers to inclusion of children and youth with special health care needs in communities of this Commonwealth. Mini-grants are available to support activities which directly address physical, environmental and informational barriers allowing community organizations, businesses, places of worship and schools to be more inclusive of children with special health care needs. This project is an extension of the Bureau's Building Inclusive Communities for Children/Youth With Special Health Care Needs Mini-Grant Initiative (BIC) which offers financial support for educational endeavors addressing community inclusion. Barrier Elimination Project (BE) funds will be used to advance this work by financially supporting the elimination of tangible barriers to inclusion.

For purposes of this funding opportunity, "children with special health care needs" are defined as those aged birth to 21 years of age who have a chronic physical, developmental, behavioral or emotional condition requiring services of a type or amount beyond that required by children generally.

The degree to which communities are healthy can be partly gauged by the degree to which children/youth with special health care needs are provided a full complement of services, civic engagement and social interaction. The BE is designed to empower communities by providing financial support for activities that either remove or significantly reduce obstacles that children and youth with special health care needs and their families confront as they seek to participate fully and productively in their communities. These include barriers to self-care, activities of daily living, receptive/expressive communication, learning, mobility, access to service, recreation, academics, spiritual practice, volunteerism, hobby exploration, employment, voting and economic self-sufficiency. The ultimate goal of the project is to build social capital by assisting communities to be fully accessible and inclusive

and, consequently, allow for the full integration of the children of this Commonwealth with special health care needs in all aspects of community life. Project funds must be used to reimburse purchases and activities occurring prior to June 30, 2005.

Eligible applicants are public and private organizations of this Commonwealth, foundations or community-based agencies as recognized by Federal Tax ID number. Individuals may not apply. Informal groups without Federal Tax ID numbers are encouraged to partner with a sponsor organization who may apply on behalf of the group. For-profit organizations may apply. However, no applicant may take a profit from these funds.

Applicants may include but are not limited to:

- Day care centers and child care providers
- Educational providers
- Community planners
- Community groups/Civic clubs
- Potential employers/businesses
- Libraries
- Travel/tourism providers
- Bankers/lenders
- Minority groups
- Medical/dental providers
- Youth groups
- Places of worship/congregations
- Entertainment/recreation/play providers
- Professional associations/organizations
- Voting/polling providers
- Park/forest/campground staff
- Retailers

Applicants may apply for funding for reimbursement of multiple purchases or activities. However, the maximum cumulative award to any one applicant (as identified by Federal Tax ID number) is \$3,000 per fiscal year when combined with any funding awards received through BIC or the Pennsylvania Breastfeeding Awareness and Support Program for the current fiscal year. In all cases, Department of Health (Department) funds should be used as payer of last resort. Grant funds may not supplant existing funds. Grant funds may be used for reimbursement of one time purchases only, after which time the grantee becomes sole owner of the purchased property. Eligible expenses fall within the following categories: equipment, assistive technology/communication devices, site/facility improvements, environment/curriculum and technology, as described in the application materials. Ineligible costs include: administrative/indirect costs, purchases/activities mandated by the Americans With Disabilities Act; staffing/personnel; one-time consumables such as event tickets; and other costs not otherwise in compliance with the limitations of the Maternal and Child Health Block Grant. Application materials provide greater detail about ineligible expenses.

To apply for funding, seven copies of a complete application must be received by the Department no later than 4:30 p.m., January 28, 2005. Applications may be mailed or hand delivered. Applications may not be faxed. Late applications will not be accepted regardless of the reason. The Bureau expects to notify all applicants of award status within 8 weeks of the submission due date. It is

anticipated that 16 to 25 awards of \$3,000 or less will be made. This is a reimbursement program. Grantees must spend their own funds first and then be reimbursed by the Department.

All funding decisions are contingent upon the availability of 04/05 fiscal year funds and Department approval by means of a proposal review panel. The approval will be based upon a common set of preestablished criteria, including:

1. The justifiable need for elimination of the proposed barriers to advance the inclusion of young people with disabilities, as justified by the applicant.
2. The number of young people with special needs who will ultimately benefit from elimination of the barrier;
3. The likelihood that the activities proposed will be of ongoing, systemic benefit to the community.
4. The reasonableness of proposed expenditures/purchases.

Those applicants proposing activities serving a greater number of young people with special health care needs in nonsegregated environments will be rated higher comparatively.

Application materials can be downloaded from the Department's website: www.health.state.pa.us (search word: barrier elimination). Individuals may also request application materials or additional information related to this initiative by contacting Candace Johndrow at (717) 783-6536 or cjohndrow@state.pa.us. Persons with a disability who require an alternative format of this notice, or need an application in alternative formats, should contact Candace Johndrow at the previously mentioned phone number or for speech and/or hearing impaired persons, V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service, (800) 634-5984 [TT].

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

[Pa.B. Doc. No. 05-169. Filed for public inspection January 21, 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):

The Mennonite Home
1520 Harrisburg Pike
Lancaster, PA 17601
FAC ID 132102

Saunders House
100 Lancaster Avenue
Wynnewood, PA 19096
FAC ID 190402

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code §§ 201.18(e) and 205.6(a) (relating to management; and function of building):

West Shore Health and Rehabilitation Center
770 Poplar Church Road
Camp Hill, PA 17011

Heartland Health Care Center
550 South Negley Avenue
Pittsburgh, PA 15232

Sky Vue Terrace
2170 Rhine Street
Pittsburgh, PA 15212

The Shadyside Nursing and Rehabilitation Center
5609 Fifth Avenue
Pittsburgh, PA 15232

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(a)(c) (relating to resident bedrooms):

Pennswood Village
1382 Newtown Langhorne Road
Newtown, PA 18940
FAC ID 164002

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

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address 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 numbers listed previously or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

[Pa.B. Doc. No. 05-170. Filed for public inspection January 21, 2005, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

Lebanon 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 construct SR 0000, Section BR, the City of Lebanon Bridge Over Norfolk Southern Project (Project), two bridges, one on 9th Street and one on 10th Street, which would carry the PA 72 traffic over the Norfolk Southern rail lines in downtown Lebanon.

