

# NOTICES

## DEPARTMENT OF AGRICULTURE

### General Quarantine Order

#### *Recitals*

A. Scrapie is an infectious disease of ovine animals (such as sheep) and caprine animals (such as goats) and is believed to be caused by a prion agent.

B. There is no vaccine to protect animals against Scrapie. There is currently no accurate, feasible live-animal test for the presence of Scrapie—nor is there a known cure or treatment for this disease.

C. Scrapie is known to be transmissible from infected to uninfected ovine animals and caprine animals by birthing tissues and fluids.

D. Scrapie is specifically designated a “dangerous transmissible disease” of animals 3 Pa.C.S. § 2321(a)(40) (relating to dangerous transmissible diseases).

E. The Department of Agriculture (Department) has broad authority under 3 Pa.C.S. §§ 2301—2389 (relating to the Domestic Animal Law) to regulate the keeping and handling of domestic animals to exclude, contain or eliminate dangerous transmissible diseases, such as Scrapie.

F. The Department also has broad authority under the Domestic Animal Law to issue general quarantines with respect to any area or locality within this Commonwealth to exclude, contain or eliminate dangerous transmissible diseases, such as Scrapie.

G. Scrapie is of particular concern to the ovine animal and caprine animal production industries, in that presence of Scrapie may result in the Department ordering the condemnation and destruction of the entire affected flock or herd and may severely limit the market for product of this Commonwealth.

H. Scrapie is known to be present in ovine animals and caprine animals in states outside of this Commonwealth and is occasionally diagnosed among ovine animals and caprine animals within this Commonwealth.

I. As a condition of maintaining this Commonwealth’s “Scrapie Consistent State Status” under the United States Department of Agriculture’s (USDA’s) ongoing Scrapie eradication effort, it is critical that the Department have the ability to promptly and accurately identify the source of a Scrapie-infected ovine animal or caprine animal originating within this Commonwealth.

#### **Order of Quarantine.**

With the foregoing recitals incorporated into this Order by reference, the Pennsylvania department of agriculture (PDA) hereby establishes a General Quarantine under authority of the Domestic Animal Law, at 3 Pa.C.S.A. § 2329(d). The terms of this Order are as follows:

1. *Quarantine Area.* This General Quarantine is applicable to the entire Commonwealth of Pennsylvania.

#### 2. *Prohibitions.*

i. *Importation.* No ovine or caprine animal shall be imported into the Commonwealth of Pennsylvania without a PDA-approved form of individual identification.

ii. *Through-shipment.* No ovine or caprine animal that is being shipped through the Commonwealth of Pennsylvania to another destination shall be temporarily unloaded from the vehicle or conveyance in which it is being transported without a PDA-approved form of individual identification.

3. *Individual Identification of Animals.* All ovine animals and caprine animals born within the Commonwealth shall be identified by a PDA-approved form of individual identification prior to being transported live from their premises of birth.

4. *Types of PDA-approved Individual Identification.* PDA-approved forms of identification include the following:

(a) An ear tag that has been issued by the United States Department of Agriculture (USDA).

(b) A USDA-Approved Custom Ear Tag.

(c) A registration tattoo, if:

(i) The tattoo is legible; and

(ii) A registration certificate or a Certificate of Veterinary Inspection, listing the tattoo and registry, accompanies the tattooed ovine animal or caprine animal at all times from transport from premises of birth.

(d) A USDA-Approved Custom Tattoo.

(e) A USDA Animal Identification Number (AIN)—whether an ear tag or other USDA-approved form of identification affixed to or accompanying the ovine animal or caprine animal at all times from transport from premises of birth.

(f) Another form of identification approved by PDA in writing.

5. *Violations/Penalties.* Any person violating the requirements of this Order shall be subject to criminal prosecution and/or civil penalties of up to \$10,000 per violation.

6. *No Restriction on Further Action by PDA.* This Order shall not be construed as limiting PDA’s authority to establish additional quarantine or testing requirements or take any actions otherwise permitted under applicable statute or regulation.

7. *Effective Date.* This Order is immediately effective September 1, 2006, and shall remain in effect unless rescinded or modified by subsequent order.

DENNIS C WOLFF,  
Secretary

[Pa.B. Doc. No. 06-1686. Filed for public inspection August 25, 2006, 9:00 a.m.]

# 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 August 15, 2006.

### BANKING INSTITUTIONS

#### Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
8-10-06	Allegheny Valley Bancorp, Inc., Pittsburgh, parent company of Allegheny Valley Bank of Pittsburgh, to acquire 100% of RSV Bancorp, Inc., Pittsburgh, parent company of Mt. Troy Bank, Pittsburgh, a Federal savings bank	Pittsburgh	Approved

#### Interim Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-11-06	Centra Bank-Smithfield Smithfield Fayette County Application represents an interim charter being formed solely to facilitate the acquisition of Smithfield State Bank of Smithfield, PA, by Centra Financial Holdings, Inc., Morgantown, WV.	Smithfield	Approved

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-10-06	Allegheny Valley Bank of Pittsburgh, Pittsburgh, and Mt. Troy Bank, Pittsburgh— Surviving Institution— Allegheny Valley Bank of Pittsburgh, Pittsburgh	Pittsburgh	Approved
8-11-06	Smithfield State Bank of Smithfield, PA, and Centra Bank-Smithfield (In Organization), Smithfield— Surviving Institution— Smithfield State Bank of Smithfield, PA Application approved to facilitate the acquisition of Smithfield State Bank of Smithfield, PA, by Centra Financial Holdings, Inc., Morgantown, WV.	Smithfield	Approved

#### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-10-06	Bank of Hanover and Trust Company Hanover York County	1120 Fairfield Road Gettysburg Adams County	Filed

#### Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-11-06	First Commonwealth Bank Indiana Indiana County	799 Castle Shannon Boulevard Pittsburgh Allegheny County	Filed

## NOTICES

## 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>
8-8-06	North Districts Community Credit Union, Gibsonia, and Glenshaw Federal Credit Union, Glenshaw Surviving Institution— North Districts Community Credit Union, Gibsonia	Gibsonia	Approved

The Department's website at [www.banking.state.pa.us](http://www.banking.state.pa.us) includes public notices for more recently filed applicaitons.

A. WILLIAM SCHENCK, III,  
*Secretary*

[Pa.B. Doc. No. 06-1687. Filed for public inspection August 25, 2006, 9:00 a.m.]

## DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

### 2006 Community Revitalization Program

The Department of Community and Economic Development (Department) announces the availability of guidelines for the FY 2006 Community Revitalization Program (program). The program provides grants for community revitalization and improvement projects which in the judgment of the Department will improve the stability of the community; promote economic development; improve existing and develop new civic, cultural, recreational, industrial and other facilities; assist in business retention, expansion, stimulation and attraction; promote the creation of jobs and employment opportunities; or enhance the health, welfare and quality of life of citizens in this Commonwealth.

Assistance from the program is in the form of grants from the Commonwealth to eligible applicants for projects which conform to the eligibility criteria detailed in the program guidelines.

Grants are made in three funding rounds during the fiscal year. Application deadline and tentative announcement dates for each round are outlined in the chart that follows.

<i>Funding Round</i>	<i>Application Deadline Date</i>	<i>Target Announcement Date</i>
Round 1	September, 29, 2006	November 2006
Round 2	December 29, 2006	February 2007
Round 3	March 30, 2007	May 2007

Guidelines can be obtained online at [www.newpa.com](http://www.newpa.com) or by contacting the Department of Community and Economic Development, Customer Service Center, Commonwealth Keystone Building, 400 North Street, Fourth Floor, Harrisburg, PA 17120-0225, (800) 379-7448, [ra-dcedcs@state.pa.us](mailto:ra-dcedcs@state.pa.us).

DENNIS YABLONKSY,  
*Secretary*

[Pa.B. Doc. No. 06-1688. Filed for public inspection August 25, 2006, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Index Calculation Required by Special Session Act 1 of 2006

Under section 333(l) of SS Act 1 of 2006, known as the Taxpayer Relief Act, the Department of Education has calculated the index for the Fiscal Year (FY) 2007-2008.

The index is the average of the percentage increase in the Statewide average weekly wage and the Employment Cost Index. For the FY 2007-2008, the base index is 3.4%.

For school districts with a market value/income aid ratio greater than .4,000, an adjusted index will be posted on the Department's website at [www.pde.state.pa.us/proptax](http://www.pde.state.pa.us/proptax) by September 30, 2006.

GERALD L. ZAHORCHAK, D.Ed.,  
*Secretary*

[Pa.B. Doc. No. 06-1689. Filed for public inspection August 25, 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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0032107 (Minor Sewage)	Department of Conservation and Natural Resources Bureau of State Parks (Beltzville State Park) P. O. Box 8551 Harrisburg, PA 17105-8551	Franklin Township Carbon County	Pohopoco Creek CWF 2B	Y

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0029190	Monsignor McHugh School R. R. 1 Box 1780 Cresco, PA 18326	Paradise Township Monroe County	UNT to Paradise Creek HQ-CWF 1E	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0114677	Coastal Aluminum Rolling Mills, Inc. 2475 Trenton Avenue Williamsport, PA 17701-7904	Lycoming County City of Williamsport	Fox Hollow SWP 10A	Y
PA0032352	Williamsport Area School District Hepburn Lycoming Elementary School R. R. 2 Cogan Station, PA 17728-9802	Lycoming County Hepburn Township	Lycoming Creek 10A	Y
PA0033316	Knittle Enterprise Pine Crest Villlage MHP 170 Pinecrest Drive Williamsport, PA 17701-9325	Lycoming County Eldred Township	UNT to Millers Run 10B	Y
PA0113298 SP	Elkland Borough Authority 105 Parkhurst St Elkland, PA 16920	Tioga Elkland Borough	Cowanesque River 4A	N

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0044628	York Haven Power Co. Locust Street and Hydro Park Drive York Haven, PA 17370	York Haven Borough York County	Susquehanna River 7-G	Y
PA0037397	Waterford Borough Sewage Treatment Plant 30 South Park Row Waterford, PA 16441	Waterford Township Erie County	LeBoeuf Creek 16-A	Y

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

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

**PA0051713**, Industrial Waste, **Degussa Corporation**, SIC 2819. Facility and mailing address 1200 West Front Street, Chester, PA 19013.

Description of Activity: This application is for renewal of an NPDES permit to wastewater from production process.

The receiving river, Delaware Estuary Zone 4, is in the State Water Plan Watershed 3G-Ridley and is classified for WWF, M, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a discharge rate of 1.15 mgd.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum (mg/l)</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	
Total Suspended Solids	959	1918	100	200	250
Total Dissolved Solids	287,730	306,912	30,000	32,000	33,000
Temperature					110°F
pH			6.0 (Minimum)		9.0 (Max)
Iron, Total	2.3	4.6			

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

1. Discharge must not cause nuisance or health hazard.
2. Sludge disposal according to applicable regulations.
3. Chemical additive usage rates.
4. Effluent shall not increase Total Dissolved Solids by more than 50 mg/l above background levels except in mixing zone.
5. If average monthly effluent Total Suspended Solids exceeds 30 mg/l, then suspended solids in raw wastewater must be reduced by at least 85%.
6. DRBC/DEP right to modify permit.
7. 1/Year stormwater monitoring.

**PA0035769**, Industrial Waste, SIC 2011, 2048, 2077, and 2875; **Moyer Packing Company**, P. O. Box 395, Souderton, PA 18964-0395. The following notice reflects changes to the notice published at 36 Pa.B. 2553 (May 27, 2006).

Two years compliance time is provided to meet final limit of 1,000 mg/l for total dissolved solids. An interim limit of 3,100 mg/l for total dissolved solids will be effective until April 30, 2008.

**PA0034487**, IW, SIC 5171, **Meenan Oil Company, Inc.**, 113 Main Street, Tullytown, PA 19007. This proposed facility is located in Tullytown Borough, **Bucks County**.

Description of Proposed Activity: renewal of an NPDES permit to discharge treated stormwater from the petroleum station and terminal facility.

The receiving streams, Delaware River and UNT to Delaware River, are in the State Water Plan Watershed 2E and are classified for WWF. The nearest downstream public water supply intake for Lower Bucks County Joint Municipal Authority—Water Filtration Plant is located on Delaware River and is 0.5 mile below the point of discharge.

The proposed effluent limits for stormwater for Outfalls 001 and 002 are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	15		30
pH	6.0 (minimum)		9.0
Diesel Range Organics	Monitor and Report		Monitor and Report
Gasoline Range Organics	Monitor and Report		Monitor and Report

Other Requirements:

1. DMR to the Department of Environmental Protection and Bucks County Health Department.
2. Product Contaminated Stormwater Runoff.
3. Monitoring and Reporting.
4. PPC Plan Requirements.
5. Other Wastewaters.
6. Definitions.

The EPA waiver is in effect.

**PA0029343**, Sewage, **Chatham Acres Nursing Center**, P. O. Box 1, Chatham, PA 19318. This existing facility is located in London Grove Township, **Chester County**.

Description of Proposed Activity: This application is for renewal of a NPDES permit for the existing discharge of treated sewage from the Chatham Acres Nursing Center sewage treatment plant.

The receiving stream, East Branch White Clay Creek, is in the State Water Plan Watershed 3I and is classified for EV.

The Christina River Basin TMDL for nutrients and dissolved oxygen for low-flow conditions, issued by Environmental Protection Agency in January 2001 and revised in October 2002 includes the discharge from this treatment plant. The parameters CBOD<sub>5</sub>, ammonia, dissolved oxygen, phosphorus and total nitrogen are addressed in the TMDL.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.027 mgd from the treatment plant.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>					
(5-1 to 10-31)			20		40
(11-1 to 4-30)			25		50
Total Suspended Solids			30		60
Ammonia as N					
(5-1 to 10-31)			3.0		6.0
(11-1 to 4-30)			9.0		18.0
Fecal Coliform			200/100 ml		1,000/100 ml
Dissolved Oxygen			5.0 (min.)		
pH (Standard Units)			6.0 (min.)		9.0
Total Residual Chlorine			Not Detectable		Not Detectable

Parameters	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum (mg/l)
Phosphorus as P (Years 1 and 2)			Monitor and Report	Monitor and Report	
(Years 3—5)			2.0		4.0
Total Nitrogen			Monitor and Report	Monitor and Report	

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

1. Notification of Designation of Operator.
2. Abandon STP When Municipal Sewers Available.
3. Remedial Measures if Unsatisfactory Effluent.
4. No Stormwater.
5. Acquire Necessary Property Rights
6. Change of Ownership.
7. Total Residual Chlorine Requirement.
8. Sludge Disposal Requirement.
9. I-max Requirements.
10. 2/Month Monitoring Requirements.
11. Certified Operator.

**PA0021857**, Sewage, SIC 4952, **Souderton Borough**, 31 West Summit Street, Souderton, PA 18964. This Souderton facility is located in Franconia Township, **Montgomery County**. The following notice reflects changes to the notice published at 36 Pa.B. 3122 (June 24, 2006).

The effluent limits for total dissolved solids and osmotic pressure are removed. Three years compliance time is given to meet final phosphorus limit, numerical copper limits are replaced by monitoring requirements, and the requirements to develop a pretreatment program is removed.

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

**PA0012823**, Industrial, **PPL Martins Creek, LLC**, Two North Ninth Street, Allentown, PA 18101. This proposed facility is located in Lower Mt. Bethel Township, **Northampton County**.

Description of Proposed Activity: Renewal of existing NPDES permit.

