

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking (Department), 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 9, 2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending July 11, 2006.

BANKING INSTITUTIONS

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-5-06	TriState Capital Bank Pittsburgh Allegheny County <i>Correspondent:</i> James F. Bauerle, Esq. Keevican Weiss, Bauerle & Hirsch, LLC 1001 Liberty Avenue Pittsburgh, PA 15222	Pittsburgh	Filed

Interim Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-5-06	Graystone Interim Bank Lancaster Lancaster County Interim bank being incorporated solely to facilitate the reorganization of Graystone Bank, Lancaster, into a holding company structure.	Lancaster	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-7-06	Republic First Bank, Philadelphia, PA, and Republic First Bank of New Jersey, Voorhees, NJ Surviving Institution—Republic First Bank, Philadelphia, PA Application is being filed to facilitate the expansion of operations of Republic First Bank into the State of New Jersey by chartering as a subsidiary, Republic First Bank of New Jersey, a new New Jersey commercial bank.	Philadelphia	Approved

Section 112 Applications

<i>Date</i>	<i>Name of Individual</i>	<i>Location</i>	<i>Action</i>
7-7-06	Linlo Investment, LP, Lemoyne, to acquire an additional 39,000 shares of common stock of Community Financial, Inc., Camp Hill	Lemoyne	Approved

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-17-05	S & T Bank Indiana Indiana County (Revised From Summary No. 27)	603 Stanwix Street Pittsburgh Allegheny County	Opened
6-17-06	Republic First Bank Philadelphia Philadelphia County (Revised From Summary No. 27)	7300 Frankford Avenue Philadelphia Philadelphia County	Opened
6-19-06	Harleysville Savings Bank Harleysville Montgomery County	1889 Ridge Pike Upper Providence Township Montgomery County	Opened

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-19-06	Northwest Savings Bank Warren Warren County (Revised From Summary No. 27)	36 West Main Street Rochester Monroe County, MD	Opened
6-19-06	First Commonwealth Bank Indiana Indiana County (Revised From Summary No. 27)	198 Park Manor Drive Pittsburgh Allegheny County	Opened
7-5-06	York Traditions Bank York York County	2305 Susquehanna Trail North York Manchester Township York County	Opened
7-6-06	Abington Savings Bank Jenkintown Montgomery County	407 South Broad Street Lansdale Montgomery County	Filed
7-7-06	Northwest Savings Bank Warren Warren County	2470 Longstone Lane Woodstock Howard County, MD	Filed
7-10-06	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	209 Lancaster Avenue Devon Chester County	Opened

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
6-19-06	North Districts Community Credit Union, Gibsonia and Glenshaw Federal Credit Union, Glenshaw Surviving Institution—North Districts Community Credit Union, Gibsonia	Gibsonia	Filed

Branch Applications

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
7-11-06	Corry Jamestown Credit Union Corry Erie County	315 Main Street Spartansburg Crawford County	Approved

Branch Relocations

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
7-5-06	Franklin—Oil Region Franklin Venango County	<i>To:</i> 102 State Street Oil City Venango County <i>From:</i> 101 State Street Oil City Venango County	Filed

The Department's website at www.banking.state.pa.us includes public notices for more recently filed applications.

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 06-1280. Filed for public inspection July 21, 2006, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of August 2006

The Department of Banking (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of August 2006 is 7 3/4%.

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

the individual occupies or has occupied as a principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 5.20 to which was added 2.50 percentage points for a total of 7.70 that by law is rounded off to the nearest quarter at 7 3/4%.

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 06-1281. Filed for public inspection July 21, 2006, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Manufactured Housing Installation Program Approved Training Curriculum for Building Code Officials

Under 12 Pa. Code § 149.5(d) (relating to building code official training), the Department of Community and Economic Development publishes the list of approved

training curriculum for those building code officials who inspect the installation of manufactured homes. Persons that successfully complete the training curriculum listed as follows will have satisfied the requirement set forth at Section 149.5(e). See 36 Pa.B. 3087 (June 24, 2006) for the adopted text of 12 Pa. Code Chapter 149 (relating to manufactured housing improvement program).

- *Spec 101—Pennsylvania Manufactured Housing Installer Certification Course*, administered by the Pennsylvania Construction Codes Academy.
- *IRC 101—International Residential Code Building Essentials*, administered by the Pennsylvania Construction Codes Academy.
- *IRC 103—How to Inspect Manufactured and Modular Housing*, administered by the Pennsylvania Construction Codes Academy.

In addition to the approved training programs listed, the Department, upon request, may provide a workshop for code officials who request training. Code officials may contact the Department to request more information on scheduling a workshop.

Program inquiries should be directed to Mark A. Conte, Chief, Housing Standards Division, Department of Community and Economic Development, 4th Floor, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120-0225, (717) 720-7416, mconte@state.pa.us.

DENNIS YABLONKSY,
Secretary

[Pa.B. Doc. No. 06-1282. Filed for public inspection July 21, 2006, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 individual permits and individual stormwater construction permits in Sections IV and VI, the

Department, based upon preliminary reviews, has made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0029874 (Minor Sewage)	Skytop Lodge Corporation 1 Skytop Skytop, PA 18357	Barrett Township Monroe County	Leavitt Branch 1E	Y

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#)</i>	<i>EPA Waived Y/N ?</i>
PA0081744 (IW)	York County Solid Waste and Refuse Authority 2700 Blackbridge Road York, PA 17406-7901	York County Hopewell Township	UNT to Rambo Run 7-I	Y
PA0086916 (IW)	Gerald L. Wolfe Wolfe's Auto Service 3063 Lebanon Road Manheim, PA 17545-8941	Lancaster County Rapho Township	Shearer's Creek 7-G	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 #)</i>	<i>EPA Waived Y/N ?</i>
PA0036994	Pleasantville Borough Sewage Treatment Plant 114 West State Street P. O. Box 150 Pleasantville, PA 16341-9741	Pleasantville Borough Venango County	West Pithole Creek 16-E	Y
PA0030104	Frenchcreek Township 4507 Georgetown Road Franklin, PA 16323	Polk Borough Venango County	Little Sandy Creek 16-G	Y
PA0023957	McKean Township Georgetown Heights Subdivision 9231 Edinboro Road P. O. Box 62 McKean, PA 16426	McKean Township Erie County	UNT to Elk Creek 15-EC	Y

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

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

Application No. PA 0248096, Concentrated Animal Feeding Operation (CAFO), **Esbenshade Farms**, 220 Eby Chiques Road, Mount Joy, PA 17552. Esbenshade Farms has submitted an application for issuance of an Individual NPDES permit for an existing CAFO known as the Esbenshade North Farm, located in Mount Joy Township, **Lancaster County**.

The CAFO is situated near a UNT of Little Chiques Creek, which is classified for WWF. The CAFO is designed to maintain an animal population of approximately 1,977 animal equivalent units consisting of approximately 568,000 laying hens. Semisolid poultry manure is stored within each of the seven layer houses. Eggs are processed onsite and egg washwater is discharged to an irrigation system.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to reissue the NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit. The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling the file review coordinator at (717) 705-4732.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. Following the 30-day comment period, the Watershed Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

The Environmental Protection Agency permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Application No. PA 0248100, Concentrated Animal Feeding Operation (CAFO), **Esbenshade Farms**, 220 Eby Chiques Road, Mount Joy, PA 17552. Esbenshade Farms has submitted an application for issuance of an Individual NPDES permit for an existing CAFO known as the Esbenshade Maytown Farm, located in East Donegal Township, **Lancaster County**.

The CAFO is situated near a UNT of the Susquehanna River, which is classified for WWF. The CAFO is designed to maintain an animal population of approximately 2,400 animal equivalent units consisting of approximately 690,000 laying hens. Semisolid poultry manure is stored within each of the six layer houses. Eggs are processed onsite and egg washwater is stored in an HDPE-lined impoundment.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to reissue the NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit. The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling the file review coordinator at (717) 705-4732.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. Following the 30-day comment period, the Watershed Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

The Environmental Protection Agency permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Application No. PA 0088731, Concentrated Animal Feeding Operation (CAFO), **Longacre Farms, LLC**, 419 W. High Street, Elizabethtown, PA 17022. Longacre Farms, LLC has submitted an Individual NPDES permit renewal application for Longacre Farm located in Fannett Township, **Franklin County**. The CAFO is situated near a UNT of Dry Run (Watershed 13-C), which is classified for CWF and migratory fishes. The CAFO has a target animal population of approximately 609 animal equivalent units consisting of 4,400 finishing swine and 50 heifers. Manure is stored in two concrete manure storage structures below the swine barns. A release or discharge to waters of this Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling the file review coordinator at (717) 705-4732.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in

formulating the Department's final determination regarding the application. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based.

Following the 30-day comment period, the Watershed Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

The Environmental Protection Agency permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Application No. PA 0247251, Concentrated Animal Feeding Operation (CAFO), **Esbenshade Farms**, 220 Eby Chiques Road, Mount Joy, PA 17552. Esbenshade Farms has submitted an application for issuance of an Individual NPDES permit for an existing CAFO known as the Esbenshade Mount Joy Farm, located in Rapho Township, **Lancaster County**.

The CAFO is situated near a UNT of the Susquehanna River, which is classified for WWF. The CAFO is designed to maintain an animal population of approximately 3,199 animal equivalent units consisting of approximately 919,000 laying hens. Semisolid poultry manure is stored within each of the six layer houses. Eggs are processed onsite and egg washwater is stored in an HDPE-lined impoundment.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to reissue the NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit. The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling the file review coordinator at (717) 705-4732.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. Following the 30-day comment period, the Watershed Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

The Environmental Protection Agency permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Application No. PA 0247863, Concentrated Animal Feeding Operation, (CAFO) **Brubaker Farms Partnership**, 493 Musser Road, Mount Joy, PA 17552. Brubaker Farms Partnership has submitted an application for reissuance of an Individual NPDES permit for its dairy and poultry farm located in East Donegal Township, **Lancaster County**.

The CAFO is situated near a UNT of Donegal Creek, which is classified as a CWF. The CAFO is designed to maintain an animal population of approximately 1,208 animal equivalent units consisting of 605 adult milking and dry cows, 465 heifers and calves, 2 bulls and 50,000 broilers on the home farm and two satellite farms. Poultry manure is stored in the broiler houses and liquid dairy manure is stored in two circular concrete manure storage facilities and one HDPE-lined manure impoundment with a combined storage capacity of approximately 6.5 million gallons. A release or discharge to waters of this Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to reissue the NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling the file review coordinator at (717) 705-4732.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based.

Following the 30-day comment period, the Watershed Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

The Environmental Protection Agency permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Application No. PA 0247456, Concentrated Animal Feeding Operation (CAFO), **Hillandale Gettysburg, LP**, 370 Spicer Road, Gettysburg, PA 17325. Hillandale Gettysburg, LP has submitted an application for issuance of an Individual NPDES permit for an existing CAFO known as the Hillandale Site 3 Farm, located in Tyrone Township, **Adams County**.

The CAFO is situated near a UNT of Plum Run, which is classified for WWF. The CAFO designed to maintain an animal population of approximately 4,205 animal equivalent units consisting of 1,260,000 laying hens. Dry poultry manure is stored in a centralized manure storage building. Eggs are processed onsite and egg washwater is stored in a storage impoundment with a capacity of approximately 200,000 gallons.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to reissue the NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit. The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling the file review coordinator at (717) 705-4732.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. Following the 30-day comment period, the Watershed Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

The Environmental Protection Agency permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Application No. PA 0247481, Concentrated Animal Feeding Operation (CAFO), **Noah W. Kreider & Sons** (Mount Pleasant Farm), 1461 Lancaster Road, Manheim, PA 17545. Noah W. Kreider & Sons have submitted an application for issuance of an Individual NPDES permit for an existing CAFO known as Mount Pleasant Farm, located in South Annville Township, **Lebanon County**.

The CAFO is situated near Gingrich Run and Bachman Run, which are classified for TSF. The CAFO is designed to maintain an animal population of approximately 7,871 animal equivalent units consisting of 2,385,000 laying hens. Dry poultry manure is stored at the end of each of six layer houses. Eggs are processed onsite and egg washwater is stored in an HDPE-lined storage impoundment with a capacity of approximately 2 million gallons. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to reissue the NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling the file review coordinator at (717) 705-4732.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based.

Following the 30-day comment period, the Watershed Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

The Environmental Protection Agency permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701 570 327 3664.

PA0008451, Industrial Waste SIC, 4911, **Sunbury Generation, LLC**, 1088 Springhurst Drive, Green Bay, WI 54304-5495. This existing facility is located in Monroe Township, **Snyder County**.

Description of Proposed Activity: This proposed action is for renewal of an NPDES permit for an existing discharge of treated industrial wastewater.

The receiving stream, Susquehanna River, UNT to Susquehanna River And Rolling Green Run, is in the State Water Plan watershed 6A and classified for WWF. The nearest downstream public water supply intake for United Water Pennsylvania is located on Susquehanna River is 60 miles below the point of discharge.

The proposed effluent limits for Outfall 030 based on a design flow of 252 mgd.

Parameter	Heat Million British Thermal Unit (mBtu)/day		Temperature Degree Fahrenheit		Concentration mg/l
	Average Monthly	Maximum Daily	Temperature Discharge	Temperature Intake	Instantaneous Maximum
Heat 1-1 to 1-31		209,600	Report	Report	
Heat 2-1 to 2-29		229,200	Report	Report	
Heat 3-1 to 3-31		550,100	Report	Report	
Heat 4-1 to 4-30		609,000	Report	Report	
Heat 5-1 to 5-15		400,800	Report	Report	
Heat 5-16 to 5-30		668,000	Report	Report	
Heat 6-1 to 6-30		510,800	Report	Report	

Parameter	Heat Million British Thermal Unit (mBtu)/day		Temperature Degree Fahrenheit		Concentration mg/l
	Average Monthly	Maximum Daily	Temperature Discharge	Temperature Intake	Instantaneous Maximum
Heat 7-1 to 7-31		267,200	Report	Report	
Heat 8-1 to 8-31		238,400	Report	Report	
Heat 9-16 to 9-30		187,300	Report	Report	
Heat 10-1 to 10-31		188,600	Report	Report	
Heat 11-1 to 11-15		209,600	Report	Report	
Heat 11-16 to 11-30		167,700	Report	Report	
Heat 12-1 to 12-31		157,200	Report	Report	
Total Residual Halogen					0.2

The proposed effluent limits for Outfall 031 based on a design flow of 4.6 mgd.

Parameter	Mass Units lbs/day			Concentration (mg/l)		
	Average Monthly	Maximum Daily	Minimum	Average Monthly	Daily Maximum	Instantaneous Maximum
pH			6.0			9.0
TSS				30	100	130
Oil and Grease				15	20	30
Total PCB's					Non Detect	
Total Aluminum				0.49	0.76	
Dissolved Iron				0.31	0.48	

The proposed effluent limits for Outfalls 032, 034, 035, 038 based on a design flow of N/A mgd.

pH					Report
TSS					Report
Oil and Grease					Report
Total Iron					Report
Total Zinc					Report
Total Nickel					Report
Total Copper					Report

The proposed effluent limits for Outfall 130 based on a design flow of 1.52 mgd.

pH			6.0			9.0
TSS				30	100	130
Oil and Grease				15	20	30
Total PCB's					Non Detect	

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

PA0253235, Industrial Waste, SIC, 4961, **Tarentum Housing Limited Partnership**, 4415 5th Avenue, Pittsburgh, PA 15213. This application is for an NPDES permit to discharge untreated noncontact cooling water from the proposed Tarentum Senior Housing in Tarentum and Brackenridge Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Allegheny River classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply considered during the evaluation is located on the Allegheny River 0.2 mile below the discharge point.

Outfall 001: new discharge to the Allegheny River, design flow of 0.91 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Temperature °F				110	
Manganese			Monitor and Report		
Iron			Monitor and Report		
Dissolved Iron				7.0	
pH	not less than 6.0 nor greater than 9.0				

Outfall 002: new discharge to Allegheny River, design flow of 1.03 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Temperature °F	110				
Manganese	Monitor and Report				
Iron	Monitor and Report				
Dissolved Iron	7.0				
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

PA0026522, Sewage, **West Mifflin Sanitary Sewer Municipal Authority**, 1302 Lower Bull Run Road, West Mifflin PA 15122-2902. This application is for renewal of an NPDES permit to discharge treated sewage from New England Sewage Treatment Plant in West Mifflin Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Monongahela River, which is classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Western PA Water Company located on the Monongahela River.

Outfall 001: existing discharge, design flow of 1.2 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	2.0	3.0		4.0
(11-1 to 4-30)	3.0	4.5		6.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.0			3.3
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

PA0034258, Sewage, **Hopewell Area School District**, 2354 Broadhead Road, Aliquippa, PA 15001-4501. This application is for renewal of an NPDES permit to discharge treated sewage from Independence Elementary School STP in Independence Township, **Beaver County**.

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

Outfall 001: existing discharge, design flow of 0.006 mgd.

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

The EPA waiver is in effect.

PA0093718, Sewage, **Karns City School District**, 1446 Kittanning Pike, Karns City, PA 16041. This application is for renewal of an NPDES permit to discharge treated sewage from Sugar Creek Elementary School in Sugarcreek Township, **Armstrong County**.

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

Outfall 001: existing discharge, design flow of 0.0075 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	15			30
Suspended Solids	25			50
Ammonia Nitrogen				
(5-1 to 10-31)	10.0			20.0
(11-1 to 4-30)	25.0			50.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0203777, Sewage, **Ductmate Industries**, 1502 Industrial Drive, Monongahela PA 15063-9700. This application is for renewal of an NPDES permit to discharge treated sewage from Ductmate Industries STP in Forward Township, **Allegheny County**.

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

Outfall 001: existing discharge, design flow of 0.006 mgd.

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

The EPA waiver is in effect.

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

PA0239810, Sewage, **Charles Callahan SFTF**, 6767 Station Road, Erie, PA 16510. This proposed facility is located at 6767 Station Road in Harborcreek Township, **Erie County**.

Description of Proposed Activity: The applicant requests an NPDES permit for the discharge of treated domestic sewage from an SFTF serving a single dwelling. Treatment consists of a septic tank, dosing tank, sand filter and ultraviolet light disinfection.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, there is no downstream potable water supply to consider between the discharge and Lake Erie.

The receiving stream, UNT to Six Mile Creek is in watershed 15-6M and classified for CWF, MF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 mgd.

Parameter	Concentrations		
	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	Monitor and Report		
CBOD ₅	10		20
Total Suspended Solids	10		20
Ultraviolet Light	Monitor and Report		
Fecal Coliform	200/100ml as a geometric average		
pH	6.0 to 9.0 standard units at all times		

The EPA waiver is in effect.

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

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

WQM Permit No. 1506408, Sewerage, **New Garden Township Sewer Authority**, 299 Starr Road, Landenberg, PA 19350. This proposed facility is located in New Garden Township, **Chester County**.

Description of Action/Activity: Installation of a new influent screen.

WQM Permit No. 1506409, Sewerage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3402. This proposed facility is located in Thornbury Township, **Chester County**.

Description of Action/Activity: Construction and operation of a sewage treatment plant with drip irrigation disposal for 22 single family dwellings.

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

WQM Permit No. 2197406 T-2, Sewerage, **Sandra M. Baksi**, 371 Bobcat Road, Newville, PA 17241. This proposed facility is located in Upper Frankford Township, **Cumberland County**.

Description of Proposed Action/Activity: Approval for the operation of sewage treatment system for a single-family dwelling.

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

WQM Permit No. 1806403, Sewerage, **Borough of Flemington**, 126 High Street, Flemington, PA 17745. This proposed project is located in Borough of Flemington, **Clinton County**.

Description of Proposed Action/Activity: The applicant proposes to replace the older sections of Woods Avenue Sanitary Sewer Interceptor from Frederick Street to Middle Lane. The old sections of sewer line are cracked and disjointed and are believed to cause hydraulic backups during wet weather flows. In addition to the new sewer line, a new open channel metering system will be installed.

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.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10G420R	Toll Brothers, Inc. 250 Gibraltar Road Horsham, PA 19044	Chester	Upper Uwchlan Township	UNT March Creek HQ-TSF
PAI011506045	Apex Constructors, Inc. P. O. Box 1405 Malvern, PA 19355	Chester	Upper Uwchlan Township	UNT Marsh Creek HQ-TSF-MF
PAI011506046	Frank Piliero 704 Haywood Road Exton, PA 19341	Chester	Charlestown Township	Pigeon Run HQ
PAI011506047	LeBoutillier Road Associates Acquisition Corp and Toad Hill Associates, LP 700 South Henderson Road King of Prussia, PA 19406	Chester	Tredyffrin Township	Valley Creek EV
PAI011506048	Virginia F. Betz 18 Normandy Circle Glenmoore, PA 19343	Chester	East Nantmeal Township	UNT Black Horse Creek HQ-TSF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024506017	Mark Styczen 1786 Spruce Road Saylorsburg, PA 18353	Monroe	Pocono Township	Pocono Creek HQ-CWF

NOTICES

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<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024506016	Hirshland & Co. 1055 West Lakes Drive Berwyn, PA 19312	Monroe	Mt. Pocono Borough	Swiftwater Creek HQ-CWF

Northampton County Conservation District: Greystone Bldg., Gracedale Complex, Nazareth, PA 18064-9211, (610) 746-1971.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024806017	Kerry Claire Ventures, LLP Attn: Brian Regan 2019 Majestic Overlook Dr. Bethlehem, PA 18015	Northampton	Lower Saucon Township	Cooks Creek EV
PAI024806018	Bushkill Professional Center 724 South Delps Rd. Bath, PA 18014	Northampton	Bushkill Township	Bushkill Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023906013	F & M Land Co. 1486 Hampton Road Allentown, PA 18104	Lehigh	Weisenberg Township	Hassen Creek HQ-CWF, MF
PAI023905024	Robert Bender Heritage Bldg. Group 2500 York Rd. Jamison, PA 18929	Lehigh	Upper Macungie Township	Spring Creek HQ-CWF

Luzerne County Conservation District: Smith Pond Rd., Lehman, PA 18627-0250, (570) 674-7991.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024006003	Eldon Dietterick Blue Ridge Real Estate Co. P. O. Box 707 Blakeslee, PA 18610-0707	Luzerne	Buck Township	Choke Creek HQ-CWF
PAI024006002	David S. Lamm Energy Unlimited Inc. 100 Four Falls Corp. C Suite 215 West Conshohocken, PA 19428-2960	Luzerne	Bear Creek Township	Big Wapwallopen Creek CWF Little Nescopeck Creek CWF Wright Creek HQ-CWF Geneceda Creek HQ-CWF

Pike County Conservation District: HC 6, Box 6770, Hawley, PA 18428, (570) 226-8220.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025206006	Gotham Industries PA, LLC 460 Greenwich St. New York, NY 10013	Pike	Shohola Township	Tributaries to Panther and Shohola Creeks HQ-CWF
PAI025206007	Blue Heron, LLC 205 Windsor Way Moscow, PA 18444	Pike	Blooming Grove Lackawaxen Palmyra Townships	Decker Creek HQ-CWF, MF Blooming Grove Creek HQ-CWF, MF

Susquehanna County Conservation District: County Office Bldg., 31 Public Ave., Montrose, PA 18801, (570) 278-4600.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025806001	Elk Mountain Ski Resort, Inc. R. R. 2 Box 3328 Union Dale, PA 18470	Susquehanna	Herrick Township	East Branch Tunkhannock Creek HQ-CWF

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI024506015	Fairfield Resorts 8427 South Park Circle Suite 200 Orlando, FL 32819	Monroe	Smithfield Township	Tributary to Marshalls Creek HQ-CWF
PAI024506018	Suburban Realty, LP 233 Oakford Rd. Clarks Summit, PA 18411	Monroe	Stroud Township	Wigwam Run HQ-CWF

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

Fayette County Conservation District, 10 Nickman Plaza, Lemont Furnace, PA 15456, (724) 438-4497.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAS10L025(R)	NWL Company 1001 LaFayette Drive Farmington, PA 15437	Fayette	Wharton Township	Deadmans 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)

PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 4506503 , Public Water Supply	
Applicant	The Chateau Resort Pocono Township Monroe County
Responsible Official	David Kraft 300 Camelback Road Tannersville, PA
Type of Facility	PWS
Consulting Engineer	Niclaus Engineering Corp. 804 Sarah Street Stroudsburg, PA
Application Received Date	July 6, 2006
Description of Action	The addition of soda ash and aqua mag feeds to meet the lead copper rule for corrosion control.

Application No. 3906505 , Public Water Supply	
Applicant	City of Bethlehem City of Bethlehem Lehigh County
Responsible Official	David L. Brong, Director of Water and Sewer Services City of Bethlehem 10 East Church Street Bethlehem, PA 18018
Type of Facility	PWS

Consulting Engineer Robert J. Velekei, P. E.
Liberty Engineering, Inc.
7535 Windsor Drive
Suite B-203
Allentown, PA 18195

Application Received Date June 27, 2006

Description of Action Application proposes the construction of the Central Park West City of Bethlehem water distribution system and appurtenances, utilizing the City of Allentown public drinking water as a bulk source of supply to a residential development consisting of 54 twin homes including a new road and utility extensions.

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

Application No. 4006503, Public Water Supply.

Applicant **Pennsylvania-American Water Company**
Dallas Township
Luzerne County

Responsible Official David R. Kaufman, P. E.,
Director—Engineering
PA-AM Water Company
800 West Hersheypark Drive
P. O. Box 888
Hershey, PA 17033
717-531-3303

Type of Facility Community Water System

Consulting Engineer James C. Elliott, P. E., VP
Gannett Fleming, Inc.
P. O. Box 67100
Harrisburg, PA 17106-7100
(717) 763-7211, Ext. 2380

Application Received Date June 30, 2006

Description of Action Application for modification of the Huntsville WTP to replace the existing Roberts contact clarification system with a U.S. Filter system.

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

Permit No. 6706510, Public Water Supply.

Applicant **The York Water Company**

Municipality Jackson Township

County **York**

Responsible Official Jeffrey R. Hines, Vice
President—Engineering
130 E. Market St.
P. O. Box 15089
York, PA 17405-7089

Type of Facility Public Water Supply

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

Application Received: 5/15/2006

Description of Action This permit application is for the LaBott booster pump station in Jackson Township.

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

Application No. 3706501, Public Water Supply

Applicant **Bessemer Borough**

Township or Borough Bessemer Borough
Lawrence County

Responsible Official Stanley Grebenz, Borough
Council President

Consulting Engineer John L. Schaude, III, P. E.
Senior Project Manager
Gannett Fleming, Inc.
Foster Plaza 3
601 Holiday Drive
Pittsburgh, PA 15220

Application Received Date 07/03/2006

Description of Action Construction of Pressure Booster Pump Station, and the installation of approximately 900 LF of 8-inch waterline along SR 3001.

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:

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

A & E Automotive, Borough of Hallstead, **Susquehanna County**. Dawn Washo, President, Resource Environmental Management, Inc., 8 Ridge Street, Montrose, PA 18801 has submitted a Notice of Intent to Remediate (on behalf of her client, A & E Automotive, 238 Main Street, Hallstead, PA 18822) concerning the remediation of a soils and/or groundwater found or suspected to have been impacted by leaded and unleaded gasoline and used motor oil. The applicant proposes to meet the nonresidential Statewide Health Standard. A summary of the Notice of Intent to Remediate was expected to be published in the *Susquehanna County Transcript* on or about July 5, 2006. The proposed future use of the property was not specified.

Holy Family Manor Property—Bethlehem, City of Bethlehem, **Lehigh County**. Thomas Martinelli, Environmental Scientist, JMT Environmental Technologies, 3353-C Gun Club Road, Nazareth, PA 18064 has submitted a Notice of Intent to Remediate (on behalf of his client, The Diocese of Allentown, P. O. Box F, 1729 Turner Street, Allentown, PA 18105) concerning the remediation of a soils found or suspected to have been impacted by No. 2 home heating oil related to a former underground storage tank. The applicant proposes to meet the residential Statewide Health Standard. A summary of the Notice of Intent to Remediate was published in the *Easton Express-Times* on June 13, 2006. The proposed future use of the property will be for senior citizen housing.

848 East Blakeslee Boulevard, Mahoning Township, **Carbon County**. Toby Kessler, P. G., Gilmore &

Associates 350 East Butler Avenue, New Britain, PA 18901 has submitted a Notice of Intent to Remediate (on behalf of his clients, Norman Frantz and Grace Rudelich, East Blakeslee Boulevard, Lehigh, PA 18235) concerning the remediation of a small quantity of soils found have been impacted by lead and arsenic. The applicant proposes to meet the residential Statewide Health Standard. A summary of the Notice of Intent to Remediate was published in *The Hazleton Standard Speaker* on June 20, 2006. The proposed future use of the property will be part of St. Luke's hospital construction project.

Ahmed Residence, East Stroudsburg Borough, **Monroe County**. Thomas Dalton, P. G., EMS Environmental, 4550 Bath Pike, Bethlehem, PA 18017 has submitted a Notice of Intent to Remediate (on behalf of his client, Ahmed Ahmed, Prospect Street, East Stroudsburg, PA 18301) concerning the remediation of soils and/or groundwater found or suspected to have been impacted by the release of No. 2 fuel oil and unleaded gasoline. The applicant proposes to meet a combination of the residential Statewide health and site-specific standards. A summary of the Notice of Intent to Remediate was reportedly published in the *Pocono Record* on or about June 30, 2006. The proposed continued future use of the property was not specified but is expected to continue to be used as a private residence.

Neal Residence (Lake Roy Circle), Franklin Township, **Susquehanna County**. Kevin Van Kuren, P. G., Hydrocon Services, Inc., P. O. Box 565, Emmaus, PA 18049 has submitted a Notice of Intent to Remediate (on behalf of his clients, Betty and Armstrong Neal, Homosassa Springs, FL) concerning the remediation of soils and/or groundwater impacted by an accidental release of No. 2 fuel oil from an above-ground heating oil tank. The applicant proposes to meet the residential Statewide Health Standard. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area in the near future. The proposed continued future use of the property is for residential purposes.

Liberty High School, City of Bethlehem, **Northampton County**. Tippi Polo, Environmental Specialist, MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013 has submitted a Notice of Intent to Remediate (on behalf of her client, Bethlehem Area School District, 250 East Fairview Street, Bethlehem, PA 18018) concerning the remediation of soils impacted by the historic release of No. 2 fuel oil. The applicant proposes to meet the residential Statewide Health Standard. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area in the near future. The proposed continued future use of the property is as a public high school.

Cantor Property, Jackson Township, **Monroe County**. James P. Sposito, P. G., 11 Archbald Street, Carbondale, PA 18407 has submitted a Notice of Intent to Remediate (on behalf of his client J. Cantor, R. R. 6, Twin Pines Road, Stroudsburg, PA 18360) concerning the remediation of soils impacted by the accidental release of No. 2 fuel oil. The applicant proposes to meet the residential Statewide Health Standard. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area in the near future. The proposed continued future use of the property is residential.

Middle Valley Development, Pittston Township, **Luzerne County**. Dave Fife, Quad Three Group, Inc., 72 Glenmaura National Blvd, Moosic, PA 18507 has submit-

ted a Notice of Intent to Remediate (on behalf of his client, Christopher Langel, Middle Valley Development LLC, Cross Creek Point, 1065 Highway 315, Suite 102, Wilkes-Barre, PA 18702) concerning petroleum related spillage to soils at two locations from handling of waste oil and product supplied to maintenance trucks from ASTs. The applicant proposes to remediate the site to meet the Statewide Health Soil Standard. A summary of the Notice of Intent to Remediate is expected to be published in *The Times Leader* sometime in the near future.

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

StonePointe Center/former Agere Systems, Muhlenberg Township, **Berks County**. Environmental Resources Management, Inc., 350 Eagleview Boulevard, Suite 200, Exton, PA 19341, on behalf of AGR133, LLC, 3360 Visitation Road, Colledgeville, PA 19426, submitted a Notice of Intent to Remediate site soils contaminated with VOCs. Groundwater was addressed in a previous report. The property has been used commercially in the past and will continue to be used commercially. The applicant seeks to remediate to the Statewide Health Standard.

CNH America LLC, Union Township, **Mifflin County**. RMT, Inc., 2025 East Beltline Avenue, Suite 402, Grand Rapids, MI 49546, on behalf of CNH America LLC, 700 State Street, Racine, WI 53404, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with TCE. The site has been an industrial property since the 1900s and will continue to be used as an industrial site. The applicant seeks to remediate to the Site-Specific Standard.

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

Mellisa A. Burns, City of Shamokin, **Northumberland County**. Northridge Group Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Mellisa A. Burns, 122 East Arch St., Shamokin, PA 17872 has submitted a Notice of Intent to Remediate soil contaminated with No. 2 heating oil. The applicant proposes to remediate the site to meet the Statewide Health Standard

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

Corry Multi Tenant Facility, Wayne Township, Corry PA., **Erie County**. Korin Giles, Urban Engineers of Erie, Inc. 1319 Sassafras St., Erie, PA 16501-1720, on behalf of Rick Novotny, Corry Pennsylvania Redevelopment Authority, 1524 Enterprise Road, Corry, PA 16407, has submitted a Notice of Intent to Remediate concerning contamination of soils and groundwater with trichloroethylene. Remediation is expected to comply with the Statewide Health Standard.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit Application No. 400593. Covanta Delaware Valley LP, 10 Highland Avenue, Chester, PA 19103, City

of Chester, **Delaware County**. Application submitted for a major modification, including a request to increase the maximum daily volume, of the Delaware Valley Resource Recovery Facility waste permit. LMIP meeting held on June 29, 2006, and an alternative project timeline of 140 days was negotiated for the review of the application. With the completion of the LMIP under 25 Pa. Code § 271.202(b), the application was received by the Southeast Regional Office on July 6, 2006.