The purpose of this project is to improve emergency access, traffic flow and safety in the City of Lebanon by providing an improved crossing of the Norfolk Southern Railroad Line.

The selected alternative for the Project is Option B—Dual 9th and 10th Street Shifted Alternative (Option B). Option B will consist of two, two-lane bridges extending over the Norfolk Southern railroad tracks. Shoulders and sidewalks will be constructed on one side of each of the bridges. The bridge on 9th Street will be shifted slightly west in relation to the existing roadway and will extend from a point near Church Street to the bridge over the Quittapahilla Creek. The bridge on 10th Street will be shifted slightly east in relation to the existing roadway and will extend from a point between Church and Lehman Streets to the bridge over the Quittapahilla Creek. Minor deck reconstruction work will be required on both Quittapahilla bridges. Route 72 would be signed as is, with 9th Street carrying two lanes northbound and 10th Street carrying two lanes southbound.

Option B will also include improvements to Scull Street, which extends parallel to and north of the Norfolk Southern lines. To provide access for remaining properties on 9th and 10th Street, Scull Street will cross under the proposed 10th Street Bridge, then extend parallel to the rail lines to an intersection with 12th Street. Scull Street will feature two-way traffic between 10th and 12th Streets. No additional property displacements other than minor right-of-way acquisitions would result from the Scull Street extension.

In addition, Option B will include a minor widening of Gannon Street north of the intersection with C and L Streets. This widening is necessary to facilitate access to J. J. Brandt Moving & Storage. Minor property acquisitions, but no additional displacements, would be required.

Option B will also include the construction of a roadway just south of the parking lot for Covenant United Methodist Church to provide access for the residential properties remaining on 9th Street. This one-way roadway will extend between 9th Street and Gannon Street and will accommodate on-street parking.

The at-grade railroad crossings will be removed from 9th Street, Partridge Street and 10th Street.

Alternatives were evaluated through an Environmental Impact Statement as required by the National Environmental Policy Act and Section 2002 of Act 120. Both options studied in the Environmental Impact Statement satisfied the needs of the project; however, Option B results in the least impact to the social, cultural and natural environment in the project area. Option B results in the fewest residential displacements and the fewest number of contributing elements acquired from the North Lebanon Historic District.

Option B will impact 51 contributing elements to the North Lebanon Historic District, a Section 2002 resource eligible for listing on the National Register of Historic Places. Under Section 106 of the National Historic Preservation Act, it has been determined that the construction of Option B will have an adverse effect on this Section 2002 resource. The effects will be mitigated through commitments detailed in an executed Programmatic Agreement between the Federal Highway Administration and the Pennsylvania State Historic Preservation Officer and concurred with by the Department and the City of Lebanon.

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. 05-171. Filed for public inspection January 21, 2005, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Hazardous Waste Facilities Plan Adoption

At its October 19, 2004, meeting, the Environmental Quality Board (Board) adopted an update to the Hazardous Waste Facilities Plan (Plan). The update is necessary to satisfy the requirements of the Solid Waste Management Act (act) (35 P. S. §§ 6018.101—6018.1003) to provide for the future planning and regulation of hazardous waste in this Commonwealth. Plan updates must be developed as necessary, but not less than every 5 years. The first Plan was developed in 1986, followed by updates in 1992 and 1998. This Plan is the third update and replaces the last version dated 1998.

The objective of the Plan is to determine whether additional treatment and disposal capacity is needed in this Commonwealth to properly manage hazardous waste generated in the State. The Plan is required to address criteria and standards for the siting of hazardous waste treatment and disposal facilities; sources of hazardous waste concentration and current hazardous waste practices; future hazardous waste facility needs; and source reduction. The Plan also plays a role in the establishment of new hazardous waste management facilities in this Commonwealth if a Certificate of Public Necessity (CPN) is required. The Board is empowered by the act to issue a CPN, which overrides zoning and other local restrictions.

The draft of the Plan was approved by the Board for public comment on April 20, 2004. Notice of its availability was published at 34 Pa.B. 2514 (May 8, 2004), with provisions for a 60-day public comment period, one public meeting and one public hearing. The Board did not receive any comments on the Plan during the public comment period.

In the Plan, the Department of Environmental Protection (Department) documents that the amount of hazardous waste sent to commercial management facilities from generators in this Commonwealth has continued to steadily decline over the last decade. In addition, the Department contends that adequate technology exists to reduce or eliminate hazardous waste generation and that hazardous waste generators have adequate access to commercial recovery, treatment and disposal facilities. The Department concludes in the Plan that the issuance of a CPN is not necessary to provide additional hazardous waste management options to generators in this Commonwealth since that issuance would be contrary to the goal of eliminating hazardous waste generation in this Commonwealth.