The receiving stream, Delaware River, is in the State Water Plan Watershed No. 1F and is classified for WWF. The nearest downstream public water supply intake for Easton Water Authority is located on the Delaware River and is 9 miles below the point of discharge.

*Outfall 010*—The proposed effluent limits based on a design flow of 0.024.

Parameter	Monthly Average (mg/l)	Daily Maximum (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
NH <sub>3</sub> -N	20		40
Dissolved Oxygen	minimum of 2 at all times.		
Fecal Coliform (5-1 to 9-30)	200/100 ml Geometric Average		
(10-1 to 4-30)	2,000/100 ml Geometric Average		
Total Residual Chlorine	1.2		2.8
pH	6 to 9 at all times		
Dissolved Oxygen	minimum 2.0 mg/l at all times		

*Outfall 011 (Stilling Pond)*

Parameter	Monthly Average (mg/l)	Daily Maximum (mg/l)	Instantaneous Maximum (mg/l)
Total Suspended Solids	Monitor and Report		
Oil and Grease	Monitor and Report		
pH	Monitor and Report		

*Outfall 012*

The proposed effluent limits based on a design flow of 95.58 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine		.2	
pH	6 to 9 Standard Units at all times		
Temperature	Monitor and Report Instream Temperatures		

*Monitoring Point 213*

The proposed effluent limits based on a design flow of 5.09 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>
Free Available Chlorine	.2	.5
TSS	30	100
Oil and Grease	15	30
Arsenic	Monitor and Report	
Cadmium	Monitor and Report	
Total Chromium	0.2	0.2
Copper	Monitor and Report	
Lead	Monitor and Report	
Selenium	Monitor and Report	
Zinc	1.0	1.0
Nickel	Monitor and Report	
Vanadium	Monitor and Report	
Total Iron	Monitor and Report	
pH	Monitor and Report	

*Monitoring Point 413*

The proposed effluent limits based on a design flow of 2.68 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30	100	
Oil and Grease	15	20	
Free Available Chlorine	0.2	0.5	
Arsenic	Monitor and Report		
Cadmium	Monitor and Report		
Total Chromium	Monitor and Report		
Copper	Monitor and Report		
Lead	Monitor and Report		
Selenium	Monitor and Report		
Zinc	Monitor and Report		
Nickel	Monitor and Report		
Vanadium	Monitor and Report		

*Outfall 013*

The proposed limits based on a design flow of 7.77 mgd.

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature	Monitor and Report Instream Temperatures		
pH	6 to 9 Standard Units at all times		
Arsenic	Monitor and Report		
Cadmium	Monitor and Report		
Total Chromium	Monitor and Report		
Copper	Monitor and Report		
Lead	Monitor and Report		
Selenium	Monitor and Report		
Zinc	Monitor and Report		
Nickel	Monitor and Report		
Vanadium	Monitor and Report		



Outfalls 015 and 101—103. Stormwater—No exposure.

The EPA waiver is not in effect.

**PA0027235**, Sewage, **Easton Area Joint Sewer Authority**, 50-A South Delaware Drive, Easton, PA 18042. This proposed facility is located in City of Easton, **Northampton County**.

Description of Proposed Activity: Renewal of NPDES Permit

The receiving stream, Delaware River, is in the State Water Plan Watershed No. 1F and is classified for WWF. The nearest downstream public water supply intake for Yardley District of the Keystone Water Company, located on the Delaware River over 30 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 10.0 mgd.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	25.0	40.0	50.0
Total Suspended Solids	30.0	45.0	60.0
H <sub>3</sub> -N	20.0	30.0	40.0
Fecal Coliform	200/100 ml as a geometric mean		
pH	6.0 to 8.5 standard units at all times		
Total Residual Chlorine	0.84		2.0

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

Industrial pretreatment and acute whole effluent toxicity.

**PA0012963**, Industrial, **Rock Tenn Company**, Paper Mill Road, P. O. Box 770, Delaware Water Gap, PA 18327. This proposed facility is located in Smithfield Township, **Monroe County**.

The receiving stream, Brodhead Creek, is in the State Water Plan Watershed No. 1E and is classified for TSF, MF. The nearest downstream public water supply intake for Easton Water Authority is located on Delaware River over 30 miles below the point of discharge.

The proposed effluent limits for Outfall 101 based on a design flow of 0.027 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)	
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily
CBOD <sub>5</sub>	311	622		
TSS	220	440		
TDS			5,000	10,000
pH	6.0 to 9.0 Standard Turbidity Units			

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

**PA0008451**, Industrial Waste SIC, 4911, **Sunbury Generation, LP**, Old Trail Road, P. O. Box 517, Shamokin Dam, PA 17876-9999. This existing facility is located in Monroe Township, **Snyder County**.

Description of Proposed Activity: This proposed action is for renewal and transfer of an NPDES permit for an existing discharge of once through cooling water, treated industrial wastewater and stormwater.

The receiving streams, 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 60 miles below the point of discharge.

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

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	
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	

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 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 Treated Industrial Waste Water.

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					Nondetect	
Total Aluminum				0.49	0.76	
Dissolved Iron				0.31	0.48	

The proposed effluent limits for Outfalls 032, 034, 035 and 038 based on stormwater discharge.

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 Treated Industrial Wastewater.

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

**PA0208779**, Industrial Waste SIC, 3111, **Clearfield Leather, Inc.**, 120 Cooper Road, Curwensville PA 16833-1542. This existing facility is located in Curwensville Borough, **Clearfield County**.

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

The receiving stream, West Branch Susquehanna River, is in the State Water Plan Watershed No. 8B and classified for WWF. The nearest downstream public water supply intake for Reliant Energy is located on West Branch Susquehanna River 20 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.118 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
BOD <sub>5</sub>	64	139		65	141	163
Ammonia-N						
(5-1 to 10-31)	60	119		45	90	114
(11-1 to 4-30)	119	239		90	180	180
TSS	92	201		93	204	233
Total Phenols				3.3	5.2	
Oil and Grease				15		30
Total Chromium	1.4	3.6		1.4	3.5	

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

**PA0003603**, Industrial Waste, SIC, 3312, **Universal Stainless and Alloy Products, Inc.**, 600 Mayer Street, Bridgeville, PA 15017. This application is for renewal of an NPDES permit to discharge stormwater and untreated cooling water from Bridgeville Works in Collier Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Chartiers Creek, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is West View Borough Municipal Water Authority, located at 210 Perry Highway, Pittsburgh, PA 15229, 15 miles below the discharge point.

*Outfall 007: existing discharge, design flow of 0.012 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					Monitor and Report
Temperature					110°F
Oil and Grease			15		30
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is not in effect.

*Outfall 008: existing discharge, design flow of 0.0014 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					Monitor and Report
Temperature					110°F
Oil and Grease			15		30
pH	not less than 6.0 nor greater than 9.0				

*Outfall 003, 004 and 901—913: existing discharge flow of varied 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					Monitor and Report
CBOD <sub>5</sub>					Monitor and Report
COD					Monitor and Report
Oil and Grease					Monitor and Report
Total Suspended Solids					Monitor and Report
Lead (Total)					Monitor and Report
Chromium					Monitor and Report
Copper					Monitor and Report
Cadmium					Monitor and Report
Arsenic					Monitor and Report
Iron (Total)					Monitor and Report
Nitrate-Nitrite Nitrogen					Monitor and Report
Magnesium (Total)					Monitor and Report
Zinc (Total)					Monitor and Report
Aluminum					Monitor and Report
Boron					Monitor and Report
Nickel					Monitor and Report
Molybdenum					Monitor and Report
Titanium					Monitor and Report
pH	not less than 6.0 nor greater than 9.0				

**PA0024252**, Industrial Waste, SIC, 5171, **Sunoco Partners Marketing and Terminals, LP**, Ten Penn Center, 1801 Market Street, Philadelphia, PA 19103-1699. This application is for renewal of an NPDES permit to discharge treated and untreated stormwater from the Sunoco Delmont Marketing Terminal in Salem Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, Thorn Run and UNT 43017 to Beaver Run, classified as HQ-CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is the Westmoreland County Municipal Water Authority Facility, located at Beaver Run Reservoir, approximately 7 miles below the discharge point.

*Outfall 001: existing discharge of stormwater.*

<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>
Oil and Grease			15		30

*Other Conditions:* Solids disposal, stormwater conditions, floating solids, petroleum marketing terminal conditions and hydrostatic test conditions.

The EPA waiver is in effect.

Outfall 002: existing discharge

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
This outfall is permitted to discharge uncontaminated stormwater runoff from areas in and around the facility. At this time, there are no specific effluent limitations on this outfall.					

**PA0205419**, Industrial Waste, SIC, 3312, **Carpenter Powder Products, Inc.**, 600 Mayer Street, Bridgeville, PA 15017. This application is for renewal of an NPDES permit to discharge untreated cooling water, stormwater, groundwater seepage and cooling tower blowdown from the Bridgeville facility in Collier Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Chartiers Creek, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is West View Water Authority, located at West View, 15 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.02 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
pH	not less than 6.0 nor greater than 9.0 Standard Unit				

*Other Conditions:* Special Conditions apply to stormwater discharge, to chemical additives to closed-loop cooling system, and to cooling water discharge.

The EPA waiver is in effect.

**PA0216763**, Industrial Waste, SIC 4941, **Somerset Borough—Coxes Creek Water Treatment Plant**, 340 West Union Street, Somerset, PA 15501. This application is for renewal of an NPDES permit to discharge treated process water and untreated drain water from the Somerset Borough—Coxes Creek Water Treatment Plant in Somerset Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, UNT to West Branch of Coxes Creek classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is the Ohiopyle Borough Municipal Water Works, located at Ohiopyle, over 40 miles below the discharge point.

Outfalls 001 and 002: existing discharge, design flow of 0.0336 (001) mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Total Suspended Solids			30	60	
Iron (total)			2.0	4.0	
Aluminum			1.3	2.6	
Manganese			1.0	2.0	
Total Residual Chlorine			0.5	1.17	
Zinc			0.22	0.44	
Fluoride			4.0	8.0	
pH (Standard Units)	not less than 6.0 nor greater than 9.0				

*Other Conditions:* Residual solids control, floating solids control, chemical additive requirements, Total Residual Chlorine conditions, effluent concentration conditions and requirement to sample Outfall 002.

The EPA waiver is in effect.

**PA0022331**, Sewage, **West Elizabeth Sanitary Authority**, 125 Lower First Street, West Elizabeth, PA 15088. This application is for renewal of an NPDES permit to discharge treated sewage from West Elizabeth Wastewater Treatment Plant in West Elizabeth Borough, **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 Co. Becks Run Station.

Outfall 001: existing discharge, design flow of 0.5 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25	37.5		50
Suspended Solids	30	45		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	1.0			3.3
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: The Authority is required to develop and implement a pretreatment program.

The EPA waiver is not in effect.

**PA0033219**, Sewage, **J. William Dyer**, P. O. Box 364, Sewickley, PA 15143-0364. This application is for renewal of an NPDES permit to discharge treated sewage from Little Creek Estates STP in New Sewickley Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Brush 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 Beaver Falls Municipal Authority.

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

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	25			50
Suspended Solids	25			50
Phosphorus	2			4
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 as a geometric mean			
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

**PA0020401**, Sewage. **Johnsonburg Municipal Authority**, 520A Market Street, Johnsonburg, PA 15845. This proposed facility is located in Johnsonburg Borough, **Elk County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the PA American Water Company, which is located on the Clarion River and is approximately 60 miles below point of discharge.

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

The proposed effluent limits for Outfall 001 are based on a design flow of 1 mgd.

Parameters	Loadings		Concentrations		
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	XX	XX			
CBOD <sub>5</sub>	205	330	25	40	50
Total Suspended Solids	250	375	30	45	60
Fecal Coliform					
(5-1 to 9-30)	200/100ml as a geometric average				
(10-1 to 4-30)	2,000/100ml as a geometric average				
Total Residual Chlorine	0.5				1.6
pH	6.0 to 9.0 standard units at all times				

XX—Monitor and report on monthly DMRs.

The EPA waiver is not in effect.

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


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

**WQM Permit No. 4606406**, Sewerage, **Upper Pottsgrove Township**, 1409 Farmington Avenue, Pottstown, PA 19464. This proposed facility is located in Upper Pottsgrove Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a sanitary sewer collection w/ conveyance to Pine Ford Road Pump Station.

**WQM Permit No. 1506414**, Sewerage, **Pennsylvania American Water Company**, 4 Wellington Boulevard, Wyomissing, PA 19610. This proposed facility is located in Coatesville City, **Chester County**.

Description of Action/Activity: Replacement of a sewer main and manholes with a 8" PVC sewer main in Harmony Station and upsizing to a 15" PVC main on 1st Ave.

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

**WQM Permit No. 4506409**, Sewerage, **Joshmor, Inc.** HC 1 Box 405A, Brodheadsville, PA 18322. This proposed facility is located in Chestnuthill and Jackson Townships, **Monroe County**, PA.

Description of Proposed Action/Activity: This project consists of construction of a wastewater treatment plant to serve 207 single family homes with projected sewage flows of 46,575 gpd in the Emerson Chase Development which is located in Chestnuthill and Jackson Townships. The proposed wastewater treatment plant will consist of a treatment lagoon and spray irrigation system.

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


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


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


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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011506053	Design Associates, Inc. 922 Cedar Grove Road Broomall, PA 19008	Chester	Willistown Township	Ridley Creek HQ-TSF
PAI011506054	East Coventry Township 855 Ellis Woods Road Pottstown, PA 19465	Chester	East Coventry Township	Pigeon Creek HQ-TSF
PAI011506055	Phillip Ettelson 1624 Riverview Road Gladwyne, PA 19035	Chester	East Nantmeal Township	UNT French Creek EV Marsh Creek HQ-TSF-MF
PAI011506056	Kelly Group 63 Chestnut Road 3rd Floor Paoli, PA 19301	Chester	Willistown Township	Crum Creek HQ-CWF
PAI012306006	Pulte homes of PA Limited Partnership 1100 Northbrook Drive Suite 200 Trevose, PA 19053	Delaware	Marple Township	Crum Creek WWF

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

*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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023906019	HMS 1525, LP Attn: Marsh Gordon 1493 Wethersfield Drive Allentown, PA 18104	Lehigh	South Whitehall Township	Little Lehigh Creek HQ-CWF

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q200-R-1	Davis—Mushko Partnership 4870 Raymond Court Emmaus, PA 18049	Lehigh	Upper Milford Township	Little Lehigh Creek HQ-CWF
PAI023906020	John Scully 5451 Bachman Road New Tripoli, PA 18066	Lehigh	Lynn Township	Switzer Creek HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024506023	Stroud Commons, LLC 3805 Edwards Road Suite 410 Cincinnati, OH 45209	Monroe	Stroud Township	Pocono Creek HQ-CWF
PAI024506022	Pocono EcoIndustrial Park, Inc. P. O. Box 1229 Blakeslee, PA 18610	Monroe	Coolbaugh Township	Red Run HQ-CWF
PAS10S123-1	C & M Shawnee Land Holdings, LP 2421 Bristol Road Warrington, PA 18976	Monroe	Smithfield and Middle Smithfield Townships	Shawnee Creek HQ-CWF

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

*Potter County Conservation District: 107 Market Street, Coudersport, PA 16915 (814) 274-8411, Ext. 4.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI045505003	Department of Transportation District 2-0 1924-30 Daisy Street Clearfield, PA 15830	Potter	Oswayo Township	Brizzee Hollow Run HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI061606002	Sharp Properties, LP 1041 Sharp Ave. Ephrata, PA 17522 and CBF Contracting, Inc. P. O. Box 186 Sligo, PA 16255	Clarion	Beaver Township	UNT Canoe Creek 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, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

##### Application No. 4506504, Public Water Supply.

Applicant	<b>Pennsylvania American Water Co.</b> Stroud Township <b>Monroe County</b>
Responsible Official	David Kaufman PAWC 800 West Hersheypark Drive Hershey, PA 17033
Type of Facility	PWS
Consulting Engineer	Steven Metzler, P. E. SAIC 1129 Business Parkway South Westminster, MD 21157
Application Received Date	August 8, 2006
Description of Action	The applicant requests approval to increase existing well's potable water maximum production rate to 330 gpm.