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

Permit ID No.301071. MAX Environmental Technologies, Inc., 1815 Washington Road, Pittsburgh, PA 15241-1498. MAX Environmental Technologies, Inc., Yukon Facility, 233 MAX Lane, Yukon, PA 15698. An application for a modification and permit renewal of a residual waste disposal facility in South Huntingdon Township, **Westmoreland County** was received in the Regional Office on June 30, 2006.

Permit ID No. 100620. Allied Waste Systems of Pennsylvania, LLC d/b/a Imperial Landfill, 11 Boggs Road, P. O. Box 47, Imperial, PA 15126-0047. An application for permit reissuance for the new operating entity (formerly BFI Waste Systems of North America, Inc.) in Findlay Township, **Allegheny County**, was received in the Regional Office on July 3, 2006.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

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

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

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

notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

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

PLAN APPROVALS

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

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

39-309-066: Lafarge North America, Inc. (5160 Main Street, Whitehall, PA 18052) for installation of nine air cleaning devices in the clinker silo area and to the pebble lime silo at their facility 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.

28-05020D: T. B. Woods, Inc. (440 North Fifth Avenue, Chambersburg, PA 17201) for control of the existing 1 table blast machine by a reactivated fabric collector at its iron foundry in Chambersburg Borough, **Franklin County**.

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

25-090C: Zurn Industries (1301 Raspberry Street, Erie PA 16502) for construction of a new dip coating operation at the Cast Iron Foundry in the City of Erie, **Erie County**. The facility currently has a State-only Operating Permit.

43-344AJ: Hillcrest Memorial Park (230 East State Street, Sharon, PA 16148) to construct an animal crematory in the City of Hermitage, **Mercer County**.

27-033A: National Forest Products, Ltd. (South Forest Street, Marienville, PA 16239) to construct a surface coating operation in Jenks Township, **Forest 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.

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

54-308-023: Alcoa Engineered Products (53 Pottsville Street, Cressona, PA 17929) for replacement of a press billet furnace at Alcoa Extrusions Incorporated facility in Cressona Borough, **Schuylkill County**. This is a replacement of an existing furnace with a new, more efficient unit. No facility-wide emission increases are anticipated as a result of this project. The company will operate the furnace and maintain the equipment in accordance with the good engineering practices to assure proper operation of the system. The expected particulate emission rate will be less than 0.02 grain/dscf. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions, that are designed to keep the facility operating within all applicable air quality requirements. The facility has a valid Title V Operating Permit (52-00022). Once the equipment is operational in compliance with all requirements, this plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit.

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

28-05035: St. Thomas Development, Inc. (P. O. Box 1667, 1750 Walton Road, Blue Bell, PA 19422) for installation of a batch asphalt plant in St. Thomas Township, **Franklin County**. The facility has the potential to emit more than 100 tons per year of NO_x, SO_x and CO. The State-only operating permit will limit emissions to levels below the Title V permit thresholds. The permit will contain emission limits, monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

36-05027H: R. R. Donnelly and Sons Co. (216 Greenfield Road, Lancaster, PA 17601-5885) for installation of a printing press (Goss S-3000) to replace an existing unit in City of Lancaster, **Lancaster County**. The facility's primary emissions will be VOC. The source will operate in place of an existing printing press. This Plan Approval will be incorporated into Title V operating permit No. 36-05027 by administrative amendment to the permit in accordance with 25 Pa. Code § 127.450. The Title V permit will contain work practice standards, and restrictions, monitoring, recordkeeping and reporting standards designed to keep the facility operating within all applicable air quality requirements.

67-03033D: The Sheridan Press (450 Fame Avenue, Hanover, PA 17331) for construction of a one-unit single web heat-set offset lithographic printing press at its printing facility in Penn Township, **York County**. The source has the potential to emit 10 tons VOC per year. The plan approval and subsequent State-only operating permit administrative amendment will include emission restrictions, work practice standards, and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

14-00002H: Graymont (PA), Inc. (965 East College Avenue, Pleasant Gap, PA 16823) to install a semiwet scrubber to control SO_x emissions from kiln No. 7, as well as to construct a waste heat boiler to generate up to 5 MW of electricity and/or a spray tower, to reduce the exhaust gas temperature from kiln No. 7 at the Pleasant Gap Lime Manufacturing plant in Spring Township, **Centre County**.

The installation of kiln No. 7, as well as the semi-wet scrubber, has been approved under Plan Approval 14-00002A, issued July 9, 2004. In addition, no reassessment of any air quality impacts is required since the stack gas temperature will be higher than the stack temperature at which the project was modeled. A higher stack gas temperature results in a greater plume rise and better dispersion.

The Department of Environmental Protection's (Department) review of the information provided by Graymont (PA), Inc. indicates that the proposed installation and construction will comply with all air quality requirements, including the best available technology (BAT) requirement of 25 Pa. Code §§ 127.1 and 127.12 pertaining to air contamination sources and the emission of air contaminants. The semiwet scrubber will also comply with the Prevention of Significant Deterioration of Air Quality regulations of 40 CFR 52.21. Based on these findings, the Department intends to issue a plan approval for the proposed project. The following is a summary of the conditions that the Department proposes to place in the plan approval to ensure compliance with all applicable regulatory requirements.

1. All conditions contained in TVOP 14-00002 and Plan Approval 14-00002A remain in effect unless superseded or amended by conditions contained in Plan Approval 14-00002H. If there is a conflict between a condition contained in Plan Approval 14-00002H and a condition contained in TVOP 14-00002 or Plan Approval 14-00002A, the permittee shall comply with the condition contained in Plan Approval 14-00002H.

2. The SO_x emission from kiln No. 7 shall be controlled by a semiwet scrubbing system, consisting of the following equipment:

- One Solios model VVR-14-82 Venturi reactor (or equivalent, as approved by the Department)
- Two 35 ton per hour capacity conditioning drums
- One 35 ton per hour capacity pre-conditioning drum
- One 65 ton capacity recycle bin
- One 10 ton capacity lime kiln dust surge bin
- One 25 ton capacity fresh lime bin
- Conveyors and bucket elevators as described in the application and supplemental materials for Plan Approval 14-00002H

3. The PM emission from kiln No. 7 shall be controlled by a SONAIR Model 8-121-336-50668 fabric collector (or equivalent, as approved by the Department). The fabric collector shall have a minimum fabric area of 46,998 square feet and handle no more than 146,000 actual cubic feet of gas per minute. Should the permittee install and operate a spray tower to be used in lieu of a waste heat boiler, the fabric collector shall handle no more than 152,000 actual cubic feet of gas per minute.

4. The permittee shall only use 22 weight (ounces per square yard) woven fiberglass fabric filter bags with expanded polytetrafluoroethylene (ePTFE) membrane, or another bag as approved by the Department that offers equivalent or better control PM emissions, in the fabric collector.

5. Under BAT provisions in 25 Pa. Code §§ 127.1 and 127.12, the semiwet scrubbing system shall achieve a minimum SO_x removal efficiency of 93%, based on an hourly average. This condition supersedes Condition No. 19 of Plan Approval 14-00002A.

6. Under BAT provisions in 25 Pa. Code §§ 127.1 and 127.12, the semi-wet scrubbing system associated with kiln No. 7 shall be equipped with instrumentation to monitor the temperature of the gas flow at the inlet to the Venturi reactor, the temperature of the gas flow at the outlet of the fabric collector, and the recycle rate of LKD, and the instrumentation shall be operated on a continuous basis at all time kiln No. 7 is in operation.

7. The permittee shall keep records of the temperature of the gas flow at the inlet to the Venturi reactor, the temperature of the gas flow at the outlet of the fabric collector, and the recycle rate of LKD, for each valid 1 minute reading and each resulting block hourly average, when the semiwet scrubbing system is in operation. These records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

8. Under BAT provisions in 25 Pa. Code §§ 127.1 and 127.12, the fabric collector associated with kiln No. 7 shall be equipped with instrumentation to monitor the differential pressure across the fabric collector and the instrumentation shall be operated on a continuous basis at all times kiln No. 7 is in operation.

9. The permittee shall keep records of the differential pressure across the fabric collector associated with kiln No. 7, for each valid 1 minute reading and each resulting block hourly average, when the fabric collector is in operation. These records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

10. Under BAT provisions in 25 Pa. Code §§ 127.1 and 127.12, the differential temperature between the inlet to the Venturi reactor and the outlet of the fabric collector shall be established as minimum and maximum (range) limitations on an hourly average from the minimum and maximum values of the SO_x removal efficiency test runs upon the semiwet scrubbing system.

11. Under BAT provisions 25 Pa. Code §§ 127.1 and 127.12, the differential pressure across the fabric collector shall be established as minimum and maximum (range) limitations on an hourly average from the minimum and maximum values of the SO_x removal efficiency and particulate matter emissions test runs upon the fabric collector.

12. Under BAT provisions in 25 Pa. Code §§ 127.1 and 127.12, the permittee shall develop and submit to the Department for approval at least 4 months prior to the anticipated startup date of kiln No. 7, a quality control program for the instrumentation to monitor the temperature of the gas flow at the inlet to the Venturi reactor, the temperature of the gas flow at the outlet of the fabric collector, and the recycle rate of LKD, as well as the differential pressure across the fabric collector. The quality control program shall include, at a minimum, a written protocol that describes how each monitor will be installed, calibrated and maintained in accordance with good engineering and operating practices and the manufacturer's recommendations at all time kiln No. 7 is in operation. In addition, the quality control program shall include the calibration and maintenance records to be kept to ensure compliance with the written protocols. These records shall be retained for the life of kiln No. 7, except for the calibration and maintenance records, which shall be retained for a minimum of 5 years, and shall be made available to the Department upon request.

13. Within 120 days of achieving maximum production, but no later than 180 days after the initial startup of kiln

No. 7, the permittee shall perform testing on the semiwet scrubbing system to demonstrate compliance with the SO_x removal efficiency requirement. This testing shall be performed at the inlet of the waste heat boiler and at the outlet of the fabric collector, unless otherwise approved by the Department. The testing shall be performed while kiln No. 7 is operating at a minimum of 90% of its rated capacity. This testing shall be performed using test methods and procedures deemed acceptable by the Department. This condition supersedes Condition No. 41 of Plan Approval 14-00002A.

14. Under BAT provisions in 25 Pa. Code §§ 127.1 and 127.12, the permittee shall submit a monitoring plan for the semiwet scrubbing system that describes the design parameters to be monitored and the minimums and/or maximums of each to ensure compliance with the 93% SO_x reduction efficiency requirements and the short-term and long-term SO_x emission limitations for kiln No. 7. The plan shall be submitted to the Department at least 4 months prior to the anticipated startup date of kiln No. 7. This condition supersedes Condition No. 48 of Plan Approval 14-00002A.

15. The permittee shall construct and operate a waste-heat boiler and associated operations as described in the application and supplemental materials for plan approval application 14-00002H. Should the waste-heat boiler not be capable of sufficiently cooling the exhaust gas from kiln No. 7, the permittee may construct and operate a spray tower and associated operations as described in the application and supplemental materials for plan approval application 14-00002H.

16. The permittee shall monitor the total solids content of the water used by the cooling tower associated with the waste heat boiler on a semiannual basis and the particulate matter emissions from cooling tower shall not exceed 1 ton in any 12-consecutive month period.

17. The permittee shall keep records of the total solids content of the water used by the cooling tower associated with the waste heat boiler on a semiannual basis. Additionally, the permittee shall keep records of the supporting calculations for particulate matter emissions from the cooling tower associated with the waste heat boiler on a monthly basis and shall verify compliance with the particulate matter emission limitation in any 12-consecutive month period. These records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

A copy of the plan approval application and the Department's review is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at (570) 327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Chief, Facilities Permitting Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-0512.

53-00001C: Tennessee Gas Pipeline Company (1001 Louisiana Street, Houston, TX 77002) has submitted an application (No. 53-00001C) to the Department of Environmental Protection (Department) for the installation of a new fuel injection system to control NO_x emissions from an existing 3,000 horsepower reciprocating internal engine (Source ID P111) at their Coudersport facility (Station 313) located in Hebron Township, **Potter County**.

The respective facility is a major facility for which a Title V operating permit No. 53-00001 has been issued.

The Department's review of the information submitted by Tennessee Gas Pipeline Company indicates that the proposed installation satisfies all applicable air quality regulatory requirements pertaining to air contamination sources and the emission of air contaminants. Based on these findings, the Department intends to issue a plan approval for the installation of a new fuel injection system on Source ID P111. Additionally, if the Department determines that the source and the proposed installation are operating in compliance with all plan approval conditions, the conditions established in the plan approval will be incorporated into Title V operating permit No. 53-00001 by means of an administrative amendment in accordance with 25 Pa. Code § 127.450.

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

1. Conditions contained in TVOP 53-00001 remain in effect unless superseded or amended by conditions contained in Plan Approval 53-00001C. If there is a conflict between a condition contained in TVOP 53-00001 or Plan Approval 53-00001C, the permittee shall comply with the condition contained in Plan Approval 53-00001C.

2. Source ID P111 shall comply with all requirements as specified in the Title V Operating Permit No. 53-00001

3. Within 30 days prior to the installation of the new fuel injection system, the permittee shall perform a CO stack test upon Source ID P111 to establish a baseline CO emission rate from Source ID P111. Within 60 days after installation of the new fuel injection system, the permittee shall perform CO and NO₂ stack tests upon Source ID P111 to determine the CO emission rate and verify the compliance with the NO_x emission limitation of Source ID P111.

a. The performance test shall consist of three separate test runs and each run shall last at least in one 1 hour in duration.

b. All testing is to be done using reference method test procedures acceptable to the Department and all testing is to be performed while Source ID P111 is operating at full load.

4. The Department will require the permittee to install a control device to control CO emissions from Source ID P111 if the results from the CO testing determine that the CO emissions increased from the baseline CO emission rate of Source ID P111. Within 60 days after the results of the testing have been approved by the Department, the permittee will be required to submit a plan approval application for a control device to control CO emissions if warranted.

5. The new fuel injection system shall be operated in accordance with the manufacturer specifications and good air pollution control practices.

6. Under 25 Pa. Code § 145.113, the permittee shall perform a NO₂ test upon Source ID P111 every 735 hours of operation during the ozone season (May 1 through September 30) for each year.

7. Under 25 Pa. Code §§ 145.111—145.113, Source ID P111 is subject to the requirements of 25 Pa. Code §§ 145.111—145.113. The permittee shall comply with all applicable requirements of 25 Pa. Code §§ 145.111—145.113.

A copy of the plan approval application is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a file review may be made by calling the Department at (570) 327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Chief, Facilities Permitting Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-0512.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104, Edward Braun, Chief, (215) 685-9476.

S06-003: Commander Navy Region Mid-Atlantic (700 Robbins Avenue, Philadelphia, PA 19111) for operation of office building in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include one 40 mmBtu/hr boiler, one 36 mmBtu/hr boiler, one 29.3 mmBtu/hr boiler, two 1.3 mmBtu/hr boilers, one 0.75 mmBtu/hr boiler, fifteen boilers and water heaters less than 0.25 mmBtu/hr, 10 emergency generators, a fire pump, a carpentry shop, a paint booth and a gasoline storage and dispersion tank.

The operating permit will be issued 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 this 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.

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.

01-05009: Department of the Army (201 Beasley Drive, Suite 100, Fort Detrick, MD 21702) for operation of defense activities at the Raven Rock Mountain Complex in Liberty Township, **Adams County**. This action is a renewal of the Title V Operating Permit issued in 2000.

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

63-00014: Reliant Energy (121 Champion Way, Suite 200, Canonsburg, PA 15317) for management and operation of electrical generation units at the Elrama Power Plant in Elrama Borough, Union Township in **Washington County**. This is a Title V Operating Permit Renewal.

03-00027: Reliant Energy Northeast Management Co. (121 Champion Way, Canonsburg, PA 15317) for a renewal of their Title V Operating Permit for the Keystone Power Plant in Plumcreek Township, **Armstrong County**. The facility includes two 850-MW steam turbine generators, two oil-fired auxiliary boilers and four oil-fired diesel generators. The facility is subject to Title V requirements because its potential to emit NOx, SOx, CO, PM and HAPs exceeds Title V thresholds. This is a Title V Operating Permit Renewal.

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

42-00158: TIN Inc.—Temple Inland—Mt. Jewett Complex (147 Temple Drive, Mt. Jewett, PA 16740) for a Title V Operating Permit to operate a Reconstituted Wood Products manufacturing facility in Sergeant Township, **McKean County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104, Edward Braun, Chief, (215) 685-9476.

V05-005: Philadelphia Prison System (8001 SR, Philadelphia, PA 19136) for operation of a correctional institute in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include 51 boilers and hot water heaters that burn natural gas or No. 2 fuel oil, all are rated under 15 mmBtu/hr. Other air emission sources include a 365 hp natural gas fired chiller, nine emergency generators and a spray booth.

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

Persons wishing to file protest or comments on the 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.

V06-007: Trigen—Philadelphia Energy Corp.—Schuylkill Station (2600 Christian Street, Philadelphia, PA 19146) for operation of a steam and electric generating facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two 795 mmBtu/hr No. 6 fuel oil-fired (No. 2 fuel oil ignition) boilers and a 761 mmBtu/hr natural gas or No. 6 fuel oil-fired boiler.

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

Persons wishing to file protest or comments on the 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.

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

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

35-00016: Sandvik Materials Technology (P. O. Box 1220, Scranton, PA 18501) for operation of boilers, process tanks and saws in Scott Township, **Lackawanna County**. This action is a renewal of the State-only (Natural Minor) Operating Permit for this facility. This Operating Permit shall include emission restrictions, monitoring, recordkeeping and reporting requirements designed to ensure this facility complies with all applicable air quality regulations.

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

01-03025: Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201-0809) for operation of a crushed and broken stone facility in Hamiltonban Township, **Adams County**. This is a non-Title V (State-only) facility. The operating permit will contain appropriate conditions designed to keep the facility operating within all applicable air quality requirements. This is a renewal of the facility's previous operating permit.

06-05003: Stone Pointe Management Corp. (2525 North 12th Street, Reading, PA 19605-2749) for operation of a convention center including four boilers and two emergency generators in Muhlenberg Township, **Berks County**. The facility is a non-Title V (State-only) facility. This amendment involves a change in ownership of the facility and sources from Agere Systems, Inc.

22-05029: AmerGen Energy Company, LLC (Route 441 South, Middletown, PA 17057-0441) for a synthetic minor operating permit renewal for standby units comprising of two boilers, three engine generators and other sources located in Londonderry Township, **Dauphin County**. The facility's primary emissions are NOx. The synthetic minor operating permit will contain work practice standard, emissions restrictions and monitoring and recordkeeping requirements to keep the facility operating within all applicable air quality requirements.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-348, Devendra Verma, New Source Review Chief, (814) 332-6940.

10-00312: Purvis Brothers, Inc.—Mars Facility (321 Mars-Valencia Road, Mars, PA) for operation of a Petroleum Bulk Station in Adams Township, **Butler County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104, Edward Brawn, Chief, (215) 685-9476.

V06-004: Philadelphian Condominium (2401 Pennsylvania Avenue, Philadelphia PA 19130) for operation of condominiums in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a 2,200-hp engine, two 600-Hp boilers, and two 200-Hp boilers.

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

Persons wishing to file protest or comments on the 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.

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 num-

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

Coal Applications Received

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

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

* The parameter is applicable at all times.

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

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

11841603 and NPDES Permit No. PA0235377. AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15650). To revise the permit for the Portage Plant in Portage Township, **Cambria County** to add acreage to relocate and build ponds and add and relocate NPDES discharge points. Surface Acres Proposed 19.0. Receiving stream: UNT to Spring Run, classified for the following use: CWF. Application received: June 2, 2006.

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.

10060103 and NPDES Permit No. PA0258172. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Commencement, operation, and restoration of a bituminous surface strip operation in Clay and Center Townships, **Butler County** affecting 218.0 acres. Receiving streams: three UNTs to Muddy Creek to Muddy Creek, classified for the following use: HQ-CWF. Two UNTs to Stony Run and Stony Run, classified for the following use: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 2, 2006.

1475-10060103-E-1. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application for stream encroachment to encroach to within 25 feet of UNT 4 to Muddy Creek in Clay and Center Townships, **Butler County**. The 100-foot stream barrier of UNT 4 to Muddy Creek will be encroached upon to within 25 feet for support activities and 50 feet for mineral extraction. Receiving streams: three UNTs to Muddy Creek to Muddy

Creek, classified for the following uses: HQ-CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 3, 2006.

1475-10060103-E-2. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application for stream encroachment to encroach to within 25 feet of UNT 6 to Stony Run in Clay and Center Townships, **Butler County**. The 100-foot stream barrier of UNT 6 to Stony Run will be encroached upon to within 25 feet for support activities and 50 feet for mineral extraction. Receiving stream: HQ-CWF. Two UNTs to Stony Run and Stony Run, classified for the following use: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 3, 2006.

1475-10060103-E-3. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application for stream encroachment to encroach to within 100 feet of UNT 7 to Stony Run in Clay and Center Townships, **Butler County**. The 100 foot stream barrier of UNT 7 to Stony Run will be encroached upon to construct a permanent stream crossing over UNT 7 to Stony Run and within 25 feet for support activities and 50 feet for mineral extraction. Receiving streams: three UNTs to Muddy Creek to Muddy Creek, classified for the following use: HQ-CWF. Two UNTs to Stony Run and Stony Run, classified for the following use: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 3, 2006.

37010103. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Renewal of an existing bituminous surface strip and auger operation in New Beaver Borough and Little Beaver Township, **Lawrence County** affecting 53.9 acres. Receiving streams: UNTs to Beaverdam Run, classified for the following use: HQ-CWF. There are no potable surface water supply intakes within 10 miles downstream. Application for reclamation only. Application received: July 6, 2006.

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

54683045R4. Blaschak Coal Corp. (P. O. Box 12, Mahanoy City, PA 17948). Renewal of an existing anthracite surface mine operation in Bulter, Union and West Mahanoy Townships, **Schuylkill County** affecting 743.0 acres. Receiving stream: none. Application received: June 28, 2006.

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

¹ The parameter is applicable at all times.

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

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, (724) 925-5500.

26060605 and NPDES Permit No. PA0250937. John Joseph (470 Vanderbilt Road, Connellsville, PA 15425). Application received for commencement, operation and reclamation of a large noncoal (sandstone) surface mining site located in Jefferson Township, **Fayette County**, affecting 16.6 acres. Receiving streams: UNTs to Little Redstone Creek, classified for the following use: WWF. The first downstream potable water supply intake from the point of discharge is the Municipal Authorities of Washington Township, Belle Vernon and Charleroi. Application received: June 29, 2006.

02850302 and NPDES Permit No. PA0590371. Lafarge North American, Inc. (5160 Main St., Whitehall, PA 18052-1827). Renewal application for reclamation only of an existing noncoal surface mine, located in West Mifflin Borough, **Allegheny County**, affecting 70.3 acres. Receiving streams: UNT to Streets Run, classified for use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: July 3, 2006.

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

8275SM3C5 and NPDES Permit No. PA0117986. Martin Limestone, Inc. (P. O. Box 550, Blue Ball, PA 17506), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Caernarvon Township, **Lancaster County**. Receiving stream: UNT to Conestoga Creek, classified for the following use: WWF. There are no potable drinking water supplies within 10 miles. Application received: June 28, 2006.

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)

Noncoal Applications Received

Effluent Limits

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

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

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

E54-326. Commonwealth Environmental Systems, P. O. Box 249, Dunmore, PA 18512-0249, in Frailey Township, **Schuylkill County**, United States Army Corps of Engineers, Baltimore District.

To place fill in approximately 0.96 acre of PFO Wetlands for the purpose of expanding an existing municipal solid waste landfill. The project is located approximately one mile east of SR 0081, on the north side of SR 0025. (Tremont, PA Quadrangle N: 7.3 inches; W: 0.7 inch).

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

E14-490. Stephen T Letterman, P. O. Box 217, Milesburg, PA 16853-0217. Ardery Hollow Run Culvert, in Worth Township, **Centre County**, ACOE Baltimore District (Port Matilda, PA Quadrangle N: 15.5 inches; W: 2.5 inches).

To: 1) remove an existing culvert; 2) construct, operate and maintain a 35-foot long, 14-foot by 6-foot precast reinforced concrete box culvert with the invert depressed 1.5 feet below the streambed of Ardery Hollow with flared concrete wingwalls/apron projecting 8.75 feet upstream and a concrete "U" wall/apron projecting 20 feet downstream; 3) place and maintain an existing pedestrian walk bridge on the downstream wingwalls, all of which is located 2,150 feet up Ardery Hollow Road from SR 220. This project may permanently impact 63.75 linear feet of Ardery Hollow Run, which is classified as a CWF, and should have no wetland impacts.

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

E10-418. Sing Hosanna, 310 West Airport Road, Butler, PA 16001. Church expansion project, in Penn Township, **Butler County**, ACOE Pittsburgh District. (Butler, PA Quadrangle N: 40° 47' 3.7"; W: 79° 56' 38.9").

To place and stabilize fill material over an area of .08 acre, for a parking lot expansion, within the regulatory floodway of a UNT of Thorn Creek (CWF). The project does not propose to impact any wetlands.

ENVIRONMENTAL ASSESSMENTS

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

D36-300EA. Green Hill Sportsmens Association, 6111 River Road, P. O. Box 68, Conestoga, PA 17516, Conestoga Township, ACOE Baltimore District.

Project proposes to repair and maintain Green Hill Sportsmens Association Dam located across a tributary to Little Conestoga Creek (WWF) for recreational purposes. The project involves repairing a partially breached section of the dam, dredging the impoundment, modifying and dredging the East Sediment Basin and constructing a sediment basin at the north end of the Pond. The project will involve the filling of approximately 0.014 acre of open water and dredging approximately 0.56 acre of accumulated silts and sediments. The dam is located approximately 2,000 feet northeast of the intersection of Spring Run Road (T432) and River Road (T440) (Conestoga, West, PA Quadrangle, N: 9.5", W: 15.9").

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Waste Management, Division of Storage Tanks, P. O. Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.

<i>SSIP Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
06012	Durapax, LLC 400 Old Reading Pike Suite 304 Pottstown, PA 19464 Attn: Reuben Clark	Montgomery	West Pottsgrove Township	Two ASTs storing Coal Tar	18,000 gallons total

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

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 #)</i>	<i>EPA Waived Y/N ?</i>
PA0209996	Salvation Army Camp Allegheny The Salvation Army 424 Third Avenue Pittsburgh, PA 15219	Wayne Township Lawrence County	Slippery Rock Creek 20-C	Y
PA0102288	Rustick, LLC McKean County Landfill 19 Ness Lane Kane, PA 16735	Sergeant Township McKean County	UNT to Little Sicily Run (Outfalls 001 and 002) UNT to Seven Mile Run (Outfall 003)	Y

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

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

NPDES Permit No. PA-0060941-A1, Sewage, **Crestwood School District**, 3700 Church Road, Mountain Top, PA 18707. This proposed facility is located in Rice Township, **Luzerne County**.

Description of Proposed Action: Issuance of NPDES Permit for decreased discharge of 2,000 gpd to Turner Swamp, a tributary to Wapwallopen Creek from the Rice Elementary School.

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

NPDES Permit No. PA0081043, Sewage, **Guardian Elder Care, Bridges at Brookline**, R. R. 1, Box 463, Mifflintown, PA 17059. This proposed facility is located in Fermanagh Township, **Juniata County**.

Description of Proposed Action/Activity: Authorization to discharge to Big Run in Watershed 12-A.

NPDES Permit No. PA0248134, Industrial Waste, **Little Britain Store, Inc.**, 10 North Little Britain Road, Quarryville, PA 17566. This proposed facility is located in Little Britain Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to a UNT of Reynolds Run in Watershed 7-K.

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

PA 0253286, Industrial Waste, SIC 4925, **CNX Gas Company, LLC**, 1800 Washington Road, Pittsburgh, PA 15241. This proposed facility is located in Center Township, **Greene County**.

Description of Proposed Activity: Discharge of treated groundwater produced by the dewatering of coal seams during methane gas extraction.

The receiving stream, South Fork Tenmile Creek, in watershed 19B, is a WWF classified for aquatic life, water supply, and recreation. For the purpose of evaluating effluent requirements for TDS and chloride, the point of analysis considered during the evaluation is located on the Monongahela River at River mile 61.2.

The proposed effluent limits for Outfall 001 are:

<i>Parameter</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow		0.055 mgd	
Iron (total)	3.5 mg/l		7 mg/l
Oil and Grease	15 mg/l		30 mg/l
TSS	30 mg/l		60 mg/l
Acidity	Monitor Only	Monitor Only	Monitor Only
Alkalinity	Greater than Acidity	Greater than Acidity	Greater than Acidity
pH	6 to 9 s. u.	6 to 9 s. u.	6 to 9 s. u.
Chloride	Monitor Only	Monitor Only	Monitor Only
TDS	Monitor Only	Monitor Only	Monitor Only
Osmotic Pressure	Monitor Only	Monitor Only	Monitor Only
Cadmium	Monitor Only	Monitor Only	Monitor Only
Copper	Monitor Only	Monitor Only	Monitor Only
Lead	Monitor Only	Monitor Only	Monitor Only

The EPA waiver is in effect

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

NPDES Permit No. PA0239852, Sewage, **Andrew P. Terwilliger**, 99 Little Gilbert Lane, Bradford, PA 16701. This proposed facility is located in Bradford Township, **McKean County**.

Description of Proposed Action/Activity: This is a single residence sewage treatment plant discharging to a UNT to Willow Creek in Watershed 16C.

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

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

WQM Permit No. 0906402, Sewerage, **The Municipal Authority of the Borough of Morrisville**, 35 Union Street, Morrisville, PA 19067. This proposed facility is located in Morrisville Borough, **Bucks County**.

Description of Action/Activity: Rehabilitation of existing wetwell/drywell sewage pump station replacement of pumps, piping and valves electrical equipment.

WQM Permit No. WQG02230615, Sewerage, **Middletown Township Sewer Authority**, P. O. Box 9, Lima, PA 19037-0009. This proposed facility is located in Middletown Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a pump station and sewer extension.

WQM Permit No. 2300404, Sewerage, **White Horse Village, Inc.**, 535 Gradyville Road, Newtown Square, PA 19073. This proposed facility is located in Edgmont Township, **Delaware County**.

Description of Action/Activity: Upgrades to the existing wastewater treatment plant.

WQM Permit No. 4601406, Amendment No. 3, Sewerage, **Lower Salford Township Authority**, P. O. Box 243, Mainland, PA 19451. This proposed facility is located in Lower Salford Township, **Montgomery County**.

Description of Action/Activity: Construction of a 540,000-gallon side-line influent equalization tank.

WQM Permit No. 1505426, Sewerage, **New London Township**, 902 State Road, P. O. Box 1002, New London, PA 19360. This proposed facility is located in New London Township, **Chester County**.

Description of Action/Activity: Construction and operation of a pump station and sewage treatment plant.

WQM Permit No. 0906403, Sewerage, **Bedminster Municipal Authority**, P. O. Box 92, Bedminster, PA 18910. This proposed facility is located in Bedminster Township, **Bucks County**.

Description of Action/Activity: Construction and operation of a wastewater treatment plant.

WQM Permit No. 1505428, Sewerage, **Borough of Spring City**, 6 South Church Street, Spring City, PA 19475. This proposed facility is located in Spring City Borough, **Chester County**.

Description of Action/Activity: Installation of wastewater flow equalization tank and appurtenances and maximum monthly flow rate.

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

WQM Permit No. 4506404, Sewerage, **Mount Airy No. 1, LLC**, 299 Main Street—Sturges, Olyphant, PA 18447-2319. This proposed facility is located in Paradise Township, **Monroe 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. 3806405, Sewerage, **Clair Elk, Chairperson, West Cornwall Township Municipal Authority**, P. O. Box 1262, Quentin, PA 17083-1262. This proposed facility is located in West Cornwall Township, **Lebanon County**.

Description of Proposed Action/Activity: Permit approves the construction/operation of the Butler Road Pump Station and Mine Road Sewer System.

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

WQM Permit No. 1792403-T1, Sewerage 4952, **Chris E. Young, Sr.**, 2960 Egypt Road, Woodland, PA 16881. This facility is located in Bradford Township, **Clearfield County**.

Description of Proposed Action/Activity: Transfer of a WQM Part II Permit for small flow sewage treatment facilities serving a single residence.

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

WQM Permit No. 6504405, Sewage, **Sutersville—Sewickley Municipal Sewer Authority**, 320 Municipal Avenue, Sutersville, PA 15083. This proposed facility is located in Sutersville Borough and Sewickley Township, **Westmoreland County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of pump stations and sanitary sewers to serve Sutersville Borough and a portion of Sewickley Township.