Availability of the Plan

The final Plan is available on the Department's website at www.dep.state.pa.us/dep/subject/eqb/HWastePlan/

PaHazardousWasteFacilitiesPlan.pdf and may also be obtained by contacting Thomas Hyatt, Division of Waste Minimization and Planning, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7382 or thyatt@state.pa.us.

KATHLEEN A. MCGINTY,
Chairperson

[Pa.B. Doc. No. 05-172. Filed for public inspection January 21, 2005, 9:00 a.m.]

FISH AND BOAT COMMISSION

Lake Erie Commercial Fishing—2005

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 69.31(b) (relating to seasons), has determined that the 2005 total allowable commercial catch for walleye from the Commonwealth waters of Lake Erie is 5,000 pounds. The commercial fishing season for walleye on Lake Erie is January 1 to midnight March 15 and 12:01 a.m. the first Saturday in May to December 31. This season shall end when the Executive Director determines that 5,000 pounds of walleye probably have been taken by commercial fishing interests fishing in the Commonwealth waters of Lake Erie.

The Executive Director of the Commission, acting under the authority of 58 Pa. Code § 69.31(c), has established that the 2005 total allowable commercial catch for yellow perch from the Commonwealth waters of Lake Erie is 35,000 pounds. The commercial fishing season for yellow perch on Lake Erie is January 1 until the date the Executive Director determines that 35,000 pounds of yellow perch probably have been taken by commercial fishing interests fishing in the Commonwealth waters of Lake Erie.

DOUGLAS J. AUSTEN, Ph.D.,
Executive Director

[Pa.B. Doc. No. 05-173. Filed for public inspection January 21, 2005, 9:00 a.m.]

HUMAN RELATIONS COMMISSION

Public Hearing Opinions

The Human Relations Commission (Commission), under section 7(o) of the Pennsylvania Human Relations Act (act) (43 P. S. § 957(o)), announces the publication of the Findings of Fact, Conclusions of Law, Opinion and Final Order made after a public hearing under section 9(e)—(g) of the act (43 P. S. § 959(e)—(g)) in the following cases:

Wilmer J. Baker v. Frog Switch & Manufacturing Co.; PHRC Case No. 199800386, Doc. No. E-88319DAH (Pennsylvania Human Relations Commission, December 21, 2004)

Case involving suspension and discharge in retaliation for having opposed practices forbidden by the act.

Ruling for Complainant, 7-0 decision and 1 abstention 30 pages

Thomas J. Beck, Sr. v. DeGovanni's Collision, Martin and Loretta DeGovanni; PHRC Case No. 200125671 (Pennsylvania Human Relations Commission, December 21, 2004)

Case involving a perceived disability termination (heart condition).

Ruling for Respondent, 7-0 decision and 1 abstention
28 pages

Omar Bronson v. Masso Detective Agency; PHRC Case No. 200200713 (Pennsylvania Human Relations Commission, November 23, 2004)

Case involving verbal harassment so pervasive and regular that the complainant was constructively discharged. (A constructive discharge occurs when the employee is forced to quit/resign because of the employer's discriminatory restrictions, constraints or intolerable working conditions.)

Ruling for Complainant, 8-0 decision
27 pages

James Leggett and Linda Leggett v. Philadelphia Management; PHRC Case No. 199927632 (H-8017) and PHRC Case No. 199927633 (H-8018) (Pennsylvania Human Relations Commission, November 23, 2004)

Case involving refusal to make necessary improvements to the complainants' building because they had previously filed complaints with the Commission.

Ruling for Respondent, 6-2 decision
28 pages

Nicole Matthews, Administratrix and Michelle L. Matthews, Administratrix, Administrators of the Estate of George A. Matthews, Jr. v. Commonwealth of Pennsylvania, Department of Corrections, State Correctional Institution at Dallas; PHRC Case No. 199504361; Doc. No. E-78141D (Pennsylvania Human Relations Commission, November 23, 2004)

Case regarding promotion denial because of race, White.

Ruling for Respondent, 8-0 decision
28 pages

Charlotte Sellers v. County of Bucks, Neshaminy Manor Home; PHRC Case No. 199825554; Doc. No. E-89905A (Pennsylvania Human Relations Commission, December 21, 2004)

Case involving failure to promote due to age.

Ruling for Respondent, 7-0 decision and 1 abstention
24 pages

Bradley Seymour; on behalf of his minor children, Kyle and Kent Seymour v. Penn Township, York County, and Jeffrey R. Garvick, Township Manager; PHRC Case No. 199804130; Doc. No. H-7709 (Pennsylvania Human Relations Commission, November 23, 2004)

Case involving failure to make a reasonable accommodation and disconnection of water service because of race, Black and/or the disabilities of his two minor sons.

Ruling for Respondent, 7-0 decision and 1 abstention
14 pages

The final orders in the previously listed cases are subject to appeal to Commonwealth Court and if appealed are subject to being affirmed, reversed or modified, in whole or part.

A copy of an opinion listed in this notice may be obtained by mailing a request indicating the opinion

desired, accompanied by a check or money order in the amount of 15¢ per page, to Laura J. Treaster, Communications Director, Human Relations Commission, 301 Chestnut Street, Suite 300, Pennsylvania Place, Harrisburg, PA 17101. The check or money order should be made payable to the "Commonwealth of Pennsylvania." Copies are also available under the Legal section at www.phrc.state.pa.us.

HOMER C. FLOYD,
Executive Director

[Pa.B. Doc. No. 05-174. Filed for public inspection January 21, 2005, 9:00 a.m.]