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

##### Permit No. 0606505, Public Water Supply.

Applicant	<b>Shinn Spring Water Company</b>
Municipality	Cumru Township
County	<b>Berks</b>
Responsible Official	Bryan Shinn, Vice President 2 East Pointe Drive Birdsboro, PA 19508
Type of Facility	Public Water Supply
Consulting Engineer	John K. Wetzel, P. E. McCarthy Engineering Associates, PC 1121 Snyder Road West Lawn, PA 19609
Application Received:	3/28/2006
Description of Action	Addition of Forest Springs as additional source of supply for existing bottling system.

##### Permit No. 2106504, Public Water Supply.

Applicant	<b>Regency Parks</b>
Municipality	Middlesex Township
County	<b>Cumberland</b>

Responsible Official	Lynde K. Blymier, Property Manager 130 Rex Drive Carlisle, PA 17013
Type of Facility	Public Water Supply
Consulting Engineer	James C. Elliot, P. E. Gannett Fleming, Inc. P. O. Box 67100 Harrisburg, PA 17106-7100
Application Received:	5/23/2006
Description of Action	This PWS application is for the replacement of Well No. 2.

##### Permit No. 0106512, Public Water Supply.

Applicant	<b>Insite Development, LLC</b>
Municipality	Berwick Township
County	<b>Adams</b>
Responsible Official	Donald H. Erwin, Managing Member 4216 Little Run Road Harrisburg, PA 17110-3105
Type of Facility	Public Water Supply
Consulting Engineer	Hugh V. Archer, P. E. Mavickar Environmental Consultants 1240 N Mountain Road Harrisburg, PA 17112-1788
Application Received:	7/27/2006
Description of Action	Construction of Well Nos. 3, 6 and 7 with greensand filters

### MINOR AMENDMENT

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

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

##### Application No. Minor Amendment, Public Water Supply.

Applicant	<b>Brodhead Creek Regional Authority</b> Stroud Township <b>Monroe County</b>
Responsible Official	Kenneth Brown, Manager Brodhead Creek Regional Authority 410 Stokes Avenue East Stroudsburg, PA 18301
Type of Facility	PWS
Consulting Engineer	Russell D. Scott IV, P. E. RKR Hess Associates, Inc P. O. Box 268 East Stroudsburg, PA 18301
Application Received Date	August 2, 2006
Description of Action	The applicant proposes the construction of distribution system piping, a PRV station and related appurtenances.



**Application No. Minor Amendment, Public Water Supply.**

Applicant	<b>Pennsylvania American Water Company</b> Hamilton Township <b>Northampton County</b>
Responsible Official	John Yamona PAWC 100 North Pennsylvania Avenue Wilkes-Barre, PA 18701
Type of Facility	PWS
Consulting Engineer	Mark P. Cross, P. E. PAWC 100 North Pennsylvania Avenue Wilkes-Barre, PA 18701
Application Received Date	August 1, 2006
Description of Action	Applicant proposes to modifications consisting of changing from caustic soda to soda ash for pH adjustment and replacing the existing corrosion inhibitor chemical metering pump with a model capable of flow pacing.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 1

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

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

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

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

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

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

**Gateway Shopping Ctr./Gateway Clnrs.**, Tredeffrin Township, **Chester County**. Benjamin Henry, URS Corp., 335 Commerce Drive, Suite 300, Fort Washington, PA 19034 on behalf of Eric Silvers, Regency Ctr., LP, 121 W. Forsyth St., Suite 200, Jacksonville, FL 32202 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted by release of PCE and chloride. The current and future use of the property will be commercial as retail shopping center.

**Rite Aid Store No. 3637**, City of Philadelphia, **Philadelphia County**. John Thatcher, BL Companies, Inc., 213 Market St., 6th Floor, Harrisburg, PA 17101 on behalf of Robert Lerner, Rite Aid Corporation, 30 Hunter Lane, Camp Hill, PA 17011 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted by release of other organics and metals. The current and intended future use is strictly nonresidential.

**200 North Radnor Chester Road**, Radnor Township, **Delaware County**. Thomas Bugey, Roux Associates, Inc., 1222 Forest Pkwy., West Deptford, NJ 08066 on behalf of Craig Bryson, Brandywine Realty Trust, 410 Plymouth Road, Plymouth Meeting, PA 19462 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted by release of No. 2 fuel oil. The future use will remain the same.

**Mt. Airy USA**, City of Philadelphia, **Philadelphia County**. Thomas May, Urban Engineers, Inc., 530 Walnut St., 14th Floor, Philadelphia, PA 19106 on behalf of Jason Salus, Mt. Airy USA, 6703 Germantown Ave., Suite 200, Philadelphia, PA 19119 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of other organics. The future use of the property will continue to be mixed residential and no-residential, with commercial office space and possibly restaurants on the ground floor; and residential apartment above.

**USPS 30th St. VMF**, City of Philadelphia, **Philadelphia County**. Glenn Randall, URS Corp., 335 Commerce Dr., Ft. Washington, PA 19034 on behalf of Cheryl Drach, U.S. Postal Service, 22 W. Maple Ave., 2nd Floor, Merchantville, NJ 08109 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of VOCs, MTBE and PAHs. The future use of this site will remain the same.

**Raser Res.**, North Coventry Township, **Chester County**. Richard Ley, R.M.L. Env., 1375 Steeple Chase Road, Downingtown, PA 19335 on behalf of Cecelia Raser, 1069 Grandview Circle, Pottstown, PA 19464 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of No. 2 fuel oil. The future intended use of the property will remain residential.

**New Hope Hotel**, Solebury Township, **Bucks County**. Toby Kessler, Gilmore and Assoc., Inc., 350 E. Butler Ave., New Britain, PA 18901 on behalf of Goetz and Nora Drescher, 10 Red Fox Drive, New Hope, PA 18938 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted by release of No. 2 fuel oil. The intended future use of the property is commercial.

**Penrose Elementary School**, City of Philadelphia, **Philadelphia County**. Gloria Hunsberger, Kleinfelder, 800 E. Washington St., West Chester, PA 19380 on behalf of Francine Locke, Philadelphia School District, 440 N. Broad St., Philadelphia, PA 91130 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted by release of PCE and chloride. The future use of the site is the expansion of the current school.

**VY Cal Plastics**, Upper Merion Township, **Montgomery County**. Craig Herr, RT Env., Svc., 215 W. Church Rd., King of Prussia, PA 19406, Gary Brown, RT Env., Svc., 215 W. Church Road, King of Prussia, PA 19406 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of SVOC's, lead and arsenics. The future use of the site will be remain the same.

**Ashland Inc.**, Conshohocken Borough, **Montgomery County**. David Kistner, URS Corp., 335 Commerce Drive, Suite, 300, Ft. Washington, PA 19034 on behalf of H. Morgan Smith, Colwell Prop., LLC, 201 E. Elm Street, Conshohocken, PA 19428 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of petroleum and other organics. The intended future use of the property is nonresidential. A summary of the Intent to Remediate was reported to have been published in the *Recorder* on July 20, 2006.

**Media Station Apts.**, Upper Providence Township, **Delaware County**. Thomas E. Rodriguez, Blasland, Bouck & Lee, Inc., 500 N. Gulph Road, Suite, 401, King of Prussia, PA 19406 on behalf of Viera Thilbault, Medial Station, LP, 340 Media Station Road, P. O. Box 973, Media, PA 19063 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted by release of other organics. The future use of the site will remain the same.

## 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 permit-

ting 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

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**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.**

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

**67-05069G: Old Castle Retail, Inc.** (550 South Biesecker Road, Thomasville, PA 17364) to erect a new building that will house new dump hoppers which will be controlled by an existing dust collector at their Thomasville facility in Jackson Township, **York County**.

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

**24-161A: Greentree Landfill Gas Co., LLC** (Tower Road, Brockway, PA 15824) for construction of two natural gas compressors for boosting natural gas production into the custody transfer point in Horton Township, **Elk County**. This is a State-only facility.

**10-0210: Indspec Chemical Corp.** (133 Main Street, P. O. Box 307, Petrolia, PA 16050) for replacement of burners in the Bertrams Nos. 1 and 2 furnaces with LNB (12.8 mmBtu/hr each) in Petrolia Borough, **Butler County**. The facility is a Title V Facility.

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

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

**15-0010B: ISG Plate, LLC** (139 Modena Road, Coatesville, PA 19320) for installation of a replacement dust collector on a manual sand blasting operation, identified as the Green Anneal Grit Blaster and Baghouse, at their facility in the City of Coatesville, **Chester County**. This facility is a Title V facility. The Green Anneal Grit Blaster and Baghouse is identified in the facility's Title V Operating Permit as Source ID 174. The existing dust collector is old and needs to be replaced. The new dust collector is expected to reduce PM emissions to less than 0.01 grain per dry standard cubic foot, which will be equivalent to 3.69 lbs/hr. The Green Anneal Grit Blaster and Baghouse will be restricted to these emission rates, as well as an annual emission rate of 16.16 tons/year. The Plan Approval will contain monitoring and recordkeeping requirements designed to keep Source ID 174 operating within the allowable emissions and all applicable air quality requirements.

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

**40-317-029: ADM Cocoa—East Coast Cocoa Plant** (1001 West Brush College Road, Decatur, IL 62521) for construction of a cocoa manufacturing plant and associated air cleaning devices at their facility in the Humboldt Industrial Park, Hazle Township, **Luzerne County**. The particulate emissions generated by the processes will be captured by 11 fabric collectors that will be limited to emission rates less than 0.02 grain per dry standard cubic foot. VOCs generated by the cocoa production equipment will be captured and reduced by a regenerative thermal oxidizer that will be limited to an emission rate of not more than 5 pounds per hour and a control efficiency of not less than 95% at all times. Emissions from the processes will be verified by the requirement of stack testing where applicable. The company will operate the all process equipment and air-cleaning devices in accordance with the good engineering practices to assure proper operation of the system. The Plan Approval and resulting

State-only Operating permit will contain recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

**PA 48-306-011: Northampton Generating Co.** (1 Horwith Drive, Northampton, PA 18067) for modification of their facility, to satisfy four conditions before approval to modify an operation may be granted by Department of Environmental Protection (Department) in the Borough of Northampton, **Northampton County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department intends to issue Plan Approval No. 48-306-011 to Northampton Generating Company, 1 Horwith Drive, Northampton, PA 18067 for their facility in the Borough of Northampton, Northampton County. This plan approval will be incorporated into the Title V operating permit No. 45-00021 through an administrative amendment at a later date, and the action will be published as a notice in the *Pennsylvania Bulletin*.

The PSD regulations require specific sources of air pollution, such as the proposed modification of the facility, to satisfy four conditions before approval to modify an operation may be granted by Department. First, all pollutants that are subject to this regulation must be controlled by the best available control technology. Second, particulate and SO<sub>2</sub> air pollutant emissions must not cause violations of the allowable annual, 24 hour, or 3-hour air quality class increments applicable in the area where the source is to be located; nor any class increments applicable in any other areas which would be impacted by the source. Third, the maximum allowable increase in concentrations of all pollutants must not cause a violation of either the National primary or secondary ambient air quality standards. Finally, the pollutant emissions from the proposed source must not adversely impact upon soils, vegetation and visibility in the vicinity of the proposed plant site.

The company has requested to increase its annual CO emission limit from 425.2 tpy to 753.4 tpy. The company will not alter the originally established BAT limit of 172 lb/hr. The company has requested to remove the existing percent SO<sub>2</sub> removal requirements, since the low sulfur fuels that are presently being combusted can not practically be removed at the rate as specified in the permit. Presently the company has a SO<sub>2</sub> emissions limit of 0.129 lb/mmBtu and reduction requirements of 92% both on 24-hr block average. The company has also proposed to clarify the existing limitations on alternate fuels. The present air pollution control equipment, baghouses for particulate control, Selective Non Catalytic Reduction (SNCR) for NOX control, and Lime injection for SO<sub>2</sub> controls will not be altered in any manner to facilitate the above proposals. These control units will operate in their normal manner (These control technologies were evaluated under PSD application No. 48-306-008).

A preliminary review of the information submitted by the Northampton Generating Company indicates that the proposed operation of the plant facility will meet all applicable air quality requirements including the four stated previously. Based upon these findings, Department plans to approve the application and issue a permit for the facility.

The following table summarizes the potential emissions from maximum operation of the facility according to the application submitted and the Department's own analysis;

<i>Pollutant</i>	<i>Units</i>	<i>Pounds/hour</i>	<i>Tons/year</i>
PM10	0.088 lb/mmBtu	10.1	34.7
SOx	0.129 lb/mmBtu	147.8	557.8
CO	0.15 lb/mmBtu	172	753.4
NOx	0.1 lb/mmBtu	115	449.6
VOC	0.005 lb/mmBtu	5.74	23.4

The emissions of these pollutants are within all applicable emissions limitations and will not cause an exceedance of the National Ambient Air Quality Standards. NO<sub>x</sub>, SO<sub>2</sub>, and PM emissions from the proposed modification will not increase at a significant rate. A decrease in NO<sub>x</sub> and SO<sub>x</sub> emissions will occur from the previously approved allowable level due to this proposal. No net increase will occur in total particulate, and sulfur oxides emissions from this project, therefore, the particulate and SO<sub>x</sub> emissions do not affect the allowable annual, 24 hour or 3 hour air quality class increments applicable in the area. The increase in operating hours will not affect the emission rate of any of the other pollutants the facility emits.

The requested change will not affect any of the modeled CO concentrations since the facility's short-term CO emission limits will remain in effect. Furthermore, since CO does not have any long-term NAAQS or PSD standards associated with it, a modeling demonstration is unnecessary for NGC's requested increase in its annual allowable CO emission limits. NGC's short-term (1 and 8 hour) CO emission rates remain unchanged from their previous limits. An increase in annual allowable CO emission limits does not lead to substantial (PSD triggering) increases in other criteria pollutants emitted by NGC.

To assure compliance with the applicable standards, the Department will place the following conditions on the plan approval.

1. The emission rates for the pollutant from the facility shall not exceed the following emission limits.

<i>Pollutant</i>	<i>Units</i>	<i>Pounds/hour</i>	<i>Tons/year</i>
PM10	0.088 lb/mmBtu	10.1	34.7
SOx	0.129 lb/mmBtu	147.8	557.8
CO	0.15 lb/mmBtu	172	753.4
NOx	0.1 lb/mmBtu	115	449.6
VOC	0.005 lb/mmBtu	5.74	23.4

The facility must cease operation or obtain prior approval under applicable regulations if any of the pollutant exceeds the total annual emissions tons per year limit.