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

WQM Permit No. 6506401, Sewerage, **Mt. Pleasant Municipal Authority**, 653 Main Street, Mt. Pleasant, PA 15666. This proposed facility is located in Mt. Pleasant Borough, **Westmoreland County**

Description of Proposed Action/Activity: Permit issuance for the replacement and operation of existing combined sewers.

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

WQM Permit No. 6575411, Sewerage, **Richard E. Robidoux**, 16 Priscilla Drive, Lakeville, MA 02347. This proposed facility is located in Rostraver Township, **Westmoreland County**.

Description of Proposed Action/Activity: Permit issuance for expansion of existing sewage treatment plant to serve the Todd Manor Plan of Lots.

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

WQM Permit No. WQG018462, Sewerage, **Theodore Finn**, 13600 Colver Road, West Springfield, PA 16443. This proposed facility is located in Springfield Township, **Erie County**.

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

WQM Permit No. WQG018467, Sewerage, **Edward J. Leppold**, P. O. Box 4771, Harrisburg, PA 17111. This proposed facility is located in Liberty Township, **Mercer County**.

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

WQM Permit No. WQG018476, Sewerage, **Jeffrey L. Oswalt**, 12021 Church Run Road, Titusville, PA 16354. This proposed facility is located in Oil Creek Township, **Crawford County**.

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

WQM Permit No. WQG018464, Sewerage, **Scott A. Poole**, 8280 Crane Road, Craneville, PA 16410. This proposed facility is located in Elk Creek Township, **Erie County**.

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

WQM Permit No. 1096407, Sewerage, **Amendment No. 1, West Sunbury Borough Municipal Authority**, 142 Main Street, P. O. Box 202, West Sunbury, PA 16061. This proposed facility is located in Clay Township, **Butler County**.

Description of Proposed Action/Activity: This project is for the reconstruction of sludge drying beds.

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.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI012306005	White Horse Development Co, Inc. 950 West Valley Forge Road King of Prussia, PA 19406	Delaware	Newtown Township	UNT Crum Creek (HQ-CWF)
PAI010905005	28 Mechanic Street Investors, LP 328 South Main Street New Hope, PA 18938	Bucks	New Hope Borough	Aquetong Creek (HQ-CWF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024505025	Mount Airy No. 1, LLC 299 Main St. Sturges Olyphant, PA 18447	Monroe	Paradise Township	Forest Hills Run HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI063705003(1)	Donald Kleine Vortex Recycling 526 S. Jefferson Street New Castle, PA 16101	Lawrence	City of New Castle	Shenango River WWF

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>
Highland, West Sadsbury, Londonderry Townships Chester County	PAG2001506031	Eastern Shore Natural Gas Co. 417 Bank Lane Dover, DE 19904	Valley Creek and UNTs Valley Creek (CWF)	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>
East Nottingham Township Chester County	PAG2001506032	Larry Harnish 410 Barnsley Road Oxford, PA 19353	UNT Northeast Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015106006	Urban Outfitters 1809 Walnut Street Philadelphia, PA 19103	Delaware River (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015106008	Gedalia Group P. O. Box 448 Huntingdon Valley, PA 19006	Wooden Bridge Run (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015106012	Temple University 1101 West Montgomery Avenue Philadelphia, PA 19122	Delaware River (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015106018	Philadelphia Housing Authority 12 South 23rd Street Philadelphia, PA 19103	Schuylkill River (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Allentown Lehigh County	PAG2003906014	Rite Aid Corp. Attn: Roger Hoffman 914 S. Meadow Ln. Palmyra, PA 17078	Lehigh River TSF	Lehigh County Conservation District (610) 391-9583
Whitehall Township Lehigh County	PAG2003906017	Amy Park Simon Property Group 115 West Washington St. Indianapolis, IN 46204	Jordan Creek TSF,MF	Lehigh County Conservation District (610) 391-9583
Whitehall Township Lehigh County	PAG2003906018	Dominic Farole Accent Homes 1005 Chestnut St. Suite 105 Coplay, PA 18037	Coplay Creek CWF	Lehigh County Conservation District (610) 391-9583
Hazle Township Luzerne County	PAG2004006011	Equilibrium Equities, Inc. Attn: John Morris One West First Ave. Conshohocken, PA 19087	Tributary to Black Creek CWF	Luzerne County Conservation District (570) 674-7991
City of Easton Northampton County	PAG2004806015	Steve Heiss 758 Main St. Hellertown, PA 18055	Delaware River (Lehigh River to Head of Tide) WWF, MF	Northampton County Conservation District (610) 746-1971
Lehigh Township Northampton County	PAG2004806019	Nordel, LP 623 Selvaggio Dr., Suite.200 Nazareth, PA 18064	Tributary to Lehigh River (PA 903 Bridge to Allentown Dam) CWF	Northampton County Conservation District (610) 746-1971
Borough of Dunmore and City of Scranton Lackawanna County	PAG2003506016	Wendy Yankelitis Marywood University 2300 Adams Ave. Scranton, PA 18509	Lackawanna River CWF	Lackawanna County Conservation District (570) 281-9495
Plainfield Township Northampton County	PAG2004806028	David Seyfried Nazareth Development, LLC 25 South Main St. Nazareth, PA 18064	Waltz Creek (Source to Greenwalk Creek) CWF	Northampton County Conservation District (610) 746-1971

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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 Saucon Township Northampton County	PAG2004806027	Charles R. Foster Bethlehem Renewable Energy, LLC 1300 North 17th St. Suite 1800 Arlington, VA 22209	Tributary to Saucon Creek CWF	Northampton County Conservation District (610) 746-1971
Dickson City Borough Lackawanna County	PAG2003506012	John Grow 950 Main St. Dickson City, PA 18519	Lackawanna River CWF	Lackawanna County Conservation District (570) 281-9495
Bradford County North Towanda Township	PAG2000806004	Northern Tier Career Center Walter Becker R. R. 1, Box 157A Towanda, PA 18848	Susquehanna River WWF	Bradford County Conservation District Stoll Natural Resource Center R. R. 5, Box 5030-C Towanda, PA 18848 (570) 265-5539, Ext. 205
Montour County Derry Township	PAG2004706004	Robert B. Domermuth Two North Ninth Street Allentown, PA 18101-1179	Chillisquaque Creek WWF	Montour County Conservation District 112 Woodbine Lane, Suite 2 Danville, PA 17821 (570) 271-1140
Snyder County Monroe Township	PAG2005506011	Aqua Pennsylvania Inc. Patrick Burke 204 East Sunbury Street Shamokin, PA 17872	UNT to Rolling Green Run WWF	Snyder County Conservation District 403 W. Market St. Middleburg, PA 17842 (570) 837-0007, Ext. 112
Washington County Cecil Township	PAG2006306022	Consol Energy, Inc. 1800 Washington Road Pittsburgh, PA 15241	Chartiers Creek (WWF)	Washington County Conservation District (724) 228-6774
Clarion County Clarion Township	PAG2061606001	Department of Transportation 10-0 2550 Oakland Avenue Indiana, PA 15701-0429	Little Piney Creek CWF	Department of Environmental Protection (814) 332-6984
Jefferson County Pine Creek Township	PAG2003306002	Brookville Congregation of Jehovah's Witnesses 262 Franklin Avenue Brookville, PA 15825	UNT Mill Creek CWF	Jefferson Conservation District (814) 849-7463
Erie County Lawrence Park Township City of Erie	PAG2002505019	Nancy Dusckas 2607 Buffalo Road Erie, PA 16510	McDannel Run WWF: MF	Erie Conservation District (814) 825-6403
Erie County Elk Creek Township	PAG2002505033	William Zelina 7000 Route 6N Edinboro, PA 16412	UNT Cussewago Creek WWF	Erie Conservation District (814) 825-6403
Erie County Fairview Township	PAG2002506018	William Vorsheck 9293 Winfield Ct. Weeki Wachee, FL 34613	Walnut Creek CWF: MF	Erie Conservation District (814) 825-6403
Warren County Pine Grove Township	PAG2006206002	Warren General Hospital 2 Crescent Part West Warren, PA 16365	UNT Conewango Creek WWF	Warren Conservation District (814) 563-3117

General Permit Type—PAG-3

<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>
Lower Moreland Township Montgomery County	PAR800140	Laidlaw Transit, Inc. 587 Red Lion Rd. Huntingdon Valley, PA 19066	UNT to Pennypack Creek 3J Watershed	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970

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>
Downingtown Borough Chester County	PAR130007	Alcoa Flexible Packaging, LLC 520 Lincoln Ave. Downingtown, PA 19335	UNT to East Branch of Brandywine Creek 3H Watershed	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
City of Philadelphia Philadelphia County	PAR600015	Waste Management of PA, Inc. 305 Grays Ferry Ave. Philadelphia, PA 19146	Schuylkill River 3F Watershed	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
City of Philadelphia Philadelphia County	PAR600092	Dave's Delaware Valley Towing, Inc. 6159 Passyunk Ave. Philadelphia, PA 19153	Schuylkill River 3F Watershed	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
Bristol Township Bucks County	PAR800021	Waste Management of PA, Inc. 2505 Old Rodgers Rd. Bristol, PA 19007	Neshaminy Creek 2F Watershed	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
York County York City	PAR133503	Danskin, Inc. 305 State Street York, PA 17403-1316	UNT to Codorus Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Point Township Northumberland County	PAR704803	Viking Energy Northumberland 909 Cannery Road Northumberland, PA 17857	UNT to West Branch Susquehanna River WWF	Water Management Program Manager 208 West Third Street Williamsport, PA 17701 (570) 327-3664
Asylum Township Bradford County	PAR224843	Towanda Dry Kilns & Specialties, Inc. R. R. 2, Box 146B Towanda, PA 18848-9626	Susquehanna River WWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664

General Permit Type—PAG-4

<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>
Bradford Township Clearfield County	PAG044962	Chris E. Young, Sr. 2960 Egypt Road Woodland, PA 16881	UNT West Branch Susquehanna River WWF	Water Management Program 208 West Third Street Williamsport, PA 17701 (570) 327-3664
Springfield Township Erie County	PAG049251	Theodore Finn 13600 Colver Road West Springfield, PA 16443	UNT to Conneaut Creek 15-CC	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Liberty Township, Mercer County	PAG049256	Edward J. Leppold P. O. Box 4771 Harrisburg, PA 17111	UNT to Slippery Rock Creek 20C	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Oil Creek Township Crawford County	PAG049268	Jeffrey L. Oswalt 12021 Church Run Road Titusville, PA 16354	Church Run 16-E	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

<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>
Elk Creek Township Erie County	PAG049253	Scott A. Poole 8280 Crane Road Cranesville, PA 16410	UNT to the West Branch of Cussewago Creek 16-D	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<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>
Berks County Amity Township	PAG053590	Speedway Oil Company 1392 Ben Franklin Highway East Douglasville, PA 19518	Schuylkill River 3-D	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

General Permit Type—PAG-7

<i>Facility Location & County/Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Centre County Benner Township	PAG074826	University Area Joint Authority 1576 Spring Valley Road State College, PA 16801	University Area Joint Authority Biosolids Processing Centre County Benner Township	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666

General Permit Type—PAG-8

<i>Facility Location & County/Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Rush Township Centre County	PAG-084819	Moshannon Valley Joint Sewer Authority 829 North Ninth Street P. O. Box 581 Philipsburg, PA 16866	Moshannon Valley Joint Sewer Authority Rush Township Centre County	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666

General Permit Type—PAG-10

<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>
Statewide: Discharge points to be provided to Department of Environmental Protection (Department) and the Fish and Boat Commission (Commission) at least 15 days before any discharge.	PAG109617	Tennessee Gas Pipeline Company Mark A. Johnson Rom S1156A Houston, TX 77002	Statewide Use—water/use information to be provided to Department and the Commission before at least 15 days before any discharge.	Department of Environmental Protection Central Office NPDES Permits Section Division of Permits and Planning Bureau of Water Standards and Facility Regulation 400 Market Street Rachael Carson State Office Building Harrisburg, PA 17105 (717) 787-8184

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Operations Permit issued to **Exelon Nuclear Limerick Generating Station**, 3146 Sanatoga Road, Pottstown, PA, 19464, (PWS ID 1460847) Limerick Township, **Montgomery County**, Permit Issued on June 30, 2006, for the operation of facilities approved under Construction Permit No. 4606501 for the newly installed Arsenic Reduction System for Alley Deep Well No. 1 on June 14, 2006.

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

Permit No. 0605518, Public Water Supply.

Applicant	Maidencreek Township Authority
Municipality	Maidencreek Township
County	Berks
Type of Facility	Addition of Well No. 5 and treatment building.
Consulting Engineer	Gregory T. Unger, P. E. Systems Design Engineering, Inc. 1032 James Drive Leesport, PA 19533
Permit to Construct Issued:	6/29/2006

Permit No. 0605523, Public Water Supply.

Applicant	Mohrsville Water Supply Authority
Municipality	Centre Township
County	Berks
Type of Facility	Installation of arsenic treatment to existing water system.

Consulting Engineer	Michael W. Wellet, P. E. Hammerhead Engineering & Environmental Services, LL 107 Hillside Terrace Califon, NJ 4119
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Permit to Construct Issued:	6/12/2006
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Operations Permit issued to **Pennsylvania-American Water**, 3060069, Lower Heidelberg Township, **Berks County** on 6/29/2006 for the operation of facilities approved under Construction Permit No. 0605502.

Operations Permit issued to **Aqua Pennsylvania, Inc.**, 7010057, Mt. Joy Township, **Adams County** on 6/15/2006 for the operation of facilities approved under Construction Permit No. 0105507 MA.

Operations Permit issued to **Pennsylvania-American Water Company**, 7220017, Derry Township, **Dauphin County** on 6/30/2006 for the operation of facilities approved under Construction Permit No. 2205506 MA.

Operations Permit issued to **York Springs Municipal Authority**, 7010030, Huntington Township, **Adams County** on 7/10/2006 for the operation of facilities approved under Construction Permit No. 0105511.

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

Permit No. 0888502—T1-Transfer Public Water Supply.

Applicant	Jackson Mobile Home Park, LP
Township or Borough	Wysox Township
County	Bradford
Responsible Official	Clair Hoover, Partner Jackson Mobile Home Park, LP P. O. Box 173 Manheim, PA 17545
Type of Facility	Public Water Supply—Transfer
Consulting Engineer	Stephen Gilbert HDC, Inc. 700 Campbell Street Williamsport, PA 17701
Permit Issued Date	7/7/2006
Description of Action	Transfer of permit from Jackson Realty and Mobile Homes, Inc. to Jackson Mobile Home Park, LP.

Permit No. 0888502—T1-Transfer Public Water Supply.

Applicant	Jackson Mobile Home Park, LP
Township or Borough	Wysox Township
County	Bradford
Responsible Official	Clair Hoover, Partner Jackson Mobile Home Park, LP P. O. Box 173 Manheim, PA 17545
Type of Facility	Public Water Supply—Transfer

Consulting Engineer Stephen Gilbert
HDC, Inc.
700 Campbell Street
Williamsport, PA 17701

Permit Issued Date 7/7/2006

Description of Action Transfer of permit from Jackson Realty and Mobile Homes, Inc. to Jackson Mobile Home Park, LP.

Permit No. M.A.—Construction Public Water Supply.

Applicant **Wellsboro Municipal Authority**

Township or Borough Borough of Wellsboro

County **Tioga**

Responsible Official John Orr, Chairperson
Wellsboro Municipal Authority
28 Crafton Street
Wellsboro, PA 16901

Type of Facility Public Water
Supply—Construction

Consulting Engineer Edward Brown, P. E.
Larson Design Group
P. O. Box 487
Williamsport, PA 17703-0487

Permit Issued Date 7/7/2006

Description of Action Construction of an 810,000 gallon finished water storage tank.

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

Permit No. 4297502-MA1, Public Water Supply

Applicant **Aiken Water Company**

Borough or Township Keating Township

County **McKean**

Type of Facility Public Water Supply

Permit to Construct 06/27/2006
Issued

Rescission of Operations Permit issued to **Aqua Pennsylvania, Inc.**, 664 North Water Avenue, Sharon, PA 16146, PWS ID 6270004, Marienville Water Company, Jenks Township, **Forest County**, on July 7, 2006. Permit No. 2705501, issued February 21, 2006, Well No. 5 is now an abandoned source, and in accordance with Department of Environmental Protection Well Abandonment Procedures, will be abandoned by tremmie grouting from the bottom of the well to the surface using neat cement grout.

Rescission of Operations Permit issued to **Aqua Pennsylvania, Inc.**, 664 North Water Avenue, Sharon, PA 16146, PWS ID 6270004, Marienville Water Company, Jenks Township, **Forest County**, on July 7, 2006. Permit No. 2702501-T1, issued September 5, 2002, source and service to SCI, Marienville. Source of supply including Wells 2, 3A and 4 are abandoned sources in accordance with Department of Environmental Protection Well Abandonment Procedures; the water treatment plant has been physically disconnected from the old Marienville supply system.

Rescission of Operations Permit issued to **Aqua Pennsylvania, Inc.**, 664 North Water Avenue, Sharon, PA 16146, PWS ID 6270004, Marienville Water Company, Jenks Township, **Forest County**, on July 7, 2006. Permit No. 2970-T1, for the Collection Reservoir and Distribution

System for Springs, are now abandoned and physically disconnected from the old Marienville supply system.

Rescission of Operations Permit issued to **Aqua Pennsylvania, Inc.**, 664 North Water Avenue, Sharon, PA 16146, PWS ID 6270004, Marienville Water Company, Jenks Township, **Forest County**, on July 7, 2006. Permit No. 6370-T1, for Well No. 1, Spring No. 1 and 2 are now abandoned sources, and in accordance with Department of Environmental Protection Well Abandonment Procedures, Well No. 1 will be abandoned by tremmie grouting from the bottom of the well to the surface using neat cement grout.

Rescission of Operations Permit issued to **Aqua Pennsylvania, Inc.**, 664 North Water Avenue, Sharon, PA 16146, PWS ID 6270004, Marienville Water Company, Jenks Township, **Forest County**, on July 7, 2006. Permit No. 364W022—T1, issued April 30, 1965, for Wells Nos. 3-6; Spring 3 and all appurtenances and treatment systems associated with these sources. Wells and Spring source are abandoned. Well sources are abandoned in accordance with Department of Environmental Protection Well Abandonment Procedures; all treatments and the spring source have been physically disconnected from the old Marienville supply system.

Rescission of Operations Permit issued to **Aqua Pennsylvania, Inc.**, 664 North Water Avenue, Sharon, PA 16146, PWS ID 6270004, Marienville Water Company, Jenks Township, **Forest County**, on July 7, 2006. Permit No. 364W022-MA-T1, issued August 25, 2004, for Greensand Filters. Marienville Water Company sources, are abandoned, facilities and treatment systems physically disconnected from the old system.

WATER ALLOCATIONS

Actions taken on applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of this Commonwealth

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

WA 05-895, Water Allocations. Bedford Township Municipal Authority, Bedford County. Modification of existing Water Allocation service area to include Bedford Springs Area. Consulting Engineer: Timothy A Cooper, P. E., Stiffler McGraw & Associates, Inc. Permit Issued: 6/28/2006.

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>
Delano Township	P. O. Box 103 Delano, PA 18220	Schuylkill

Project Description: The Plan Update provides for conveying sewage from the Village of Delano, including Mahanoy Area Joint Industrial Corporation (MAJIC) and the Quakake area of Delano Township, to the Northeastern Schuylkill Joint Municipal Authority's (NSJMA) existing wastewater treatment plant located in Rush Town-

ship, Schuylkill County, for treatment and discharge to Pine Creek instead of building a new plant as proposed in the previous plan. Also, the Plan Update provides for construction of new sewer systems for MAJIC and the Quakake area, in addition to a sewer system approved in the previous plan for the Village of Delano. The Department's review of the Plan Update has not identified any significant environmental impacts resulting from this proposal. WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Walker Township	P. O. Box 116 McConnellstown, PA 16660	Huntingdon

Plan Description: The approved plan provides for the construction of a single family residence on an existing lot served by a small flow treatment facility with discharge to Crooked Creek. The development is located along SR 3037 approximately 0.86 mile north east of SR 3011. 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.

CATEGORICAL EXCLUSION

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

Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Elkland Borough	105 Parkhurst St. Elkland PA 16920	Tioga

Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Borough of Elkland (Borough) proposes constructing a pump station on Pattison Avenue in conjunction with the Department of Transportation's road replacement and Borough sewer replacement project. This pump station is needed, as the road project will not allow use of a gravity sewer connection as previously approved. The Department of Environmental Protection's (Department) review of the project and the information received has not identified any significant, adverse environmental impacts resulting from this proposal. The Department has categorically excluded this project from the State Environmental Review Process.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

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

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

Plan Location:

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

Plan Description: Ellen Essock, A3-67946-311-2: The plan consists of a two lot single-family residential subdivision on 49.79 acres with total proposed sewage flows of 400 gpd to be treated by an individual onlot disposal system. The proposed development is located on the south side of Bentz Road, approximately 0.2 mile west of Myers Road in North Codorus Township, York County. The plan was disapproved because the sample results for the preliminary hydrogeologic study are almost 2 years old. The calculations that determine the lot sizes should be based on new sample results, and not historical groundwater values.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

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

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

The Department has received the following plans and reports:

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

Citgo Petroleum Corp., Bristol Township, **Bucks County**. Tiffani Doerr, GES, 410 Eagleview Blvd., Suite, 110, Exton, PA 19341 on behalf of Bettie Altman, Raymond-Penn Co., c/o Bettie Altman, 3400 S. Ocean Blvd., Suite, 14J, Highland Beach, FL 33487 has submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Giles Res., Easttown Township, **Chester County**. Richard D. Trimpi, CHMM, P. G., Trimpi Assoc., Inc., 1635 Old Plains Rd., Pennsburg, PA 18073 on behalf of Mr. and Mrs. Joseph W. Giles, 681 Wetherby Ln., Devon, PA 19333 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Pottstown Metal Welding, Borough of Pottstown, **Montgomery County**. Michael Raffoni, Gemchem, Inc., 53 N. Cedar St., Litiz, PA 17543 on behalf of Ray Lopez, Borough of Pottstown, 100 E. Main St. Pottstown, PA 19464 has submitted a Final Report concerning remediation of site soils and groundwater contaminated with unleaded and leaded gasoline. The report is intended to document remediation of the site to meet the Site-Specific Standard and Statewide Health Standard.

Former Northern Shipping Site, City of Philadelphia, **Philadelphia County**. Jamey Stynchula, Pennoni Assoc., Inc., 3001 Market St., Philadelphia, PA 19104 has submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site soil contaminated with inorganics and lead. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

Holy Family Manor Property—Bethlehem, City of Bethlehem, **Lehigh County**. Thomas Martinelli, Environmental Scientist, JMT Environmental Technologies, 3353-C Gun Club Road, Nazareth, PA 18064 has submitted a Final Report (on behalf of his client, The Diocese of Allentown, P. O. Box F, 1729 Turner Street, Allentown, PA 18105) concerning the remediation of a soils found or suspected to have been impacted by No. 2 home heating oil related to a former underground storage tank. The report was submitted in order to demonstrate attainment of the residential Statewide Health Standard.

848 East Blakeslee Boulevard, Mahoning Township, **Carbon County**. Toby Kessler, P. G., Gilmore & Associates 350 East Butler Avenue, New Britain, PA 18901 18017 has submitted a Final Report (on behalf of his clients, Norman Frantz and Grace Rudelich, East Blakeslee Boulevard, Lehigh, PA 18235) concerning the remediation of a small quantity of soils found have been impacted by lead and arsenic. The report was submitted to demonstrate attainment of the residential Statewide Health Standard under the Department's Low Risk Sites Program, but was determined to be ineligible.

Liberty High School, City of Bethlehem, **Northampton County**. Tippi Polo, Environmental Specialist,

MEA Inc., 1365 Ackermanville Road, Bangor, PA 18013 has submitted a Final Report (on behalf of her client, Bethlehem Area School District, 250 East Fairview Street, Bethlehem, PA 18018) concerning the remediation of soils impacted by a historic release of No. 2 fuel oil. The report was submitted in order to demonstrate attainment of the residential Statewide Health Standard.

Former Penn Fuel Gas Manufactured Gas Plant—Ashland site, Ashland Borough, **Schuylkill County**. John Mahfood, Corporate Environmental Solutions, 260 Millers Run Road, Bridgeville, PA 15017 has submitted a Final Report (on behalf of its client, PPL Gas Utilities, Inc, Two North Ninth St., Allentown, PA 18101) concerning the remediation of soils and groundwater found or suspected to have been contaminated with inorganics, polycyclic aromatic hydrocarbons and other organic compounds related to historic manufactured gas plant operations. The report was submitted in order to demonstrate attainment of both the Statewide Health and the Site-Specific Standards.

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

Domestic Casting/Shippensburg University Property, Shippensburg Township, **Cumberland County**. Gannett Fleming, P. O. Box 67100, Harrisburg, PA, 17106-7100, on behalf of Thomas James, Liberty Casting Company, LLC, 550 Liberty Road, P. O. Box 1368, Delaware, OH, 43015, submitted a Final Report concerning remediation of site soils contaminated with metals and PAHs from foundry sand. The report is intended to document remediation of the site to the Statewide Health Standard.

Fort Indiantown Gap National Guard Training Center, East Hanover Township, **Lebanon County**. Weston Solutions Inc., 1400 Weston Way, West Chester, PA, 19380, on behalf of PA Army National Guard, Dept. of Military and Veteran Affairs, Environmental Division, Fort Indiantown Gap National Guard Training Center, Annville, PA 17003, submitted a Final Report concerning remediation of site soils and groundwater contaminated with lead. The report is intended to document remediation of the site to the Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate

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

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

The Department has received the following plans and reports:

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

Sunoco Inc., R & M Andover Rd., West Brandywine Township, **Chester County**. Lisa Holderbach, Aquaterra Technologies, Inc., P. O. Box 744, West Chester, PA 19381 on behalf of Thomas Finley, 40 Andover Rd., Glenmore, PA 19343, John and Fay Searle, 44 Andover Rd., Glenmoore, PA 19343, Steve and Colleen Brown, 48 Andover Rd., Glenmoore, PA 19343 and Reginald and Barbara Owens, 51 Andover Rd., Glenmoore, PA 19343 has submitted a Remedial Investigation, Risk Assessment Report and Cleanup Plan concerning the remediation of site soil contaminated with leaded gasoline. The Remedial Investigation, Risk Assessment Report and Cleanup Plan was approved by the Department on June 5, 2006.

Pottstown Metal Welding, Borough of Pottstown, **Montgomery County**. Michael Raffoni, GemChem, Inc., 53 N. Cedar St., Lititz, PA 17543 on behalf of Herb McDonald, The Fulcrum Group, 110 Pugh Rd., Wayne, PA 19087 has submitted a Remedial Investigation Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with gasoline and unleaded gasoline. The Remedial Investigation Report and Cleanup Plan was approved by the Department on June 7, 2006.

Sunoco 00004-8413, Uwchlan Township, **Chester County**. Susan E. Dameron, GES, Inc., 410 Eagleview Blvd., Suite 110, Exton, PA 19341 on behalf of North Point Prop., Owners Assoc., 15 E. Uwchlan Ave., Exton, PA 19341 has submitted a Remedial Investigation Report,

Risk Assessment Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with lead and BTEX. The Remedial Investigation Report, Risk Assessment Report and Cleanup Plan was approved by the Department on June 30, 2006.

William H. Ziegler School, City of Philadelphia, **Philadelphia County**. Gloria Hunsberger, Powell-Harpstead, Inc. 800 E. Washington St., West Chester, PA 19380 on behalf of Francine Locke, School Dist., of Philadelphia, 440 N. Broad St., 3rd Floor, Room 3052, Philadelphia, PA 19103 has submitted a Remedial Investigation Report and Cleanup Plan concerning the remediation of site soil contaminated with arsenic, lead and inorganics. The Remedial Investigation and Cleanup Plan was approved by the Department on April 19, 2006.

Liberty Knoll Apts, New Garden Township, **Chester County**. Joseph Diamadi, Marshall Geoscience, Inc., 170 E. First Ave., Collegeville, PA 19426 on behalf of Clyde Spinelli, Media Real Estate Co. Inc., 203 E. Baltimore Ave., Media, PA 19063 has submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on July 5, 2006.

Northeast Regional Field Office: Ronald S. Brezinski, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Proposed Dickson City CVS, Borough of Dickson City, **Lackawanna County**. Paul Ladd, P. G., Ransom Environmental consultants, Inc., Brown's Wharf, Newburyport, MA 01950 submitted a combined Remedial Investigation Report/Final Report (on behalf of Carrier Coal Enterprises, 103 E. Drinker Street, Dunmore, PA 18512) concerning the remediation of soil and groundwater found to be impacted by petroleum hydrocarbons. The report demonstrated attainment of the Site-Specific Standard through pathway elimination standard and was approved on June 5, 2006.

Cranberry Creek Gateway Park Project—Southern Parcel, Hazle Township, **Luzerne County**. Lori Girvan, Senior Environmental Scientist, Barry Isett & Associates, Inc. (100 West Broad Street, Suite 200, Hazleton, 18201-2562) submitted a Final Report (on behalf of her client, CAN DO Inc., 1 South Church Street, Hazleton, 18201) concerning the remediation of soils found to have been impacted by lead as the result of historic transformer releases at the former railroad substation. The report documented attainment of the Residential Statewide Health Soil Standard and was approved on May 22, 2006.

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

Lebo Residence, North Annville Township, **Lebanon County**. Environmental Management Associates, Inc., 209 Winding Way, Morrisville, PA 19067, on behalf of James and Regina Lebo, 10 Towpath Road, Annville, PA 17003, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The final report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on July 6, 2006.

Greg's Automotive Repair, Gettysburg Borough, **Adams County**. Alliance Environmental Services, Inc., 1820 Linglestown Road, 17110, on behalf of Greg's Automotive Repair, 500 York Street, Gettysburg, PA 17325, submitted a Remedial Investigation Report concerning remediation of site soils and groundwater contaminated

with gasoline constituents. The applicant is seeking to remediate the site to a Site-Specific Standard. The report was disapproved by the Department on July 6, 2006.

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

J & J Sales & Service Inc., Benton Township, **Columbia County**. United Environmental Services, Inc., 86 Hillside Drive, Drums, PA 18222 on behalf of Gerald Houseweart II, 146A Dotyville Road, Benton, PA 17814 has submitted a work plan and Baseline Environmental Report concerning remediation of site soil and groundwater contaminated with leaded and unleaded gasoline. The Work Plan was approved by the Department on April 28, 2006, and the Baseline Environmental Report was approved by the Department on July 3, 2006.

FCI USA, Inc., Clearfield Borough and Lawrence Township, **Clearfield County**. Economic Development Corp., 250 Technology Drive, Suite 1, Clearfield, PA 16830 on behalf of FCI USA, Inc., 825 Old Trail Road, Etters, PA 17319-9392 has submitted a Final Report concerning the remediation of site soil contaminated with chlorinated volatile organic compounds. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on July 7, 2006.

MUNICIPAL WASTE GENERAL PERMITS

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

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

General Permit Application No. WMGM027. Zwicky Processing & Recycling, Inc., 10 Zwicky Lane, Robesonia, PA 19551-8880.

General Permit No. WMGM027 is for the: (1) processing (that is, shredding, grinding, screening, mixing, decomposition and storage) and beneficial use of wood waste (clean and uncontaminated land clearing, grubbing and excavation waste, yard waste and residual and municipal wood scrap) to produce mulch for landscaping purposes; (2) processing (that is, shredding, grinding, screening, mixing and storage prior to beneficial use) and beneficial use of leaf and yard waste, food processing residuals and spent mushroom substrate (SMS) to produce compost; (3) processing, storage and beneficial use of organic, nonorganic residuals with a BTU value of at least 5,000/lb for use as alternative fuels; (4) processing (that is, shredding, grinding, screening and storage prior to beneficial use) and beneficial use of compost, drinking water treatment plant sludge, biomass fuel ash, waste gypsum, foundry sand and SMS with nonwaste soils to produce topsoil for landscaping purposes; and (5) processing (that is, crushing, grinding, screening, mixing and storage) and beneficial use of clean, uncontaminated rock, stone, gravel, brick, block, concrete and used asphalt) for use as a construction material solely by Zwicky. The general permit was issued by Central Office on July 6, 2006.

Persons interested in reviewing the general permit should contact Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal

and Residual Waste, Bureau of Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

DETERMINATION FOR APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and municipal waste regulations for a General Permit to operate municipal waste processing facilities and the beneficial use of municipal waste

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

General Permit Application No. WMGM019D005. Main Line Paving Company, Inc., 70 Old Lancaster Road, Devon, PA 19333-1397.

General Permit No. WMGM019D005 is for the processing of concrete and asphalt waste, leaf and yard waste, wood waste and soil for beneficial use as: (1) construction material; and (2) topsoil and mulch for commercial purposes generated at Pottstown Recycling Material Co. facility, located in Montgomery County. The general permit was issued by Central Office on July 10, 2006.

Persons interested in reviewing the general permit should contact Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

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.

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

15-302-096GP: PPL Distributed Generation LLC (2 North Ninth Street, Allentown, PA 18101) on July 11, 2006, to operate a No. Fuel-Fired Internal Combustion in East Whiteland Township, **Chester County**.