Increase in the Accident Surcharge Dollar Threshold (Cap) to \$1,150; No. 2005-01

Insurers writing private passenger automobile insurance in this Commonwealth may not, by law, penalize their policyholders (such as, apply rate surcharges or otherwise increase premiums) whose aggregate claim cost over a 3-year period does not exceed a certain threshold (cap). This threshold (cap) applies to any person injured or property damaged, and is measured in excess of any deductible or self-insured retention. Effective July 1, 2005, the Insurance Department (Department) has increased the threshold (cap) to \$1,150.

Section 19(a) of Act 6 of 1990 (75 Pa.C.S. § 1799.3 (relating to limit on cancellations, refusals to renew, refusals to write, surcharges, rate penalties and point assignments) does not allow an insurer to, "cancel or refuse to renew a policy or apply any surcharge, rate penalty or driver record point assignment" when the threshold (cap) is not exceeded.

By law, the Department is required to adjust the amount of the threshold (cap) at least once every 3 years. Section 19(e) of Act 6 of 1990 stipulates the adjustment be made relative to changes in the Consumer Price Index for medical care and automobile maintenance and repair costs. The previous adjustment to the threshold (cap) was effective July 1, 2002, when the threshold (cap) increased to \$1,050.

Each individual insurer, ISO, AIPSO and MSO should file the previously mentioned change for prior approval by April 1, 2005, and specify an effective date of no later than July 1, 2005.

Questions regarding this notice may be directed to Michael McKenney, Actuarial Review Division, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 705-0166, or mmckenney@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 05-175. Filed for public inspection January 21, 2005, 9:00 a.m.]

PENNSYLVANIA COUNCIL ON AGING

Meeting Change

The Pennsylvania Council on Aging (Council) meeting scheduled for February 1, 2005, at 1 p.m. has been

rescheduled and will now be held on Thursday, February 3, 2005, at 9 a.m. in the Fifth Floor Conference Room, Department of Aging, 555 Walnut Street, Harrisburg, PA.

Persons with a disability who wish to attend the previously listed 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.

ELLEN KRAMER ADLER,
Executive Director

[Pa.B. Doc. No. 05-176. Filed for public inspection January 21, 2005, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

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 February 14, 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-00121372. Thomas A. Riley (208 Goat Hill Road, Peach Bottom, Lancaster County, PA 17563)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, between points in the County of Lancaster, and from points in said county, to points in Pennsylvania, and return.

A-00121371. Eugene and Ruth Summers, Tenants by Entirety (50 Buck Hill Road, Kinzer, Lancaster County, PA 17535)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, between points in the County of Lancaster and within an airline distance of 20 statute miles of the limits thereof.

A-00121378. Leo G. Peters (3760 Cresson Street, City and County of Philadelphia, PA 19127)—persons, in group and party service, in vehicles seating 11 to 15 passengers, including the driver, between points in the City and County of Philadelphia and the County of Montgomery, and from points in said territory, to points in Pennsylvania, and return.

Applications 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 each application.

A-00121377. Limos by George, Inc. (1078 2nd Street Pike, P. O. Box 5, Richboro Bucks County, PA 18954), a corporation of the Commonwealth—persons, in limousine service, between points in Pennsylvania; which is to be a transfer of all the right authorized under the certificate issued at A-00121377 to Unlimited Limo by George, Inc., subject to the same limitations and conditions. *Attorney:* Albert Ominsky, Four Penn Center Plaza, Suite 1050, 1600 John F. Kennedy Boulevard, Philadelphia, PA 19103.

A-00121368. B. M. Enterprises, Inc. (1167 Newport News Drive, Bensalem, Bucks County, PA 19007), a corporation of the Commonwealth—to transport by motor vehicle, persons, upon call or demand, in the Borough of Bristol, Bucks County; the Township of Bristol, Bucks County and the Township of Bensalem, Bucks County, which is a transfer of all of the call or demand rights of A & G Taxi, Inc. at A-00106845 and A-00106845, F. 1, Am-A. *Attorney:* Kathleen Herzog Larkin, 215 Darby Road, Paoli, PA 19301.

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-00119031, Folder 2. Paul Liberati, t/d/b/a An Exceptional Limousine (3117 Woodbridge Drive, Pittsburgh, Allegheny County, PA 15227)—persons, in group and party service, in vehicles seating 11 to 15 passengers, including the driver: (1) between points in the County of Washington, and from points in the County of Washington, to points in Pennsylvania, and return; and (2) from points in the County of Allegheny, to points in Pennsylvania, and return. *Attorney:* David M. O'Boyle, 1450 Two Chatham Center, Pittsburgh, PA 15219-3427.

Applications of the following for *amendment* to the certificate of public convenience approval of the right and privilege to discontinue/abandon operating as *common carriers* by motor vehicle and for cancellation of the certificate of public convenience as described under each application.