2. This plan approval allows the use of high carbon ash, petroleum coke, coal (anthracite/bituminous), paper processing residual (filter cake), and virgin wood chips, as an alternative fuel in conjunction with anthracite culms in the circulating fluidized boiler. The co-firing rates for all of the approved fuels shall not exceed the following tons per hour limitations calculated based on a monthly basis:

- a. Coal (anthracite or bituminous)—15 TPH.
- b. Petroleum Coke—32 TPH.
- c. Paper processing residual (fiber-reject, filter-cake, sludge press cake) from paper recycling processes—25 TPH, subject to the approval of the Bureau of Waste Management
- d. Virgin woodchips—20 TPH, subject to the approval of the Bureau of Waste Management.
- e. High carbon ash—50 TPH.
- f. Total charging rate for all fuels combined shall not exceed 105 TPH.
- g. Total fuel charging rate shall include a minimum of 50%, by weight, anthracite-waste.

3. The total annual heat input of the boiler shall not exceed 10,038,960 million Btus per year on a 12 month rolling sum basis.

4. The fuel samples shall be taken daily and analyzed to determine: ash content (% by weight); sulfur content (% by weight); and heat value (Btus per pound). Quarterly reports are to be submitted to the Regional Air Quality Program Manager within 30 days of the end of the quarter.

5. Visible air contaminant shall not be emitted in such a manner that the opacity of the emissions is equal to or greater than 10% for a period or periods aggregating more than 3 minutes in any 1 hour; or equal to or greater than 30% at any time.

6. The facility is subject to all applicable requirements of NSPS Subpart Da.

7. The company shall operate and maintain certified CEMs for NO<sub>x</sub>, SO<sub>2</sub>, CO and opacity to show compliance with the NO<sub>x</sub>, SO<sub>2</sub>, CO and opacity emission rates from the boiler.

Persons wishing to provide Department, with additional information they believe should be considered prior to the issuance of the Plan Approval may submit the information to the address shown as follows. Each written comment shall include the following:

1. Name and address and telephone number of the person submitting the comment.
2. Identification of the proposed Plan Approval No. 48-306-011.
3. Concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

Request for a public fact finding conference or hearing may also be made by writing the Department at the address shown as follows. A public conference may be held if the Department in its discretion decides that such a conference is warranted on the basis of the information received. Persons who have submitted comments or have requested a conference will be notified of the decision to hold a conference by publication in this newspaper or in the *Pennsylvania Bulletin* or by telephone, when the the Department determines the notification by telephone is

sufficient. Comments and requests must be received by the Department no later than 30 days after final publication date.

Mark J. Wejkszner, P. E.  
Chief of Engineering Services  
Air Quality Program  
Department of Environmental Protection  
2 Public Square, Wilkes-Barre, PA 18711  
(570-826-2511)

**40-302-155: Wilkes-Barre General Hospital** (575 North River Street, Wilkes-Barre, PA 18701) for modification of their existing boilers to use No. 4 fuel oil at the site in Wilkes-Barre, **Luzerne County**. This facility is a Title V facility. The boilers are subject to NSPS Subpart Dc. The sulfur content in the No. 4 oil shall be less than or equal to 0.5%. The company is subject to 25 Pa. Code § 123.11 for particulate emissions. The company is subject to 25 Pa. Code § 123.22b for SO<sub>x</sub> emissions. The company is taking a voluntary restriction for the annual consumption of No. 4 oil to use no more than 2,110,000 gallons/year. The company shall comply with 25 Pa. Code § 23.41 for opacity. The company will operate the facility and maintain the system in accordance with the good engineering practices to assure proper operation of the boilers. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

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

**06-05029C: Reading Truck Body, Inc.** (P. O. Box 650, Reading, PA 19607-0650) for modification of the Standard E-Coating Line and Oven and the entire facility in the City of Reading, **Berks County**. The modification of the Standard E-Coating Line and Oven involves the increasing to the annual VOC limit to 16.1 tons. The approval will place a limit on the emissions of HAPs to 10/25 tons per year. The plan approval will include monitoring, recordkeeping, reporting and work practice requirements designed to keep the source operating within all applicable air quality requirements. The facility is presently covered by the Title V Operating Permit No. 06-05029. The plan approval will be incorporated into this permit in accordance with 25 Pa. Code § 127.450 (Administrative Amendment).

**21-05013B: Fry Communications, Inc.** (800 West Church Road, Mechanicsburg, PA 17055) for installation of an eight-unit two-web heatset web offset printing press controlled by an existing Adwest Technologies regenerative thermal oxidizer model No. RETOX 15.0 RTO95 at their Building No. 1 (Plant 1) site in Mechanicsburg Borough, **Cumberland County**. Overall VOC emissions resulting from the installation of the new press are not expected to increase beyond 1.7 tons per year. The plan approval and ensuing update to the facilitywide operating permit shall contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

**22-05046C: Haines & Kibblehouse, Inc.** (P. O. Box 196, Skippack, PA 19474) for use of on-specification waste derived liquid fuel as an alternate fuel source for the asphalt plant dryer, Handwerk Materials plant, Lower Swatara Township, **Dauphin County**. The facility is a

non-Title V (State-only) facility. The facility is subject to 40 CFR Part 60, Standards of Performance for New Stationary Sources. The Plan Approval will include conditions designed to keep the project in compliance with all applicable air quality requirements. This Plan Approval will be incorporated into Operating Permit No. 22-05046 in accordance with 25 Pa. Code § 127.450 (Administrative Amendment).

**28-05011A: Waste Management Disposal Services of PA, Inc.** (9446 Letzburg Road, Greencastle, PA 17225-9317) for addition of a new enclosed ground flare to their existing Mountain View Reclamation facility in Antrim and Montgomery Townships, **Franklin County**. This flare is being added in anticipation of future increased landfill gas generation rates and will not increase the current or projected emissions. This facility's current annual emissions are approximately 29.0 tons of PM, 27.6 tons of NO<sub>x</sub>, 5.0 tons of SO<sub>x</sub>, 13.8 tons of CO and 5.6 tons of VOC. This plan approval will be incorporated into the existing Title V Permit at a later date. This plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

**67-03071A: PA State Pet Memorial at Golden Lake** (210 Andersontown Road, Mechanicsburg, PA 17055) for construction of an animal crematory controlled by an afterburner at its pet care facility in Monaghan Township, **York County**. The source has the following annual potential emissions: 2.5 tons NO<sub>x</sub>; 0.7 ton CO; 0.5 ton PM<sub>10</sub>; and 0.4 ton SO<sub>x</sub>. 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.*

**08-00003D: CraftMaster Manufacturing, Inc.** (P. O. Box 311, Towanda, PA 18848) for installation of a cyclonic separator on the Line I Press to replace the existing chevron type mist eliminator at their Towanda plant in Wysox Township, **Bradford County**. The respective facility is a major facility for which a Title V operating permit (08-00003) has been issued. The Department of Environmental Protection intends to issue a plan approval to authorize the applicant to perform the installation and operation. Air contaminant emissions are not expected to increase as a result of this project.

The Department's review of the information contained in the application indicates that the proposed cyclonic separator will comply with all applicable requirements pertaining to air contamination sources and the emission of air contaminants including 25 Pa. Code §§ 123.13 and 123.41. Based on this finding, the Department intends to issue a plan approval for the proposed installation. Additionally, if the Department determines that the sources and the air cleaning devices are operating in compliance with the plan approval conditions, the conditions established in the plan approval will be incorporated into the operating permit via an administrative amendment under 25 Pa. Code § 127.450.

The Department proposes to place in the plan approval the following conditions to ensure compliance with all applicable regulatory requirements:

1. Within 180 days after initial startup of the cyclonic separator, the permittee shall perform stack testing on the exhaust of the Line I Press to determine compliance with the PM emission limitation of 0.04 gr/dscf. The permittee shall test for the total particulate matter emissions, which includes filterable and condensable PM. Stack testing shall be performed in accordance with the applicable provisions of 25 Pa. Code Chapter 139 (relating to sampling and testing) using test methods and procedures approved by the Department. Testing shall be performed while the process is operating at its maximum rate of production.

2. At least 60 days prior to stack testing, the permittee shall submit two copies of a test protocol to the Department's Northcentral Region for review and approval. The test protocol shall describe the test methods and procedures to be used in the performance of testing, and shall include dimensioned sketches of the exhaust systems showing the locations of all proposed sampling ports. The test protocol shall also identify all process parameters, which will be monitored and recorded during testing to verify the rate of production during testing and to verify that all associated air cleaning devices are operating normally during testing.

3. At least 14 days prior to stack testing, the permittee shall notify the Department (Northcentral Regional Office and Central Office, Source Testing Section) of the actual dates and times that testing will occur so that Department personnel can arrange to be present during testing. The Department is under no obligation to accept the results of the testing without having been given proper notification.

4. Within 60 days following the completion of the stack testing, the permittee shall submit two copies of a test report to the Department's Northcentral Region for review and approval. The test report shall contain the results of the testing, a description of the test methods and procedures actually used, copies of all raw test data with sample calculations and copies of all process data recorded during testing and operating load calculations (material throughput). Since the testing is required for the purpose of demonstrating compliance with the particulate matter emission limitation identified in this plan approval, the results of the testing shall be expressed in units identical to the units of the limitation identified in this plan approval (gr/dscf).

5. Conditions contained in Title V operating permit 08-00003 remain in effect unless superseded or amended by conditions contained in this plan approval. If there is a conflict between a condition or requirement contained in this plan approval and a condition or requirement contained in Title V operating permit 08-00003, the permittee shall comply with the condition or requirement contained in this plan approval rather than the conflicting condition or requirement contained in Title V operating permit 08-00003.

6. Issuance of an operating permit for the cyclonic separator is contingent upon the air cleaning device being installed, maintained and operated as described in the plan approval application and supplemental materials submitted with the application, and in accordance with all conditions contained in this plan approval and upon satisfactory demonstration that any air contaminant emissions are in compliance with all limitations specified in this plan approval, as well as in compliance with the requirements specified in 25 Pa. Code §§ 123.13, 123.31 and 123.41.

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.

Copies of the application and the Department's review of the application are 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.

**47-309-001: United States Gypsum Co.** (125 South Franklin Street, Chicago, IL 60606) for construction of a gypsum wallboard manufacturing facility in Derry Township, **Montour County**.

The proposed facility, which will be located adjacent to PPL Montour, LLC's Montour Steam Electric Station, will utilize as its primary raw material sludge (synthetic gypsum) resulting from the operation of flue gas desulfurization scrubbers which are currently under construction by PPL. The facility will incorporate two 35 mmBtu per hour natural gas-fired dryer mills, two 30 mmBtu per hour natural gas-fired calcining kettles, a 207.5 mmBtu per hour natural gas-fired board kiln dryer and various associated material handling and processing operations (storage, conveying, crushing, mixing, and the like).

The burners in the dryer mills and board kiln dryer will be low nitrogen oxides burners. PM emissions including PM10 from the dryer mills, the process exhausts from the calcining kettles and various material handling and processing operations will be controlled by a total of 22 fabric collectors (five of which will not exhaust to the outside atmosphere). Fugitive PM/PM10 emissions from material handling operations occurring outside of enclosed buildings and from the use of plant roadways will be controlled by the inherent moisture content of the synthetic gypsum received from PPL as well as by paving all plant roadways, using a vacuum type road sweeper, limiting the speed limit of vehicles to 15 miles per hour, storing all materials inside of a roofed and partially enclosed "rock shed," equipping all conveyors located outside of an enclosed building with three sided covers, and the like

The air contaminant emissions from the proposed facility are not expected to exceed 89.69 tons of NOx, 147.35 tons of CO, 41.76 tons of VOCs, 140.03 tons of PM including 102.83 PM10, .93 ton of SOx and 2.9 tons of HAPs per year.

The facility will be a major (Title V) facility for CO and PM10 and will be required to obtain a Title V operating permit.

The Department of Environmental Protection's (Department) review of the information submitted by United States Gypsum Company indicates that the proposed gypsum wallboard manufacturing facility should comply with all applicable regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement of 25 Pa. Code §§ 127.1 and 127.12, the requirements of Subpart OOO of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.670—60.676 (Standards of Performance for Nonmetallic Mineral Processing Plants) and the requirements of Subpart UUU of the Federal Standards of Performance

for New Stationary Sources, 40 CFR 60.730—60.737 (Standards of Performance for Calciners and Dryers in Mineral Industries). Based on this finding, the Department proposes to issue plan approval for the construction of the proposed gypsum wallboard manufacturing facility.

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

1. No more than 680,000 tons of synthetic gypsum shall be delivered to the facility in any 12-consecutive month period and all of it shall be delivered by means of the 3,300 foot conveyor originating at PPL Montour, LLC. No shipments of synthetic gypsum shall be received by truck or railcar.

2. No more than 1.1 million tons of synthetic gypsum shall be processed at this facility in any 12-consecutive month period.

3. Stationary fuel-burning air contamination sources at this facility shall use only natural gas as fuel.

4. Fabric collectors identified in the plan approval application shall be installed exactly as described in the application. Fabric collectors shall be the exact collectors described in the application or shall be equivalent, or better, as determined by the Department.

5. The permittee shall notify the Department within 15 days of choosing the specific manufacturer and model of each fabric collector to be installed at this facility and shall, at the same time, provide collector specifications to the Department for evaluation.

6. The burners incorporated in the two dryer mills shall be low NO<sub>x</sub> burners and shall not be larger than 35 mmBtu per hour each.

7. The total combined air contaminant emissions from each of the two dryer mills shall not exceed the following limitations:

NO <sub>x</sub> (expressed as NO <sub>2</sub> )	.048 pound per mmBtu and 7.36 tons in any 12-consecutive month period
CO	.2 pound per mmBtu and 30.66 tons in any 12-consecutive month period
SO <sub>x</sub> (expressed as SO <sub>2</sub> )	.0006 pound per mmBtu and .09 tons in any 12-consecutive month period
VOCs	.02 pound per mmBtu and 3.07 tons in any 12-consecutive month period
HAPs	.29 ton in any 12-consecutive month period
PM/PM10	.009 grain per dry standard cubic foot of effluent gas volume and 13.85 tons in any 12-consecutive month period

8. The burners incorporated in the two calcining kettles shall not total more than 30 mmBtu per hour for each kettle.

9. The total combined burner air contaminant emissions from each of the two calcining kettles shall not exceed the following limitations:

NO <sub>x</sub> (expressed as NO <sub>2</sub> )	.134 pound per mmBtu and 17.61 tons in any 12-consecutive month period
CO	.07 pound per mmBtu and 9.2 tons in any 12-consecutive month period

SO <sub>x</sub> (expressed as SO <sub>2</sub> )	.0006 pound per mmBtu and .08 tons in any 12-consecutive month period
VOCs	.02 pound per mmBtu and 2.63 tons in any 12-consecutive month period
HAPs	.25 ton in any 12-consecutive month period
PM/PM10	.0076 grain per dry standard cubic foot of effluent gas volume and 1.0 ton in any 12-consecutive month period

Additionally, the PM/PM10 concentration in the exhaust of the fabric collector controlling the process exhaust of each of the two calcining kettles shall not exceed .009 grain per dry standard cubic foot of effluent gas volume nor shall the PM/PM10 emissions exceed 3.55 tons in any 12-consecutive month period.