15-302-097GP: PPL Distributed Generation LLC (2 North Ninth Street, Allentown, PA 18101) on July 11, 2006, to operate a No. 2 Oil Fired Combustion Unit in East Whiteland Township, **Chester County**.

23-302-143GP: FPI Food Processing International, Inc. (903 Industrial Highway, Eddystone, PA 19022) on July 11, 2006, to operate a boiler to convert to 70,000 SF in Eddystone Borough, **Delaware County**.

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

39-310-026GP3: Brubacher Excavating, Inc. (825 Reading Road, Bowmanstown, PA 17507) on July 7, 2006, to construct and operate a portable stone crushing plant and associated air cleaning device at the Boulder West

construction sited at Grimm and Moser Roads, Upper Macungie Township, **Lehigh County**.

39-329-002GP9: Brubacher Excavating, Inc. (825 Reading Road, Bowmanstown, PA 17507) on July 7, 2006, to construct and operate 4 portable diesel generators at the Boulder West construction sited at Grimm and Moser Roads, Upper Macungie Township, **Lehigh County**.

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

GP1-22-03067: Milton Hershey School (P. O. Box 830, Hershey, PA 17033) on July 10, 2006, for Small Gas and No. 2 Oil Fired Combustion Units under GP1 in Derry Township, **Dauphin County**.

GP3-06-03139: H. B. Mellott Estate, Inc. (100 Mellott Drive, Suite 100, Warfordsburg, PA 17267) on July 6, 2006, for Portable Nonmetallic Mineral Processing Plants under GP3 in Oley Township, **Berks County**.

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

GP3-18-01: R. S. Services (119 Falls Road, Beech Creek, PA 16822) on June 27, 2006, to construct and operate a portable concrete crusher pursuant to the General Plan Approval And/Or General Operating Permit For Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) in Castanea Township, **Clinton County**.

GP1-18-01: R. S. Services (119 Falls Road, Beech Creek, PA 16822) on June 27, 2006, to construct and operate a 366 horsepower diesel engine under the General Plan Approval And/Or General Operating Permit For Nonroad Engines (BAQ-GPA/GP 11) in Castanea Township, **Clinton 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.

46-0198K: Blommer Chocolate Co. (1101 Blommer Drive, East Greenville, PA 18041) on July 7, 2006, to operate a new process line thermal oxidizer in Upper Hanover Township, **Montgomery County**.

46-0222A: Bostik, Inc. (1740 County Line Road, Huntingdon Valley, PA 19006) on July 6, 2006, to operate a new adhesive mixing vessel in Upper Moreland Township, **Montgomery County**.

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

40-303-026: Wilkes-Barre Materials, LLC (500 Chase Road, Shavertown, PA 18708) on July 3, 2006, to modify a batch asphalt plant to utilize recycled asphalt pavement in the material mix at the facility in Plains Township, **Luzerne County**.

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

38-05003D: Carmeuse Lime, Inc. (P. O. Box 37, Saginaw, AL 35137-0037) on July 7, 2006, to use a petroleum coke—coal fuel blend in the plant's five lime kilns in North Londonderry Township, **Lebanon County**.

67-05024G: Lehigh Cement Co. (200 Hokes Mill Road, York, PA 17404-5540) on July 7, 2006, for limited use of tire fluff as fuel in the rotary kiln at the cement plant in West Manchester Township, **York County**.

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

41-302-050: Wirerope Works, Inc. (100 Maynard Street, Williamsport, PA 17701) on June 6, 2006, to construct two 15 million Btu per hour anthracite coal-fired boilers and associated air cleaning devices (multiclones) in the City of Williamsport, **Lycoming County**.

49-00020C: Truck Accessories Group, Inc. d/b/a Leer East (3560 Housels Run Road, Milton, PA 17847) on June 26, 2006, to transfer and use 41.7 tons of VOC emission reduction credits in Milton Borough, **Northumberland County**.

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

30-00164A: Tennant Wilbert Vault Co., Inc. (P. O. Box 7, Blairsville, PA 15717) on July 6, 2006, to install a crematorium at their facility in the municipality of Mt. Morris, **Greene County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

09-0015F: Rohm and Haas Co. (727 Norristown Road, P. O. Box 0904, Spring House, PA 19477-0904) on July 10, 2006, to operate four boilers in Bristol Township, **Bucks County**.

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

22-05007B: The Harrisburg Authority (One Keystone Plaza, Suite 104, Harrisburg, PA 17101) on June 29, 2006, to construct the Harrisburg Materials, Energy, Recycling and Recovery Facility, 1670 South 19th Street, City of Harrisburg, **Dauphin County**. This plan approval was extended.

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

59-00005E: Dominion Transmission, Inc. (625 Liberty Avenue, Pittsburgh, PA 15222) on July 3, 2006, to operate a 2,000 horsepower natural gas-fired reciprocating internal combustion compressor engine (Engine 6) on a temporary basis until October 21, 2006, at the Sabinsville Compressor Station in Clymer Township, **Tioga County**. The plan approval has been extended.

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

32-00297D: Creps United Publications (1163 Water Street, P. O. Box 746, Indiana, PA) on June 30, 2006, to prepare the operating permit application and to conduct an initial operation permit inspection at Christy Park Drive Facility in White Township, **Indiana County**. This plan approval was extended.

65-00966A: Greensburg Thermal, LLC (755 Opossum Lake Road, Carlisle, PA 17013) on July 6, 2006, to complete stack testing at their facility in Hempfield Township, **Westmoreland County**. This plan approval was extended.

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

42-206A: Holm Industries (700 1/2 Elk Avenue, Kane, PA 16735) on June 30, 2006, to modify two existing calcining furnaces and associated control equipment at the Kane facility in the Borough of Kane, **McKean County**.

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

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

15-00045: Sealed Air Corp. (450 River Front Drive, Reading, PA 19602) on July 11, 2006, to renew the facility Title V Renewal Operating Permit in Modena Borough, **Chester County**.

23-00023: United Parcel Service, Inc. (1 Hog Island Rd, Philadelphia, PA 19153) on July 11, 2006, to renew the facility Title V Operating Permit in Tincum Township, **Delaware County**.

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.

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

23-00033: Dee Paper Co. (100 Broomall Street, Chester, PA 19013) on July 11, 2006, to operate the cardboard box printing facility of a Synthetic Minor Operating Permit in City Of Chester, **Delaware County**.

15-00099: MultiServ (8050 Rowan Road, Suite 600, P. O. Box 5003, Cranberry, PA 16066) on July 11, 2006, to operate a scrap metal cutting/reprocessing plant of a Natural Minor Operating Permit in East Fallowfield Township, **Chester County**.

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

67-05082: David Edward, Ltd. (252 North Franklin Street, Red Lion, PA 17356-1503) on June 29, 2006, to operate their wood furniture manufacturing facility in Red Lion Borough, **York County**. This is a renewal of the state-only operating permit.

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

17-00053: Prism Enterprises, LLC d/b/a Permagrain (1191 Venture Drive, Forest, VA 24551) on

June 27, 2006, to operate a specialty wood flooring products manufacturing facility in Karthaus Township, **Clearfield County**.

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

65-00914: Preform Specialties, Inc. (176 Cherry St., Blairsville, PA 15717) on June 26, 2006, to operate a powder processing plant. The facility's major sources of emissions include batch attritors, vacuum dryers and hammer mills with associated dust collectors. The facility is in Derry Township, **Westmoreland County**.

63-00884: DBT America, Inc. (2045 West Pike Street, Houston, PA 15342) on June 28, 2006, for a mine machinery manufacturing and repair operation at their Houston Facility in Chartiers Township, **Washington County**.

11-00285: HRI, Inc. (1750 West College Avenue, State College, PA 16801) on June 28, 2006, to operate a Batch Process and Hot Mix Asphalt Concrete Plant in Richland Township, **Cambria County**.

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

25-00967: Spectrum Control Inc.—Fairview Township (8061 Avonia Road, Fairview, PA 16415) on June 23, 2006, to operate the Electronic Connector Manufacturing Plant in Fairview Township, **Erie County**.

16-00094: IA Construction Corp.—Paint Township (Route 66, Shipperville, PA 16254) on June 23, 2006, to operate the Asphalt Paving Plant in Paint Township, **Clarion County**.

37-00319: Ennstone, Inc. d/b/a Three Rivers Aggregate—Carvella Plant (3118 Wampum Road, Wampum, PA 16157) on June 29, 2006, to operate a construction sand and gravel plant in North Beaver Township, **Lawrence County**. The sources include crushers, vibrating screens, conveyor belts and a diesel generator.

43-00316: Ennstone, Inc. d/b/a Three Rivers Aggregate—Mercer Plant (840 Perry Highway, Mercer, PA 16137-0269) on June 29, 2006, to operate a sand and gravel plant in East Lackawannock Township, **Mercer County**. The sources include sand and aggregate processing equipment and a diesel generator.

25-00456: United Brass Works Inc.—Keystone Foundry Division (944 West 12th Street, Erie, PA 16501-1515) on July 5, 2006, to operate a nonferrous foundry operation, in the City of Erie, **Erie County**. The facility's primary emission sources include three Electric Induction Furnaces, Molding Operations and Grinding Operations. The emissions of criteria pollutants from this facility are below major source levels.

42-00184: Keystone Powdered Metal Company—Lewis Run Plant (8 Hanley Drive, Lewis Run, PA 16738) on July 5, 2006, to operate a powdered metal part manufacturing facility, in the Borough of Lewis Run, **McKean County**. The facility's primary emission sources include Sintering and Heat Treating Furnaces. The emissions of criteria pollutants from this facility are below major source levels.

37-00299: IMS Division—Tube City IMS (Cherry Street, Taylor Township, New Castle, PA) on July 5, 2006, for the slag processing operation in Taylor Township,

Lawrence County. All of the applicable requirements from Plan Approval No. 37-0299A have been incorporated into this permit.

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.

46-00025: Lonza Inc. (900 River Road, Conshohocken, PA 19428-2647) on July 11, 2006, Title V Operating Permit Minor Modification issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462 in Upper Merion Township, **Montgomery County.** Modification to increase annual emissions of selected compounds from reactor train 11 and 12. The permit will include monitoring, record keeping, and reporting requirements designed to keep the facility within all applicable air quality requirements.

15-00027: Johnson Matthey, Inc.—Catalyst Systems Division (456 Devon Park Drive, Wayne, PA 19087-1816) on July 11, 2006, for a minor modification to the Title V Operating Permit at their facility in Tredyfrin Township, **Chester County.** The company operates a catalytic converter manufacturing research and development facility. The revised Title V Operating Permit will contain additional monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements. The conditions that have been addressed in the revised Title V Operating Permit are outlined as follows:

- Relocate one of the four ovens identified as Line Nos. 3 and 4 Drying Process (Source ID 103) Devon I. This required that the oven be disconnected from the Devon II SCR/Scrubber System (Source IDs CO2A and CO11) and relocated to the Devon III SCR/Scrubber System (Source IDs CO12B and CO9).

- Relocate the PSG Impregnation Coater identified with the Scrubber System III (Devon II) (Source CO9) to the Pilot Plant Process (Source 116) in the Devon I facility. This source will vent directly to the atmosphere de minimis emissions of volatile organic compounds (VOCs) and nitrogen oxides (NOx).

- Redirect the exhaust stream from the driers of Line No. 11 Coating Process (Devon III) (Source ID 130) from to the Devon III SCR/Scrubber System (Source IDs CO12B and CO9) to the atmosphere.

- Include Alternative Operating Scenarios in Section E (Alternative Operation Requirements) that will conditionally allow the exhaust from Line Nos. 7, 10 and 11 Coating Processes (Source IDs 128, 129, and 130) to bypass of the Devon III Acid Scrubber (Source ID CO12A).

Revise proposed source designators for insignificant and reportable sources and equipment in Section G (Miscellaneous) for a more accurate listing and description.

23-00058: Haverford College (370 Lancaster Ave., Haverford, PA 19041) on July 11, 2006, for an administrative amendment to the issued State Only Operating Permit (Synthetic Minor) 23-00058 in Haverford Township, **Delaware County.** The facility operates three 1,000 kilowatt peak shaving generators and five boilers

firing natural gas only, or either natural gas or No. 2 fuel. The generators can use either diesel oil and/or No. 2 oil as fuel.

The issued State-only Operating Permit has been amended to correct capacity/throughput data for the 3-1,000kW generators (Sources 101—103) to 62 gph.

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

41-00016: Plastic Development Co. (75 Palmer Industrial Road, Williamsport, PA 17701) on July 5, 2006, via the minor operating permit modification provisions of 25 Pa. Code 127.462, to increase the volatile organic compound emission limit for a PVC cementing operation from 2.5 tons in any 12-consecutive month period to 5.0 tons in any 12-consecutive month period, to increase the volatile organic compound and hazardous air pollutant emission limits for a polyurethane foam operation from 1.0 pound in any 12-consecutive month period to 3.0 pounds in any 12-consecutive month period and to increase the volatile organic compound emission limit for a touchup and spray can operation from 500 pounds in any 12-consecutive month period to 897 pounds in any 12-consecutive month period in Woodward Township, **Lycoming County.**

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

63-00105: MIMCO Products Division (731 East Main Street, Monongahela, PA 15063) on June 30, 2006, to change ownership from the former Monco Products, Inc. to MIMCO Products Division in the City of Monongahela, **Washington 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

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

Permit No. 11960101 and NPDES No. PA0213276. Cloe Mining Company, Inc. (P. O. Box I, Grampian, PA 16838). Permit renewal for reclamation only of a bituminous surface auger mine in Reade Township, Cambria County, affecting 107.9 acres. Receiving streams: UNTs to/and Muddy Run, classified for the following use: CWF.

There are no potable water supply intakes within 10 miles downstream. Application received: May 3, 2006. Permit issued: July 7, 2006.

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, (724) 925-5500.

65990101 and NPDES Permit No. PA0202428. Gary Gioia Coal Company (319 Karen Drive, Elizabeth, PA 15037). Permit revised to add 5.0 acres to an existing bituminous surface mine located in South Huntingdon Township, **Westmoreland County**, now affecting 19.0 acres. Receiving stream: UNT to Youghiogeny River. Application received: September 3, 2004. Revision issued: June 30, 2006.

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.

61020102. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Revision to an existing bituminous strip operation to change the postmining land use from cropland to industrial/commercial on the property of Dave and Edna Mae Kasmoch in Scrubgrass Township, **Venango County**. Receiving streams: UNTs to the Allegheny River. Application received: May 19, 2006. Permit issued: July 5, 2006.

43850105 and NPDES Permit No PA0208758. Grove City Materials, LP (R. D. 6, Box 344, New Castle, PA 16101) Renewal of an existing bituminous strip and limestone removal operation in Pine and Mercer Townships, **Mercer and Butler Counties** affecting 103.0 acres. Receiving streams: Two UNTs to Swamp Run. Application received: April 10, 2006. Permit Issued: July 7, 2006.

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

17010104 and NPDES No. PA0243060. Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849). Transfer of an existing bituminous surface mine from Larson Enterprises, Inc. (P. O. Box 96, Kylertown, PA 16847), located in Morris Township, **Clearfield County**, affecting 55.9 acres. Receiving stream: UNT to Moshannon Creek classified for the following use: CWF. Application received: March 6, 2006. Permit issued: June 28, 2006.

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

54850104T and NPDES Permit No. PA0614530. Bell Corporation (739 Broad Street, Tuscarora, PA 17982). Transfer of an existing anthracite surface mine operation and NPDES Permit for discharge of treated mine drainage in Schuylkill Township, **Schuylkill County** affecting 102.5 acres. Receiving stream: UNT to East Branch Schuylkill River. Application received: February 17, 2006. Transfer issued: July 6, 2006.

GOVERNMENT FINANCED CONSTRUCTION CONTRACT

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

Lee Coal Contracting, Inc., GFCC No. 14-05-01, Snow Shoe Township, Centre County (North Fork Beech Creek—Upper West Branch Watershed): A Government-Financed Construction Contract (GFCC) has been awarded to Lee Coal Contracting that will result in the reclamation of over 6.5 acres of abandoned mine lands and underground mine subsidence in Snow Shoe Township, Centre County. The site will be reclaimed and

regraded to approximate original contour. The value of this reclamation is estimated at \$46,800. (Contact: John Varner; (814) 342-8200, Moshannon)

Noncoal Permits Actions

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, (724) 925-5500.

26050401 and NPDES Permit No. PA0250643. Laurel Aggregates, Inc. (P. O. Box 1209, Morgantown, WV 26507). Permit issued for commencement, operation, and reclamation of a noncoal surface mining site located in Springhill Township, **Fayette County**, affecting 107.0 acres. Receiving streams: UNTs to Rubles Run. Application received: November 11, 2005. Permit issued: June 30, 2006

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

4873SM8C5 and NPDES Permit No. PA0594644. O-N Minerals (PenRoc) Co., LP (P. O. Box 1967, York, PA 17405), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in West Manchester Township, **York County**. Receiving stream: UNT to Codorus Creek. Application received: May 15, 2006. Renewal issued: July 5, 2006.

7574SM5A3C10 and NPDES Permit No. PA0613711. Pennsy Supply, Inc. (P. O. Box 3331, Harrisburg, PA 17105), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Dickinson Township, **Cumberland County**. Receiving stream: UNT to Yellow Breeches Creek. Application received: May 17, 2006. Renewal issued: July 5, 2006.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 (73 P.S. §§ 151—161) and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.

27064003. Appalachian Geophysical Services, LLC (2659 Star Route 60, P. O. Box 426, Killbuck, OH 44637-0426). Blasting activity permit for gas and oil exploration in Green Township, **Forest County**. This blasting activity permit will expire on September 1, 2006. Application received: July 5, 2006. Application issued: July 5, 2006.

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

15064119. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013). Construction blasting for Meadow View Development in West Bradford Township, **Chester County** with an expiration date of June 30, 2007. Permit issued: June 29, 2006.

36064167. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507). Construction blasting for Main Street Center in Mt. Joy Borough, **Lancaster County** with an expiration date of July 7, 2007. Permit issued: June 29, 2006.

45064003. Dynatec Drilling & Blasting, LLC (100 Deerfield Drive, Moscow, PA 18444). Construction blasting at Dancing Ridge Estates in Middle Smithfield Township, **Monroe County** with an expiration date of July 11, 2007. Permit issued: July 6, 2006.

36064009. Mazzuca Enterprises, Inc. (14th and Laurel Boulevard, P. O. Box 443, Pottsville, PA 17901). Construction blasting for Paradise Township Sewer Authority Vintage Phase II Extension in Paradise Township, **Lancaster County** with an expiration date of December 30, 2006. Permit issued: July 6, 2006.

06064119. Schlouch, Inc. (P. O. Box 69, Blandon, PA 19510). Construction blasting for Brookshire Development in Hereford and Upper Milford Townships, **Berks and Lehigh Counties** with an expiration date of June 1, 2007. Permit issued: July 6, 2006.

15064120. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033). Construction blasting for Mountain View in Honey Brook and Caernarvon Townships, **Chester and Berks Counties** with an expiration date of July 30, 2007. Permit issued: July 6, 2006.

21064151. Newville Construction Services, Inc. (408 Mohawk Road, Newville, PA 17241). Construction blasting for a single dwelling at 185 Lawrence Lane in West Pennsboro Township, **Cumberland County** with an expiration date of June 30, 2007. Permit issued: July 6, 2006.

35064110. Hayduk Enterprises, Inc. (257 Riverside Drive, Factoryville, PA 18419). Construction blasting for Scranton Label in Newton Township, **Lackawanna County** with an expiration date of December 31, 2006. Permit issued: July 6, 2006.

40064117. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122). Construction blasting for Harte Hanks Direct Marketing in Hanover Township, **Luzerne County** with an expiration date of June 16, 2007. Permit issued: July 6, 2006.

40064118. Hayduk Enterprises, Inc. (257 Riverside Drive, Factoryville, PA 18419). Construction blasting for a single dwelling in Foster Township, **Luzerne County** with an expiration date of December 31, 2007. Permit issued: July 6, 2006.

40064119. Hayduk Enterprises, Inc. (257 Riverside Drive, Factoryville, PA 18419). Construction blasting for College Crest Colony in Sugarloaf Township, **Luzerne County** with an expiration date of July 31, 2007. Permit issued: July 6, 2006.

40064120. Hayduk Enterprises, Inc. (257 Riverside Drive, Factoryville, PA 18419). Construction blasting at Crestwood Industrial Park in Wright Township, **Luzerne County** with an expiration date of December 31, 2006. Permit issued: July 6, 2006.

45064146. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431). Construction blasting for Lake in the Pines in Middle Smithfield Township, **Monroe County** with an expiration date of June 25, 2007. Permit issued: July 6, 2006.

45064148. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431). Construction blasting for a Dairy Queen in Smithfield Township, **Monroe County** with an expiration date of July 31, 2007. Permit issued: July 6, 2006.

45064149. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431). Construction blasting for New Ventures Park in Tobyhanna Township, **Monroe County** with an expiration date of July 31, 2007. Permit issued: July 6, 2006.

45064150. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431). Construction blasting for Penn Estates in Pocono and Stroud Townships, **Monroe County** with an expiration date of July 31, 2007. Permit issued: July 6, 2006.

48064113. Schlouch, Inc. (P. O. Box 69, Blandon, PA 19510). Construction blasting for Eagles Landing in Upper Nazareth Township, **Northampton County** with an expiration date of February 1, 2007. Permit issued: July 6, 2006.

64064109. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431). Construction blasting for Wallenpaupack Lake Estates in Paupack Township, **Wayne County** with an expiration date of July 31, 2007. Permit issued: July 6, 2006.

28064159. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013). Construction blasting for Brimington Farms Development in Washington Township, **Franklin County** with an expiration date of July 31, 2006. Permit issued: July 7, 2006.

45064147. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431). Construction blasting for Country Club of Poconos in Smithfield Township, **Monroe County** with an expiration date of July 31, 2007. Permit issued: July 7, 2006.

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 Regional Office, Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

E45-487. East Stroudsburg Area School District, P. O. Box 298, East Stroudsburg, PA 18301. East Stroudsburg Borough, **Monroe County**, Army Corps of Engineers Philadelphia District.

To remove an abandoned wooden bridge across Sambo Creek (CWF, MF) and to restore and stabilize the stream banks, and to construct and maintain the following water obstructions as part of the East Stroudsburg Area School District South Campus Senior H.S. Addition and Alterations Project: 1) a bridge having a single span of 80 feet and an underclearance of 6.1 feet across Sambo Creek; 2) various utility lines attached to the superstructure of the new bridge between the concrete box beams; and 3) an 11.0-foot R.C.P. extension of an existing 36-inch diameter R.C.P. stream enclosure in a tributary to Brodhead Creek for the purpose of widening an existing road on the south side of the school. The project is located on the west side of the North Courtland Street, approximately 0.5 mile south of S.R. 0447. (East Stroudsburg, PA Quadrangle N: 1.0 inches; W: 8.8 inches). (Subbasin: 1D)

E13-152. Lansford Borough, 26 East Patterson Street, P. O. Box 126, Lansford, PA 18232-0126. Lansford Borough, **Carbon County**, Army Corps of Engineers Philadelphia District.

To remove an existing outfall and to construct and maintain two stormwater outfalls to Panther Creek (CWF), the first consisting of a 6-foot by 3-foot concrete box culvert with a Reno mattress apron and outfall channel, and the second consisting of a 36-inch HDPE pipe with an endwall and a Reno mattress apron and outfall channel. The two projects are located approximately 50 feet and 400 feet upstream of Edgemont Drive (Tamaqua, PA Quadrangle N: 15.2 inches; W: 1.4 inches). (Subbasin: 2B)

E45-477. Adrian and Maria Dumitru, 1232 Pine Ridge, Bushkill, PA 18324. Smithfield Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a bridge having a single span of 110 feet with a minimum underclearance of approximately 9.0 feet across Marshalls Creek (HQ-CWF) for the purpose of providing an access road to two proposed medical buildings. The project is located on the east side of S.R. 0209, approximately 1.5 miles north of Buttermilk Falls Road (East Stroudsburg, PA Quadrangle N: 2.3 inches; W: 0.7 inches). (Subbasin: 1E)

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

E02-584. Hanson Aggregates PMA, Inc., Hanson Aggregates PMA, Inc. 2200 Springfield Pike, Connelville, PA 15425. To perform commercial sand and gravel dredging in select areas of the Allegheny River (WWF) and the Ohio River (WWF) (starting in East Brady, PA Quadrangle N: 20.9 inches; W: 15.7 inches and ending at East Liverpool North, OH-PA-WV Quadrangle N: 2.2 inches; W: 2.7 inches) and (starting at Latitude: 40° 51' 54"—Longitude: 79° 36' 49" and ending at Latitude: 40° 30' 44" and Longitude: 80° 31' 10"), subject to review of mussel and fish surveys and prescribed setbacks in Allegheny, Armstrong, Beaver and Westmoreland Counties. For a site-specific identification of the dredging locations refer to Attachments 1 (Allegheny County), 2 (Beaver County) and 3 (Armstrong County). *

E02-919. Tri-State River Products, Inc., Box 218, Beaver, PA 15009-0218. To perform commercial sand and gravel dredging in select areas of the Allegheny River (WWF) and the Ohio River (WWF), (starting in East Brady, PA Quadrangle N: 20.9 inches; W: 15.7 inches and ending at East Liverpool North, OH-PA-WV Quadrangle N: 2.2 inches; W: 2.7 inches) and (starting at Latitude: 40° 51' 54"—Longitude: 79° 36' 49" and ending at Latitude: 40° 30' 44" and Longitude: 80° 31' 10") subject to review of mussel and fish surveys and prescribed setbacks in Allegheny, Armstrong, Beaver and Westmoreland Counties. For a site-specific identification of the dredging locations refer to Attachments 1 (Allegheny County), 2 (Beaver County) and 3 (Armstrong County). *

E02-1326. Glacial Sand and Gravel Company, P. O. Box 1022, Kittanning, PA 16201-1022. To perform commercial sand and gravel dredging in select areas of the Allegheny River (WWF) and the Ohio River (WWF), (starting in East Brady, PA Quadrangle N: 20.9 inches; W: 15.7 inches and ending at East Liverpool North, OH-PA-WV Quadrangle N: 2.2 inches; W: 2.7 inches) and (starting at Latitude: 40° 51' 54"—Longitude: 79° 36' 49" and ending at Latitude: 40° 30' 44" and Longitude: 80° 31' 10") subject to review of mussel and fish surveys and prescribed setbacks in Allegheny, Armstrong, Beaver and Westmoreland Counties. For a site specific identification of the dredging locatins refer to Attachments 1 (Allegheny county), 2 (Beaver County) and 3 (Armstrong County).*

* The following tables identified as Attachments 1, 2 and 3 along with Appendixes A, B, C and D apply to all three sand and gravel permits: (E02-584) Hanson Aggregate PMA, Inc., (E02-919) Tri-State River Products, Inc. and (E02-1326) Glacial Sand and Gravel Company.

NOTICES

Permit No. E02-584, E02-919 and E02-1326
Attachment No. 1 Approved Dredging Areas by River Mile

County	River	Pool	River Miles	Municipalities	Comments/ Restrictions	Mussel Survey Expiration Date
Allegheny	Allegheny	4	25.2 to 26.4 L&R	Harrison Township City of Lower Burrell		07/01/07
			26.4 to 26.7 L	Harrison Township Allegheny Township (Westmoreland County)		01/18/11
			26.5 to 26.6 L & R	Harrison Township Allegheny Township		07/01/07
			26.6 to 26.7 R	Harrison Township		07/01/07
			26.7 to 26.8 L & R	Harrison Township Allegheny Township		07/01/07
			26.8 to 27.0 L	Allegheny Township (Westmoreland County)		07/01/07
			26.8 to 27.2 R	Harrison Township		01/18/11
			27.0 to 27.1 L & R	Harrison Township Allegheny Township		07/01/07
			27.2 to 27.9 R	Harrison Township		07/01/07
NOTES: "R" refers to Right Descending Bank and "L" refers to Left Descending Bank.						

Permit No. E02-584, E02-919 and E02-1326

Attachment No. 2 Approved Dredging Areas by River Mile

County	River	Pool	River Miles	Municipalities	Comments/ Restrictions	Mussel Survey Expiration Date
Beaver	Ohio	Montgomery	19.2 to 20.2 R	Baden Borough		04/12/11
			20.6 to 21.6R	Conway Borough Economy Borough		03/21/10
			21.0 to 21.1L	Hopewell Township	Minimum 250 ft. Setback from NP shoreline.	05/16/09
			21.1 to 21.3L	Hopewell Township		05/16/09
			21.3 to 21.4L	Hopewell Township Center Township	Minimum 250 ft. setback from NP shoreline.	05/16/09
			21.4 to 21.6L	Center Township	Minimum 200 ft. setback from NP shoreline.	05/16/09
			21.6 to 21.7L	Center Township		05/16/09
			22.1 to 22.3L & R	Center Township, Conway Borough		07/01/07
			26.2 to 27.2L & R	Beaver Borough, Center Township, Potter Township, Vanport Borough		04/12/11
			30.1 to 30.3L & R	Industry Borough, Potter Township		07/01/07
			30.4 to 31.4L	Potter Township		10/06/07
			31.0 to 31.4R	Industry Borough		07/26/10
		New Cumberland	35.5 to 36.0 L&R	Greene Township Midland Borough Shippingport Borough		03/21/10
			36.5 to 36.6 R	Midland Borough		10/06/07
			36.6 to 36.8 R	Midland Borough		05/22/08
			36.8 to 37.1 R	Midland Borough, Ohio Borough		10/06/07
			37.1 to 37.2 R	Midland Borough, Ohio Borough		01/02/08
NOTES: "R" refers to Right Descending Bank and "L" refers to Left Descending Bank. "NP" – refers to normal pool						

NOTICES

Permit No. E02-584, E02-919 and E02-1326
 Attachment No. 3 Approved Dredging Areas by River Mile

County	River	Pool	River Miles	Municipalities	Comments/ Restrictions	Mussel Survey Expiration Date
Armstrong	Allegheny	5	30.7 to 31.6 L & R	South Buffalo Township Gilpin Township		10/06/07
		7	46.5 to 46.6 R	East Franklin Township		07/01/07
			46.5 to 46.7 L	Kittanning Borough		07/01/07
			47.6 to 48.0 L & R	Rayburn Township East Franklin Township Kittanning Borough		07/01/07
			48.2 to 49.0 L & R	East Franklin Township Rayburn Township		12/05/07
			49.1 to 49.3 L	Rayburn Township		12/05/07
			51.7 to 52.4 L & R	East Franklin Township Boggs Township, Washington Township		07/01/07
		8	52.8 to 53.3L	Boggs Township Washington Township		09/17/08
			53.3 to 54.0 L & R	Boggs Township, Pine Township, Washington Township		01/02/08
			57.7 to 58.05*	Madison Township Washington Township	*Dredging is limited to the area in the left bank and within the navigation channel.	07/01/07
		NOTES: "R" refers to Right Descending Bank and "L" refers to Left Descending Bank.				

The Commonwealth of Pennsylvania Protocol for Mussel Sampling**Ohio and Allegheny Rivers****June 29, 2006**

PHASE 1 SURVEY

The objectives of the Phase 1 survey are to determine mussel presence and distribution within the area likely to be directly or indirectly affected by activities related to commercial sand and gravel dredging. The Phase 1 survey minimizes search effort while documenting concentrations of mussels that indicate potential habitat for endangered species. This phase assumes that searching the substrate surface, with minimal hand disturbance, will not uncover all the mussels that are present in the substrate.

Prior to conducting the survey, acquire a scientific collector's permit valid for the location and period of the survey.

The following methods should be utilized in the area likely to be directly or indirectly affected, which includes the proposed dredging area, an area extending at least 500 feet upstream and laterally from the proposed dredging area, and an area 1500 feet downstream of the dredging area.

1. This survey will be overseen by a qualified surveyor for the Ohio River basin, who has experience in successfully locating and identifying freshwater mussels, and successfully locating and identifying species in their river habitat. The qualified surveyor must be present on site at all times during the investigation. Any assistants who conduct searches for mussels must have at least some previous experience successfully conducting mussel surveys.
2. Surveys can be performed between May 1 and October 15, contingent upon suitable and safe weather (air and water temperatures should be a minimum of 55o F) and river discharge conditions. Most freshwater mussels native to the Ohio and Allegheny Rivers are likely to be more active during this period and, therefore, more likely to be visible to divers. During this active period mussels are better able to reburrow when returned to the river.
3. Transects will be established perpendicular to river flow throughout the proposed dredging area and buffer zones. Parallel transects will be spaced no farther than 328 feet (100 meters) apart. Reduced transect spacing may be used to meet specific permit information needs.
4. Each transect will be subdivided into 10-meter segments.
5. Along each transect, diver(s) will visually search an area one meter wide for mussels (0.5 meter on each side of the transect). A visual search includes moving substrate rocks* and woody debris, hand-sweeping away silt and small detritus, and disturbing/probing the upper one to two inches of substrate to better view the mussels that may be partially buried. Since this is a qualitative survey of the substrate surface relying primarily on visual cues, minimum visibility is one-half meter (approx. 20 inches), with or without lights, at the depth of the survey. This distance is approximately the length of one side of a quarter-meter square sampling frame.
6. A minimum of ten diver-minutes of visual searching will be spent in each segment in which mussels and/or suitable mussel habitat is present (paired divers would each spend half the time, or at least five minutes, searching half of the segment). For any 10-meter segment determined to be unsuitable habitat and not searched, the reasons for this determination must be documented. Unsuitable habitat includes bedrock or areas with at least 10 inches of silt deposition. Some habitats and conditions are more complex and difficult to search (e.g., due to the presence of overlying silt, zebra mussel colonization, larger cobble/boulder surface material) and will likely require additional search time to collect all visible mussels.