A-00092876, F. 5. Sam C. Lobrutto, t/a SLB Enterprises (1095 Pittston By-Pass, Pittston, Luzerne County, PA 18640)—for the right a certificate of public convenience to abandon/discontinue the right to transport, as a common carrier, by motor vehicle; persons on schedule, between the City of Pittston and the Borough of Yatesville, Luzerne County, over a specified route. (Folder 1); group and party service from that portion Jenkins Township which lies east of the Boroughs of Yatesville and Laffin, Luzerne County, and persons in group and party service, from the City of Pittston, Luzerne County, and within 5 miles by the usually traveled highways of the limits of said city to points and places within 50 miles of the usually traveled highways of the limits of said city. (Folder 2); person on schedule between the City of Pittston and the Borough of Hughestown, Luzerne County, over a specified route: Beginning at the intersection of Main and Williams Streets in the City of Pittston, thence via Young's store and Rock Street to Hughestown (Folder 3); persons on schedule, from the terminal facilities of Yatesville Bus Co., at the Pittston By-Pass, Jenkins Township, Luzerne County, to the Pennsylvania Power and Light Co. facilities in the Township of Salem,

Luzerne County, over a specified route. (Folder 4); persons on schedule, from points in the County of Luzerne to the Tobyhanna Army Depot facility in Coolbaugh Township, Monroe County, and vice versa over a specified route.

A-00119046, F. 1, Am-A. Maybelline Limousine, Inc. (626 Lackawanna Avenue, Scranton, Lackawanna County, PA 18503)—for the right a certificate of public convenience to abandon/discontinue the right to transport, as a common carrier, by motor vehicle; persons in paratransit service, between points in Pennsylvania.

A-00114063, F. 2. Fayetteville Volunteer Fire Department, Inc. (101 West Main Street, Fayetteville, Franklin County, PA 17222)—certificate of public convenience to abandon/discontinue persons in paratransit service, between points in the Counties of Cumberland, Franklin and Adams, and from points in said counties to points in Pennsylvania, provided that service may be operated only in specifically modified vehicles with wheelchairs ramps, lifts or tie downs for the transportation of non-ambulatory persons which is held at A-00114063.

A-00116314, F. 2. Wayne Memorial Hospital. (601 Park Street , Honesdale, Wayne County, PA 18431)—for a certificate of public convenience to abandon/discontinue the right to transport, as a common carrier, by motor vehicle; persons in paratransit service, between points in the Counties of Wayne, Pike and Lackawanna, and from points in said counties to points in Pennsylvania, and vice versa.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Finster Courier Incorporated, t/a Elite Express; Doc. No. A-00118351C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Finster Courier Incorporated, t/a Elite Express, respondent, maintains its principal place of business at P. O. Box 1342, Newton, PA 18940.
2. That respondent was issued a certificate of public convenience by this Commission on November 1, 2001, at Application Docket No. A-00118351.
3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 2002, 2003 and 2004.
4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, violated 52 Pa. Code § 3.381(a)(5) and, by failing to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's Certificate of Public Convenience at A-00118351.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date, as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which will include the revocation of your Certificate of Public Convenience.

C. If you file an answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the revocation of your Certificate of Public Convenience.

D. If you file an answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

E. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1168.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Glenn Trucking, Inc.; Doc. No. A-00099892C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Glenn Trucking, Inc., respondent, maintains its principal place of business at 30 Roxbury Road, Pittsburgh, PA 15221.

2. That respondent was issued a certificate of public convenience by this Commission on December 06, 1976, at Docket No. A-00099892.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$303.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$303.00.

4. That respondent has an outstanding assessment of \$303.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

7. That respondent, by failing to maintain evidence of insurance on file with this commission, violated 52 Pa. Code §§ 32.2 and 32.11.

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked and (5) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days and by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. W. M. D. Corp., Inc. t/a Sprint Courier Service; Doc. No. A-00100708C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That W. M. D. Corp., Inc., t/a Sprint Courier Service, respondent, maintains its principal place of business at P. O. Box 20386, Lehigh Valley, PA 18002-0386.

2. That respondent was issued a certificate of public convenience by this Commission on August 15, 1978, at Docket No. A-00100708.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$936.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$936.00.

4. That respondent has an outstanding assessment of \$936.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B).

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. King Distribution & Transfer, Inc.; Doc. No. A-00112689C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That King Distribution & Transfer, Inc., respondent, maintains its principal place of business at 90 Graham Street, McKees Rocks, PA 15136.

2. That respondent was issued a certificate of public convenience by this Commission on May 28, 1996, at Docket No. A-00112689.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$955.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$955.00.

4. That respondent has an outstanding assessment of \$955.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowl-

edge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B).

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. P. C. Express Pick-Up & Del Serv; Doc. No. A-00113756C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section

701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That P. C. Express Pick-Up & Del Serv, respondent, maintains its principal place of business at 1770 Wheatfield Court, Middletown, PA 17057.

2. That respondent was issued a certificate of public convenience by this Commission on May 09, 1997, at Docket No. A-00113756.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$55.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$55.00.

4. That respondent has an outstanding assessment of \$55.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

7. That respondent, by failing to maintain evidence of insurance on file with this commission, violated 52 Pa. Code §§ 32.2 and 32.11.

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
 Motor Carrier Services & Enforcement Division
 Bureau of Transportation and Safety
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days and by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B).

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Blair America, Inc.; Doc. No. A-00114055C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Blair America, Inc., respondent, maintains its principal place of business at 3436 Route 764, Duncansville, PA 16635-7803.

2. That respondent was issued a certificate of public convenience by this Commission on August 01, 1997, at Docket No. A-00114055.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$189.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$189.00.

4. That respondent has an outstanding assessment of \$189.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
 Motor Carrier Services & Enforcement Division
 Bureau of Transportation and Safety
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B).

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Danis Transportation, Inc.; Doc. No. A-00114521C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That, Danis Transportation, Inc., respondent, maintains its principal place of business at 60 Industrial Drive, Cumberland, RI 02864.