The burners incorporated in each of the two calcining kettles shall be operated in accordance with good combustion and maintenance practices which shall include an annual burner tuneup which shall, at a minimum, include:

- An inspection and cleaning of the burner and adjustment or replacement (as needed).
- An inspection of the burner flame pattern and adjustment (as needed) to minimize the emission of NO<sub>x</sub> and, to the extent practicable, the emission of CO.

- An inspection of the air to fuel ratio control system and adjustment (as needed).

Records of these tuneups shall be maintained and shall, at a minimum, include the following for each burner:

- The date of the tuneup
- A detailed account of the tuneup findings and results
- The identify of those performing the tuneup
- The final NO<sub>x</sub> and CO emission rates and the final excess oxygen rate

10. The board kiln dryer shall be equipped with two low NO<sub>x</sub> burners, each of which shall be no greater than 100 mmBtu per hour, as well as with two Maxon Corporation M-PAKT end seal burners, one of which shall be no greater than 5.0 mmBtu per hour and the other of which shall be no greater than 2.5 mmBtu per hour.

11. The total combined air contaminant emissions from the board kiln dryer shall not exceed the following limitations:

NO <sub>x</sub> (expressed as NO <sub>2</sub> )	.0365 pound per mmBtu and 33.18 tons in any 12-consecutive month period
CO	.0621 pound per mmBtu and 56.44 tons in any 12-consecutive month period
SO <sub>x</sub> (expressed as SO <sub>2</sub> )	.0006 pound per mmBtu and .55 tons in any 12-consecutive month period
VOCs	.0276 pound per mmBtu and 25.10 tons in any 12-consecutive month period
HAPs	1.68 tons in any 12-consecutive month period
PM/PM10	.0296 pound per mmBtu and 26.9 tons in any 12-consecutive month period

12. No more than 33,600 pounds of chain lube oil, 500,000 pounds of soap and 20 million pounds of wastewater shall be used in the board kiln dryer in any 12-consecutive month period and the VOC content of these materials shall not exceed 6.23 pounds per gallon, 1.4% by weight, and .01% by weight, respectively. None of these three materials shall contain any HAPs.

13. The burners incorporated in the paper edge heater shall not total more than 6 mmBtu per hour.

14. The total combined air contaminant emissions from the paper edge heater shall not exceed the following limitations:

NOx (expressed as NO <sub>2</sub> )	.1 pound per mmBtu and 2.63 ton in any 12-consecutive month period
CO	.3 pound per mmBtu and 7.88 ton in any 12-consecutive month period
SOx (expressed as SO <sub>2</sub> )	.0006 pound per mmBtu and .02 ton in any 12-consecutive month period
VOC	.02 pound per mmBtu and .53 ton in any 12-consecutive month period
HAPs	.05 ton in any 12-consecutive month period
PM/PM10	.01 pound per mmBtu and .26 ton in any 12-consecutive month period

15. The concentration of PM/PM10 in the exhaust of each of fabric collectors EU-12 (controlling the No. 1 desteamer), EU-13 (controlling the No. 2 desteamer), EU-14 (controlling No. 1 miscellaneous processes), EU-15 (controlling No. 2 miscellaneous processes), EU-16 (controlling the stucco storage bin), EU-17 (controlling the No. 1 HRA landplaster feed bin), and EU-18 (controlling the No. 2 HRA landplaster feed bin), EU-19 (controlling the additive storage bin), EU-20 (controlling the stucco and dry additives area), EU-21 (controlling the end saw), EU-22 (controlling the dunnage machine), EU-23 (controlling the waste reclaim hopper) and EU-24 (controlling the waste vacuum receiver) shall not exceed .009 grain per dry standard cubic foot of effluent gas volume nor shall the PM/PM10 emissions exceed the following limitations:

EU-12	.272 ton in any 12-consecutive month period
EU-13	.272 ton in any 12-consecutive month period
EU-14	2.45 tons in any 12-consecutive month period
EU-15	2.45 tons in any 12-consecutive month period
EU-16	2.72 tons in any 12-consecutive month period
EU-17	.272 ton in any 12-consecutive month period
EU-18	.272 ton in any 12-consecutive month period
EU-19	.61 ton in any 12-consecutive month period
EU-20	3.37 tons in any 12-consecutive month period
EU-21	3.37 tons in any 12-consecutive month period
EU-22	3.37 tons in any 12-consecutive month period
EU-23	1.69 tons in any 12-consecutive month period
EU-24	1.35 tons in any 12-consecutive month period

16. Each fabric collector shall be equipped with instrumentation to monitor the pressure differential across the collector on a continuous basis.

17. The air compressors supplying compressed air to the fabric collector shall be equipped with air dryers and oil traps.

18. Spare fabric collector bags shall be kept on-site for all fabric collectors.

19. Fabric collectors EU-8—EU-20 shall be insulated and fabric collectors EU-8-EU-11 shall be equipped with temperature controls.

20. All facility roadways shall be paved and properly maintained.

21. An operable vacuum type road sweeper shall be maintained on-site at all times and shall be used, as needed, to remove dust from roadways. The use of nonvacuum road sweepers is prohibited.

22. The permittee shall establish, and enforce, a 15 mile per hour speed limit on all facility roadways. This speed limit shall be posted in highly visible locations throughout the facility.

23. No stockpiles shall be located outside of the rock shed.

24. Conveyors shall either be fully enclosed or equipped with three sided covers (top and two sides) except for those conveyors or portions of conveyors located inside a fully enclosed building.

25. The dunnage machine shall use no more than 610,000 pounds of glue in any 12-consecutive month period and the total combined VOC emissions and the total combined HAP emissions from the use of glues shall not exceed .72 and zero tons, respectively, in any 12-consecutive month period.

26. In any 12-consecutive month period, the dunnage machine shall use no inks containing more than 6.29 pounds of VOCs per gallon, no more than 490 gallons of ink containing more than 2.0 pounds of VOCs per gallon and no more than 2,160 gallons of ink containing 2.0 or less pounds of VOCs per gallon. The total combined VOCs emissions and total combined HAP emissions from the use of inks shall not exceed 3.74 and zero tons, respectively, in any 12-consecutive month period.

27. Containers of glues and inks shall be kept closed except when removing material from, or placing material into, the containers.

28. The 2,000 gallon diesel fuel storage tank shall only be used to store diesel fuel.

29. Within 180 days of the commencement of operation, stack testing shall be performed on the fabric collectors associated with both dryer mills, the fabric collectors associated with both calcining kettles, the board kiln dryer exhaust and one of the following fabric collectors (EU-20, EU-21, EU-22, EU-23 or EU-24) to determine the PM/PM10 emission rates. Additionally, stack testing shall be done on both dryer mills, the board kiln dryer and the burner exhaust of both calcining kettles to determine the NOx, CO and VOC emission rates. Testing shall be performed using test procedures acceptable to the Department while the respective sources are operating at maximum capacity.

30. Comprehensive accurate records shall be maintained of:

a. The amount of synthetic gypsum delivered to the facility each month.

b. The amount of synthetic gypsum processed each month.

c. The identity, quantity, VOC content and HAP content of the chain lube oil used in the board kiln dryer each month.

d. The identity, quantity, VOC content and HAP content of the soap used in the board kiln dryer each month.



e. Quantity, VOC content and HAP content of the wastewater used in the board kiln dryer each month.

f. The identity, quantity, VOC content and HAP content of each glue used in the dunnage machine each month.

g. The identity, quantity, VOC content and HAP content of each ink used in the dunnage machine each month.

h. The total combined amount of natural gas used at the entire facility each month.

i. The amount of natural gas used in each dryer mill each month.

j. The amount of natural gas used in each calcining kettle each month.

k. The amount of natural gas used in the board kiln dryer each month.

l. The identity of the material stored in the 2,000 gallon diesel fuel storage tank.

This data shall be reported to the Department on a semiannual basis.

The permittee shall submit a Title V operating permit application to the Department within 120 days of being requested to do so.

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

**24-161A: Greentree Landfill Gas Co., LLC** (Tower Road, Brockway, PA 15824) for construction of two natural gas compressors for boosting natural gas production into the custody transfer point in Horton Township, **Elk County**. This is a State-only facility.

#### 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.**

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

**09-00122: Arkema, Inc.—Altuglas International Bristol Plant** (100 PA Route 413, Bristol Township, **Bucks County**, PA 19007) for a Title V Operating Permit at their facility in Bristol Township, **Bucks County**. The facility is a diverse chemical manufacturing plant that specializes in various continuous and batch-type polymerization reactions processes that produce acrylic molding resins that are used as raw material in a variety of applications. As a result of potential emissions of VOCs and HAPs, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The Title V Operating Permit will contain monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements. The facility is not subject to Compliance Assurance Monitoring under to 40 CFR Part 64.

#### **Intent to Issue Operating Permits 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 19428, Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.*

**09-00146: Pelmor Laboratories, Inc.** (3161 SR, Bensalem, PA 19020) for a Non-Title V Facility, State-only, Natural Minor Permit in Bensalem Township, **Bucks County**. The sources of emissions include four rubber mills controlled by a baghouse. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

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

**13-00009: Weatherly Casting and Machine Co.** (P. O. Box, Weatherly, PA 18255) for a grey iron foundry and associated air pollution control devices in Weatherly Borough, **Carbon County**.

**13-00017: Mountain Crest Crematory** (10 East Kline Road, McAdoo, PA 18237) for a human crematory in Banks Township, **Carbon County**.

**35-00030: General Dynamics—Land Systems** (175 East Street, Eynon, PA 18403) for metal parts manufacturing processes and associated air pollution control devices in Archbald Borough, **Lackawanna County**. This action is a renewal of the State-only Operating Permit issued in 2001.

**35-00039: Community Medical Center** (1800 Mulberry Street, Scranton, PA 18510) for steam heating boilers in the City of Scranton, **Lackawanna County**. This action is a renewal of the State-only Operating Permit issued in 2001.

**39-00003: Apollo Metals, Ltd.** (1001 14th Avenue, Bethlehem, PA 18018-0045) for metal parts electroplating and polishing processes and associated air pollution control devices in the City of Bethlehem, **Lehigh County**. This action is a renewal of the State-only Operating Permit issued in 2000.

**39-00041: Greenwood Cemetery Assn.** (2010 Chew Street, Allentown, PA 18104) for a human crematory in the City of Allentown, **Lehigh County**. This action is a renewal of the State-only Operating Permit issued in 2002.

**39-00062: Tri-City Marble, Inc.** (4724 Springside Court, Allentown, PA 18104) for plastic bathroom fixture manufacturing processes and associated air pollution control devices in upper Macungie Township, **Lehigh County**.

**39-00084: Allen Organ Co.** (P. O. Box 36, Macungie, PA 18062-0036) for boilers and musical instrument manufacturing processes and associated air pollution control devices in Macungie Borough, **Lehigh County**.

**40-00045: Ralmark Co.** (P. O. Box 1507, Kingston, PA 18704) for metal parts manufacture and painting processes and associated air pollution control devices in Larksville Borough, **Luzerne County**. This action is a renewal of the State-only Operating Permit issued in 2001.

**40-00053: Barletta Materials and Construction, Inc.** (P. O. Box 550, Tamaqua, PA 18252) for a hot mix asphalt plant and associated air pollution control devices in Hazle Township, **Luzerne County**. This action is a renewal of the State-only Operating Permit issued in 2002.

**40-00054: Barletta Materials and Construction, Inc.** (P. O. Box 550, Tamaqua, PA 18252) for a hot mix asphalt plant and associated air pollution control devices in Nescopeck Township, **Luzerne County**. This action is a renewal of the State-only Operating Permit issued in 2002.

**40-00068: Safety-Kleen Corp.** (Hanover Industrial Park, 600 Stewart Road, Wilkes-Barre, PA 18706) for above ground storage tanks in Hanover Township, **Luzerne County**.

**40-00084: Lacey Memorial** (R1000 S. Church Street, Hazleton, PA 18201) for a human crematory in the City of Hazleton, **Luzerne County**.

**48-00086: Bethlehem Apparatus Co., Inc.** (P. O. Box Y, Hellertown, PA 18055) for an inorganic chemical manufacturing process and associated air pollution control device in Hellertown Borough, **Northampton County**.

**54-00026: Lehigh Coal and Navigation Co.** (P. O. Box 311, Tamaqua, PA 18252) for lime storage silos and associated air pollution control devices in Tamaqua Borough, **Schuylkill County**.

**54-00042: The Commodore Corp.** (P. O. Box 577, Goshen, IN 46527) for housing manufacture processes in Pine Grove Borough, **Schuylkill County**. This action is a renewal of the State-only Operating Permit issued in 2000.

**54-00066: Silberline Manufacturing Co., Inc.** (130 Lincoln Drive, Tamaqua, PA 18252) for pigmented paste manufacturing processes and boilers in Rush Township, **Schuylkill County**.

**58-00007: Barans Surplus Co., Inc.** (138 West Poplar Street, Plymouth, PA 18651) for a scrap aluminum recovery operation in Auburn Township, **Susquehanna County**.

**45-00017: Hanson Aggregates Pennsylvania, Inc.** (1900 Sullivan Trail, Easton, PA 18040) for operation of a crushing operation and associated air cleaning devices at their Stroudsburg Quarry in Hamilton Township, **Monroe 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.

**45-00026: Hanson Aggregates Pennsylvania, Inc.** (1900 Sullivan Trail, Easton, PA 18040) for operation of a batch asphalt plant and associated air cleaning devices at their Stroudsburg facility in Hamilton Township, **Monroe County**. This action is a renewal of the State-only (Synthetic 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.

**58-00004: Amandi Services, Inc.** (899 Assembly Place, Hallstead, PA 18822) for issuance of a State-only Synthetic Minor Operating Permit for the powder blending operations in Great Bend Township, **Susquehanna County**.

**39-00083: Filmtech Corp.** (2121 31st Street, SW, Allentown, PA 18103) for issuance of a Facility State-only Natural Minor Operating Permit for the operation of Polyethylene Extrusion Lines in the City of Allentown, **Lehigh County**.

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

**06-05073: Dyer Quarry, Inc.** (P. O. Box 188, Rock Hollow Road, Birdsboro, PA 19508) for operation of their quarry and stone crushing facility in Robeson Township, **Berks County**. This is a renewal of their State-only Operating Permit issued in 2001.

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

**37-00234: Praxair, Inc.—Praxair Surface Technologies, Inc.—New Castle Plant** (3225 Honeybee Lane, New Castle, PA 16510-6502) for a Natural Minor Operating Permit to operate a metal coating operation located in Wilmington Township, **Lawrence County**.

**25-00944: PHB, Inc.** (7900 West Ridge Road, Fairview, PA 16415-1807) for reissuance of a Natural Minor Operating Permit to operate the zinc and aluminum die casting facility in Fairview Township, **Erie County**. The facility's primary emission sources include a zinc casting operation, an aluminum casting operation, four zinc melt furnaces, three aluminum melt furnaces, a shot blasting process, parts washers and miscellaneous natural gas combustion.

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

**N06-003: Delaware Valley Recycling, Inc.** (3107 South 61st Street, Philadelphia, PA 19153) for the processes and recycles construction/demolition waste materials in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include equipment such as crushers and screens for construction/demolition waste materials processing and recycling

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

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous

Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

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

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. NPDES permits will contain, at a minimum, technology-based

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

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

#### *Coal Applications Received*

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

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

\* The parameter is applicable at all times.

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

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

**30001301 and NPDES Permit No. NA. Dana Mining Company of PA, Inc.** (P. O. Box 1170, Morganotwn, WV 26507). To renew the permit for the Crowdad Portal B Mine in Dunkard and Perry Townships, **Greene County**. No additional discharges. Application received July 7, 2006.