7. In each 10-meter segment, mussels observed will be bagged and brought to the surface for further processing and positive identification. All mussels will be recorded as occurring on a particular segment of a transect.
8. If no mussels are observed in two adjacent transects, with at least one of the transects containing apparently suitable mussel habitat, a dive search of at least 10 minutes will occur between the two transects in the area of suitable mussel habitat. If any live and/or fresh dead mussels are found between the two transects during the search dives, an additional transect will be placed at that location and a search conducted as described above.
9. All listed mussels must be returned to the point of capture as soon as possible on the same day as capture. No listed mussels may be removed from the subject river reach without permission from the United States Fish and Wildlife Service ("Service") and Pennsylvania Fish and Boat Commission ("Commission"). They should only be held long enough to identify, measure and photograph them, during which time they must not be exposed to temperature extremes. Photo-documentation of each mussel species located will be required. The photos should be in color and of sufficient detail and clarity to identify the species. Therefore, photographs of the side, anterior, and posterior of the shell should be taken of each individual listed mussel, and at least one representative of all other species found.
10. A voucher specimen of each mussel species observed dead will be provided to the appropriate Service or Commission representative for deposit at Carnegie Museum of Natural History.
11. The Service and Commission will be sent a copy of survey results for review and comment, including the following required data: persons collecting information, diver(s) and mussel identifier, surface weather conditions, air and water temperature, visibility (see aforementioned visibility requirements), survey methodology; a site map; a description of the river within the project area (e.g., river miles, past river bed disturbance if known, substrate description, water clarity); river discharge at the nearest USGS gage; collecting time, river location, dates of sampling; time spent per transect segment; GPS coordinates of ends of dive transects, substrate information (use Wentworth size scale to determine percent silt, sand, gravel, cobble, boulder, bedrock, scoured substrate, etc.), relative compaction of the sand and gravel substrate, an estimate of the percent zebra mussel coverage of the substrate, and identification of mussels, both live and dead, to species. Optional data includes the presence/absence of live snails, the size range of mussels (to help determine recruitment), photographs of state listed species, and other information the collector deems worthy to include.
12. Bathymetric monitoring via side scan sonar will be submitted to the appropriate resource agencies including "Service", US Army Corps of Engineers ("Corps"), "PFBC" and the Department of Environmental Protection ("DEP") offices. The data will be collected according to Special Condition AA of the dredging permit.

Restriction Criteria

Restriction will be placed on dredging if analysis of the mussel samples meets the criteria below. The restriction will include the segment, which meets the criteria plus 1500 feet (3 segments) upstream of that segment, 500 feet (1 segment) downstream of that segment and 500 feet lateral of that segment commencing at the centerline of the navigation channel.

1. Presence of live Federally threatened or endangered species.
2. Presence of significant mussel resources.

Significant mussel Resources

1. A density of 3 mussels per square meter (includes all species); AND
2. The density must be present in at least half of the 10-meter intervals of the two adjacent transects; AND

- a) Ohio River:
Include at least 3 species, not including *Leptodea fragilis*, *Potamilus alatus* or *Utterbackia imbecillus*
- b) Allegheny River:
Include at least 4 species, not including *Actinonaias ligamentina*, *Elliptio dilatata*, or *Lamigona costata*.

*Substrate rocks that should be moved include flat ones under which mussels may live, and cobble sized rocks that are on top of finer substrate. Cobble stacked like bowling balls should not be moved.

APPENDIX B

Commonwealth of Pennsylvania Fish Community Sampling Protocol June 29, 2006

The Pennsylvania Department of Environmental Protection shall require Pre Dredging Fish Sampling for the 2006 permit cycle. This sampling, protocol and criteria shall be used to satisfy the requirements of the Pennsylvania National Diversity Index process ("PNDI") search, survey and resolution conflict. The sampling study parameters, protocol and criteria are as follows:

PRE DREDGING

The industry shall conduct electrofishing and benthic trawling sampling of fish in areas proposed for dredging according to the Department's protocol. This shall require one electrofishing sample for every four segments proposed for dredging (including buffers segments) and four (2 minute) un-snagged benthic trawls per segment (including buffer segments). All sampling detailed below must occur between May 1 and October 1. Mussel surveys shall be conducted before fish community surveys are completed.

Solely for the sampling year 2006, the Department shall authorize Permittees' to extend the sampling time frame to the entire months of October, November, and December 2006 provided that water temperatures are conducive to effective sampling.

Sampling Methods and Procedures

Gear Type

Benthic Trawl

The trawl to be utilized is an extremely effective gear for sampling benthic lithophils (Herzog et al. 2005). The effectiveness of the benthic trawl shall vary based on the bottom substrate, river bed obstructions, boat speed (this shall determine the opening size of the net), and reaction of the fish. In the event that the trawl becomes snagged or turns over, this shall constitute a failed sampling event. The operators must retrieve the trawl, discard the contents of the failed trawl, and reset the trawl for a new sampling event.

The Missouri-type 8 ft. wide trawl design described by Herzog et al (2005) shall be the standard trawl employed during these surveys. The trawl's cod end is manufactured of 2.14meters (7.02 ft) long 1.5 mm (1/17 in) diameter nylon twine with 19.05mm (3/4 in) bar mesh and is lined with 3.18mm (1/8 in) ace-style mesh. The body is manufactured with No. 7 (1-3/8 in. sq. mesh) netting and the bag is manufactured with No. 12 (1-1/4 in. sq. mesh) netting. The two trawl boards are 40.64 cm (16 in.) by 34.13 cm (9.5 in.) and equipped with 1.59cm (5/8 in.) diameter twisted nylon tow lines 30.48 m (100 ft) in length. The footrope is 1.59 cm in diameter and 5.48 m (17.9 ft) long. The trawl chain is 44 mm (1 3/4") L x 25.4mm (1") H x 6.4mm (1/4") diameter. Ideally, the trawl shall be fished from a Jon boat 5.49-6.4m (18-21 ft in length). The trawl shall be attached to two hard points on the boat with 9.5mm (3/8in) braided nylon rope. To effectively fish the trawl, ropes of various lengths should be used, depending on water depth. In water depths of 5m (16.4 ft) or less, 15.24m (50 ft) towlines should be used and at water depths between 5m (16.4 ft) and 10m (32.8ft) towlines 30.48m (100 feet) in length should be used. The length of rope utilized should be recorded on the data sheets provided in addition to river depth at the time of sampling. A small float should be attached to the end of the codpiece with a braided nylon rope. The rope should be longer than the maximum depth to be sampled. In the event the trawl has to be disconnected from the boat, the float shall mark the location of the trawl, facilitating recovery. The trawl shall be towed for 2-minutes un snagged moving backwards downstream just faster than the current.

Electrofishing

For a one-tenth mile permit application a 500-meter (1600 ft) shoreline night electrofishing survey shall be performed, with a 100 meter (328 ft) traveling zone for each additional one-tenth mile segment that is proposed. The data from each additional 100-meter (328 ft) section shall be maintained separately. While specific electrofishing boats may vary, settings for Ohio River basin sampling events should produce a target of 8 amperes (ORSANCO 2003). This can be achieved by altering the pulse width accordingly. In lower conductivity situations, the operator may need to increase or decrease the voltage where conductivity is high. ORSANCO (2003) reports that the Ohio River's normal conductivity range of 280 to 330 mmhos/cm generally require a voltage selection of 354 volts at 60 pulses/sec, with a pulse width of four. Electrofishing should be done in a downriver direction using the attached ORSANCO protocols. Alternating current (AC) output is not permitted. The only exception would be in Section 6.0 in which voucher specimens for T&E species shall be provided to the PFBC at the following address: Chief, Natural Diversity Section, Division of Environmental Services, 450 Robinson Lane, Bellefonte, PA 16823.

A sampling crew shall consist of a minimum of three persons, including two netters and an operator. Required safety equipment for each crew member shall include rubber boots, ear protectors, and a Type I personal flotation device. The netters shall also wear rubber gloves. Boats shall be equipped with all necessary fish collection and safety gear. All electrofishing sampling events must be completed within the time window.

General Sampling Design

Using a depth finder or other appropriate gear type, the 6-foot depth contour shall be located at a minimum of three contiguous points along the proposed standard 0.1-mi linear sampling zone. Perpendicular to these points, the 150-foot no dredge area (buffer) shall be determined using an appropriate method (e.g., laser range finder). This distance shall be marked with additional buoys to demark the edge of the buffer zone and the beginning of the dredge zone. The location of each sampling event shall be indexed by river mile and marked with a global positioning system device.

Any permit request shall include a one-segment upriver and a one segment downriver station which must also be sampled. For example, if (5)-0.1 mile segments are requested then (7)-0.1 mile segments need to be sampled. All benthic trawling events must be completed within the time window between 2 hours after sunrise and 2 hours before sunset. Benthic trawl sampling shall occur within each 0.1 mi. reach as follows: three benthic trawls shall be performed within the proposed dredge zone and one benthic trawl shall be performed within the 45.72m (150 ft) buffer. In addition, one benthic trawl shall be performed 0.1-mi upriver and 0.1-mi downriver from the proposed dredge zone (Figure 2). These 2 additional up- and downriver trawls shall be performed within the buffer area (2 trawls total) and in the adjacent up- and downriver dredge zones (6 trawls total). Therefore, a minimum total of 12 trawls shall be required to cover the 0.3-river mile sampling area. Data shall be recorded and reported for each individual trawl sample.

Criteria

If the benthic lithophils identified in Table 2 are collected during the surveys several outcomes are possible. If any Category 1 fishes are collected during electrofishing or benthic trawling sampling events, the permit area shall be restricted from dredging, and a 0.3-mile upriver and 0.1-mile downriver no-dredge buffer shall be established; If any Category 2 species are collected during Phase 1 benthic trawling, then Phase 2 sampling shall be completed within 30 days (see Phase 2 sampling protocol). If three or more Category 3 species are collected during Phase 1 benthic trawling, then Phase 2 sampling shall be completed within 30 days (see Phase 2 sampling protocol). If no Category 1, 2 or 3 species are collected during Phase 1 trawl sampling events dredging for that river segment shall be authorized.

Phase 2

If fish species listed in Category 2 (Table 2) are collected during Phase 1 sampling, then additional sampling under Phase 2 shall be required. Phase 2 sampling shall consist of benthic trawl sampling only, 0.30-mi upriver and 0.20-mi downriver from the proposed dredged area (Figure 3). If permittees do not seek authorization to dredge on the opposite side of the river then that area may be sampled with benthic trawling in Phase 2. The additional sampling shall occur in 0.1-mi increments and shall consist of a maximum of three trawls for each 0.1-mi increment. Data shall be recorded and reported for each individual trawl sample. Hence, the standard sampling unit is three benthic trawls for Phases 1 and 2 sampling. During Phase 2 sampling, a minimum of 6 trawls is required. If any Category 2 fishes are collected, the same species of Category 2 fish shall be documented within a 0.5-mi reach, and they shall be in at least 50% of their abundance (rounded to the nearest whole fish) from Phase 1 sampling.

If 3 or more Category 3 (Table 2) fishes are collected during Phase 1 sampling, then additional sampling under Phase 2 shall be required. Phase 2 sampling shall consist of benthic trawl sampling only, 0.30-mi upriver and 0.20-mi downriver from the proposed dredged area (Figure 3). If permittees do not seek authorization to dredge on the opposite side of the river then that area may be sampled with benthic trawling in Phase 2. The additional sampling shall occur in 0.1-mi increments and shall consist of a maximum of three trawls for each 0.1-mi increment. Data shall be recorded and reported for each individual trawl sample. Hence, the standard sampling unit is three benthic trawls for Phases 1 and 2 sampling. During Phase 2 sampling, a minimum of 6 trawls is required. Phase 2 sampling must document an equal or greater number of Category 3 species per sampling and at least 50% of the most abundant species collected during Phase 1 sampling must be found in the .5-mile Phase 2 area to permit dredging to occur in the proposed area. If additional sampling does not demonstrate that these benthic fishes occur in equivalent abundance or in nearby habitats, then dredging shall not be permitted in the proposed area.

Category 2 and 3 fishes are a resource that requires protection due to their rarity; however, the dredging industry applicant may complete a Phase 2 assessment of the proposed project area in order to document that impacts to these fishes shall not be significant. If the applicant provides this Phase 2 information to document the widespread distribution of these Category 2 and 3 species then dredging shall be approved in the designated area. If additional sampling does not demonstrate that these benthic fishes occur in equivalent abundance or in nearby habitats, then dredging shall not be permitted in the proposed area.

Fishes captured during each sampling event shall be retrieved, identified to enumerated species, and returned (if not held for further analysis). Species composition (see attached data sheet as Table 1) shall be recorded for each transect with each gear type used. The consultant shall retain appropriate voucher and questionable species (stored in 10% formalin). At least one specimen of each fish species shall be photographed, documented, and returned. Voucher specimens for T&E species shall be provided to the PFBC at the following address: Chief, Natural Diversity Section, Division of Environmental Services, 450 Robinson Lane, Bellefonte, PA 16823.

Fish that do not survive a sampling procedure and that are not retained as vouchers shall be buried on shore or returned to deep water for nutrient recycling by puncturing the swim bladder. Fish community sampling protocols shall be conducted by qualified fisheries scientists. All surveyors shall obtain a valid PFBC scientific collectors permit and a special for the collection of threatened and endangered fish species. The contact for these permits is Chris Urban at the PFBC (814) 359-5113.

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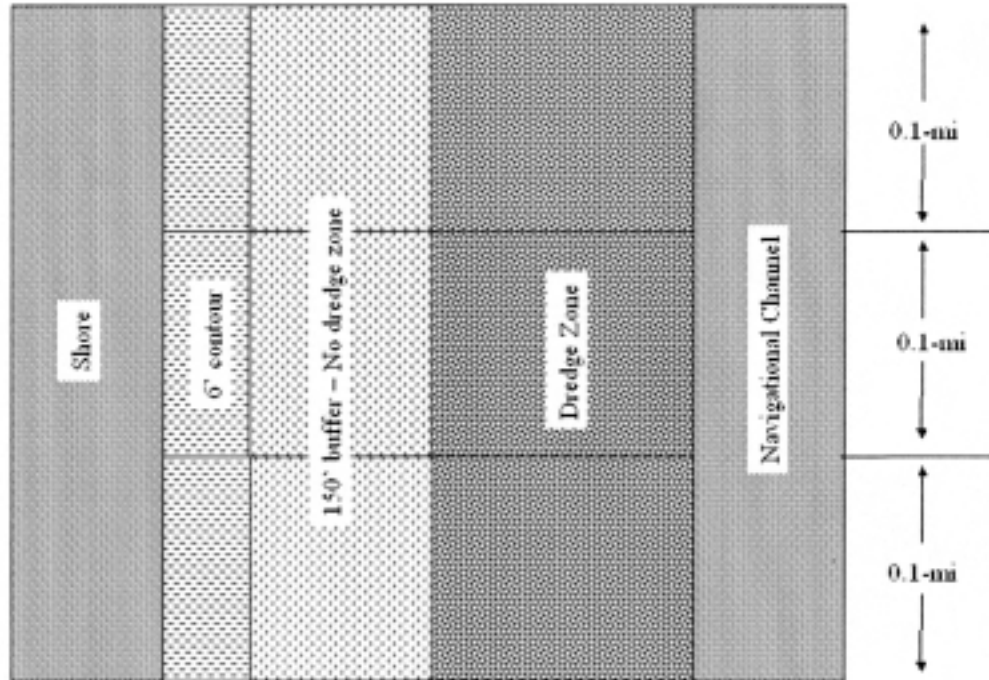


Figure 1. – River schematic diagram from shore to navigation channel denoting the area to be sampled with benthic trawls and shoreline electrofishing. Note the 6-foot contour is to be determined using an appropriate method (e.g., depth finder) and the 150-foot no-dredge area is to be determined from the 6-foot contour to establish the edge of a sampling zone

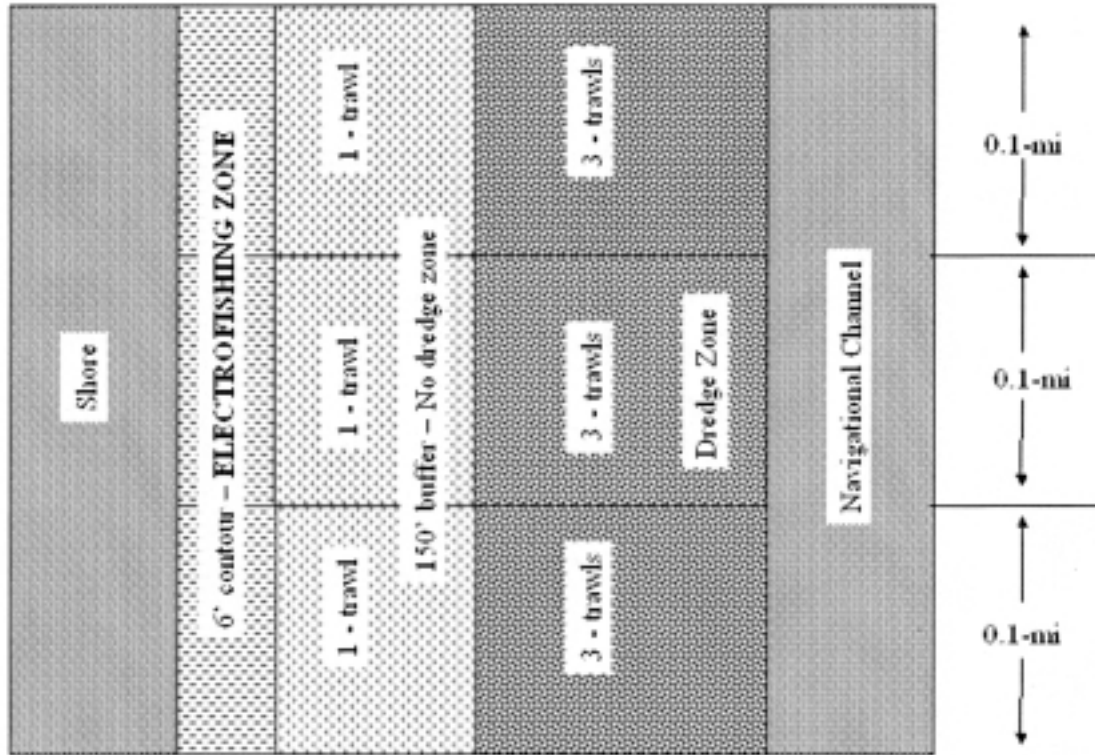


Figure 2 – Shoreline electrofishing is to be conducted within an area from shore to the 6-foot contour, three trawls are to be conducted within the 150-ft buffer area, and a total of nine trawls are to be conducted within, above and below the proposed dredged area.

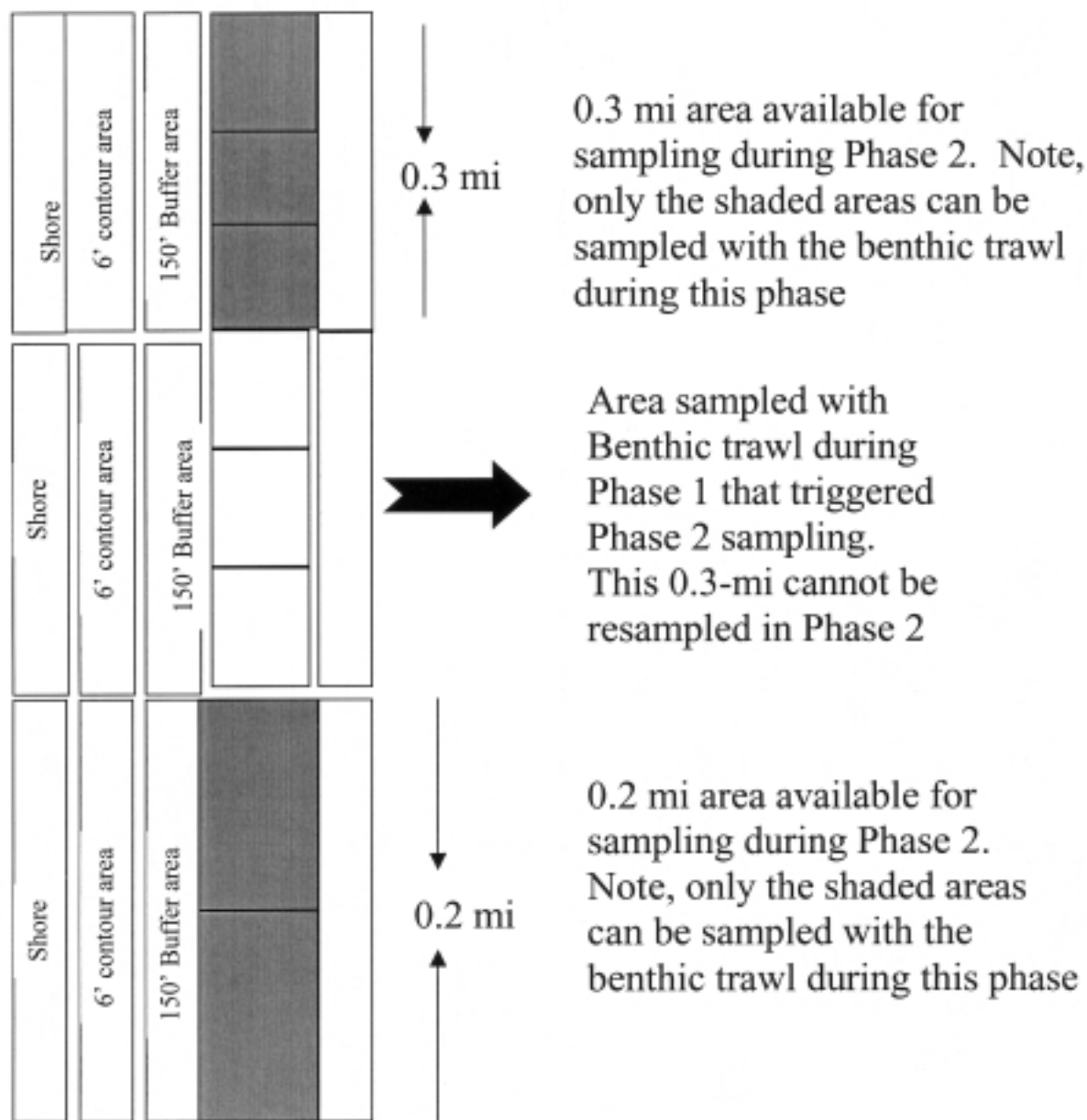


Figure 3– Area for Phase 2 sampling to document distribution and partial abundance of benthic species. Note the shaded areas are the only areas that can be sampled using the benthic trawl.

Table 2 – Benthic lithophilic fishes that, if collected during Phase 1 sampling, could trigger Phase 2 sampling.

Category 1 species		Outcome if fishes are collected and/or de as a Hit
Sturgeon sp.		
Gravel Chub		
Mountain Madtom		If Phase 1 Electrofishing Hit of One Spe Phase 1 Trawling Hit of One Species,
Tadpole Madtom		Then No dredging shall occur.
Northern Madtom		
Brindled Madtom		
Eastern Sand Darter		
Longnose Sucker		
Iowa Darter		
Category 2 species		
N. Brook Lamprey		
Mountain Brook Lamprey		If Phase 1 Trawling Hit of One Species c More, then Phase 2
Spotted Darter		sampling shall be required.
Spotted Sucker		
Category 3 species		
Silver Chub		
River Shiner		If Phase 1 Trawling Hit of 3 or More Spe then
Bluebreast Darter		Phase 2 sampling
Tippecanoe Darter		will be required.
Gilt Darter		
Longhead Darter		

APPENDIX 1

STANDARD OPERATING PROCEDURES
FOR THE
BOAT ELECTROFISHING POPULATION SURVEY

Ohio River Valley Water Sanitation Commission
5735 Kellogg Avenue
Cincinnati, Ohio 45228
(513) 231-7719

INTRODUCTION

This document describes the procedures for ORSANCO's Boat Electrofishing Population Survey and provides guidelines for the proper collection and processing of Ohio River Basin Fish harvested during electrofishing activities. This SOP has been developed to maintain continuity and ensure the quality of the data collected.

1.0 FIELD EQUIPMENT

The following equipment is used to conduct the electrofishing surveys:

- 1.1 Electrofishing Boat Unit
 - 1.1.1 18-ft. aluminum jon boat
 - 1.1.2 5000-watt generator
 - 1.1.3 Smith-Root Type VI-A Electrofisher
 - 1.1.4 Standard Straight Electrode Array
 - 1.1.5 (6) 75-watt floodlamp lighting system
 - 1.1.6 Positive pressure cut-off foot pedal switch
 - 1.1.7 90-gallon galvanized "live well" with aerator
 - 1.1.8 Marine radio
- 1.2 Fish Collection
 - 1.2.1 Fiberglass handled nets with 0.25-in mesh
 - 1.2.2 Rubber boots for each crew member
 - 1.2.3 Personal Floatation Device for each crew member
 - 1.2.4 Rubber gloves for each crew member
 - 1.2.5 Ear protection for each crew member
- 1.3 Fish Processing
 - 1.3.1 Fish identification reference keys
 - 1.3.2 Fish measuring board
 - 1.3.3 Weighing scales
 - 1.3.4 Voucher collection containers
 - 1.3.5 Sorting buckets and trays
- 1.4 Water Chemistry Measurements
 - 1.4.1 YSI Model 54 Dissolved Oxygen Meter
 - 1.4.2 YSI Model 33 S-C-T Meter
 - 1.4.3 Secchi Disk
 - 1.4.4 Chainman II All-Terrain Measuring Instrument

2.0 Electrofishing Fish Survey Procedures**2.1 Training**

- 2.1.1 Each ORSANCO staff member involved in the electrofishing program shall be trained in electrofishing procedures by a staff member having at least one year of electrofishing experience on the Ohio River. This staff member should have U.S. Fish & Wildlife certification in electrofishing.
- 2.1.2 Staff shall perform at least two training sessions to the satisfaction of the Principal Investigator before performing any program sampling.
- 2.1.3 Each staff member involved in electrofishing activities should be certified in cardiopulmonary resuscitation (CPR) and basic first aid procedures.

2.2 Field Methods**2.2.1 Site Selection**

Sampling zones are selected along the shoreline with the most diverse macrohabitat features within the designated sampling area.

2.2.2 Zone Measurement

Electrofishing zones are 1.0-km length. Distance is measured with a Chainman II All Terrain Measuring Instrument. Sampling Zones are measured by securing the thread of the instrument to a stationary object and then measuring the length of the zone by slowly maneuvering the boat to the end of the zone.

2.2.3 Zone Delineation

The boundaries of each electrofishing zone are clearly marked on stationary object (e.g. trees, rocks, etc.) with florescent orange paint and/or orange surveyor's flagging. This enables accurate location of the site on subsequent sampling dates. Care must be taken not to mark objects on private property without consent of the owner.

2.2.4 Site Indexing

The location of each sampling zone is indexed by river mile and marked on US COE navigational charts. A Global Positioning System (GPS) (if available) shall be utilized to obtain long/lat coordinates. These coordinates shall be used in designating each zone in ORSANCO's Geographic Information System. The coordinates should be taken at the upstream boundary, midpoint, and downstream boundary of the zone.

2.3 Water Chemistry Parameters

- 2.3.1 Dissolved oxygen, conductivity, temperature, pH, and secchi depth are recorded at the upstream end of each electrofishing zone immediately prior to sampling. River stage and general weather conditions shall be recorded at this time. This information is recorded at the appropriate locations on the data sheet (Attachment A-1).

2.4 Fish Sampling Procedures

2.4.1 Electrofishing Boat Design

A description of the electrofishing boat is given in Section 1.1

2.4.2 Smith-Root Type VI-A Electrofisher Settings

The Ohio River's relative conductivity values normally range from 280 to 330 mmhos/cm. This generally results in a voltage selection of 354 volts dc at 60 pulses/sec with a pulse width of 4. These settings shall generally produce the target amperage of 8 amperes. The operator may adjust pulse width to produce 8 amperes if necessary; other setting should not need changing. The operator may try higher voltage settings at lower conductivity readings and lower voltage settings at higher conductivity readings to obtain the desired 8 amperes.

2.4.3 Pulsed DC Electrofishing

Pulsed DC is transmitted through the water by a Standard Straight electrode array. The safety aspects of this type of apparatus are a positive pressure cut-off switch located on the bow of the boat controlled by a netter and an emergency shutdown switch held by the operator of the boat.

- 2.4.4 The surveys shall be conducted at night beginning just after dusk. Night electrofishing is conducted because of the increased foraging that occurs along the shoreline in the evening hours. Night electrofishing also eliminates glare that may result in fish not being collected. Lighting is supplied by six 75-watt flood bulbs attached to the bow railing of the boat, powered by the onboard generator.

- 2.4.5 Individual sampling zones are electrofished from upstream to downstream by slowly and steadily maneuvering the boat close to the shore and structure in a "zig zag" pattern.

- 2.4.6 Time electrofished (seconds) is recorded from the electrofisher time meter immediately after electrofishing.

- 2.4.7 A sampling crew consists of two netters and a driver. All personnel are clad in rubber boots, ear protectors, and a Type I personal floatation device. The netters also wear rubber gloves.

- 2.4.8 As the driver maneuvers the boat through the electrofishing zone, the netters remove the stunned fish from the water. The fish are then placed into the live well to be processed immediately after electrofishing.

3.0 Fish Processing Procedures

- 3.1 Fish are sorted into five-gallon bucket by family or species

- 3.2 Processing priority is as follows:
1. threatened and/or endangered species
 2. game species
 3. general population

- 3.3 Total length of each fish is measured to the nearest millimeter using a standard 1.0 meter fish measuring board.

- 3.4 Total weight of each fish is recorded to the nearest gram using either a 1.0-kg scale or a 4.0-kg scale, depending on the weight of the fish.
- 3.5 Small individuals of a given species may be sorted into 3-cm size classes and a total weight recorded for all individuals. Large fish (>30-cm) should be measured and weighed individually, even if in large numbers.
- 3.6 All areas of the data sheet are filled out completely and legibly for each individual or size class.

4.0 Fish Disposal Procedures

- 4.1 All living specimens, except voucher and questionable specimens are returned to the water.
- 4.2 Fish not surviving shall be buried on shore or returned to deep water for "nutrient recycling". If many fish are not surviving, the project leader must investigate probable causes and implement immediate corrective action. Probable causes to be examined (but not limited to) are:
 1. lack of sufficient aeration,
 2. fish processing not quick enough,
 3. fish handled improperly, and/or
 4. electrofisher settings incorrect (Section 2.4.2).

5.0 Data Handling and Analysis

- 5.1 Field data sheets are collected at the conclusion of each study by the Principal Investigator. Upon return to the office, copies are produced and forwarded to participating state agency personnel upon request
- 5.2 ORSANCO staff compiles and reviews the data prior to entry into the ORSANCO database. Data reduction procedures are documented in the Boat Electrofishing Population Survey Quality Assurance Program Plan, Section 9.
- 5.3 For specific routine procedures to assess the data, see Section 12 of the Boat Electrofishing Population Survey Quality Assurance Program Plan.

6.0 Reference and Voucher Collections

- 6.1 All voucher specimens shall be retained at ORSANCO headquarters for a period of not less than two years.
- 6.2 Any species contained in the voucher collection but not in the reference collection shall be properly labeled and added to the reference collection.
- 6.3 The reference collection shall be stored at ORSANCO headquarters.

7.0 References

Kolz, A.L., J.B. Reynolds, and J. Boardman. 1991. Principles and Techniques of Electrofishing. U. S. Fish & Wildlife Service Instructional Course Packet #2101

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Appendix C

Dissolved Oxygen Study

June 26, 2006

1. By January 30, 2009 Permittee shall provide to the Department a fully calibrated and validated copy of the Environmental Fluid Dynamics Code model ("model") capable of accurately predicting dissolved oxygen concentrations in the Allegheny and Ohio rivers over the range of possible meteorological conditions and river conditions. By that date Permittee shall also provide a report of the work done in fulfillment of this permit requirement, summarizing key findings and recommending dredging practices which will maximize in-stream dissolved oxygen concentrations.
2. Permittee shall collect data, for the purpose of calibrating the model, in accordance with the following schedule:
 - a. Within 45 days of permit issuance, provide to the Department for its review and approval a list of locations on the Allegheny, Monongahela and Ohio Rivers where water quality data shall be collected. The locations shall be designated by milepoint and GPS coordinates in decimal of minutes format (ddd°mm.mmm') and marked on a navigation chart or topographic map. For each proposed sampling location Permittee shall provide a rationale for its selection, bottom depth, and actual or estimated date of last dredging activity. Upon Department approval the list of locations shall become an obligation of this permit.
 - b. At each location, during the summer of 2006 measure water depth, river width and determine the lateral bottom profile depth at approximately 10 foot intervals across the river. This information shall be submitted to the Department by January 30, 2007.
 - c. Once during each summer of 2006, 2007 and 2008, collect the following data at each of the approved locations:
 - i. A vertically composited sample, to be analyzed for ammonia nitrogen, nitrite nitrogen, nitrate nitrogen, total Kjeldahl nitrogen, soluble orthophosphate, total phosphorus, total organic carbon, dissolved organic carbon, and chlorophyll A concentration.
 - ii. Temperature and dissolved oxygen measured at one foot vertical intervals.
 - iii. River flow rate, either measured at intervals across the river or determined from the nearest USGS gaging station.
 - d. Permittee shall collect meteorological data including air temperature, atmospheric pressure, relative humidity, rainfall, cloud cover, solar radiation, wind speed, and wind direction from weather stations as near as possible to the sampling locations.
 - e. The model shall be validated by measuring dissolved oxygen in the Allegheny and Ohio rivers at the earliest occurrence of dissolved oxygen conditions below state water quality criteria and verifying the model accurately predicts those conditions.
3. Within 45 days of permit issuance, provide to the Department a copy of the model which has been calibrated using all data collected to date.