2. That respondent was issued a certificate of public convenience by this Commission on May 6, 1998, at Docket No. A-00114521.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$2,621.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$2,621.00.

4. That respondent has an outstanding assessment of \$2,621.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

7. That respondent, by failing to maintain evidence of insurance on file with this commission, violated 52 Pa. Code §§ 32.2 and 32.11.

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
 Motor Carrier Services & Enforcement Division
 Bureau of Transportation and Safety
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days and by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B).

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Superior Transportation Serv., Inc. t/a Superior Limousine Service; Doc. No. A-00114596C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Superior Transportation Serv., Inc. t/a Superior Limousine Service, respondent, maintains its principal place of business at 600 Nissley Drive, Middletown, PA 17057.

2. That respondent was issued a certificate of public convenience by this Commission on August 12, 1998, at Docket No. A-00114596.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$141.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$141.00.

4. That respondent has an outstanding assessment of \$141.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked and (5) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. P. M. Express Lines, Inc.; Doc. No. A-00115695C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That P. M. Express Lines, Inc., respondent, maintains its principal place of business at 805 Red Lion Road, B-18, Philadelphia, PA 19115.

2. That respondent was issued a certificate of public convenience by this Commission on April 13, 1999, at Docket No. A-00115695.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$171.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$171.00.

4. That respondent has an outstanding assessment of \$171.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

7. That respondent, by failing to maintain evidence of insurance on file with this commission, violated 52 Pa. Code §§ 32.2 and 32.11

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or

any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days and by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B).

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Alexa Cab Co.; Doc. No. A-00116054C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Alexa Cab Co., respondent, maintains its principal place of business at 7 Mallard Pond Circle, Newtown, PA 18940.

2. That respondent was issued a certificate of public convenience by this Commission on October 14, 1999, at Docket No. A-00116054.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$1,668.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$1,668.00.

4. That respondent has an outstanding assessment of \$1,668.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety

Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked and (5) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Colon, Maria Jacqueline Disen t/a Rainy Day Taxi; Doc. No. A-00117324C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Colon, Maria Jacqueline Disen t/a Rainy Day Taxi, respondent, maintains her principal place of business at P. O. Box 407, Mount Pocono, PA 18344.

2. That respondent was issued a certificate of public convenience by this Commission on April 03, 2001, at Docket No. A-00117324.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$140.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$140.00.

4. That respondent has an outstanding assessment of \$140.00. Furthermore, respondent owes an unpaid fine of \$100 at A-00117324C0302.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

7. That respondent, by failing to maintain evidence of insurance on file with this commission, violated 52 Pa. Code §§ 32.2 and 32.11.

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked and (5) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment and fine within twenty (20) days and by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance and fine payments must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Frick, Don t/a Frick, Don Trucking; Doc. No. A-00117695C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Frick, Don t/a Frick, Don Trucking, respondent, maintains his principal place of business at 1215 Wheeler Ave., Dunmore, PA 18510.

2. That respondent was issued a certificate of public convenience by this Commission on April 18, 2001, at Docket No. A-00117695.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$227.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$227.00.

4. That respondent has an outstanding assessment of \$227.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
 Motor Carrier Services & Enforcement Division
 Bureau of Transportation and Safety
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is

the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B).

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Thunder Transport, Inc.; Doc. No. A-00117760C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Thunder Transport, Inc., respondent, maintains its principal place of business at 1741 Langhorne-Yardley Rd., Langhorne, PA 19047.

2. That respondent was issued a certificate of public convenience by this Commission on July 05, 2001, at Docket No. A-00117760.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$219.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$219.00.

4. That respondent has an outstanding assessment of \$219.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
 Motor Carrier Services & Enforcement Division
 Bureau of Transportation and Safety
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20)

days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B).

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Friendly Express Limousine, Inc.; Doc. No. A-00119214C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Friendly Express Limousine, Inc., respondent, maintains its principal place of business at 1810 Byberry Rd., Suite C, Bensalem, PA 19020.

2. That respondent was issued a certificate of public convenience by this Commission on August 06, 2003, at Docket No. A-00119214.

3. That, on August 11, 2004 respondent was sent an initial assessment of \$11.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$11.00.

4. That respondent has an outstanding assessment of \$11.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) directs the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked and (5) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
 Motor Carrier Services & Enforcement Division
 Bureau of Transportation and Safety
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. P M Express Lines, Inc.; Doc. No. A-00115695C0401

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That P M Express Lines, Inc., respondent, maintains a principal place of business at 805 Red Lion Road, B-18, Philadelphia, PA 19115.
2. That respondent was issued a Certificate of Public Convenience by this Commission on April 13, 1999, at Application Docket No. A-00115695.
3. That respondent has failed to maintain evidence of cargo insurance on file with this Commission.
4. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent causes its insurer to file evidence of insurance with this Commission within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience held by respondent at Docket No. A-00115695, for failure to maintain evidence of current insurance on file with the Commission, (2) orders such other remedy as the Commission may deem to be appropriate, which may include a fine and the suspension of a vehicle registration and (3) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and

must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, Contract Carrier Permit, or Brokerage license, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations within twenty days of the date of service of this Complaint. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the evidence of insurance from your insurer, the complaint proceeding shall be closed. **ACORD CERTIFICATES OF INSURANCE ARE UNACCEPTABLE AS EVIDENCE OF INSURANCE.**

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Insurance/Filing Unit at (717) 783-5933.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Travel With Comfort, Inc.; Doc. No. A-00115561C0401 F. 3

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Travel With Comfort, Inc., respondent, maintains a principal place of business at P. O. Box 23105, Philadelphia, PA 19124.
2. That respondent was issued a Certificate of Public Convenience by this Commission on July 8, 2003, at Application Docket No. A-00115561, F. 3.

3. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance on file with this Commission.

4. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent causes its insurer to file evidence of insurance with this Commission within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience held by respondent at Docket No. A-00115561, F. 3, for failure to maintain evidence of current insurance on file with the Commission, (2) orders such other remedy as the Commission may deem to be appropriate, which may include a fine and the suspension of a vehicle registration and (3) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, Contract Carrier Permit, or Brokerage license, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations within twenty days of the date of service of this

Complaint. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the evidence of insurance from your insurer, the complaint proceeding shall be closed. ACORD CERTIFICATES OF INSURANCE ARE UNACCEPTABLE AS EVIDENCE OF INSURANCE.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Insurance/Filing Unit at (717) 783-5933.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Finster Courier Incorporated t/a Elite Express; Doc. No. A-00118351C0401

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Finster Courier, Inc., t/a Elite Express, respondent, maintains a principal place of business at P. O. Box 1342, Newtown, PA 18940.

2. That respondent was issued a Certificate of Public Convenience by this Commission on November 1 2001, at Application Docket No. A-00118351.

3. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance on file with this Commission.

4. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent causes its insurer to file evidence of insurance with this Commission within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience held by respondent at Docket No. A-00118351, for failure to maintain evidence of current insurance on file with the Commission, (2) orders such other remedy as the Commission may deem to be appropriate, which may include a fine and the suspension of a vehicle registration and (3) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, Contract Carrier Permit, or Brokerage license, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations within twenty days of the date of service of this Complaint. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the evidence of insurance from your insurer, the complaint proceeding shall be closed. **ACORD CERTIFICATES OF INSURANCE ARE UNACCEPTABLE AS EVIDENCE OF INSURANCE.**

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Insurance/Filing Unit at (717) 783-5933.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Todd W. Callahan t/a Interstate Airport Shuttle; Doc. No. A-00118692C0401

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Todd W. Callahan, t/a Interstate Airport Shuttle, respondent, maintains a principal place of business at 405 North Wade Avenue, Washington PA 15301.

2. That respondent was issued a Certificate of Public Convenience by this Commission on June 12, 2002, at Application Docket No. A-00118692.

3. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance on file with this Commission.

4. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent causes its insurer to file evidence of insurance with this Commission within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience held by respondent at Docket No. A-00118692, for failure to maintain evidence of current insurance on file with the Commission, (2) orders such other remedy as the Commission may deem to be appropriate, which may include a fine and the suspension of a vehicle registration and (3) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and

must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, Contract Carrier Permit, or Brokerage license, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations within twenty days of the date of service of this Complaint. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the evidence of insurance from your insurer, the complaint proceeding shall be closed. ACORD CERTIFICATES OF INSURANCE ARE UNACCEPTABLE AS EVIDENCE OF INSURANCE.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Insurance/Filing Unit at (717) 783-5933.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. J. R. Butler, Inc.; Doc. No. A-00087078C0301, F. 2

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That J. R. Butler Inc., respondent, maintains a principal place of business at 5950 Fisher Road, E. Syracuse, NY 13057.

2. That respondent was issued a Certificate of Public Convenience by this Commission on May 16, 1960, at Application Docket No. A-00087078, F. 2.

3. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance on file with this Commission.

4. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent causes its insurer to file evidence of insurance with this Commission within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience held by respondent at Docket No. A-00087078, F. 2, for failure to maintain evidence of current insurance on file with the Commission, (2) orders such other remedy as the Commission may deem to be appropriate, which may include a fine and the suspension of a vehicle registration and (3) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
 Motor Carrier Services & Enforcement Division
 Bureau of Transportation and Safety
 P. O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
 Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, Contract Carrier Permit, or Brokerage license, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations within twenty days of the date of service of this

Complaint. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the evidence of insurance from your insurer, the complaint proceeding shall be closed. **ACORD CERTIFICATES OF INSURANCE ARE UNACCEPTABLE AS EVIDENCE OF INSURANCE.**

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Insurance/Filing Unit at (717) 783-5933.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Maria Jacqueline Disen Colon t/a Rainy Day Taxi; Doc. No. A-00117324C0401

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Maria Jacqueline Disen Colon, t/a Rainy Day Taxi, respondent, maintains a principal place of business at P. O. Box 407, Mount Pocono, PA 18344.

2. That respondent was issued a Certificate of Public Convenience by this Commission on April 3, 2001, at Application Docket No. A-00117324.

3. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance on file with this Commission.

4. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent causes its insurer to file evidence of insurance with this Commission within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue a Secretarial Letter which (1) cancels the Certificate of Public Convenience held by respondent at Docket No. A-00117324, for failure to maintain evidence of current insurance on file with the Commission, (2) orders such other remedy as the Commission may deem to be appropriate, which may include a fine and the suspension of a vehicle registration and (3) imposes an additional fine on the respondent.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, Contract Carrier Permit, or Brokerage license, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations within twenty days of the date of service of this Complaint. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the evidence of insurance from your insurer, the complaint proceeding shall be closed. **ACORD CERTIFICATES OF INSURANCE ARE UNACCEPTABLE AS EVIDENCE OF INSURANCE.**

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Insurance/Filing Unit at (717) 783-5933.