**30831303 and NPDES Permit No. PA0013511. Cumberland Coal Resources, LP** (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370). To revise the permit for the Cumberland Mine in Whiteley Township, **Greene County** to add surface acres to install dewatering pipeline from No. 1 bleeder shaft site to No. 2 refuse area.

Surface Acres Proposed 3.53. No additional discharges Application received June 9, 2006.

**32841601. NPDES Permit No. PA0214159. Robindale Energy Services, Inc.** (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). To renew the permit for the Dilltown Facility in Brush Valley Township, **Indiana County** and related NPDES permit for reclamation only. No additional discharges. Application received July 31, 2006.

**56841321. NPDES Permit No. PA0001881. Miller Springs Remediation Management, Inc.** (2480 Fortune Drive, Suite 300, Lexington, KY 40509-4168). To renew the permit for the Bird Mine No. 2/No. 3 in Conemaugh Township, **Somerset County** and Stoneycreek Township, **Cambria County** and related NPDES permit for water treatment only. No additional discharges. Application received June 1, 2006

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

**56000101 and NPDES No. PA0235229. Cooney Brothers Coal Company** (P. O. Box 246, Cresson, PA 16630). Permit renewal for the continued operation and

restoration of a bituminous surface-auger mine in Paint Township, **Somerset County**, affecting 119.2 acres. Receiving streams: Shade Creek and Stonycreek River classified for the following uses: CWF; CWF. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Authority, Border Dam Intake, on Stonycreek River. Application received July 28, 2006.

**56663069 and NPDES No. PA0120944. Action Mining, Inc.** (1117 Shaw Mines Road, Meyersdale, PA 15552-7228). Revision of an existing bituminous surface auger-limestone removal mine to amend an existing variance on the 100 foot stream barrier of a UNT to the Casselman River and revise the reclamation plan to include a variance to approximate original contour backfilling on a portion of the site in Elk Lick and Summit Townships, **Somerset County**, affecting 3,040.0 acres. Receiving streams: UNT of/and to the Casselman River; UNTs of and to Elk Lick Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received August 2, 2006.

**Permit No. 39A77SM4 and NPDES Permit No. PA0607878. Bentley Development Company, Inc.** (P. O. Box 338, Blairsville, PA 15717). Renewal of NPDES Permit, West Wheatfield Township, **Indiana County**. Receiving streams: UNT to Conemaugh River classified for the following use: WWF. There are no potable water supply intakes within 10 miles downstream. Application received: August 1, 2006.

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

**03860111 and NPDES Permit No. PA0589144. State Industries, Inc.** (P. O. Box 1022, Kittanning, PA 16201). Revision application for stream encroachment and change in boundary areas to an existing bituminous surface mine, located in East Franklin Township, **Armstrong County**, affecting 667.4 acres. Receiving streams: UNTs to Allegheny River, classified for the following use: WWF.

There is no potable water supply intake within 10 miles downstream from the point of discharge. Revision application received August 7, 2006.

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

**Permit No. 17020102 and NPDES No. PA0243191. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Transfer of an existing bituminous surface mine from Moravian Run Reclamation Co., LLC, 605 Sheridan Drive, Clearfield, PA 16830, located in Penn Township, **Clearfield County**, affecting 34.6 acres. Receiving streams: Bell Run to West Branch Susquehanna River, classified for the following uses: CWF to WWF. There are no potable water supply intakes within 10 miles downstream. Application received: July 31, 2006.

**Permit No. 17850143 and NPDES No. PA0596663. Sky Haven Coal, Inc.** (5510 State Park Road, Penfield, PA 15849) Permit renewal for the continued operation and restoration of a bituminous surface mine in Lawrence Township, **Clearfield County**, affecting 150.7 acres. Receiving streams: Wolf Run to West Branch Susquehanna River, classified for the following uses: CWF to WWF. There are no potable water supply intakes within 10 miles downstream. Application received: July 31, 2006.

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

**54060201. Koury Excavating** (109 Hill Terrace Drive, Pottsville, PA 17901). Commencement, operation and restoration of an anthracite coal refuse reprocessing operation in North Manheim Township, **Schuylkill County** affecting 8.0 acres. Receiving stream: none. Application received July 27, 2006.

*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:

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

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

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to 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.

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

**10060304 and NPDES Permit No. PA0258181. Quality Aggregates, Inc.** (200 Neville Road, Neville Island, PA 15225). Commencement, operation, and restoration of a limestone operation in Marion Township, **Butler County** affecting 46.0 acres. Receiving streams: three UNTs to Black's Creek and Black's Creek, one UNT to North Branch Slippery Rock Creek, classified for the

following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received July 31, 2006.

**5380-10060304-E-1. Quality Aggregates, Inc.** (200 Neville Road, Neville Island, PA 15225). Application for a stream encroachment to encroach to within 25 feet of UNT No. 2 to Black's Creek in Marion Township, **Butler County**. Receiving streams: three UNTs to Black's Creek and Black's Creek, one UNT to North Branch Slippery Rock Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received July 31, 2006.

**5380-10060304-E-2. Quality Aggregates, Inc.** (200 Neville Road, Neville Island, PA 15225). Application for a stream encroachment to mine through and reconstruct a portion of UNT No. 2 to Black's Creek and to relocate a

portion of UNT No. 2 to Black's Creek in Marion Township, **Butler County**. Receiving streams: three UNTs to Black's Creek and Black's Creek, one UNT to North Branch Slippery Rock Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received July 31, 2006.

**5380-10060304-E-3. Quality Aggregates, Inc.** (200 Neville Road, Neville Island, PA 15225). Application for a stream encroachment to mine through UNT No. 3 to Black's Creek in Marion Township, **Butler County**. Receiving streams: three UNTs to Blacks Creek and Blacks Creek, one UNT to North Branch Slippery Rock Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received July 31, 2006.

**5380-10060304-E-4. Quality Aggregates, Inc.** (200 Neville Road, Neville Island, PA 15225). Application for a stream encroachment to mine through UNT No. 4 to Blacks Creek in Marion Township, **Butler County**. Receiving streams: three UNTs to Black's Creek and Black's Creek, one UNT to North Branch Slippery Rock Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received July 31, 2006.

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

**4774SM4 and NPDES No. PA0115789. Hanson Aggregates** (1900 Sullivan Train, P. O. Box 231, Easton, PA 18040). Permit renewal for the continued operation and restoration of a bituminous surface mine in Fairfield Township, Montoursville Borough, **Lycoming County**, affecting 939.3 acres. Receiving streams: Bennett's Run to Tules Run to West Branch Susquehanna River, classified for the following use: WWF. Application received July 31, 2006.

**08060811. Charles H. God, II** (R. R. 1, Box 95D, Stevensville, PA 18845). Commencement, operation and restoration of a small, noncoal (bluestone/flagstone) surface mine in Pike Township, **Bradford County**, affecting 5.0 acres. Receiving stream: UNT to Rockwell Creek, classified for the following use: WWF. Application received July 27, 2006.

**08060813. D. Terry and Tracy Keeney.** (P. O. Box 85, Wyalusing, PA 18853). commencement, operation and restoration of a small, noncoal (flagstone) surface mine in Wilmot Township, **Bradford County**, affecting 3.0 acres. Receiving streams: Sugar Run Creek. Application received: July 10, 2006.

**08060812. Darlene W. Ellis.** (R. R. 2, Box 213, Wyalusing, PA 18853). Commencement, operation and restoration of a small, noncoal (bluestone) surface mine in Wilmot Township, **Bradford County**, affecting 5.0 acres. Receiving streams: Sugar Run Creek, UNT to Susquehanna River. Application received July 28, 2006.

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

**66000813. E. Leroy Whipple, Jr.,** (R. R. 1 Box 1153, Laceyville, PA 18623), Stages I and I bond release from a quarry operation in Meshoppen Township, **Wyoming County** affecting 1.0 acre on property owned by Bertha Allen. Application received: July 25, 2006.

**6476SM6C6 and NPDES Permit No. PA0595365. Union Quarries, Inc.** (P.O. Box 686, Carlisle, PA 17013). Renewal of NPDES permit for discharge of treated mine drainage from a quarry operation in South Middleton

Township, **Cumberland County**, receiving stream: Letort Spring Run, classified for the following use: CWF. Application received August 3, 2006.

**7574SM2A1C8 and NPDES Permit No. PA0614343. Hempt Brothers, Inc.** (205 Creek Road, Camp Hill, PA 17011). Renewal of NPDES permit for discharge of treated mine drainage from a quarry operation in Lower Allen Township, **Cumberland County**, receiving stream: Yellow Breeches Creek, classified for the following use: CWF. Application received: August 4, 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) (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.*

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

**E46-859. New Hanover Township Authority**, 2943 N. Charlotte Street, Gilbertsville, PA 19525, New Hanover Township, **Montgomery County**, ACOE Philadelphia District.

To reissue and amend permit E46-859 to include modifying and extending proposed fill within the 100-year floodplain of Swamp Creek (TSF) and West Branch of Swamp Creek. This work is associated with the expansion of the existing New Hanover Township Wastewater Treatment Facility to a capacity of 1.925 mgd. This site is located approximately 1,000 feet southeast from intersection of Feglesville Road and Evans Road, near the confluence of Swamp Creek and West Branch of Swamp Creek (Sassamansville, PA USGS Quadrangle N: 5.5 inches; W: 7.4 inches).

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

**E48-371. Arcadia East Associates No. 1, LP**, 100 Gateway Drive, Suite 310, Bethlehem, PA 18017, in East Allen Township, **Northampton County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a stormwater outfall channel in the floodway of Bushkill Creek (HQ-CWF). This work is associated with a proposed 6-lot industrial subdivision, know as Arcadia East Industrial Park, located west of the intersection of SR 0512 and Silver Crest Road (Catasauqua, PA Quadrangle N: 15.7 inches; W: 3.1 inches).

**E58-271. Elk Mountain Ski Resort, Inc.**, R. R. 2, Box 3328, Uniondale, PA 18470, in Herrick Township, **Susquehanna County**, United States Army Corps of Engineers, Baltimore District.

To place fill in approximately 0.76 acre of PEM wetlands for the purpose of constructing a pond that will be used to store water for snow making purposes and to construct and maintain an intake structure in East Branch Tunkhannock Creek (HQ-CWF). The project is located north of SR 0374, approximately 2,000 feet northeast of the entrance road to Elk Mountain Ski Resort (Clifford, PA Quadrangle N: 19.1 inches; W: 7.2 inches).

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

**E07-404: Wal-Mart Stores, Inc.**, 2001 Southeast 10th Street, Bentonville, AR 71216 in Freedom Township, **Blair County**, ACOE Baltimore District.

To fill in 0.047 acre of de minimis wetland to construct a shopping center called Wal-Mart and related improvements located on the north side of the US 220 and I-99 intersection (Roaring Spring, PA Quadrangle N: 21.78 inches; W: 8.0 inches; Latitude: 40° 22' 12"; Longitude: 78° 25' 57") in Freedom Township, Blair County. The applicant will provide a 0.07 acre of wetland replacement.

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

**E17-419. Department of Transportation, Engineering District 2-0**, 1924-30 Daisy Street, Clearfield, PA 16830. SR 0453, Section A01 Bridge Replacement Project, Curwensville Borough, **Clearfield County**, ACOE Baltimore District (Curwensville, PA Quadrangle N: 17.6 inches; W: 3.8 inches).

To remove an existing single span structure and to construct, operate and maintain a two span prestressed concrete spread box beam bridge that will carry SR 0453 across Anderson Creek (CWF) for improved public highway safety. The two span bridge shall be constructed with a minimum clear span of 127 feet, underclearance of 15.2 feet, and curb-to-curb width of 32 feet. Construction of the bridge shall be completed during stream low flow. The SR 0453 Bridge Replacement project will not impact wetlands while permanently impact 150 feet of waterway that is located along the southern right-of-way of SR 0879 approximately 1,300-feet south of SR 0453 and SR 0879 intersection. This permit also authorizes construction, operation, maintenance and removal of temporary causeways, cofferdams or stream diversions for the construction of the SR 0453 Bridge. Yemporary structures shall be constructed with clean durable rock free of fines. Upon completion of bridge construction, all temporary structures shall be removed and disturbed areas being restored to original contours and elevations.

**E53-413. Dominion Transmission, Inc.**, 445 West Main Street, Clarksburg, WV 26301. Dominion Transmission Cove Point TL-453 EXT1 Expansion Project, Bingham, Genesee and Harrison Townships, **Potter County**, ACOE Pittsburgh District (Ellisburg, PA Quadrangle N: 9.19 inches; W: 2.37 inches)

To construct, operate and maintain a 24-inch diameter gas pipeline, designated TL-453 EXT1, over 11.55 miles within a 75-foot right-of-way for the transmission of natural gas. Construction, operation and maintenance of the TL-453 EXT1 will require 15 stream and 23 wetland crossings that are as follows:

<i>Crossing Identification</i>	<i>Crossing Disturbance</i>	<i>Aquatic Resource</i>	<i>Water Quality</i>	<i>Latitude</i>	<i>Longitude</i>
SPA-KDR-023	75.0 feet	UNT	HQ-CWF	41° 56' 30.47"	77° 53' 10.92"
SPA-KDR-024	87.0 feet	UNT	HQ-CWF	41° 55' 30.43"	77° 53' 10.80"
SPA-KDR-026	77.0 feet	Middle Branch Genesee	HQ-CWF	41° 55' 58.76"	77° 51' 02.58"
SPA-SCR-001	78.5 feet	UNT	CWF	41° 56' 19.08"	77° 49' 47.71"
SPA-SCR-012	78.0 feet	Genesee River	CWF	41° 56' 26.91"	77° 48' 51.85"
SPA-SCR-011	111.5 feet	UNT	CWF	41° 56' 49.10"	77° 46' 22.87"
SPA-SCR-010	77.0 feet	UNT	CWF	41° 56' 53.70"	77° 48' 17.01"
SPA-SCR-009	89.0 feet	UNT	CWF	41° 56' 19.92"	77° 46' 09.10"
SPA-SCR-008	94.0 feet	UNT	CWF	41° 57' 02.46"	77° 46' 05.91"
SPA-SCR-007	78.0 feet	UNT	CWF	41° 57' 47.65"	77° 44' 19.74"
SPA-SCR-006	78.0 feet	UNT	CWF	41° 57' 48.23"	77° 44' 18.44"
SPA-SCR-005B	143.0 feet	UNT	CWF	41° 58' 15.10"	77° 43' 11.86"
SPA-SCR-013	84.0 feet	Marsh Creek	CWF	41° 58' 01.47"	78° 05' 19.28"
SPA-KDR-025	50.0 feet	UNT	HQ-CWF	41° 56' 36.90"	77° 53' 11.30"