4. By January 30 of 2007 and 2008 Permittee shall provide an updated copy of the model which has been calibrated using all data collected to date, and a report of the work done in fulfillment of this permit condition the prior year.
5. Permittee shall provide support to the Department in operating the model and/or shall use the model to evaluate various scenarios at the Department's request.

Appendix D

The Murphy's Bottom Project June 26, 2006

BACKGROUND

The Department regulates sand and gravel extraction from the Allegheny and Ohio Rivers through the issuance of Water Obstruction and Encroachment Permits and Sand and Gravel License Agreements. For the next permitting cycle (5 years), the Department has implemented a mitigation requirement for the commercial sand and gravel industry. After consideration of mitigation alternatives, the Department has determined that a large project that addresses habitat restoration rather than a series of small projects or studies would provide the most benefit to the Commonwealth's rivers. One such large project is Murphys Bottom. This parcel of floodplain land in Pool 5 of the Allegheny River (shown on the far right of the Leechburg topographic map), Armstrong County, was used in the past as a processing site for sand and gravel extracted from the river. There is a 37-acre lake on the site. The land is owned by an affiliate of Glacial Sand and Gravel Company and was leased by a predecessor corporation of Hanson, PMA Aggregates, Inc., for a processing plant. The latter company holds a surface mining permit and is obligated to reclaim the property or forfeit the bonds it posted. This mitigation proposes the creation of a partnership comprised of Industry, government and local groups and universities to reclaim this property, establish a backwater habitat, and provide for public access and long-term studies to document changes at the mitigation site. The concept of developing a backwater resulted from studies conducted by the Department in the early 1990's that identified backwaters as the least represented fish habitat on these river systems.

CONCEPTUAL FRAMEWORK FOR THE PROJECT

The mitigation property is composed mainly of alluvial sand and gravel. The lake on the site is isolated from the river by a 100-foot berm.

The lake on the property is not physically connected to the river at this time. The project proposes connecting the lake to the river at the downstream end by dredging a channel. This modification is subject to change after consulting geomorphologists. The lake is about 4 meters deep at the downstream end, and becomes shallower at the upstream end. The shallow end of the lake would be planted to emergent vegetation, and the shorelines planted in native vegetation. Surrounding land formerly used for gravel processing will be restored as wetlands as shall other obvious wetland areas. A trail(s) will be built to allow public access to environmentally interesting significant locations within the project boundaries. The riverbank is currently altered to allow barges to dock. Depending upon the consensus of the mitigation partners, there may be a restoration of the riverbank to a natural condition, including removal of the sunken barges. The Department expects that the mitigation shall include a general "clean up" of the surrounding area, with improvements to the access road. As part of the mitigation, the Department believes it is imperative that a project of this scope include provisions for studying the changes in fish, amphibians, reptiles, invertebrates, birds and vegetation that occur over time. To accomplish this goal of the mitigation, the Department shall establish a partnership with a local university with a strong environmental program. (Duchesne University has expressed a strong interest in undertaking that aspect). Since the studies will be comprehensive and to further facilitate the biological studies, the Department envisions the construction of a lab/visitors center on or near the site.

SOURCES OF FUNDS, MATERIALS AND MANPOWER

Industry Mitigation funds will be assessed based upon a payment of \$.05 per ton of sold aggregate materials removed from the river, for the duration of the dredging permit, as more specifically provided for in Condition CC of Glacial's

Permit. In addition to Murphy's Bottom Mitigation, other mitigation projects may be identified by the Department and may include river habitat restoration projects, potentially eligible for matching funds.

The Land shall be conveyed subject to local requirements relating to the sub-division of property in Armstrong County, in the manner discussed more specifically in Condition EE of Glacial's Permit. Funds earmarked for mining reclamation shall be paid asset forth in accordance with Condition EE of Hanson's Permit.

Department The Department shall seek to obtain civil penalty monies from a prior local oil spill and add this to the mitigation funds.

The Department shall seek to obtain available funds from the wetland restoration program.

PFBC The PFBC shall provide funds from spill assessments.

Partnership Expertise Needed

Department Will provide oversight from its Regional and District Mining Offices.

Industry Will provide land, funds and stakeholder participation.

University (Duquesne) shall consult on fish habitat aspects of the Project and develop and conduct a long-term study plan for assessing the backwater and wetlands.

EPA May provide wetland expertise and recommendations on the overall project.

PFBC Shall consult on fish, amphibian and reptile habitat aspects of the project.

The Department may contact other potential stakeholders including the Armstrong County Conservancy.

Conceptual Timeline for Project

May 06 – July 06	Develop project partners committee.
May 06 – December 06	Produce a land survey, maps and drawings, conduct site reconnaissance by proposed partners, and refine project concepts.
December 06 – September 07	Develop a Master Plan with drawings, obligations, funding agreements and activities needed to accomplish project.
September 07 – April 08	Develop detailed construction activities, and refine timeline.
April 09 – October 08	Obtain necessary permits and approvals.
October 08-December 08	Enter into necessary contracts.
March 09- April 2010	Initiate construction by March 09 and complete project by April 2010. Three (3) months after completion of construction, submittal of the final report to the Department by project partners committee.

E02-1520. Michael Joseph Development Company, 105 Bradford Road, Suite 310, Wexford, PA 15090. To place fill in wetlands in Harrison Township, **Allegheny County**, Pittsburgh ACOE District. (Freeport, PA Quadrangle N: 3.93 inches; W: 12.37 inches and Latitude: 40° 38' 48"—Longitude: 79° 42' 51"). To place and maintain fill in 0.46 acre of PEM wetlands and to place and maintain fill in 643.0 linear feet of a UNT to Little Bull Creek (TSF) for the purpose of constructing a Walmart Super Center as part of the redevelopment of the Highlands Mall. The project is located on the west side of Freeport Road (Route 28), approximately 800.0 feet northwest from the intersection of Freeport Road (Route 28) and Old Freeport Road. To compensate for the environmental impacts, the permittee will construct 0.55 acre of replacement wetlands (PEM/PSS) off site, relocate, reconstruct and maintain approximately 120.0 linear feet of watercourse below a new outfall structure onsite and restore approximately 600.0 linear feet of watercourse offsite.

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

E20-542, Nye's Marina Service, Ltd., 12318 Conneaut Lake Road, Conneaut Lake, PA 16316. Nye's Marina Expansion, in Sadsbury Township, **Crawford County**, ACOE Pittsburgh District (Conneaut Lake, PA Quadrangle N: 19.2 inches; W: 5.7 inches).

The applicant proposes to conduct the following activities at Nye's Marina facility (Conneaut Lake, PA Quadrangle N: 19.2 inches; W: 5.7 inches) adjacent to and in Conneaut Lake approximately 0.2 mile west of the intersection of SR 18 and SR 322 in Sadsbury Township, Crawford, County: 1) to conduct maintenance dredging of sediment to an approximate normal water depth of 7 feet in the west marina area (approximately 1.7 acres and 6,458 cubic yards), east marina area (approximately 0.52 acres and 3,565 cubic yards) and eastern lakeshore area (approximately 0.46 acres and 2,052 cubic yards); 2) to expand the east marina area by excavating an approximately 0.54 acre area to a depth 10 feet (7,761 cubic yards) east of and adjacent to the existing east marina area; and 3) to operate and maintain existing and proposed marina areas. The project includes future maintenance dredging, creation of spoil areas on the marina property, operation and maintenance of existing docks in the marina and installation, operation and maintenance of docks in the east marina portion of the marina. Conneaut Lake is a perennial body of water classified as a HQ-WWF. The project proposes to temporarily impact 3.2 acres of Conneaut Lake and adjacent excavated areas.

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

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

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

1. The upstream end of the project is on the east end of the Borough of Mount Carmel approximately 620-feet

upstream of Pine Street. The upstream end of the project is a debris basin and open channel inlet. A rectangular concrete channel (16 feet wide) will run for 160 linear feet from the debris basin.

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

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

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

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

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

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

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

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

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

E4614-001, Department of General Services, Bureau of Engineering and Architecture, 18th and Herr Streets, Harrisburg, PA 17125, Ardsley Drainage Channel Flood Protection Project, Township of Upper Dublin, **Montgomery County**, ACOE Philadelphia District.

The permit is requested for a flood protection project with the following activates associated with the construction of the project in and along approximately 2,500 linear feet (~1.7 acres) of the Ardsley Drainage Channel (intermittent, WWF):

1. The upstream end of the project is at Penn Street in Abington Township. The upstream end of the project connects to an existing elliptical concrete pipe under Penn Street. A concrete box culvert (10 feet wide) will run for 305 linear feet from the Penn Street pipe.

2. The concrete box culvert empties into a 10-foot wide rectangular concrete channel. This channel will extend for a distance of 340 feet to an area near the intersection of

Spear Avenue and Avenue G. The channel transitions to a 14-foot width and continues for a distance of 188 feet to Avenue H.

3. The existing corrugated metal pipe arch under Avenue H will be replaced with a new concrete box culvert that is 14 feet wide. The new concrete box culvert is 63 feet long.

4. A rectangular concrete channel will be constructed from Avenue H to Avenue J. The channel will run for a distance of 172 linear feet. The width of the concrete channel is 10 feet.

5. A precast concrete box culvert will replace the existing corrugated metal pipe under Avenue J. The box culvert also replaces a riprap lined channel between Avenue J and North Hills Avenue. The box culvert is 252 feet long with interior dimensions of 10 feet wide and 4 feet high.

6. A precast concrete box culvert will replace the existing box culvert under North Hills Avenue down to Fitzwatertown Road. The box culvert is 895 feet long with interior dimensions that vary between widths of 10 and 14 feet width depths between 4 feet and 3 feet 9 inches.

7. An existing concrete box culvert under Fitzwatertown Road will remain. The existing box culvert is 100 feet long.

8. A trapezoidal riprap channel will be constructed downstream of the existing Fitzwatertown Road culvert. The riprap channel will have a bottom width of 12 feet and a bank height of 5 feet. This channel will extend for a distance of 145 feet to the stream junction with Sandy Run.

The project is located along the Ardsley Drainage Channel (Ambler, PA Quadrangle N: 0.0 inch, W: 5.0 inches) in Upper Dublin Township, Montgomery County.

E3514-001, Department of General Services, Bureau of Engineering and Architecture, 18th and Herr Streets, Harrisburg, PA 17125, Meadow Brook Flood Control Project, City of Scranton, **Lackawanna County**, USACOE Baltimore District.

This permit is requested for a flood protection project in and along approximately 3,524 linear feet (approximately 4.5 acres) of Meadow Brook. Permit No. E35-356, which was previously issued for this work, inadvertently expired December 31, 2005. The project begins 180 feet upstream of Green Ridge Street (USGS "Scranton" Quadrangle, North 9.5 inches, West 3.2 inches) and extends to Meadow Brook's confluence with the Lackawanna River (USGS "Scranton" Quadrangle, North 9.0 inches, West 4.6 inches).

In November 2005, under a Federal contract, the United States Army Corps of Engineers (Corps) began construction of an earthen levee flood protection project along the east bank of the Lackawanna River. That work is scheduled to be complete in March 2007. Since the levee system will cross the Meadow Brook outfall, the pipe sections at the outfall of the Commonwealth's Meadow Brook project must be installed before the Corps can extend their levee across and beyond Meadow Brook. Therefore, it is imperative that the Meadow Brook project begins as soon as possible. Delays in starting construction of the Meadow Brook project will almost certainly result in delays and cost increases in the Corps project.

The following activities are associated with the Meadow Brook project:

- Remove existing culverts and stream enclosures along a 3,524-foot reach of Meadow Brook.
- Construct and maintain a 16-foot long concrete transition culvert between the upstream end existing culvert and a new 10-foot wide by 7-foot high concrete box culvert.
- Construct and maintain 1,806 linear feet of 10-foot wide by 7-foot high concrete box culvert.
- Construct and maintain 231 linear feet of 10-foot wide by 7-foot high concrete open channel.
- Construct and maintain a 14-foot-long concrete transition structure between the 10-foot wide by 7-foot high concrete open channel and a new 10.5-foot diameter concrete pipe culvert.
- Install and maintain 360 linear feet of 10.5-foot diameter concrete pipe culvert.
- Construct and maintain a 22-foot long concrete transition culvert between the 10.5-foot diameter concrete pipe culvert and a new 12-foot wide by 8.5-foot high concrete box culvert.
- Construct and maintain 188 linear feet of 12-foot wide by 8.5-foot high concrete box culvert.
- Construct and maintain a 22-foot long concrete transition culvert between the 12-foot wide by 8.5-foot high concrete box culvert and a new 12-foot diameter concrete pipe culvert.
- Install and maintain 814 linear feet of 12-foot diameter concrete pipe culvert. At pipe outlet, construct and maintain concrete end walls and a 53-foot long grouted R-7 riprap apron.
- Construct and maintain approximately 11 stormwater outfall penetrations varying in size from 18-inch diameter to 48-inch diameter at various locations along the flood control project.

Anticipated construction time is 18 months.

DAM SAFETY

Central Office: Bureau of Waterways Engineering, 400 Market Street, Floor 3, P. O. Box 8554, Harrisburg, PA 17105-8554.

D35-001. Natural Lands Trust, Inc., 1031 Palmers Mill Road, Media, PA 19063. Plan for initial drawdown and stabilization of sediments within the impoundment created by Glenburn Pond Dam, located across Ackerly Creek (TSF). This work is considered Phase I of the eventual breach and removal plan and includes initial drawdown of the impoundment using siphons, redirecting Ackerly Creek to discharge to the center of the impoundment area, constructing a berm within the reservoir impacting approximately 0.9 acre for access and sediment management, and creating a spillway notch to reduce the spillway elevation and normal pool from 1,022.79 to 1,019.0. (Dalton, PA Quadrangle N: 3.4 inches; W: 3.0 inches) in Glenburn Township, **Lackawanna County**.

SPECIAL NOTICES

Reclamation of Abandoned Strip Mine Project; Washington, Jefferson County

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.

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

<i>Project No.</i>	<i>Municipality</i>	<i>County</i>	<i>Acres</i>
PBF 33990907.1	Washington	Jefferson	15.0

Dale Hollobaugh, SMP No. 33990907, on the Steve Gertz and Gloria Austin et al properties requires backfilling and revegetation.

Letters of interest must be received by Javed I. Mirza, District Mining Manager, Department of Environmental Protection, P. O. Box 669, Knox, PA 16232, no later than 4:30 p.m., July 31, 2006, to be considered.

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

[Pa.B. Doc. No. 06-1283. Filed for public inspection July 21, 2006, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) website at www.depweb.state.pa.us (DEP Keyword: Technical Guidance). The "Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. 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 2006.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting 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 Technical Guidance

DEP ID: 362-4000-006. Title: Guidelines for Identifying, Tracking and Resolving Violations for Water Quality. Description: This document establishes guidelines for the implementation and execution of compliance and enforcement activities used by the Department for the Water

Quality Program. The document was developed in conformance with the Department's policy on Standards and Guidelines for Identifying, Tracking and Resolving Violations and is issued under the authority of the Federal Clean Water Act, The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and 25 Pa. Code Chapters 91 and 92 (relating to general provisions; and National pollutant discharge elimination system permitting, monitoring and compliance). Notice of a 30-day public comment period for the draft version of the document was published at 35 Pa.B. 3601 (June 25, 2005). Forty-eight commentators provided the Department with comments on the draft technical guidance. The Department addressed those comments in a separate Comment and Response document. Contact: Questions regarding this technical guidance document should be directed to Stanley Rudisill, Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-4018, srudisill@state.pa.us. Effective Date: July 22, 2006.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-1284. Filed for public inspection July 21, 2006, 9:00 a.m.]

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

The Critical Water Planning Area Subcommittee of the Act 220 State Water Plan Statewide Committee has scheduled a meeting to discuss the development of guidelines for writing Critical Area Resource Plans. The meeting will be held at 10 a.m. on August 3, 2006, in the 10th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Questions concerning this meeting should be directed to Susan Weaver, Division of Water Use Planning, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 783-8055, suweaver@state.pa.us.

Persons with a disability who require accommodations to attend the meeting should contact the Department of Environmental Protection (Department) at (717) 783-6118 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-1285. Filed for public inspection July 21, 2006, 9:00 a.m.]

DEPARTMENT OF HEALTH

Chronic Renal Disease Advisory Committee Meeting

The Chronic Renal Disease Advisory Committee, established by section 4 of the act of June 23, 1970 (P. L. 419, No. 140) (35 P. S. § 6204), will hold a public meeting on Friday, July 28, 2006, from 10 a.m. to 3 p.m. in Hearing Room 1, Commonwealth Keystone Building, Commonwealth Avenue at Forster Street, Harrisburg, PA.

For additional information, contact Carolyn S. Cass, Director, Division of Child and Adult Health, Department of Health, Health and Welfare Building, Seventh Floor, East Wing, Seventh and Forster Streets, Harrisburg, PA 17120, (717) 772-2762. Persons who wish to attend this meeting or persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact Carolyn S. Cass at

(717) 772-2762. Speech and/or hearing impaired persons may contact TDD (717) 783-6514 or TT (800) 654-5984.

This meeting is subject to cancellation without notice.

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

[Pa.B. Doc. No. 06-1286. Filed for public inspection July 21, 2006, 9:00 a.m.]

Decisions on Requests for Exceptions to Health Care Facility Regulations

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), effective June 6, 1998, the Department of Health (Department) has published in the *Pennsylvania Bulletin* all requests by entities licensed under the Health Care Facilities Act (35 P. S. §§ 448.101—448.904b) for exceptions to regulations contained in 28 Pa. Code Part IV Health Facilities, Subparts B—G.

Section 51.33(d) provides that the Department will publish notice of all approved exceptions on a periodic basis. The Department has determined that it will publish notice of all exceptions, both approved and denied. The following list contains the decisions made on exception requests published in the *Pennsylvania Bulletin* from March 2006, through June 2006. Future publications of decisions on exception requests will appear on a quarterly basis.

Requests for additional information on the exception requests and the Department's decision should be made to the relevant division of the Department. Inquiries regarding hospitals and ambulatory surgical facilities shall be addressed to the Division of Acute and Ambulatory Care, Sandra Knoble, Director, Room 532 Health and Welfare Building, Harrisburg, PA 17120. Inquiries regarding long-term care facilities should be addressed to the Division of Nursing Care Facilities, William Bordner, Director, Room 526 Health and Welfare Building, Harrisburg, PA 17120. Those persons requiring special assistance for speech and/or hearing impairment should call V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 (TT).

Hospitals

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Southwest Regional Medical Center	28 Pa. Code § 51.23	PET services	05/20/06	granted
UPMC Presbyterian Shadyside	28 Pa. Code § 51.23	PET scanning	06/24/06	granted
Albert Einstein Medical Center	28 Pa. Code § 51.23	PET scanning	06/03/06	granted
Somerset Hospital	28 Pa. Code § 51.23	PET scanning	06/03/06	granted
UPMC Passavant Cranberry	28 Pa. Code § 101.4	outpatient services	04/15/06	denied
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 101.31(1)	hospital requirements	05/20/06	granted
St. Joseph Medical Center	28 Pa. Code § 101.191	multiple—clinical facilities	05/20/06	denied
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 103.1	principle—governing	05/20/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.1	principle—organized	05/20/06	granted
Southwest Regional Medical Center	28 Pa. Code § 107.2	medical staff membership	02/25/06	granted
Clarion Hospital	28 Pa. Code § 107.2	medical staff membership	03/18/06	granted
St. Agnes Long-Term Intensive Care Hospital	28 Pa. Code § 107.2	medical staff membership	05/06/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.2	medical staff membership	06/17/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.2	medical staff membership	06/17/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.3	requirements for membership	06/17/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.3	requirements for membership	06/17/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.4	medical staff status	06/17/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.4	medical staff status	06/17/06	granted

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.5	membership appointment	06/17/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.5	membership appointment	06/17/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.11	principle—medical staff	06/17/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.11	principle—medical staff	05/20/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.12	content of bylaws, rules	06/17/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.12	content of bylaws, rules	06/17/06	granted
Kane Community Hospital	28 Pa. Code § 107.12a	specified professional	04/01/06	not needed
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.12a	specified professional	06/17/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.12a	specified professional	06/17/06	granted
Aliquippa Community Hospital	28 Pa. Code § 107.26(b)(2)	tissue committee	04/15/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.51	medical staff	06/17/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.51	medical staff	05/20/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.52	criteria for medical care	06/17/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.52	criteria for medical care	06/17/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.53	utilization review	06/17/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.53	utilization review	06/17/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 107.54	medical audit	06/17/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 107.54	medical audit	05/20/06	granted
Select Specialty Hospital—Danville	28 Pa. Code § 107.62(b)	oral orders	06/17/06	granted
York Hospital	28 Pa. Code § 107.64	administration of drugs	06/17/06	denied
Kane Community Hospital	28 Pa. Code § 127.32	written orders—radiology	04/01/06	not needed
Wyoming Valley Health Care System	28 Pa. Code § 138.1	cardiac catheterization	04/15/06	denied
Magee Womens Hospital	28 Pa. Code § 139.12c	perinatal guidelines	06/17/06	not needed
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 146.1	infection control	05/20/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 146.1	principle—infection	06/17/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 146.2	isolation procedures	06/17/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 146.2	isolation procedures	05/20/06	granted
Allegheny General	28 Pa. Code § 151.21	fire drills	06/03/06	denied
Coordinated Health Orthopedic Hospital	28 Pa. Code § 153.1	7.7.A1, 7.7.B1, 7.7.B2	01/14/06	not needed
York Hospital	28 Pa. Code § 153.1	7.7.B2 PACU space	03/18/06	denied

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Westmoreland Regional Hospital	28 Pa. Code § 153.1	7.2.A4; 7.2.B1; 7.2.B3;	04/01/06	granted/not needed
SCCI Hospital—Easton	28 Pa. Code § 153.1	7.2.B19 showers and tubs	04/22/06	granted
Hospital of the University of Pennsylvania	28 Pa. Code § 153.1	7.10.E1—space for MRI	05/06/06	granted
Williamsport Hospital and Medical Center	28 Pa. Code § 153.1	7.22C and 7.22D general	05/06/06	granted
Kindred Hospital Pittsburgh—North Shore	28 Pa. Code § 153.1	7.2.A4 handwashing	05/20/06	granted
Bloomsburg Hospital	28 Pa. Code § 153.1	7.7.B1 min clearance	05/20/06	granted
Warminster Hospital	28 Pa. Code § 153.1	7.2.A1 maximum room	05/20/06	denied
St. Mary Medical Center	28 Pa. Code § 153.1	9.1.C facility access	05/20/06	granted
St. Clair Memorial Hospital	28 Pa. Code § 153.1	7.6 psychiatric nursing	06/03/06	granted
Kindred Hospital Philadelphia—Havertown	28 Pa. Code § 153.1	7.2.A4 handwashing	06/17/06	granted
Magee Womens Hospital	28 Pa. Code § 153.1	7.3.A6b	06/17/06	not needed
St. Lukes Hospital—Allentown Campus	28 Pa. Code § 153.1	7.10.H9 soiled workroom	06/17/06	granted/denied
St. Lukes Hospital—Bethlehem	28 Pa. Code § 153.1	7.2.A4 handwashing	06/17/06	withdrawn
Ambulatory Surgical Facilities				
Tri-County Surgery Center	28 Pa. Code § 551.3	classification—PS3	11/05/05	granted
Bryn Mawr Medical Specialists Endoscopy Associates	28 Pa. Code § 551.3	classification—PS3	03/18/06	granted
Main Line Spine Surgery Center	28 Pa. Code § 551.3	classification—PS3	03/18/06	granted
Brandywine Valley Endoscopy Center	28 Pa. Code § 551.3	classification—PS3	04/15/06	denied
Penn Medicine At Radnor Endoscopy Facility	28 Pa. Code § 551.3	classification—PS3	04/15/06	granted
PRISM Center for Spine and Pain Care	28 Pa. Code § 551.3	classification—PS3	04/15/06	denied
AFP Surgery Center, Inc.	28 Pa. Code § 551.3	classification—PS3	04/22/06	granted
Gastrointestinal Specialist Inc.	28 Pa. Code § 551.3	classification—PS3	04/22/06	granted
Bucks County GI Endoscopy Surgical Center, LLC	28 Pa. Code § 551.3	classification—PS3	05/06/06	denied
West Shore Endoscopy Center	28 Pa. Code § 551.3	classification—PS3	05/06/06	granted
Tri-County Surgery Center	28 Pa. Code § 551.3	classification—PS3	05/20/06	granted
St. Joseph Medical Center	28 Pa. Code § 551.3	classification—PS3	05/20/06	denied
Pottstown Surgical Center	28 Pa. Code § 551.3	classification—PS3	06/03/06	granted
Lancaster Gastroenterology Procedure Center, LLC	28 Pa. Code § 551.3	classification—PS3	06/17/06	granted
Village SurgiCenter of Erie	28 Pa. Code § 551.21(d)(2)	criteria for ambulatory surgery	02/11/06	granted
Lebanon Outpatient Surgical Center	28 Pa. Code § 551.21(d)(2)	criteria for ambulatory surgery	04/15/06	denied
Hershey Outpatient Surgery/Center	28 Pa. Code § 551.21(d)	criteria for surgery	05/20/06	granted
Apple Hill Surgical Center	28 Pa. Code § 551.21(d)(2)	criteria for ambulatory	06/17/06	denied
Children's Hospital of Pittsburgh—South Surgery Center	28 Pa. Code § 551.22	criteria for pediatric surgery	03/18/06	granted
Ambulatory Surgery	28 Pa. Code § 553.1, 553.3, 553.4	governing body	04/22/06	granted

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Children's Hospital of Pittsburgh—South Surgery Center	28 Pa. Code § 553; 553.1; 553.3; 553.4	governing body	03/18/06	granted
The Surgery Center at Brinton Lake, LLC	28 Pa. Code § 553.31(a)	administrative responsibilities	03/18/06	denied
AFP Surgery Center, Inc.	28 Pa. Code § 553.31(a)	administrative responsibilities	04/15/06	granted
Berkshire Eye Surgery Center	28 Pa. Code § 553.31(a)	administrative responsibilities	04/15/06	granted
Dermatologic SurgiCenter—Drexel Hill	28 Pa. Code § 553.31(a)	administrative responsibilities	04/15/06	granted
Manoa Diagnostic Center	28 Pa. Code § 553.31(a)	administrative responsibilities	04/22/06	denied
Wyomissing Surgical Services	28 Pa. Code § 553.31(a)	administrative responsibilities	05/06/06	granted
Plaza Surgical Center	28 Pa. Code § 553.31(a)	administrative responsibilities	05/06/06	granted
The Surgery Center at Brinton Lake	28 Pa. Code § 553.31(a)	administrative responsibilities	06/17/06	granted
Children's Hospital of Pittsburgh—South Surgery Center	28 Pa. Code § 555; 555.3 and 555.4	medical staff	03/18/06	granted
Ambulatory Surgery	28 Pa. Code § 555.3, 555.4	medical staff	04/22/06	granted
Elmwood Endoscopy Center, PC	28 Pa. Code § 555.31(a)	anesthesia services	01/21/06	granted
Endoscopic Associates, Hershey Endoscopy	28 Pa. Code § 555.31(a)	anesthesia services	03/18/06	granted
Brandywine Valley Endoscopy Center	28 Pa. Code § 555.31(a)	anesthesia services	04/15/06	granted
Penn Medicine at Radnor Endoscopy Facility	28 Pa. Code § 555.31(a)	anesthesia services	04/15/06	granted
Endoscopy Center of Delaware County	28 Pa. Code § 555.31(a)	anesthesia services	04/22/06	granted
AFP Surgery Center	28 Pa. Code § 555.31(a)	anesthesia services	04/22/06	granted
Gastrointestinal Specialist Inc.	28 Pa. Code § 555.31(a)	anesthesia services	04/22/06	granted
West Chester Endoscopy, LLC	28 Pa. Code § 555.31(a)	anesthesia services	05/06/06	granted
Wellspan Endoscopy Center	28 Pa. Code § 555.31(a)	anesthesia services	05/06/06	granted
Plaza Surgical Center	28 Pa. Code § 555.31(a)	anesthesia services	05/06/06	granted
Bucks County GI Endoscopic Surgical Center, LLC	28 Pa. Code § 555.31(a)	anesthesia services	05/06/06	granted
Regional Gastroenterology Associates of Lancaster, Ltd.	28 Pa. Code § 555.31(a)	anesthesia services	05/06/06	granted
Chambersburg Endoscopy Center	28 Pa. Code § 555.31(a)	anesthesia services	05/06/06	granted
Valley View Surgical Center	28 Pa. Code § 555.31(a)	anesthesia services	05/06/06	granted
Pottstown Surgical Center	28 Pa. Code § 555.31(a)	anesthesia services	05/20/06	granted
Endoscopy Center of Central Pennsylvania, LLC	28 Pa. Code § 555.31(a)	anesthesia services	05/20/06	granted
Carlisle Endoscopy Center, Ltd.	28 Pa. Code § 555.31(a)	anesthesia services	05/20/06	granted
York Endoscopy Center	28 Pa. Code § 555.31(a)	anesthesia services	05/20/06	granted
Plastic Surgical Associates of Johnstown, Inc.	28 Pa. Code § 555.31(a)	anesthesia services	05/20/06	granted
Digestive Disease Institute	28 Pa. Code § 555.31(a)	anesthesia services	06/03/06	granted
Guthrie clinic, Ltd.	28 Pa. Code § 555.31(a)	anesthesia services	06/17/06	granted
Children's Hospital of Pittsburgh—South Surgery Center	28 Pa. Code § 557	quality assurance	03/18/06	granted
Ambulatory Surgery	28 Pa. Code § 557	quality assurance	04/22/06	granted

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
The Surgery Center at Brinton Lake, LLC	28 Pa. Code § 559.2	director of nursing	03/18/06	denied
Ambulatory Surgery	28 Pa. Code § 559.2	director of nursing	04/22/06	denied
Ambulatory Surgery	28 Pa. Code § 563	medical records	04/22/06	granted
Lewisburg Plastic Surgery and Laser Center	28 Pa. Code § 567.43	ventilation system	04/01/06	denied
Street Road Surgery Center	28 Pa. Code § 571.1	9.5.F3c recovery stations	04/15/06	granted
Valley Ambulatory Surgical Center	28 Pa. Code § 571.1	9.5.F2(d) Class C OR	04/22/06	granted

Exceptions Requests—Nursing Care Facilities

Altoona Center for Greensburg Care Center	28 Pa. Code § 201.3	definitions	04/08/06	granted
Laurelwood Care Center	28 Pa. Code § 201.3	definitions	04/08/06	granted
Harmon House Care	28 Pa. Code § 201.3	definitions	04/08/06	granted
Garden Spot Village	28 Pa. Code § 201.3	definitions	05/06/06	granted
Garden Spot Village	28 Pa. Code § 201.3	definitions	05/27/06	granted
Cross Keys Village—The Brethren Home Community	28 Pa. Code § 201.3	definitions	06/17/06	granted
UPMC Magee—Womens	28 Pa. Code § 201.18(e)	management	04/15/06	temp granted
UPMC, Transitional	28 Pa. Code § 201.18(e)	management	04/15/06	temp granted
HealthSouth—Mechanicsburg	28 Pa. Code § 201.18(e)	management	05/06/06	granted
Emmanuel Center for	28 Pa. Code § 205.6(a)	function of building	03/18/06	granted
William Penn Care	28 Pa. Code § 205.6(a)	function of building	03/18/06	granted
Manor Care Health—York North	28 Pa. Code § 205.6(a)	function of building	03/18/06	granted
Orchard Manor, Inc.	28 Pa. Code § 205.6(a)	function of building	04/01/06	granted
Donahoe Manor	28 Pa. Code § 205.6(a)	function of building	04/08/06	granted
Charles M. Morris	28 Pa. Code § 205.6(a)	function of building	04/08/06	granted
Harmon House Care	28 Pa. Code § 205.6(a)	function of building	04/08/06	granted
Altoona Center for	28 Pa. Code § 205.6(a)	function of building	04/15/06	granted
Lock Haven Extended	28 Pa. Code § 205.6(a)	function of building	05/27/06	granted
Manor Care Jersey	28 Pa. Code § 205.6(a)	function of building	05/27/06	granted
Messiah Village	28 Pa. Code § 205.6(a)	function of building	06/17/06	granted
Nugent Convalescent	28 Pa. Code § 205.19(b)	windows and	03/18/06	granted
Beverly-Camp Hill	28 Pa. Code § 205.19(b)	windows and	04/08/06	granted
Conestoga View	28 Pa. Code § 205.20(a)	resident bedrooms	04/15/06	granted
Mary Evans Extended	28 Pa. Code § 205.24(a)	dining room	04/01/06	granted
Rolling Fields, Inc.	28 Pa. Code § 205.28(b)	nurses' station	03/18/06	granted
Pinecrest Manor	28 Pa. Code § 205.36(e)	bathing facilities	04/15/06	granted
Pinecrest Manor	28 Pa. Code § 205.37(d)	equipment for	04/15/06	granted
Mary Evans Extended	28 Pa. Code § 205.39(b)	toilet room equipment	04/01/06	granted
Moravian Village	28 Pa. Code § 205.67(k)	electric requirements	05/27/06	granted
Grandview Health	28 Pa. Code § 205.67(k)	electric requirements	05/27/06	granted
Conestoga View	28 Pa. Code § 205.71	bed and furnishings	04/15/06	granted

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

[Pa.B. Doc. No. 06-1287. Filed for public inspection July 21, 2006, 9:00 a.m.]