Complaint

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Pronto Emergency Freight, Inc.; Doc. No. A-00111975C

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Pronto Emergency Freight, Inc., respondent, maintains its principal place of business at P. O. Box 938, Toledo, OH 43697.

2. That respondent was issued a certificate of public convenience by this Commission on May 17, 1995, at Application Docket No. A-00111975.

3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 2002, 2003 and 2004.

4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, violated 52 Pa. Code § 3.381(a)(5) and, by failing to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's Certificate of Public Convenience at A-00111975.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date, as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which will include the revocation of your Certificate of Public Convenience.

C. If you file an answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the revocation of your Certificate of Public Convenience.

D. If you file an answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

E. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1168.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 05-177. Filed for public inspection January 21, 2005, 9:00 a.m.]

Telecommunications

A-311087F7001. Verizon North Inc. and PaCLEC Corporation. Joint petition of Verizon North Inc. and PaCLEC Corporation for approval of an adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon North Inc. and PaCLEC Corporation, by its counsel, filed on December 14, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an adoption of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and PaCLEC Corporation 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. 05-178. Filed for public inspection January 21, 2005, 9:00 a.m.]

Telecommunications

A-311335F7000. Verizon Pennsylvania Inc. and Expedient Carrier Services, LLC. Joint petition of Verizon Pennsylvania Inc. and Expedient Carrier Services, LLC for approval of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Expedient Carrier Services, LLC, by its counsel, filed on December 8, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of adoption of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Expedient Carrier 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. 05-179. Filed for public inspection January 21, 2005, 9:00 a.m.]

STATE BOARD OF COSMETOLOGY

Bureau of Professional and Occupational Affairs v. Odette Charles d/b/a Expressive Images; Doc. No. 33071-45-00

On August 26, 2004, Odette Charles, d/b/a Expressive Images, unlicensed, of Philadelphia, Philadelphia County, was assessed a civil penalty in the amount of \$500 for maintaining an unlicensed shop.

Persons may obtain a copy of the final order by writing to Ruth D. Dunnewold, Senior Deputy Chief Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the final State Board of Cosmetology (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of the appeal is the named Board counsel.

SUSAN E. RINEER,
Chairperson

[Pa.B. Doc. No. 05-180. Filed for public inspection January 21, 2005, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Michele K. Childs; Doc. No. 0191-45-04

On December 8, 2004, Michele K. Childs, license no. CO-220309-L, of Wallingford, Delaware County, was assessed a civil penalty of \$250 based on practicing cosmetology on a lapsed license.

Persons may obtain a copy of the final order by writing to Ruth D. Dunnewold, Senior Deputy Chief Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the final State Board of Cosmetology (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of the appeal is the named Board counsel.

SUSAN E. RINEER,
Chairperson

[Pa.B. Doc. No. 05-181. Filed for public inspection January 21, 2005, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. James L. Moore; Doc. No. 0519-45-02

On October 21, 2004, James L. Moore, license no. CO-2131630-L, of Johnstown, Cambria County, was suspended due to nonpayment of a civil penalty in the amount of \$250 due to practicing cosmetology on a lapsed license.

Persons may obtain a copy of the final order by writing to Ruth D. Dunnewold, Senior Deputy Chief Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the final State Board of Cosmetology (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of the appeal is the named Board counsel.

SUSAN E. RINEER,
Chairperson

[Pa.B. Doc. No. 05-182. Filed for public inspection January 21, 2005, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Premier Salons International, Inc.; Doc. No. 34003-45-02

On October 5, 2004, Premier Salons International, Inc., license no. CB-095988-L, of Langhorne, Bucks County, was assessed a civil penalty in the amount of \$550 for operating a shop without a manager, unsanitary use of supplies and insufficient physical requirements for a beauty shop.

Persons may obtain a copy of the final order by writing to Ruth D. Dunnewold, Senior Deputy Chief Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the final State Board of Cosmetology (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in

accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of the appeal is the named Board counsel.

SUSAN E. RINEER,
Chairperson

[Pa.B. Doc. No. 05-183. Filed for public inspection January 21, 2005, 9:00 a.m.]

**Bureau of Professional and Occupational Affairs v.
Lorrieann Redfield; Doc. No. 0193-45-04**

On October 21, 2004, Lorrieann Redfield, license no. CO-203277-L, of New Castle, DE, was suspended due to nonpayment of a civil penalty in the amount of \$250 due to practicing cosmetology on an expired license.

Persons may obtain a copy of the final order by writing to Ruth D. Dunnewold, Senior Deputy Chief Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the final State Board of Cosmetology (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of the appeal is the named Board counsel.

SUSAN E. RINEER,
Chairperson

[Pa.B. Doc. No. 05-184. Filed for public inspection January 21, 2005, 9:00 a.m.]

**Bureau of Professional and Occupational Affairs v.
Young Hee Shin; Doc. No. 0648-45-01**

On August 26, 2004, Young Hee Shin, unlicensed, of Philadelphia, Philadelphia County, was assessed a civil penalty in the amount of \$1,000 for practicing cosmetology without a license.

Persons may obtain a copy of the final order by writing to Ruth D. Dunnewold, Senior Deputy Chief Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the final State Board of Cosmetology (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of the appeal is the named Board counsel.

SUSAN E. RINEER,
Chairperson

[Pa.B. Doc. No. 05-185. Filed for public inspection January 21, 2005, 9:00 a.m.]