<i>Crossing Identification</i>	<i>Crossing Disturbance</i>	<i>Aquatic Resource</i>	<i>Water Quality</i>	<i>Latitude</i>	<i>Longitude</i>
SPA-SCR-002	50.0 feet	North Branch Cowanesque	CWF	41° 58' 39.82"	77° 41' 06.03"
WPA-KDR-025	270.0 feet	Wetland	CWF	41° 55' 58.54"	77° 51' 01.47"
WPA-SCR-001	82.0 feet	Wetland	CWF	41° 55' 29.37"	77° 48' 52.83"
WPA-SCR-032	53.0 feet	Wetland	CWF	41° 56' 30.14"	77° 48' 51.26"
WPA-SCR-040	43.0 feet	Wetland	CWF	41° 56' 33.44"	77° 48' 43.63"
WPA-SCR-030	27.0 feet	Wetland	CWF	41° 56' 53.97"	77° 46' 17.25"
WPA-SCR-029	288.0 feet	Wetland	CWF	41° 56' 55.87"	77° 46' 13.83"
WPA-SCR-028	194.0 feet	Wetland	CWF	41° 56' 59.81"	77° 46' 09.17"
WPA-SCR-027	92.0 feet	Wetland	CWF	41° 57' 02.36"	77° 46' 05.29"
WPA-SCR-026	43.0 feet	Wetland	CWF	41° 57' 07.23"	77° 46' 00.22"
WPA-SCR-022	148.0 feet	Wetland	CWF	41° 57' 26.67"	77° 45' 19.03"
WPA-SCR-021	35.0 feet	Wetland	CWF	41° 57' 28.04"	77° 45' 16.05"
WPA-SCR-020	17.0 feet	Wetland	CWF	41° 57' 29.19"	77° 25' 14.55"
WPA-SCR-017	21.0 feet	Wetland	CWF	41° 58' 12.94"	77° 43' 19.84"
WPA-SCR-035	301 feet	Wetland	CWF	41° 58' 15.10"	77° 43' 11.18"
WPA-SCR-033	20.0 feet	Wetland	CWF	41° 58' 17.00"	77° 43' 03.66"
WPA-SCR-013	155.0 feet	Wetland	CWF	41° 58' 29.92"	77° 42' 37.25"
WPA-SCR-012	37.0 feet	Wetland	CWF	41° 58' 24.72"	77° 42' 33.06"
WPA-SCR-010	330.0 feet	Wetland	CWF	41° 58' 25.52"	77° 42' 27.90"
WPA-SCR-009	24.0 feet	Wetland	CWF	41° 58' 27.62"	77° 42' 21.50"
WPA-SCR-008	19.0 feet	Wetland	CWF	41° 58' 27.18"	77° 42' 19.76"
WPA-SCR-002	11.0 feet	Wetland	CWF	41° 58' 33.41"	77° 41' 46.29"
WPA-SCR-003	243.0 feet	Wetland	CWF	41° 58' 32.47"	77° 41' 40.79"
WPA-SCR-003	111.0 feet	Wetland	CWF	41° 58' 36.53"	77° 41' 17.56"

Construction of this listed gas pipeline crossings temporarily impact 1,250.0 feet of waterway and 4.77 acres of wetland, while permanently impacting 1.64 acres of wetland. Gas transmission lines under streambeds shall be constructed so there will be a minimum of 3 feet of cover between the top of the pipe and the lowest point in the streambed. Trench plugs or clay dikes shall be used at every waterway and wetland crossing to ensure the existing hydrology is not altered. The western terminus of TL-453 EXT 1 is located along the eastern right-of-way of SR 0244 approximately 1,950 feet south of Genesee Township Road No. 410 and SR 0244 intersection. This permit also will authorize construction, operation, maintenance and removal of temporary construction crossings, causeways, stream diversions and cofferdams. All temporary structures shall be constructed of clean rock that is free of fines; and upon completion of construction activities, all temporary structures shall be removed with disturbed areas being restored to original contours and elevations. If upon investigation the Department determines the gas transmission line approved by this permit is serving to degrade water quality, stream profile, meander pattern or channel geometries, then the permittee shall be required to implement all measures necessary to mitigate the degradation. Construction of the gas pipelines will permanently impact 1.64 acres of wetland, for which the permittee has agreed to replace with a minimum of 1.64 acres of wetland mitigation prior to the construction authorized by this permit.

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

**E02-1543. Department of Transportation,** District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017. To construct a bridge in Collier Township, **Allegheny County**, Pittsburgh ACOE District. (Pittsburgh West, PA Quadrangle N: 3.4 inches; W: 15.4 inches and Latitude: 41° 29' 26"—Longitude: 81° 29' 26"). The applicant pro-

poses to construct and maintain a 55.06 ft. span, 10.63 ft. underclearance, 28 ft. wide double lane bridge replacement of an existing 51.96 ft. span, 8.91 ft. underclearance, 16.0 ft. wide single lane bridge over Robinson Run (WWF) with a drainage area of 39.1 square miles; construct and maintain a 20 lf culvert extension of an adjoining UNT to Robinson Run with a drainage area less than 100 acres; and to construct and maintain storm water outfalls to Robinson Run all located on Dorrington Road (SR 3117).

**E02-1544. Turnpike Commission,** P. O. Box 67676, Harrisburg, PA 17106-7676. To construct a bridge over the Allegheny River between Harmar Township and Plum Borough in **Allegheny County**, Pittsburgh ACOE District. (New Kensington West, PA Quadrangle N: 6.8 inches; W: 10.1 inches and from Latitude: 40° 32' 56"—Longitude: 79° 49' 25" to Latitude: 40° 31' 30"—Longitude: 79° 49' 15"). The applicant proposes to remove the existing I-76, four lane, 61 ft total width, multiple span, steel girder and truss bridge having a total length of 2,179.27 ft, and having a navigational channel normal pool elevation clearance of approximately 70 ft. and to construct and maintain 120 ft. downstream and to the west a six span, twin concrete box girder, six lane, 124 ft total width replacement bridge having a total length of 2,350 ft. and having a navigational channel normal pool elevation clearance of approximately 88 ft. over the Allegheny River (WWF). At the project site the Allegheny River is split by Fourteen Mile Island. The eastern navigation channel will be crossed by a 532 ft. span and the western channel will be crossed by a 380 ft. span. Two piers will be constructed on the banks of the eastern channel. Two piers will be constructed in the western channel. Fourteen Mile Island will be crossed with 80 ft. overhead clearance by a 444 ft. span. In addition 0.85 acres of PEM wetland will be filled and maintained; and 1.8 acres of replacement wetland will be constructed and maintained. The Turnpike improvement and relocation project extends 1.53 miles south of the intersection with SR 28.

**E26-337. Centerville Clinics, Inc.**, 1070 Old National Pike, Fredericktown, PA 15333. To construct an addition to an existing building in the City of Uniontown, **Fayette County**, Pittsburgh ACOE District. (Uniontown, PA Quadrangle N: 5.00 inches; W: 15.7 inches and Latitude: 39° 54' 9.11"—Longitude: 79° 44' 8.64"). The applicant proposes to construct and maintain a 55-foot gravel parking area and a 24-foot x 30-foot building addition to the Centerville Clinic in the floodway of a UNT to Coal Lick Run (WWF). The project is located along SR 21 near SR 40.

**E26-338. Department of Transportation, Engineering District 12-0**, P. O. Box 459, Uniontown, PA 15401. To construct a culvert in Wharton Township, **Fayette County**, Pittsburgh ACOE District. (Fort Necessity, PA Quadrangle, N: 17.2 inches; W 16.6 inches; Latitude: 39° 50' 38"; Longitude: 79° 37' 12"). The applicant proposes to construct and maintain a 26 lf extension to an existing 12 lf 36 inch rcp culvert, construct and maintain a 125 lf 45 inch by 29 inch oval rcp culvert; fill and maintain 0.3 acre of adjoining PEM wetland in a UNT to Big Sandy Creek (HQ-CWF) with a drainage area less than 100 acres. The project provides for road improvements to SR 40 including the relocation of the intersection with SR 2010.

**E65-900. Shepler Yard Associates**, P. O. Box 483, Fayette City, PA 15438. To construct a trans-loading (dock) facility in Rostraver Township, **Westmoreland County**, Pittsburgh ACOE District. (Donora, PA Quadrangle N: 6.45 inches; W: 16.2 inches; and Latitude: 40°09'39"—Longitude: 79° 52' 4"). The applicant proposes to construct and maintain a trans-loading facility in the Monongahela River (WWF) right bank Mile Post 38.35 by excavating a notch below normal pool elevation 26 feet landward and 700 feet parallel to the river and filled with

four identical barges atop as the facilities area. The mooring area for the barges will have a width of 130 feet riverward and a length of 700 feet.

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

**E10-415. Kaclik Development Associates, LP**, 215 Executive Drive, Suite 200, Cranberry Township, PA 16066. The Shoppes at Heritage Creek commercial development, in Adams Township, **Butler County**, ACOE Pittsburgh District. (Butler, PA Quadrangle N: 40° 41' 44"; W 80° 02' 17").

To relocate and restore approximately 325 feet of a tributary to Kaufman Run for the construction of a commercial development, driveways and parking lots, south of Route 228 in Adams Township. A 100-foot, 24-inch diameter culvert, an 84-foot long, 24-inch diameter culvert and several utility crossings will be installed and maintained in the tributary, which has a drainage area of less than 100 acres.

#### DAM SAFETY

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

**D67-536. Ski Roundtop Operating Corporation**, 925 Roundtop Road, Lewisberry, PA 17339-9762. To modify, operate and maintain Ski Roundtop Dam across North Branch Beaver Creek (WWF), for the purpose of raising the embankment of an existing dam to increase spillway capacity and prevent overtopping during severe flood conditions and to perform related repairs. Wellsville, PA Quadrangle N: 19.6 inches; W: 8.9 inches, in Warrington Township, **York County**.

### 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

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0111741	Warrior Run School District 4800 Susquehanna Trail Turbotville, PA 17772	Northumberland County Lewis Township	UNT to Warrior Run Creek (10D)	Y
PA0114979	Borough of Knoxville 115 South East Street P. O. Box 191 Knoxville, PA 16928	Tioga County, Deerfield Township	Cowanesque River (4A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0216909 Industrial Waste	S-All, Inc. Groundwater Remediation System c/o William Dux 9128 Longmeadow Road Hagerstown, MD 21472	Indiana County White Township	Stoney Run	Y
PA0024449 Sewage	Youngwood Borough Authority 17 South Sixth Street Youngwood, PA 15697-1231	Westmoreland County Youngwood Borough	Jacks Run	Y
PA0093203 Sewage	The Pennsylvania State University 113 Physical Plant Building University Park, PA 16802	Westmoreland County Upper Burrell Township	UNT of Pucketa Creek	Y
PA0096814 Sewage	Ashbridge Oil Company, Inc. P. O. Box 5478 Johnstown, PA 15904	Westmoreland County Donegal Township	UNT of Minnow Run	Y
PA0098183 Sewage	Gary A. Sippel 2593 Wexford-Bayne Road Sewickley, PA 15143	Allegheny County Franklin Park Borough	Swale to UNT of East Branch Big Sewickley Creek	Y
PA0253324 Sewage	Guardian Elder Care, LLC P. O. Box 240 Brockway, PA 15824	Indiana County Armstrong Township	UNT to Cheese Run	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0102288 Amendment No. 2	Rustick LLC—McKean County Landfill 19 Ness Lane Kane, PA 16735	Sergeant Township McKean County	Outfall 001-002 UNT to Little Sicily Run Outfall 003 UNT to Seven Mile Run	Y
PA0221619	Otto Township Sanitary Authority Box 284 Duke Center, PA 16729	Otto Township McKean County	Knapp Creek 16-C	Y

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

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

**NPDES Permit No. PA0083836**, Sewage, **Pine Run, Inc.**, 1881 Pine Run Road, Abbottstown, PA 17301-8644. This proposed facility is located in Hamilton Township, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge to a UNT of the Conewago Creek in Watershed 7-F.

**NPDES Permit No. PA0248142**, Sewage, **Rodger C. Petrone, Grantham Crossing Lot No. 14**, 4076 Market Street, Camp Hill, PA 17011. This proposed facility is located in Carroll Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to a UNT of Yellow Breeches Creek in Watershed 7-E.

**NPDES Permit No. PA0248207**, Sewage, **Hurley/Morrison, Lot No. 3**, 50 Frytown Road, Newville, PA 17241. This proposed facility is located in Upper Frankford Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to discharge to a UNT of the Conodoguinet Creek in Watershed 7-B.

**NPDES Permit No. PA0248215**, Sewage, **Hurley/Morrison, Lot No. 4**, 50 Frytown Road, Newville, PA 17241. This proposed facility is located in Upper Frankford Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to discharge to a UNT of the Conodoguinet Creek in Watershed 7-B.

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

**PA0008443**, Industrial Waste SIC, 4911, **PPL Montour LLC**, Two North Ninth Street, Allentown, PA 18101-1179. This existing facility is located in Derry Township, **Montour County**.

Description of Proposed Activity: This proposed action is for amendment of an NPDES permit for a new discharge of treated industrial wastewater.

The receiving stream, West Branch Susquehanna River, is in the State Water Plan watershed 10D and classified for WWF. The nearest downstream public water supply intake for PA American Water Company is located on West Branch Susquehanna River 4 miles below the point of discharge.

The proposed effluent limits for Outfall 053 based on a design flow of 0.3 mgd.

Average	Mass Units (lbs/day)		Concentration (mg/l)		
	Maximum Monthly	Minimum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
pH		6.0			9.0
TSS			10	20	30
Oil and Grease			15	20	30
Total Iron			5.0	7.5	10
Total Cadmium			0.24	0.37	
Total Mercury			0.027	0.043	
Total Selenium			3.4	5.3	
Chlorides			Report		
Chromium VI			Report		
Total Antimony			Report		
Total Lead			Report		
Total Silver			Report		
Total Thallium			Report		
	Mass Load Pound				
	Monthly	Annual			
Ammonia-N	Report		Report		
Kjeldahl-N	Report		Report		
Nitrite/Nitrate-N	Report		Report		
Total Nitrogen-N	Report	47,774	Report		
Total Phosphorus-P	Report	2661	Report		

**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. 4606405**, Sewerage, **Upper Hanover Authority**, 1704 Pillsbury Road, P. O. Box 205, East Greenville, PA 18041. This proposed facility is located in Upper Hanover Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a 10-inch sanitary sewer and sewer extension to serve 250 EDUs for residential and commercial subdivision.

**WQM Permit No. 1506402**, Sewerage, **Northwestern Chester County Municipal Authority**, P. O. Box 308, 37 Dampman Road, Honey Brook, PA 19344. This property facility is located in Honey Brook Township, **Chester County**.

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

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

**WQM Permit No. 6706403**, Sewerage, **Rodger C. Petrone**, 4076 Market Street, Camp Hill, PA 17011. This proposed facility is located in Carroll Township, **York County**.

Description of Proposed Action/Activity: Approval for the construction/operation of sewerage facilities consisting of a residential small flow treatment facility using a septic tank, Ecoflo peat filter, and chlorine disinfection.

**WQM Permit No. 5003401 Amendment 06-1**, Sewerage, **Penn Township Municipal Authority**, 102 Municipal Building Road, Duncannon, PA 17020. This proposed facility is located in Penn Township, **Perry County**.

Description of Proposed Action/Activity: Approval for permit amendment of the operation of sewerage facilities consisting of the existing Cove WWTP at an increased, organic capacity. Treatment units include screening, flow equalization, extended aeration basins, clarifiers, aerobic sludge holding tank, and a chlorine contact tank.

**WQM Permit No. 2106402**, Sewerage, **Hurley/Morrison**, 50 Frytown Road, Newville, PA 17241. This proposed facility is located in Upper Frankford Township, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of sewerage facilities consisting of a septic tank, STB 650 Ecoflo peat filter, tablet chlorinator, and chlorine contact tank.