Governor's Advisory Council on Physical Fitness and Sports Committee Meeting

The Governor's Advisory Council on Physical Fitness and Sports Committee will hold a public meeting on Tuesday, July 25, 2006, from 10 a.m. to 3 p.m. at the Living Center, 110 Henderson Building, Penn State, University Park, PA 16802.

For additional information, contact Cyndi Malinen, Physical Activity Program Consultant, Bureau of Chronic Diseases and Injury Prevention, Room 1011, Health and Welfare Building, Harrisburg, PA, (717) 346-3975.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact Cyndi Malinen, Physical Activity Program Consultant at (717) 346-3975. Speech and/or hearing impaired persons may contact V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

This meeting is subject to cancellation without notice.

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

[Pa.B. Doc. No. 06-1288. Filed for public inspection July 21, 2006, 9:00 a.m.]

Requests for Exception; Long-Term Care Nursing Facilities

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

Colonial Manor Nursing Home
970 Colonial Avenue
York, PA 17403
FAC ID 033402

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.38(a) (relating to toilet facilities).

Hospitality Care Center of Hermitage, Inc.
3726 East State Street
Hermitage, PA 16148

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

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

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

Persons with a disability who 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 V/TT (717) 783-6514 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. 06-1289. Filed for public inspection July 21, 2006, 9:00 a.m.]

Traumatic Brain Injury Advisory Board Meeting

The Traumatic Brain Injury Advisory Board, established under the Federal Traumatic Brain Injury Act of 1996 (42 U.S.C.A. § 300d-52), will hold a public meeting on Thursday, August 3, 2006, from 10 a.m. to 3 p.m. in the Susquehanna Room, PaTTAN, Harrisburg Office, 6340 Flank Drive, Harrisburg, PA 17112.

For additional information, or persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Carolyn S. Cass, Director, Division of Child and Adult Health Services at (717) 783-5436. Speech and/or hearing impaired persons may contact V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

This meeting is subject to cancellation without notice.

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

[Pa.B. Doc. No. 06-1290. Filed for public inspection July 21, 2006, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Sterling Silver Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Sterling Silver.

2. *Price:* The price of a Pennsylvania Sterling Silver instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Sterling Silver instant lottery game ticket will contain one play area featuring a "SILVER NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "SILVER NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR) and 24 (TWYFOR). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and a Money Bag symbol (MNYBG).

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$2⁰⁰ (TWO DOL), \$5⁰⁰ (FIV DOL), \$6⁰⁰ (SIX DOL), \$10⁰⁰ (TEN DOL), \$15\$ (FIFTN), \$25\$ (TWY FIV), \$50\$ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$1,000 (ONE THO), \$50,000 (FTY THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$5, \$6, \$10, \$15, \$25, \$50, \$100, \$250, \$1,000, \$50,000 and \$100,000. A player can win up to ten times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 7,200,000 tickets will be printed for the Pennsylvania Sterling Silver instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SILVER NUMBERS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

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

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

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Money Bag symbol (MNYBG), and a prize symbol of \$250 (TWOHUNFTY) appears under the Money Bag symbol (MNYBG) on a single ticket, shall be entitled to a prize of \$250.

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

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

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

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Money Bag symbol (MNYBG), and a prize symbol of \$50\$ (FIFTY) appears under the Money Bag symbol (MNYBG) on a single ticket, shall be entitled to a prize of \$50.

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

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Money Bag symbol (MNYBG), and a prize symbol of \$25\$ (TWY FIV) appears under the Money Bag symbol (MNYBG) on a single ticket, shall be entitled to a prize of \$25.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SILVER NUMBERS" play symbols and a prize symbol of \$25\$ (TWY FIV) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

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

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

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Money Bag symbol (MNYBG), and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the Money Bag symbol (MNYBG) on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SILVER NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Money Bag symbol (MNYBG), and a prize symbol of \$6⁰⁰ (SIX DOL) appears under the Money Bag symbol (MNYBG) on a single ticket, shall be entitled to a prize of \$6.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SILVER NUMBERS" play symbols and a prize symbol of \$6⁰⁰ (SIX DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Money Bag symbol (MNYBG), and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the Money Bag symbol (MNYBG) on a single ticket, shall be entitled to a prize of \$5.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SILVER NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SILVER NUMBERS" play symbols and a prize symbol of \$2⁰⁰ (TWO DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

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

<i>When Any of the Your Numbers Match Any of the Silver Numbers, Win With Prize(s) of:</i>	<i>Win:</i>	<i>Approximate Odds 1 In:</i>	<i>Approximate No. of Winners Per 7,200,000 Tickets</i>
\$5	\$5	20	360,000
\$5 w/MONEY BAG	\$5	20	360,000
\$6	\$6	40	180,000
\$6 w/MONEY BAG	\$6	40	180,000
\$2 × 5	\$10	120	60,000
\$5 × 2	\$10	600	12,000
\$10	\$10	600	12,000
\$10 w/MONEY BAG	\$10	46.15	156,000
\$5 × 3	\$15	300	24,000
\$10 + \$5	\$15	300	24,000
\$15	\$15	300	24,000
\$15 w/MONEY BAG	\$15	300	24,000
\$5 × 5	\$25	75	96,000
\$25	\$25	200	36,000
\$25 w/MONEY BAG	\$25	66.67	108,000
\$25 × 2	\$50	300	24,000
\$15 × 3 + \$5	\$50	600	12,000
\$5 × 10	\$50	300	24,000
\$10 × 5	\$50	300	24,000
\$50	\$50	300	24,000
\$50 w/MONEY BAG	\$50	600	12,000
\$10 × 10	\$100	1,200	6,000
\$50 × 2	\$100	1,200	6,000
\$100	\$100	1,200	6,000
\$100 w/MONEY BAG	\$100	1,200	6,000
\$25 × 10	\$250	40,000	180
\$50 × 5	\$250	40,000	180
\$250	\$250	40,000	180
\$250 w/MONEY BAG	\$250	40,000	180
\$100 × 10	\$1,000	120,000	60
\$1,000	\$1,000	120,000	60
\$50,000	\$50,000	1,200,000	6
\$100,000	\$100,000	1,200,000	6

MONEY BAG (MNYBG) = Win prize shown under it automatically.

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

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

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Sterling Silver, prize money from winning Pennsylvania Sterling Silver instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Sterling Silver instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be

paid into the State Lottery Fund and used for purposes provided for by statute.

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

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

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 06-1291. Filed for public inspection July 21, 2006, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

Perry 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 2002, Section 004, the Dellville Road Bridge No. 1 Replacement Project in Perry County.

The purpose of this bridge replacement project is to eliminate weight restrictions, improve horizontal geometry and maintain safe and adequate movement of various modes of travel while minimizing disruption to established travel patterns and farming operations.

The proposed action is to replace the existing one-lane Pratt truss bridge that carries SR 2002, Dellville Road, over Sherman's Creek in Penn and Wheatfield Townships in Perry County. Alternate 3, the preferred alternative, begins at the vicinity of the intersection of Glutz Hole Road and Dellville Road in Wheatfield Township, shifts the alignment to the south, traverses Sherman's Creek south of the existing bridge with a new 300-foot bridge, with two 11-foot lanes and 4-foot shoulders, realigns the intersection with Ebersole Road and ties into the existing roadway approach approximately 300 feet east of Ebersole Road in Penn Township.

Alternatives were evaluated as required by section 2002 of Act 120. Alternate 3 has been identified as the alternative that satisfies the purpose and needs associated with this project and best balances impacts to the socio-economic, cultural and natural environment in the study area. Alternate 3 will require the acquisition of 0.21 hectare (0.53 acre) of land from the Augustine McKinzie Farm property, a section 2002 resource determined 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 Alternate 3, which includes vegetative screening and narrowed shoulders to minimize impacts, will have no adverse effect on this section 2002 resource.

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.

RICHARD H. HOGG, P. E.,
Deputy Secretary for Highway Administration

[Pa.B. Doc. No. 06-1292. Filed for public inspection July 21, 2006, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, July 6, 2006, and announced the following:

Regulations Deemed Approved under section 5(g) of the Regulatory Review Act—Effective July 5, 2006

State Board of Veterinary Medicine #16A-5717: Biennial Renewal Fees (amends 49 Pa. Code § 31.41)

Regulations Approved:

Department of Community and Economic Development #4-86: Building Energy Conservation Standards (deletes 12 Pa. Code Chapter 147)

Department of Transportation #18-406: Emissions Inspection Program (amends 67 Pa. Code § 177.404)

Department of Revenue #15-425: Local Option Small Games of Chance (amends 61 Pa. Code Chapter 901)

State Board of Landscape Architects #16A-618: General Revisions (amends 49 Pa. Code Chapter 15)

State Board of Social Workers, Marriage and Family Therapists and Professional Counselors #16A-691: Sexual Misconduct (amends 49 Pa. Code Chapters 47—49)

State Board of Medicine #16A-4921: Respiratory Care Continuing Education (amends 49 Pa. Code Chapter 18)

Pennsylvania Public Utility Commission #57-233: Passenger Service and Property and Household Goods (amends 52 Pa. Code Chapters 29 and 31)

Approval Order

Public Meeting held
July 6, 2006

Commissioners Voting: Alvin C. Bush, Chairperson; Arthur Coccodrilli; David J. DeVries, Esq.; John F. Mizner, Esq., by phone

Department of Community and Economic Development—Building Energy Conservation Standards; Regulation No. 4-86

On May 24, 2006, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Community and Economic Development (Department). This rulemaking deletes 12 Pa. Code Chapter 147. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This regulation deletes the existing Chapter 147. This is necessary because Chapter 147 is outdated and inconsistent with the existing statutes. Chapter 147 was promulgated to implement the Building Energy Conservation Standards Act (Act 222 of 1980). This Act was repealed by the Pennsylvania Construction Code Act (Act 45 of 1999).

We have determined this regulation is consistent with the statutory authority of the Department (71 P. S. § 1709.306(a)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
July 6, 2006

Commissioners Voting: Alvin C. Bush, Chairperson; Arthur Coccodrilli; David J. DeVries, Esq.; John F. Mizner, Esq., by phone

Department of Transportation—Emissions Inspection Program; Regulation No. 18-406

On May 23, 2006, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Transportation (Department). This rulemaking amends 67 Pa. Code § 177.404. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This final-omitted rulemaking modifies signage requirements to include the posting of the fees for exemptions and emissions inspections.

We have determined this regulation is consistent with the statutory authority of the Department (75 Pa.C.S. §§ 4706 and 6103) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
July 6, 2006

Commissioners Voting: Alvin C. Bush, Chairperson; Arthur Coccodrilli; David J. DeVries, Esq.; John F. Mizner, Esq., by phone

Department of Revenue—Local Option Small Games of Chance; Regulation No. 15-425

On September 29, 2004, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Revenue (Department). This rulemaking amends 61 Pa. Code Chapter 901. The proposed regulation was published in the October 9, 2004 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 26, 2006.

This regulation makes comprehensive changes to the Department's Small Games of Chance regulations. The changes incorporate legislative amendments made to the

Local Option Small Games of Chance Act in 1990 and 2000 and codify current policy and administrative practice of the Department.

We have determined this regulation is consistent with the statutory authority of the Department (10 P. S. § 319) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
July 6, 2006

Commissioners Voting: Alvin C. Bush, Chairperson; Arthur Coccodrilli; David J. DeVries, Esq.; John F. Mizner, Esq., by phone

State Board of Landscape Architects—General Revisions; Regulation No. 16A-618

On March 29, 2005, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Landscape Architects (Board). This rulemaking amends 49 Pa. Code Chapter 15. The proposed regulation was published in the April 23, 2005 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 25, 2006.

This final-form rulemaking amends Chapter 15 to improve clarity, conform the regulation to actual Board practice and revise provisions related to registration without examination.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 904(9)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
July 6, 2006

Commissioners Voting: Alvin C. Bush, Chairperson; Arthur Coccodrilli; David J. DeVries, Esq.; John F. Mizner, Esq., by phone

State Board of Social Workers, Marriage and Family Therapists and Professional Counselors—Sexual Misconduct; Regulation No. 16A-691

On August 23, 2004, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors (Board). This rulemaking amends 49 Pa. Code Chapters 47, 48 and 49. The proposed regulation was published in the September 4, 2004 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 25, 2006.

This regulation prohibits sexual intimacies between licensees regulated by the Board and their clients or clients' immediate family members. It also prohibits a

licensee from accepting an individual as a client when the licensee has previously engaged in sexual intimacies with the individual.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 1906(2)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
July 6, 2006

Commissioners Voting: Alvin C. Bush, Chairperson; Arthur Coccodrilli; David J. DeVries, Esq.; John F. Mizner, Esq., by phone

State Board of Medicine—Respiratory Care Continuing Education; Regulation No. 16A-4921

On September 26, 2005, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Medicine (Board). This rulemaking amends 49 Pa. Code Chapter 18. The proposed regulation was published in the October 8, 2005 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 25, 2006.

This regulation implements Act 55 of 2004, which requires the Board to institute continuing education requirements for certified respiratory care practitioners.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 422.36a(f)(1)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
July 6, 2006

Commissioners Voting: Alvin C. Bush, Chairperson; Arthur Coccodrilli; David J. DeVries, Esq.; John F. Mizner, Esq., by phone

Pennsylvania Public Utility Commission—Passenger Service and Property and Household Goods Carriers; Regulation No. 57-233

On June 16, 2004, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapters 29 and 31. The proposed regulation was published in the June 26, 2004 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 17, 2006.

This regulation amends the PUC's existing regulations relating to common carriers of passengers and property, including household goods. The amendments are intended to delete obsolete provisions, make the regulations consistent with current industry practices and enhance consumer protection and safety.

We have determined this regulation is consistent with the statutory authority of the PUC (66 Pa.C.S.A. § 501(b)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

ALVIN C. BUSH,
Chairperson

[Pa.B. Doc. No. 06-1293. Filed for public inspection July 21, 2006, 9:00 a.m.]

Notice of Comments Issued

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

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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
57-242	Pennsylvania Public Utility Commission Extended Area Service 36 Pa.B. 1886 (April 22, 2006)	6/6/06	7/6/06

**Pennsylvania Public Utility Commission Regulation #57-242 (IRRC #2534)
Extended Area Service
July 6, 2006**

We submit for your consideration the following comments on the proposed rulemaking published in the April 22, 2006 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Pennsylvania Public Utility Commission (PUC) to respond to all comments received from us or any other source.

1. Section 63.71. Definitions.—Clarity.

Commentators have suggested that a definition for "Lost revenue" be added to this section. We agree and suggest the PUC define this term in the final-form regulation.

2. Section 63.72. Traffic usage studies.—Reasonableness; Clarity.

The terms “EAS complaint proceeding,” “EAS proceeding” and “proceeding” are used interchangeably throughout this section. The PUC should define “EAS Complaint Proceeding” or “EAS Proceeding” and use that term consistently.

Subsection (a)(4)

This subsection requires that the results of a traffic usage study be provided to the PUC or “an entity designated by the Commission.” PUC staff has indicated that, in most instances, the Incumbent Local Exchange Carrier (ILEC) would be the designated entity. This should be clearly stated in the final-form regulation.

Also, this subsection requires that the traffic usage study “measure calling in March or October preceding the date on which an administrative law judge directs that a traffic usage study be conducted.” Commentators have questioned the validity of measuring the preceding March or October traffic in every instance. We request that the PUC explain the basis for requiring data from the preceding March or October.

Subsection (c)

This subsection provides that an additional traffic usage study need not be conducted unless “unique circumstances” exist. What unique circumstances would require an additional traffic usages study?

Subsection (e)

This subsection is filled with sentences that start “The Commission staff will” It would be clearer if each of the tasks that the PUC staff will perform were enumerated.

3. Section 63.73. Customer polls.—Reasonableness; Clarity.

Under the proposed regulation, it is unclear if a formal complaint is the only way to initiate an EAS proceeding. Office of Consumer Advocate (OCA) suggests that the PUC create an alternative informal petition procedure. Has the PUC considered such a procedure? The final-form regulation should clearly set forth the procedures for initiating an EAS proceeding.

Subsections (f) and (g)

Under these subsections, only 25% of customers in an area need to vote affirmatively in order to prompt EAS. How did the PUC determine that this is the most appropriate percentage?

Subsection (h)

This subsection states “The Commission may specify additional conditions” What are these additional conditions? How will notification of these additional conditions be given?

4. Section 63.74. Cost recovery.—Consistency with statute; Reasonableness; Clarity.

Pennsylvania Telephone Association (PTA) asserts that a Chapter 30 plan supersedes other inconsistent provisions or laws of the Commonwealth. PTA also states that the EAS cost and revenue recovery in this section is already provided for in the ILEC’s Chapter 30 Plans because of the allowance of counting exogeneous events as part of cost and revenue recovery. The PUC should explain how cost recovery in Chapter 30 plans ties in with the provisions of this regulation.

Subsection (a)

This subsection contains the phrase, “. . . the costs must be prudently incurred and reasonable in amount.” What criteria are used to determine if costs were prudently incurred and reasonable?

Subsection (a)(3)

This subsection appears to be inconsistent with 66 P. S. §§ 1301 and 3016(f)(1). We question whether the PUC has the statutory authority to allow recovery of revenues lost through competitive services via an increase in its rates for noncompetitive services. The same concern also applies to Section 63.76(a)(2)(iii).

5. Section 63.76. Evaluation criteria.—Reasonableness; Clarity.

Subsection (a)(3)

OCA asserts that this is not an evaluation criterion and would be more appropriate if it were removed and placed in Section 63.74. We agree and suggest that the PUC make this change.

Subsection (a)(6)

This subsection contains the phrase “adequate and reasonably priced.” What criteria are used to determine if alternatives to EAS are “adequate and reasonably priced”?

ALVIN C. BUSH,
Chairperson

[Pa.B. Doc. No. 06-1294. Filed for public inspection July 21, 2006, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission’s public meetings are held at 333 Market St., 14th Floor, Harrisburg at 10:30 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy.

This schedule is tentative. Please contact the Commission at (717) 783-5417 or check our website at www.irrc.state.pa.us for updates.

<i>Final- Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
17-68	Municipal Police Officers Education and Training Commission Administration of the Training Program	7/10/06	8/10/06

ALVIN C. BUSH,
Chairperson

[Pa.B. Doc. No. 06-1295. Filed for public inspection July 21, 2006, 9:00 a.m.]

INSURANCE DEPARTMENT

Eligible Surplus Lines Insurer List

Under section 1605(b) of The Insurance Company Law of 1921 (40 P. S. § 991.1605(b)), the Insurance Department publishes the most recent Eligible Surplus Lines Insurer List. This list replaces in its entirety the Eligible Surplus Lines Insurer List as of January 19, 2006, published at 36 Pa.B. 778 (February 11, 2006).

Persons who have any questions concerning this notice should contact Robert Brackbill, Chief, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 787-2735.

As of Monday, July 10, 2006

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
48123	ACE EUROPEAN GROUP LIMITED	100 LEADENHALL STREET LONDON, Great Britain EC3A 3BP
10512	ADMIRAL INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
10513	ADRIATIC INSURANCE COMPANY	314 EAST THAYER AVENUE BISMARCK, ND 58501
39908	ALEA LONDON LIMITED	THE CORN EXCHANGE 55 MARK LANE LONDON, Great Britain EC3R7NE
40659	ALEA NORTH AMERICA SPECIALTY INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801-1120
48099	ALLIANZ MARINE & AVIATION VERSICHERUNG AG	GROBER BURSTAH 3 HAMBURG, Germany D-20457
10516	ALLIANZ UNDERWRITERS INSURANCE COMPANY	2350 EMPIRE AVENUE BURBANK, CA 91504-3350
10535	ALLIED WORLD ASSURANCE COMPANY (U.S.) INC.	2711 CENTERVILLE ROAD SUITE 400 WILMINGTON, DE 19808
10519	AMERICAN EMPIRE SURPLUS LINES INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
10520	AMERICAN EQUITY INSURANCE COMPANY	2401 WEST PEORIA AVENUE PHOENIX, AZ 85029
36855	AMERICAN HEALTHCARE SPECIALTY INSURANCE COMPANY	425 W. CAPITOL AVENUE SUITE 1800 LITTLE ROCK, AR 72201
10521	AMERICAN INTERNATIONAL SPECIALTY LINES INSURANCE COMPANY	1400 WEST BENSON BOULEVARD SUITE 315 ANCHORAGE, AK 99503
63828	AMERICAN MODERN SURPLUS LINES INSURANCE COMPANY	7000 MIDLAND BLVD AMELIA, OH 45102-2607
18146	AMERICAN SAFETY INDEMNITY COMPANY	600 BANK OF OKLAHOMA PLAZA 201 ROBERT S. KERR AVENUE OKLAHOMA CITY, OK 73102
10522	AMERICAN WESTERN HOME INSURANCE COMPANY	600 BANK OF OKLAHOMA PLAZA OKLAHOMA CITY, OK 73102
10524	APPALACHIAN INSURANCE COMPANY	1301 ATWOOD AVENUE JOHNSTON, RI 02919-0500
33748	ARCH EXCESS & SURPLUS INSURANCE COMPANY	10306 REGENCY PARKWAY DRIVE OMAHA, NE 68113
10587	ARCH SPECIALTY INSURANCE COMPANY	300 FIRST STAMFORD PLACE STAMFORD, CT 06902
35611	ASPEN SPECIALTY INSURANCE COMPANY	316 NORTH FIFTH STREET BISMARCK, ND 58502
22348	ASSICURAZIONI GENERALI DI TRIESTE	PIAZZA DUCA DEGLI ABRUZZI, 2 TRIESTE, Italy 34132
22349	ASSOCIATED ELECTRIC & GAS INSURANCE SERVICES LIMITED	LIBERTY INTERNATIONAL 73 FRONT STREET, 3RD FLOOR HAMILTON, Bermuda HM11

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10525	ASSOCIATED INTERNATIONAL INSURANCE COMPANY	TEN PARKWAY NORTH DEERFIELD, IL 60015
41586	ATLANTIC CASUALTY INSURANCE COMPANY	400 COMMERCE COURT GOLDSBORO, NC 27534
10526	AUDUBON INDEMNITY COMPANY	C/O CORPORATION SERVICE COMPANY 506 SOUTH PRESIDENT STREET JACKSON, MS 39201
41562	AXA CORPORATE SOLUTIONS ASSURANCE	4 RUE JULES LEFEBVRE PARIS, France 75009
59554	AXIS SPECIALTY EUROPE LIMITED	MOUNT HERBERT COURT 34 UPPER MOUNT STREET DUBLIN , Ireland
10536	AXIS SPECIALTY INSURANCE COMPANY	ONE STATE STREET SUITE 1700 HARTFORD, CT 06103
10592	AXIS SURPLUS INSURANCE COMPANY	303 WEST MADISON SUITE 500 CHICAGO, IL 60606
63055	BERKSHIRE HATHAWAY INTERNATIONAL INSURANCE LIMITED	BIRCHIN COURT FOURTH FLOOR LONDON, Great Britain EC3V 9DU
22369	BRITISH AVIATION INSURANCE COMPANY LIMITED	FITZWILLIAM HOUSE 10 ST. MARY'S AXE LONDON, Great Britain EC3ABEQ
10528	CANAL INDEMNITY COMPANY	400 EAST STONE AVENUE GREENVILLE, SC 29601
48319	CAPITOL SPECIALTY INSURANCE CORPORATION	1600 ASPEN COMMONS MIDDLETON, WI 53562
48890	CATLIN INSURANCE COMPANY LTD.	CUMBERLAND HOUSE, 6TH FLOOR 1 VICTORIA STREET HAMILTON, Bermuda HM11
10529	CENTENNIAL CASUALTY COMPANY	2200 WOODCREST PLACE SUITE 200 BIRMINGHAM, AL 35209
10531	CENTURY SURETY COMPANY	465 CLEVELAND AVENUE WESTERVILLE, OH 43082
22371	CGU INTERNATIONAL INSURANCE PLC	ST. HELEN'S 1 UNDERSHAFT LONDON, Great Britain EC3P3DQ
10532	CHUBB CUSTOM INSURANCE COMPANY	C/O CORPORATE SERVICE COMPANY 2711 CENTERVILLE ROAD WILMINGTON, DE 19808-1645
18617	CLARENDON AMERICA INSURANCE COMPANY	224 WEST STATE STREET TRENTON, NJ 08608
10533	COLONY INSURANCE COMPANY	9201 FOREST HILL AVENUE SUITE 200 RICHMOND, VA 23235-6865
10582	COLONY NATIONAL INSURANCE COMPANY	9201 FOREST HILL AVENUE SUITE 200 RICHMOND, VA 23235-6865
10534	COLUMBIA CASUALTY COMPANY	CNA PLAZA CHICAGO, IL 60685
22388	COMMONWEALTH INSURANCE COMPANY	595 BURRARD STREET, SUITE 1500 BOX 49115 BENTALL TOWER THREE VANCOUVER, V7X 1G4
37372	CRUM & FORSTER SPECIALTY INSURANCE COMPANY	2999 NORTH 44TH STREET SHITE 250 PHOENIX, AZ 85018

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10600	DARWIN SELECT INSURANCE COMPANY	320 WEST CAPITAL STREET SUITE 1000 LITTLE ROCK, AR 72201-3525
37001	DISCOVER SPECIALTY INSURANCE COMPANY	200 NORTH LASALLE STREET CHICAGO, IL 60661
10541	EMPIRE INDEMNITY INSURANCE COMPANY	630 NE 63RD STREET OKLAHOMA CITY, OK 73105
10542	ESSEX INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
10543	EVANSTON INSURANCE COMPANY	TEN PARKWAY NORTH DEERFIELD, IL 60015
10544	EVEREST INDEMNITY INSURANCE COMPANY	CORPORATION TRUST CENTER 1209 ORANGE STREET WILMINGTON, DE 19801
10545	EXECUTIVE RISK SPECIALTY INSURANCE COMPANY	82 HOPMEADOW STREET SIMSBURY, CT 06070-7683
10547	FIREMAN'S FUND INSURANCE COMPANY OF OHIO	312 WALNUT STREET SUITE 1100 CINCINNATI, OH 45202
10548	FIRST FINANCIAL INSURANCE COMPANY	528 SOUTH FIFTH STREET SUITE 210 SPRINGFIELD, IL 62701-1822
10549	FIRST MERCURY INSURANCE COMPANY	ONE SOUTH WACKER DRIVE SUITE 2740 CHICAGO, IL 60606
10550	FIRST SPECIALTY INSURANCE CORPORATION	237 EAST HIGH STREET JEFFERSON CITY, MO 65102
18477	GEMINI INSURANCE COMPANY	CORPORATION TRUST CENTER 1209 ORANGE STREET WILMINGTON, DE 19801
10553	GENERAL AGENTS INSURANCE COMPANY OF AMERICA, INC.	115 SOUTHWEST 89TH STREET OKLAHOMA CITY, OK 73139
10552	GENERAL SECURITY INDEMNITY COMPANY OF ARIZONA	3225 NORTH CENTRAL AVENUE PHOENIX, AZ 20559
10554	GENERAL STAR INDEMNITY COMPANY	695 EAST MAIN STREET P. O. BOX 10354 STAMFORD, CT 06904-2354
22411	GENERALI ASSURANCES IARD	7 BOULEVARD HAUSSMAN PARIS, France 75009
10555	GENESIS INDEMNITY INSURANCE COMPANY	316 NORTH FIFTH STREET BISMARCK, ND 58501
44715	GLENCOE INSURANCE LIMITED	RENAISSANCE HOUSE 8 EAST BROADWAY HAMILTON, Bermuda HM GX
10556	GOTHAM INSURANCE COMPANY	919 THIRD AVENUE 10TH FLOOR NEW YORK, NY 10022
10514	GREAT AMERICAN E & S INSURANCE COMPANY	THE CORPORATION TRUST COMPANY 1209 ORANGE STREET WILMINGTON, DE 19801
10518	GREAT AMERICAN FIDELITY INSURANCE COMPANY	THE CORPORATION TRUST COMPANY 1209 ORANGE STREET WILMINGTON, DE 19801
10540	GREAT AMERICAN PROTECTION INSURANCE COMPANY	580 WALNUT STREET CINCINNATI, OH 45204

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
22412	GREAT LAKES REINSURANCE (UK) PLC	UPPER GROUND FLOOR 1 MINSTER COURT MINCING LANE LONDON, Great Britain EC3R7AA
36489	GUILFORD INSURANCE COMPANY	528 SOUTH FIFTH STREET SUITE 210 SPRINGFIELD , IL 62701-1822
10557	GULF UNDERWRITERS INSURANCE COMPANY	ONE TOWER SQUARE HARTFORD, CT 06183
44169	HOMELAND INSURANCE COMPANY OF NEW YORK	201 NORTH SERVICE ROAD MELVILLE, NY 11747
10559	HOUSTON CASUALTY COMPANY	13403 NORTHWEST FREEWAY HOUSTON, TX 77040
37373	HUDSON SPECIALTY INSURANCE COMPANY	17 STATE STREET 29TH FLOOR NEW YORK, NY 10004
10560	ILLINOIS EMCASCO INSURANCE COMPANY	717 MULBERRY STREET DES MOINES, IA 50309-3872
10561	ILLINOIS UNION INSURANCE COMPANY	525 WEST MONROE STREET CHICAGO, IL 60631
10562	INDIAN HARBOR INSURANCE COMPANY	CT CORPORATION SYSTEM 314 EAST THAYER AVENUE BISMARCK, ND 58501
10563	INEX INSURANCE EXCHANGE	1 SOUTH WACKER DRIVE SUITE 2720 CHICAGO, IL 60606-4617
45736	INTEGON SPECIALTY INSURANCE COMPANY	500 WEST FIFTH STREET WINSTON-SALEM, NC 27152
28076	INTERNATIONAL INSURANCE CO OF HANNOVER, LTD	L'AVENIR OPLADEN WAY, BRACKNELL BERKSHIRE, Great Britain UK RG12 OPH
10564	INTERSTATE FIRE & CASUALTY COMPANY	33 WEST MONROE CHICAGO, IL 60603
10566	ITT PACIFIC INSURANCE COMPANY	HARTFORD PLAZA HARTFORD, CT 06115
10546	JAMES RIVER INSURANCE COMPANY	52 EAST GAY STREET COLUMBUS, OH 43215
8967	LANDMARK AMERICAN INSURANCE COMPANY	115 S.W. 89TH STREET OKLAHOMA CITY, OK 73139-8501
10567	LANDMARK INSURANCE COMPANY	2730 GATEWAY OAKS DRIVE SUITE 100 SACRAMENTO, CA 95833
45576	LANTANA INSURANCE LTD.	RENAISSANCE HOUSE 8-12 EAST BROADWAY HAMILTON, Bermuda HM 19
10569	LEXINGTON INSURANCE COMPANY	2711 CENTERVILLE ROAD SUITE 400 WILMINGTON, DE 19808
22415	LIBERTY MUTUAL INSURANCE EUROPE LIMITED	3TH FLOOR, TWO MINSTER COURT MINCING LANE LONDON, Great Britain EC3R 7YE
18457	LIBERTY SURPLUS INSURANCE CORPORATION	175 BERKELEY STREET BOSTON, MA 02117
22416	LLOYD'S (UNDERWRITERS AT)	ONE LIME STREET LONDON, Great Britain EC3M7HA
22417	LONDON AND EDINBURGH INSURANCE COMPANY LIMITED	8 SURREY STREET NORWICH NR1 3NG ENGLAND, Great Britain EC3M5BT

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
22418	MARINE INSURANCE COMPANY LIMITED	ST MARKS COURT. CHART WAY HORSHAM, WEST SUSSEX ENGLAND, Great Britain RH 12 1XL
22455	MARKEL INTERNATIONAL INSURANCE COMPANY LIMITED	THE MARKEL BUILDING 49 LEADENHALL STREET LONDON, Great Britain EC3A2EA
10527	MAXUM INDEMNITY COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
10570	MONTICELLO INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
10571	MT. HAWLEY INSURANCE COMPANY	9025 N. LINDBERGH DRIVE PEORIA, IL 61615
10572	NAMIC INSURANCE COMPANY, INC.	3601 VINCENNES ROAD INDIANAPOLIS, IN 46268
10573	NATIONAL FIRE & MARINE INSURANCE COMPANY	3024 HARNEY STREET OMAHA, NE 68131-3580
10574	NAUTILUS INSURANCE COMPANY	7233 E. BUTHERUS DRIVE SCOTTSDALE, AZ 85260
10575	NIC INSURANCE COMPANY	ONE PENN PLAZA 55TH FLOOR NEW YORK, NY 10119-0002
10537	NOETIC SPECIALTY INSURANCE COMPANY	115 SOUTH LASALLE STREET CHICAGO, IL 60603
10576	NORTH AMERICAN CAPACITY INSURANCE COMPANY	650 ELM STREET MANCHESTER, NH 03101-2524
10577	NORTHFIELD INSURANCE COMPANY	1270 OFFICE PLAZA DRIVE WEST DES MOINES, IA 50266
10578	NUTMEG INSURANCE COMPANY	HARTFORD PLAZA HARTFORD, CT 06115
22421	OCEAN MARINE INSURANCE COMPANY LIMITED	ST. HELEN'S 1 UNDERSHAFT LONDON, Great Britain EC3P3DQ
10579	OLD REPUBLIC UNION INSURANCE COMPANY	307 NORTH MICHIGAN AVENUE CHICAGO, IL 60601
10580	PACIFIC INSURANCE COMPANY	CNA CENTER 333 S. WABASH AVENUE CHICAGO, IL 60685
58179	PENN-PATRIOT INSURANCE COMPANY	11 SOUTH 12TH STREET P. O. BOX 1463 RICHMOND, VA 23218
23150	PRINCETON EXCESS AND SURPLUS LINES INSURANCE COMPANY	2711 CENTERVILLE ROAD SUITE 400 WILMINGTON, DE 19808
10583	PROFESSIONAL UNDERWRITERS LIABILITY INSURANCE COMPANY	50 WEST BROADWAY SALT LAKE CITY, UT 84101
22449	QBE INSURANCE (EUROPE) LIMITED	PLANTATION PLACE 30 FENCHURCH STREET LONDON, Great Britain EC3M 3BD
47448	QBE SPECIALTY INSURANCE COMPANY	314 EAST THAYER AVENUE BISMARCK, ND 58501
53074	QUANTA SPECIALTY LINES INSURANCE COMPANY	3500 DEPAUW BOULEVARD SUITE 3050 INDIANAPOLIS, IN 46268
44436	RED MOUNTAIN CASUALTY INSURANCE COMPANY, INC.	100 BROOKWOOD PLACE SUITE 500 BIRMINGHAM, AL 35209
10603	ROCKHILL INSURANCE COMPANY	40 NORTH CENTRAL AVENUE PHOENIX, AZ 85004

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10588	ROYAL SURPLUS LINES INSURANCE COMPANY	9 FARM SPRINGS ROAD FARMINGTON, CT 06032
10589	SAFECO SURPLUS LINES INSURANCE COMPANY	SAFECO PLAZA SEATTLE, WA 98185
10590	SAVERS PROPERTY AND CASUALTY INSURANCE COMPANY	700 WEST 47TH STREET KANSAS CITY, MO 64112-1802
10591	SCOTTSDALE INSURANCE COMPANY	ONE NATIONWIDE PLAZA COLUMBUS, OH 43215
44276	SENECA SPECIALTY INSURANCE COMPANY	2999 NORTH 44TH STREET SUITE 250 PHOENIX, AZ 85018-7256
33514	SIRIUS INTERNATIONAL INSURANCE CORPORATION	BIRGER JARISGATAN 57B STOCKHOLM, Sweden SE 113 96
10565	SPECIALTY SURPLUS INSURANCE COMPANY	1 KEMPER DRIVE LONG GROVE, IL 60049-0001
22453	SR INTERNATIONAL BUSINESS INSURANCE COMPANY LIMITED	30 ST. MARY AXE LONDON, Great Britain EC3A8EP
10593	ST. PAUL SURPLUS LINES INSURANCE COMPANY	32 LOOCKERMAN SQUARE Suite L-100 DOVER, DE 19901
38980	STARR EXCESS LIABILITY INSURANCE COMPANY, LTD.	2711 CENTERVILLE ROAD SUITE 400 WILMINGTON, DE 19808
10594	STEADFAST INSURANCE COMPANY	SUITE 202 32 LOOCKERMAN SQUARE DOVER, DE 19901
54486	THROUGH TRANSPORT MUTUAL INSURANCE ASSOCIATION (EURASIA) LIMITED	INTERNATIONAL HOUSE CREECHURCH LANE LONDON, Great Britain EC3A 5BA
10596	TIG SPECIALTY INSURANCE COMPANY	777 ARNOLD DRIVE SUITE 200 MARTINEZ, CA 94553
63338	TRADERS & PACIFIC INSURANCE COMPANY	1209 ORANGE STREET WILMINGTON, DE 19801
10597	TRAVELERS EXCESS AND SURPLUS LINES COMPANY	ONE TOWER SQUARE HARTFORD, CT 06183
10598	TUDOR INSURANCE COMPANY	91 COURT STREET KEENE, NH 03431
10599	U. S. UNDERWRITERS INSURANCE COMPANY	316 NORTH FIFTH STREET SIXTH FLOOR BISMARCK, ND 58501
44120	UNITED NATIONAL CASUALTY INSURANCE COMPANY	5253 HOHMAN AVENUE PO BOX 1150 HAMMOND, IN 46320
10558	UNITED NATIONAL SPECIALTY INSURANCE COMPANY	411 EAST WISCONSIN AVENUE SUITE 700 MILWAUKEE, WI 53202
58119	USF&G SPECIALTY INSURANCE COMPANY	1340 SMITH AVENUE SUITE 200 BALTIMORE, MD 21209
52712	VICTORIA INSURANCE COMPANY	2301 E.LAMAR BOULEVARD 5TH FLOOR ARLINGTON, TX 76006
10605	VOYAGER INDEMNITY INSURANCE COMPANY	260 INTERSTATE NORTH CIRCLE NW ATLANTA, GA 30339
63239	WELLINGTON SPECIALTY INSURANCE COMPANY	160 GREENTREE DRIVE SUITE 101 DOVER, DE 19904

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10607	WESTCHESTER SURPLUS LINES INSURANCE COMPANY	500 COLONIAL CENTER PARKWAY SUITE 200 ROSWELL, GA 30076
10608	WESTERN HERITAGE INSURANCE COMPANY	6263 N. SCOTTSDALE ROAD SUITE 240 SCOTTSDALE, AZ 85250
10610	WESTERN WORLD INSURANCE COMPANY	91 COURT STREET KEENE, NH 03431
49219	WILSHIRE INSURANCE COMPANY	702 OBERLIN ROAD RALEIGH, NC 27605-0800
52746	WIND RIVER INSURANCE COMPANY, LTD.	VICTORIA HALL 11 VICTORIA STREET P. O. BOX HM 1826 HAMILTON, Bermuda HM HX
10604	XL SELECT INSURANCE COMPANY	735 FIRST NATIONAL BUILDING OKLAHOMA CITY, OK 73102
10611	ZC SPECIALTY INSURANCE COMPANY	400 WEST 15TH STREET SUITE 710 AUSTIN, TX 78701
22461	ZURICH INTERNATIONAL (BERMUDA) LIMITED	WELLESLEY HOUSE 90 PITT'S BAY ROAD P. O. BOX HM 2268 HAMILTON, Bermuda HMJX
22462	ZURICH SPECIALTIES LONDON LIMITED	THE ZURICH BUILDING 90 FENCHURCH STREET LONDON, Great Britain EC3M4JX

Total Companies: 144

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1296. Filed for public inspection July 21, 2006, 9:00 a.m.]

GEICO General Insurance Company; Automobile, Motorcycle and Umbrella Liability Manual Revision; Rate Filing

On June 22, 2006, the Insurance Department (Department) received from GEICO General Insurance Company a filing for the proposed rate level and rule changes for automobile, motorcycle and umbrella liability manuals.

On July 6, 2006, the Department received an amendment to the filing.

The company requests an overall 1.12% decrease amounting to \$606,000 annually, to be effective August 3, 2006, for new business and October 1, 2006, for renewal business.

Unless formal administrative action is taken prior to August 21, 2006, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Insurance Product Regulation and

Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, xlu.state.pa.us within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1297. Filed for public inspection July 21, 2006, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Chester County, Wine & Spirits Shoppe #1519, The Shops at Great Valley, 20 Liberty Boulevard, Malvern, PA 19355.

Lease Expiration Date: March 31, 2007

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 2,250 net useable square feet of new or existing retail commercial space. The location must be within a 1/2-mile radius of the intersection of Routes 202 and 29, Malvern.

Proposals due: August 11, 2006, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: James M. Bradley, (215) 482-9671

Northampton County, Wine & Spirits Shoppe #4804, Stefko Shopping Center, 1844 Stefko Boulevard, Bethlehem, PA 18017

Lease Expiration Date: 90-day status since 8-2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 6,400 net useable square feet of new or existing retail commercial space. The location must be along Stefko Boulevard between Easton Avenue to the north and the Lehigh River to the south, Bethlehem.

Proposals due: August 11, 2006, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Matthew L. Sweeney, (717) 657-4228

JONATHAN H. NEWMAN,
Chairperson

[Pa.B. Doc. No. 06-1298. Filed for public inspection July 21, 2006, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule for All Milk Marketing Areas; Paper Containers

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on September 6, 2006, at 10:30 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the cost of paper containers in each milk marketing area and the effect of paper container costs on minimum wholesale and retail prices.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 4 p.m. on August 11, 2006, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 4 p.m. on August 11, 2006, notification of their wish to be included as a party. Parties may indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable.

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 4 p.m. on August 23, 2006, each party shall file with the Board, in person or by mail, one original and eight copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which

each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on August 30, 2006, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. In addition, the parties shall have available in the hearing room at least 20 additional copies made available for the use of nonparties attending the hearing.

Parties that wish to offer in evidence documents on file with the Board, public documents records in other proceedings before the Board, or wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on August 16, 2006.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

KEITH BIERLY,
Secretary

[Pa.B. Doc. No. 06-1299. Filed for public inspection July 21, 2006, 9:00 a.m.]

PATIENT SAFETY AUTHORITY

Public Meeting

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. § 1303.303), enacted on March 20, 2002, will hold a meeting of the Authority's 11 member Board of Directors on Tuesday, August 8, 2006, at 10:30 a.m. in the Wildwood Conference Center, Harrisburg Area Community College, One HACC Drive, Harrisburg, PA.

Individuals having questions regarding this meeting, which is open to the public, should contact the Authority at (717) 346-0469.

ALAN B. K. RABINOWITZ,
Administrator

[Pa.B. Doc. No. 06-1300. Filed for public inspection July 21, 2006, 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 August 14, 2006. 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-00122935. Carl E. Hackman (14 Brookside Circle, Myerstown, Lebanon County, PA 17067)—persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Borough of Myerstown, Lebanon County, and within an airline distance of 10 statute miles of said borough, to points in Pennsylvania, and return.

A-00122946. Paul A. Bishop (318 Bells Mills Cloe Road, Punxsutawney, Jefferson County, PA 15767)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Counties of Jefferson and Indiana to points in Pennsylvania, and return.

A-00122949. Gerald E. McKee (932 Rife Run Road, Manheim, Lancaster County, PA 17545)—persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster, to points in Pennsylvania, and return.

A-00122950. Georgia Ann Stull (127 Poe Street, Belleville, Mifflin County, PA 17004)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Mifflin to points in Pennsylvania, and return.

A-00122959. Denise S. Polydor t/a Polydor Services (113 Dairy Lane, Ellwood City, Beaver County, PA 16117)—persons in limousine service, from points in the Counties of Allegheny and Beaver, to points in Pennsylvania, and return.

Application of the following for *amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under the application.*

A-00121720, F.1, Am-B. Leonard R. Lewandowski t/a D & L Cab Co. (106 Morningside Drive, Red Lion, York County, PA 17356)—a corporation of the Commonwealth for amendment to his common carrier certificate, to transport, by motor vehicle, persons, upon call or

demand in the Boroughs of Red Lion, Dallastown, Jacobus, Windsor, Loganville, Winterstown, Glen Rock, Shrewsbury, Stewartstown, Felton, Cross Roads and Yoe and the Townships of York, Springfield, Shrewsbury, Windsor, North Hopewell, East Hopewell and Hopewell, all located in York County, et al.; *So As To Permit:* persons upon call or demand in the County of York.

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-00122951. Jetway Transport, Inc. (2147 Benson Street, 1st Floor, Philadelphia, Philadelphia County, PA 19152), a corporation of the Commonwealth—persons upon call or demand: (1) in the Borough of Narberth, and that portion of Lower Merion Township, Montgomery County, beginning at the joinder of the Schuylkill River and City Line Avenue, thence northwardly along the Schuylkill River to its joinder with Mill Creek Road, thence westward along Mill Creek Road to its intersection with Gulph Road, then southwardly along Gulph Road to its intersection with Gypsy Lane, thence southeastwardly along Gypsy Lane and its merger with Wynnewood Avenue to its intersection with City Line Avenue, thence eastwardly along City Line Avenue to the point of beginning; subject to the following condition: That no right, power or privilege is granted to originate service from City Line Avenue addresses on the Montgomery County side of City Line Avenue from the Route 76 exit to Old Lancaster Road; (2) in the Townships of Marple, Upper Providence and Newtown, Delaware County, and that part of Lower Merion Township, Montgomery County, on and east of a line beginning at Waverly Road and the Schuylkill River, thence southeastwardly along Waverly Road to its intersection with Morris Avenue, then southeastwardly along Morris Avenue to its intersection with Old Gulph Road, then westward along Old Gulph Road to its merger with Roberts Road, then southward along Roberts Road to the Montgomery-Delaware County Line; (3) in the Boroughs of Conshohocken and West Conshohocken, Montgomery County; the Township of Radnor, Delaware County and the Township of Tredyffrin, Chester County, provided, however, that the transportation in Tredyffrin Township, Chester County, be limited to the following: Al E Gators Restaurant, Steak & Ale Restaurant, Chesterbrook Corporate Center, West Lake Business Center, The Woods Center, Crossroads Business Park, Vanguard Corporation and Devon Marriott Courtyard; and (4) in the Townships of Tredyffrin, Easttown, Willistown, East Whiteland, West Whiteland, Charlestown, East Goshen and the Borough of Malvern, all located in Chester County, and the Township of Upper Merion, Montgomery County; which is to be a transfer of all the rights authorized under the certificate issued at A-00120685, F.1 to Sheff Transport, LLC t/a Main Line Taxi, subject to the same limitations and conditions.

A-00122951, F.2. Jetway Transport, Inc. (2147 Benson Street, 1st Floor, Philadelphia, Philadelphia County, PA 19152), a corporation of the Commonwealth—persons in limousine service, between points in this Commonwealth; which is to be a transfer of all the rights authorized under the certificate issued at A-00120685, F.2 to Sheff Transport, LLC t/a Main Line Taxi, subject to the same limitations and conditions.

A-00122958. Richard J. Fluehr t/a Fluehr Funeral Home (864 Bristol Pike, Bensalem, Bucks County, PA 19020)—persons in limousine service, between points in

this Commonwealth; which is to be a transfer of all of the limousine operating rights of Terranova Funeral Home, Inc., under the certificate issued at A-00114012, subject to the same limitations and conditions.

Application of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under the application.

A-00122224, F.3. Donald E. West t/a Don's Taxi Service (P. O. Box 564, Manheim, Lancaster County, PA 17545)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the county of Lancaster, to points in Pennsylvania, and return.

Applications of the following for the 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-00096669, F.2. Country Trails Bus Company, Inc. (139 Bauer Road, Clarion, Clarion County, PA 16214), a corporation of the Commonwealth—certificate of public Convenience to abandon/discontinue the rights to transport, as a common carrier by motor vehicle, persons in paratransit service, between points in the Counties of Clarion, Jefferson and Forest; subject to the following conditions: (1) The service herein authorized is limited to transportation in vehicles having a seating capacity not to exceed 15 persons, including the driver; (2) The service herein authorized is limited to transportation for which advanced reservations are made for transportation in a vehicle not reserved for individual use; (3) That no right, power or privilege is granted to provide schedule route service as defined in 52 Pa. Code § 29.14; (4) That no right, power or privilege is granted to transport groups and parties of persons or persons on special excursions or tours or sightseeing trips as defined in 52 Pa. Code § 29.16; (5) that no right, power or privilege is granted to transport employees of Chessie System or of the Consolidated Rail Corporation.

A-00096669, F.3. Country Trails Bus Company, Inc. (139 Bauer Road, Clarion, Clarion County, PA 16214), a corporation of the Commonwealth—certificate of public Convenience to abandon/discontinue the rights to transport, as a common carrier by motor vehicle, persons on schedule over the following routes: (1) Beginning at the intersection of Railroad Street and Fourth Avenue to the intersection of Wood Street in the Borough of Clarion, thence on Wood Street to the intersection of Grand Avenue, thence on Grand Avenue to the college dormitory designated as Forest Manor, and vice versa; using South Street, parallel to Wood Street, inasmuch as Wood Street is a one-way street; (2) Beginning at Forest Manor Dormitory in the Borough of Clarion, thence on Grand Avenue to the intersection with Wood Street, thence on Wood Street to the intersection with Ninth Avenue, thence on Ninth Avenue to the intersection with East Main Street, thence on East Main Street to Highway Route 322 to Jamesway Shopping Center in Clarion Township, and vice versa; (3) Beginning at Chandler Hall in the Borough of Clarion, thence on Wood Street to the intersection with Ninth Avenue, thence on Ninth Avenue to the intersection with Liberty Street, thence on Liberty Street to the entrance of Eagles Football Field in the Borough of Clarion, thence on First Street to the intersection with West Main Street, thence on West Main Street to the intersection with Second Avenue, thence on Second Avenue to the intersection with South Street, thence on

South Street to the intersection with Eighth Avenue and Greenville Avenue, thence on Greenville Avenue to the intersection with Payne Street, thence on Payne Street to Chandler Hall, all with the Borough of Clarion; (4) Beginning in the Borough of Brookville, Jefferson County, thence by various Borough streets to Interstate Highway Route 80 (Exit 13), thence west by Interstate Highway Route 80 to Exit 10, thence northwest by unnumbered highway route to the Borough of Clarion, Clarion County, thence southeast by the same unnumbered highway route to its intersection with SR 66, thence southwest by SR 66 to the Borough of New Bethlehem, Clarion County, thence southwest by SR 66 becoming SR 28 to its termination in the City of Pittsburgh, Allegheny County, thence returning over the same routes to the place of beginning.

A-00101691, F.2. Schrock, Inc. (118 Schrock Drive, Berlin, Somerset County, PA 15530)—discontinuance of service—persons, in paratransit service, between points in Somerset County, PA.

A-00118014. Robert Kerr Associates, Inc. t/a United Limousine and Transportation Service (21 School Avenue, Somerset, NJ 08873)—discontinuance of service—persons, in limousine service, between points in Pennsylvania.

A-00109425, F.3. Barker Brothers, Inc. t/a Pittsburgh North Aire Ride (11670 SR 85, Kittanning, Armstrong County, PA 16201), a corporation of the Commonwealth—Certificate of Public Convenience to abandon/discontinue the rights to transport, as a common carrier by motor vehicle, persons in airport transfer service, from points in the Borough of Kittanning, Armstrong County, and within an airline distance of 35 statute miles of the limits thereof, to the Allegheny County Airport, in the Borough of West Mifflin, Allegheny County, and the Greater Pittsburgh International Airport, in the Township of Findlay, Allegheny; subject to the following conditions: that no right, power or privilege is granted to provide service from points in Westmoreland County lying on and south of SR 286, or between points in Allegheny County. *Attorney:* James Norris, 600 Grant Street, 44th Floor, Pittsburgh, PA 15219.

A-00113735, F.2. Valvano's Limousine, Inc. (R. D. 1, Box 476A, Whites Ferry Road, Falls, Wyoming County, PA 18695), a corporation of the Commonwealth—Certificate of Public Convenience to abandon/discontinue the rights to transport, as a common carrier by motor vehicle, persons in group and party service, in vehicles seating 15 passengers or less, including the driver, between points in the Counties of Wyoming, Luzerne, Lackawanna, Susquehanna, Bradford and Sullivan, and from points in said counties, to points in Pennsylvania, and return.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-1301. Filed for public inspection July 21, 2006, 9:00 a.m.]

Telecommunications Service

A-311397F0002AMA, A-311397F0002AMB and A-311397F0002AMC. Blue Ridge Digital Phone Company. Application of Blue Ridge Digital Phone Company for approval to provide telecommunications services as a facilities-based competitive local exchange carrier in the service territories of Alltel Pennsylvania, Inc., Commonwealth Telephone Company and Palmerton Telephone Company.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 7, 2006. The documents filed in support of the application 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 applicant's business address.

Applicant: Blue Ridge Digital Phone Company

Through and By Counsel: Pamela C. Polacek, Esquire, McNees Wallace and Nurick, LLC, P. O. Box 1166, 100 Pine Street, Harrisburg, PA 17108-1166

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-1302. Filed for public inspection July 21, 2006, 9:00 a.m.]

Telecommunications Service

A-311281F0002AMA, A-311281F0002AMB and A-311281F0002AMC. CityNet Pennsylvania, LLC. Application of CityNet Pennsylvania, LLC for approval to offer, render, furnish or supply telecommunications services as a facilities-based reseller of competitive local exchange services to the public in the service territories of Alltel Pennsylvania, Inc., Commonwealth Telephone Company and North Pittsburgh Telephone Company.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 7, 2006. The documents filed in support of the application 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 applicant's business address.

Applicant: CityNet Pennsylvania, LLC

Through and By Counsel: Brett P. Ferenchak, Esquire, Bingham McCutchen, LLP, 3000 K Street NW, Suite 300, Washington DC 20007

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-1303. Filed for public inspection July 21, 2006, 9:00 a.m.]

Wastewater Service

A-230107. Schoolhouse Road Wastewater Company. Application of Schoolhouse Road Wastewater Company for approval to begin to offer, render, furnish or supply wastewater service to the public in Licking Creek Township, Fulton County, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 7, 2006. The documents filed in support of the application 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 applicant's business address.

Applicant: Schoolhouse Road Water Company

Through: Lee and Joyce Mummau, 14192 Day Avenue, Mt. Airy, MD 21771

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-1304. Filed for public inspection July 21, 2006, 9:00 a.m.]

Water Service

A-212285F0137. Pennsylvania-American Water Company. Application of Pennsylvania-American Water Company for approval of the right to offer, render, furnish or supply water service to the public in additional portions of Forward Township, Butler County, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 7, 2006. The documents filed in support of the application 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 applicant's business address.

Applicant: Pennsylvania-American Water Company

Through and By Counsel: Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, 800 West Hersheypark Drive, Hershey, PA 17033

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-1305. Filed for public inspection July 21, 2006, 9:00 a.m.]

Water Service

A-210125. Schoolhouse Road Water Company. Application of Schoolhouse Road Water Company for approval to begin to offer, render, furnish or supply water service to the public in Licking Creek Township, Fulton County, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 7, 2006. The documents filed in support of the application 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 applicant's business address.

Applicant: Schoolhouse Road Water Company

Through: Lee and Joyce Mummau, 14192 Day Avenue, Mt. Airy, MD 21771

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-1306. Filed for public inspection July 21, 2006, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept bids for Project #06-103.P, (PRPA Diary/Calendar), until 2 p.m. on Thursday, August 10, 2006. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available August 1, 2006. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 06-1307. Filed for public inspection July 21, 2006, 9:00 a.m.]

STATE BOARD OF EDUCATION

Approval of PSSA Performance Level Descriptors, Performance Level Cut Scores and Assessment Anchor Content Standards

At its regular public meeting held June 29, 2006, the State Board of Education (Board) approved new Pennsylvania System of School Assessment (PSSA) performance level descriptors and performance level cut scores for certain grades recommended to the Board by the Department of Education (Department). The approved performance level descriptors and PSSA performance level cut scores are based upon the recommendations of teachers, administrators, university faculty and intermediate unit staff who participated in multi-day workshops facilitated by the Department's assessment contractor. The Board also adopted two sets of PSSA assessment anchors as the PSSA Assessment Anchor Content Standards that identify the material assessed on the PSSA.

The performance level cut scores for writing in grades 5, 8 and 11 were developed on account of a change in the grade levels at which the writing assessment is administered and also a revision in test design. The writing assessment was previously administered in grades 6, 9 and 11.

The performance level cut scores for reading and mathematics in grades 4, 6 and 7 were established for the first time as 2006 was the first year in which the PSSA reading and mathematics assessments were administered in these grade levels. The Federal No Child Left Behind Act of 2001 requires that states assess reading and mathematics in grades 3 through 8 and once at the high school level.

The Board action was taken under general authority granted to it by the Public School Code of 1949 (24 P. S. §§ 1-101—27-2702) and in accordance with specific provisions of the Board's regulations codified at 22 Pa. Code Chapter 4 (relating to academic standards and assessment). The approved PSSA performance level cut scores are described infra in the Appendix. The performance level descriptors and PSSA assessment anchor content

standards are available for review on the Department's website at www.pde.state.pa.us.

Background

Published at 29 Pa.B. 399 (January 16, 1999), the regulations of the Board now codified at 22 Pa. Code Chapter 4 "establish rigorous academic standards and assessments to facilitate the improvement of student achievement and to provide parents and communities a measure by which school performance can be determined." See 22 Pa. Code § 4.2 (relating to purpose). To help accomplish these goals, the Board established in Chapter 4 a State assessment system. The State assessment system is designed specifically to accomplish the following purposes:

(1) Provide students, parents, educators and citizens with an understanding of student and school performance.

(2) Determine the degree to which school programs enable students to attain proficiency of academic standards under § 4.12 (relating to academic standards).

(3) Provide results to school districts, including charter schools, and AVTSs for consideration in the development of strategic plans under § 4.13 (relating to strategic plans).

(4) Provide information to State policymakers including the General Assembly and the Board on how effective schools are in promoting and demonstrating student proficiency of academic standards.

(5) Provide information to the general public on school performance.

(6) Provide results to school districts, including charter schools, and AVTSs based upon the aggregate performance of all students, for students with an Individualized Education Program (IEP) and for those without an IEP. See 22 Pa. Code § 4.51(a) (relating to State assessment system).

As prescribed by the regulations, the criteria for judging performance on State assessments are the following:

(1) Performance on State reading assessments shall be demonstrated by students' responses to comprehension questions about age-appropriate reading passages and by their written responses to in-depth comprehension questions about the passages.

(2) Performance on State mathematics assessments shall be demonstrated by students' responses to questions about grade-appropriate content and by the quality of their responses to questions which require a written solution to a problem.

(3) Performance on State writing assessments shall be demonstrated by the quality of students' written compositions on a variety of topics and modes of writing. See 22 Pa. Code § 4.51(b)(1)—(3). Levels of proficiency established by the regulations are "advanced, proficient, basic and below basic." See 22 Pa. Code § 4.51(b)(4).

Under the regulations, it is the responsibility of the Department to develop State assessments "based on academic standards in mathematics, reading and writing under § 4.12 [(relating to academic standards)]." See 22 Pa. Code § 4.51(c). In developing assessments, the Department is required "to consult with educators, students, parents and citizens regarding the specific methods of

assessment.” Individual test results from the assessment are to be used in planning instruction “only by parents, teachers, administrators and guidance counselors with a need to know based upon local board policy on testing and in reporting academic progress.” *Id.* The Department and other Commonwealth entities are prohibited from collecting individual student test scores, and may only collect aggregate test scores by school and district. *Id.*

The State assessments must be administered annually and include assessments of the State academic standards in mathematics and reading at grades 3 through 8 and 11 and in writing at grades 5, 8 and 11. See 22 Pa. Code § 4.51(d) and § 403.3(d) (relating to assessments). Students not achieving at the proficient level in the administration of State assessments in grade 11 must be provided one additional opportunity in grade 12 to demonstrate a proficient level on State assessments. See 22 Pa. Code § 4.51(e). The Secretary of Education has the authority to establish guidelines for the administration of the State assessment system. See 22 Pa. Code § 4.51(h).

The performance level cut scores and performance level descriptors for reading and mathematics in grades 5, 8 and 11 were first established and published at 31 Pa.B. 2763 (May 26, 2001). The performance level descriptors and performance level cut scores were updated and revised for reading and mathematics in grades 5, 8 and 11 and newly established for grade 3 in June and September 2005. These revisions were published at 35 Pa.B. 5442 (October 1, 2005).

PSSA Assessment Anchor Content Standards

In January 16, 1999 (29 Pa.B. 399), the Board published the academic standards for Reading, Writing, Speaking and Listening and Mathematics. These standards defined what students should know and be able to do in grades 3, 5, 8 and 11. The PSSA assessments were designed to assess whether students in these grades were proficient in reading, writing and mathematics at these grade levels. In 2005, with the support of the Board, the Department developed assessment anchors that defined a smaller set of these standards to be assessed on the PSSA. These assessment anchors were used as the basis for the 2005 and 2006 PSSA. Based on the findings of an alignment study completed on behalf of the Department by Achieve Inc., the assessment anchors were refined and used to develop the PSSA assessments to be administered beginning in 2007.

Early in 2006 the United States Department of Education conducted a review of the Commonwealth’s compliance with the standards and assessment requirements of the No Child Left Behind Act of 2001. Because the assessment anchors are used to define the academic content assessed on the PSSA rather than the full range of academic content contained in the Board’s academic standards, the United States Department of Education called for formal approval of the assessment anchors for reading and mathematics as the Commonwealth’s academic content standards. To address this request, the Board formally adopted at its June 29, 2006, meeting both the 2005 and 2007 versions of the assessment anchors as the Commonwealth’s PSSA assessment anchor content standards. The PSSA assessment anchor content standards can be accessed under the assessment section of the Department’s website at www.pde.state.pa.us.

Development and Approval of Descriptors and Scores

As part of the State assessment system established by the regulations, the Board delegated to the Department the very important task of developing specific criteria for each of the performance levels prescribed by § 4.51(b)(4)—advanced, proficient, basic and below basic. Specifically, the Department is directed by the regulations to “consult with educators, students, parents and citizens,” and then to “develop and recommend to the Board for its approval specific criteria for each performance level.” *Id.*

As reported to the Board at its June 29, 2006 meeting, the Department met with educators from across this Commonwealth to assist the Department in developing the performance levels descriptors and scores. Based on these efforts as described in detail for the Board at its meeting, the Department recommended the performance level descriptors and scores that the Board ultimately adopted at its June 29, 2006, meeting. Before adopting the performance level descriptors and scores on June 29, 2006, the Board provided members of the public in attendance with the opportunity to comment on the Department’s recommendation.

The approved performance levels (as they appear *infra*) will be applied to the 2006 PSSA test scores, which will be publicly released in September 2006. The Performance Level Descriptors, due to their length, are not included here but may be accessed on the Department’s website: www.pde.state.pa.us. The Department and the Board will review the descriptors and scores periodically based on actual experience in using them and consider revisions as appropriate, using the same process prescribed by § 4.51(b)(4).

Persons with questions or needing additional information regarding the Board’s approval of these performance levels descriptors and scores may contact Jim Buckheit, Executive Director, State Board of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-3787 or TDD (717) 787-7367. Persons with questions or needing additional information regarding the development and implementation of them should contact Ray Young, Chief, Division of Assessment, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-4234 or TDD (717) 787-7367.

JIM BUCKHEIT,
Executive Director

Appendix

PSSA Performance Level Scores, as approved by the State Board of Education, are as follows:

Performance Level Cut Scores

Grade 4

	<i>Reading</i>	<i>Mathematics</i>
Advanced	1469 and up	1445 and up
Proficient	1255-1468	1246-1444
Basic	1012-1254	1156-1245
Below Basic	1011 and below	1155 and below

Grade 6

	<i>Reading</i>	<i>Mathematics</i>
Advanced	1456 and up	1476 and up
Proficient	1278-1455	1298-1475
Basic	1121-1277	1174-1297
Below Basic	1120 and below	1173 and below

Performance Level Cut Scores

	Grade 7	
	<i>Reading</i>	<i>Mathematics</i>
Advanced	1470 and up	1472 and up
Proficient	1279-1469	1298-1471
Basic	1131-1278	1183-1297
Below Basic	1130 and below	1182 and below
	Grade 5	
	<i>Writing</i>	
Advanced	1909 and up	
Proficient	1236-1908	
Basic	745-1235	
Below Basic	744 and below	
	Grade 8	
	<i>Writing</i>	
Advanced	1748 and up	
Proficient	1236-1747	
Basic	914-1235	
Below Basic	913 and below	
	Grade 11	
	<i>Writing</i>	
Advanced	1806 and up	
Proficient	1236-1805	
Basic	952-1235	
Below Basic	951 and below	

[Pa.B. Doc. No. 06-1308. Filed for public inspection July 21, 2006, 9:00 a.m.]

STATE EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the State Employees' Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17101:

August 16, 2006	Joseph R. Canevari (Age 50 Retirement Credit)	1 p.m.
September 6, 2006	Arthur P. Conn (D) (Change Retirement Option Selection)	1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 4 Pa. Code § 250.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

ERIC HENRY,
Secretary

[Pa.B. Doc. No. 06-1309. Filed for public inspection July 21, 2006, 9:00 a.m.]