**WQM Permit No. 2106403**, Sewerage, **Hurley/Morrison**, 50 Frytown Road, Newville, PA 17241. This proposed facility is located in Upper Frankford Township, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of sewerage facilities consisting of a septic tank, STB 650 Ecoflo peat filter, tablet chlorinator, and chlorine contact tank.

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

**WQM Permit No. 4706201**, Industrial Waste 4911, **PPL Montour, LLC**, Two North Ninth Street, Allentown, PA 18101. This proposed facility is located in Derry Township, **Montour County**.

Description of Proposed Action/Activity: The applicant proposes to construct and operate a treatment plant to treat flue gas scrubber wastewater.

**WQM Permit No. 4984402-T1**, Sewerage 4952, **Brenda L. Knouse**, R. R. 1, Box 263B, Sunbury, PA 17801-9779. This facility is located in Upper Augusta Township, **Northumberland County**.

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

**WQM Permit No. 1706401**, Sewerage, **City of DuBois**, 16 West Scribner Avenue, P. O. Box 408, DuBois, PA 15801. This proposed facility is located in City of DuBois, **Clearfield County**.

Description of Proposed Action/Activity: Permit issuance for the addition of a centrifuge for solids processing and sludge storage building.

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

**WQM Permit No. WQG018482**, Sewerage, **David Natcher**, 4512 Basswood Drive, Erie, PA 16506. This proposed facility is located in Beaver Township, **Crawford County**.

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

**WQM Permit No. WQG018484**, Sewerage, **Timothy L. Crane**, 10053 Thrasher Road, Cranesville, PA 16410. This proposed facility is located in Cranesville Borough, **Erie County**.

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

**WQM Permit No. WQG018477**, Sewerage, **Bobbe J. Cullers and David L. Davila**, 3913 Westman Road, Bemus Point, NY 14712. This proposed facility is located in Columbus Township, **Warren County**.

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

**WQM Permit No. WQG018483**, Sewerage, **Forbes E. Lilly, II**, 597 North Street, Meadville, PA 16335. This proposed facility is located in West Mead Township, **Crawford County**.

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

**WQM Permit No. 2503418**, Sewerage, **Amendment No. 1, Municipal Authority of the Borough of Waterford**, 30 South Park Row, Waterford, PA. This proposed facility is located in Waterford Borough, **Erie County**.

Description of Proposed Action/Activity: This project is for the rerating of the wastewater treatment plant from 240,000 gpd to 324,000 gpd.

**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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010905026	C & M Homes at Milford, LLC 2421 Bristol Road Warrington, PA 18976	Bucks	Milford Township	UNT Unami Creek (HQ-TSF)
PAI010906008	Reshetar Realty, Inc. P. O. Box 2045 Doylestown, PA 18901	Bucks	Springfield Township	Cooks Creek (EV)
PAI010906010	Turnpike Commission P. O. Box 67676 Harrisburg, PA 14006-7676	Bucks	Milford Township	Unami Creek (HQ-TSF)
PAI011506014	Golden Rocket, LP 1535 Art School Road Chester Springs, PA 19425	Chester	East Whiteland Township	Valley Creek (EV)
PAI011506034	Stephen Cushman P. O. Box 72294 Thorndale, PA 19372	Chester	East Brandywine Township	East Branch Brandywine Creek (HQ-TSF-MF)
PAI012306004	Episcopal Academy 376 North Latches Lane Merion, PA 19066-197	Delaware	Newtown Township	Crum Creek (HQ-CWF)

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

*Centre County Conservation District: Willowbank Office Bldg., 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041403017(2) Major modification	Penn State University Central Campus Rob Cooper Office of Physical Plant 101P Physical Plant Bldg. University Park, PA 16802	Centre	State College Borough	Thompson Run HQ-CWF
PAI041406010	Spring-Benner-Walker Joint Auth. N. Warren Miller 170 Irish Hollow Road Bellefonte, PA 16823  Sunnyside Collection System & Pumping Facility	Centre	Spring Township	Spring Creek HQ-CWF

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

*Allegheny County Conservation District, Lexington Technology Park, Building 1, Suite 102, 400 North Lexington Avenue, Pittsburgh, PA 15208, (412) 241-7645.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050205008-1	Department of Veterans Affairs University Drive C Pittsburgh, PA 15240	Allegheny	O'Hara Township	Squaw Run (HQ-WWF)

*Greene County Conservation District, 93 East High Street, Room 215, Waynesburg, PA 15370, (724) 852-5278.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI053005002	Allegheny Energy Supply Co., LLC 800 Cabin Hill Drive Greensburg, PA 15601-1689	Greene	Monongahela and Cumberland Townships	Little Whiteley Creek and Monongahela River (WWF)

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

*NPDES Permit  
No.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI063706001	Millennium Technology Park Lawrence County Economic Development Corporation 100 Reynolds Street New Castle, PA 16101	Lawrence	Neshannock Township	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*

*Facility*

<i>Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Richland Township Bucks County	PAG2000905088	D'Angelo Construction, Inc. P. O. Box 753 Warrington, PA 18976	Tohickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Newtown Township Bucks County	PAG2000905067	McGrath Homes 1262 Wood Lane, Suite 207 Langhorne, PA 19047	Newtown Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Hilltown Township Bucks County	PAG2000906092	Gwen Kratz 827 Simmons Road Sellersville, PA 18960	Mill Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Perkasie Borough Bucks County	PAG2000906114	MJE Builders, Inc. 920 South Broad Street Lansdale, PA 19446	East Branch Perkiomen Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

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<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Richland Township Bucks County	PAG2000906048	Raymour and Flanigan 7248 Morgan Road Liverpool, NY 13088	Tohickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Richland Township Bucks County	PAG2000906060	Triple Net Investments XIX, LP 171 Rout 173, Suite 201 Ashbury, NJ 08802	Tohickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Radnor Township Delaware County	PAG2002306029	Eastern University 1300 Eagle Road St. Davids, PA 19087	Gulph Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
New Hanover Township Montgomery County	PAG2004605205	Heritage Building Group 2500 York Road Jamison, PA 18929	Swamp Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Cheltenham Township Montgomery County	PAG2004606115	Commerce Bank, NA 9000 Atrium Way Mount Laurel, NJ 08054	Tacony Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Whitpain Township Montgomery County	PAG2004606062	Sal Paone, Inc. 1120 North Bethlehem Pike Spring House, PA 19477	Stony Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Old Forge Borough Lackawanna County	PAG2003506018	John Hatala 611 Grace St. Old Forge, PA 18518	St. John's Creek CWF	Lackawanna Co. Cons. Dist. (570) 281-9495
Pittston Township Luzerne County	PAG2004006016	Christopher A. Langel Middle Valley Dev., LLC 1065 Hwy. 315, Suite 102 Wilkes-Barre, PA 18702	Lackawanna River CWF	Luzerne Co. Cons. Dist. (570) 674-7991
West Hazleton Borough Luzerne County	PAG2004006020	Mericle Development Corp. 100 Baltimore Drive Wilkes-Barre, PA 18702	Black Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991
Butler Township Luzerne County	PAG2004005017	Linda H. Yeagley 317 N. Hunter Hwy. Drums, PA 18222	Nescopeck Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991
East St. Clair Township Bedford County	PAG2030506005	Thomas Otis 3281 Valley Road Fishertown, PA 15539	Stone Creek WWF	Bedford County Conservation District 702 West Pitt Street, Suite 3 Bedford, PA 15522 (814) 623-8099, Ext. 4
Spring Township Berks County	PAG2000606048	Douglas Young Douglas Young Builders 2308 Lancaster Pike Reading, PA 19607	Little Muddy Creek WWF	Berks County Conservation District 1238 County Welfare Road, P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Cumru Township Berks County	PAG2000606060	John Herman Herman Development Group 965 Berkshire Blvd. Wyomissing, PA 19610	Schuylkill River WWF, MF	Berks County Conservation District 1238 County Welfare Road, P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Ontelaunee Township Berks County	PAG2000606059	Walter Pohl Ontelaunee Orchards, Inc. P. O. Box 13613 Reading, PA 19612	Schuylkill River WWF	Berks County Conservation District 1238 County Welfare Road, P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Union Township Fulton County	PAG2002906006	Hager & Rook, LLC c/o Jess Hager 511 Deer Lick Lane Warfordsburg, PA 17267	Little Tonoloway Creek CWF	R. Seleen Shimer Fulton County Conservation District 216 N. 2nd Street McConnellsburg, PA 17233
Hamilton Township Franklin County	PAG2002806012	Pennsylvania Army Stryker Brigade Combat Team Duke Munford Department of Military and Veterans Affairs Bureau of Facilities and Engineering, Bldg 0-47 Fort Indiantown Gap, PA 17003-5002	Conococheague CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Guilford Township Borough of Chambersburg Franklin County	PAG2002806044	Creekside P. O. Box 1013 Chambersburg PA 17201	Conococheague WWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Letterkenny Township Franklin County	PAG2002806031	Martin Reiff 13020 South Road Shippensburg PA 17257	Conodoguinet Creek CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Centre County Patton Township	PAG2001406011	Air Operations Squadron Training Facility Pennsylvania Air National Guard 142 Gettysburg Street 201 RHS/CE Annville, PA 17003	Big Hollow Spring Creek HQ-CWF	Centre County Conservation District 414 Holmes Ave., Ste. 4 Bellefonte, PA 16823 (814) 355-6817
Clearfield County Lawrence Township	PAG2001705004	Global Star Properties, Inc. 84 Addis Drive Churchville, PA 18966	UNT to Wolf Run CWF	Clearfield County Conservation District 650 Leonard St. Clearfield, PA 16830 (814) 765-2629
Clearfield County Huston Township	PAG2001706008	Nittany Oil Co., Inc. 321 N. Front Street Philipsburg, PA 16866	Bennetts Branch CWF	Clearfield County Conservation District 650 Leonard St. Clearfield, PA 16830 (814) 765-2629

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Clearfield County Graham Township	PAG2001706011	Len Martin 197 Old Tyrone Pike Philipsburg, PA 16866	Moravian Run CWF	Clearfield County Conservation District 650 Leonard St. Clearfield, PA 16830 (814) 765-2629
Clearfield County Morris Township	PAG2001706013	Lansberry Bros. Properties Sam Lansberry, JR P. O. Box 54 Woodland, PA 16881	UNT to Emigh Run CWF	Clearfield County Conservation District 650 Leonard St. Clearfield, PA 16830 (814) 765-2629
Columbia County Town of Bloomsburg	PAG2001906010	BU Apartments, Inc. 1388 State Route 487 Bloomsburg, PA 17815	Fishing Creek WWF	Columbia County Conservation District 702 Sawmill Rd, Suite 204 Bloomsburg, PA 17815 (570) 784-1310, Ext. 102
Montour and Northumberland Counties Riverside Borough	PAG2004906010	Merck & Company, Inc. Danville Plant Riverside, PA 17868	Susquehanna River WWF	Montour County Conservation District 112 Woodbine Ln, Suite 2 Danville, PA 17821 (570) 271-1140
Northumberland County Lower Mahanoy Township	PAG20049030181	Line Mountain Recreational Area	Fidlers Run WWF	Northumberland County Conservation District R. R. 3, Box 238-C Sunbury, PA 17801 (570) 286-7114, Ext. 4
Cambria County Cresson Township	PAG2001106012	Michael Nagle P. O. Box 273 Cresson, PA 16630	Blair Gap Run (CWF)	Cambria County Conservation District (814) 472-2120
Washington County Cecil Township	PAG2006306028 (Renewal of Old PAR10W187)	Brimark Associates 122 Cedar Lane McMurray, PA 15317	Tributary to Brush Run (WWF)	Washington County Conservation District (724) 228-6774
Westmoreland County Ligonier Township	PAG2006506031	John J. Keslar P. O. Box 63 Rector, PA 15677-0063	Mill Creek (CWF)	Westmoreland County Conservation District (724) 8375271
Butler County Butler Township	PAG2001006018	Paul John, Butler Township City Joint Municipal Transit Authority 201 S. Main Street, Suite 102 Butler, PA 16001	Connoquenessing Creek WWF	Butler Conservation District (724) 284-5270
Erie County Summit Township	PAG2002506028	Erie County 1714 French Street Erie, PA 16501	UNT Elk Creek CWF; MF	Erie Conservation District (814) 825-6403
Erie County Harborcreek Township	PAG2002506029	Harborcreek Township 5601 Buffalo Road Harborcreek, PA 16421	Lake Erie CWF	Erie Conservation District (814) 825-6403
Beaver County Darlington Township	PAG2090406007	Bureau of Abandoned Mine Reclamation, Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	UNT to Little Beaver Creek WWF	Department of Environmental Protection, Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800



<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Jefferson County Clover Township	PAG2093306008	Bureau of Abandoned Mine Reclamation, Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Simpson Run and UNT to Redbank Creek CWF	Department of Environmental Protection, Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800
<i>General Permit Type—PAG-3</i>				
<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Macungie Township Lehigh County	PAR802257	DHL—US 1200 S. Pine Island Road Suite 500 Plantation, FL 33324	Iron Run CWF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-2511 (570) 826-2511
Lancaster County Pequea Township	PAR203606	S. S. Fisher Steel Corporation 625 Baumgardner Road Lancaster, PA 17603	UNT Goods Run TSF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Berks County Ontelaunee Township	PAR603526	Pollock Reading Inc. P. O. Box 737 East Huller Lane & Leesport Ave. Temple, PA 19560	Willow Creek CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Spring Garden Township	PAR603536	First Capital Fibers, Inc. P. O. Box 867 York, PA 17405	UNT to Codorus Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Bradford County Hamilton Township	PAR504803	Northern Tier Solid Waste Authority P. O. Box 10 Burlington, PA 18814	Morris Run and Coal Creek (CWF)	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Bradford County, West Burlington Township	PAR504802	Northern Tier Solid Waste Authority P. O. Box 10 Burlington, PA 18814	Sugar Creek and Mill Creek (TSF)	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Rome Township Bradford County	PAR224829	Mountain Hardwoods, Inc. R. R. 3, Box 3130 Rome, PA 18837-9709	Wysox Creek (CWF)	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664

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<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Jersey Shore Borough Lycoming County	PAR234806	West Pharmaceutical Services 347 Oliver Street Jersey Shore, PA 17740-1923	West Branch Susquehanna River WWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Watsonstown Borough and Delaware Township	PAR234810	F. B. Leopold Co., Inc. 8th Street and Glen Gary Road P. O. Box 128 Watsonstown, PA 17777	UNT to Spring Run (WWF)	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
City of Pittsburgh Allegheny County	PAR606139	Keystone Iron & Metal Company, Inc. 4903 East Carson Street Pittsburgh, PA 15207-1943	Monongahela River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
<i>General Permit Type—PAG-4</i>				
<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Plumstead Township Bucks County	PAG040057	Steven and Caroline Macri 6768 Pint Pleasant Pike New Hope, PA 18938	UNT to Geddes Run	Southeast Regional Office 2 East Main Street Norristown, PA 19401
Upper Frederick Township Montgomery County	PAG040047	Armand Ruocco 1814 Erwin Road Port St. Lucie, FL 34958	Scioto Creek 3E Perkiomen	Southeast Regional Office 2 East Main Street Norristown, PA 19401
Upper Frederick Township Montgomery County	PAG040048	Armand Ruocco 1814 Erwin Road Port St. Lucie, FL 34958	Scioto Creek 3E Perkiomen	Southeast Regional Office 2 East Main Street Norristown, PA 19401
Lebanon County Bethel Township	PAG043579	Drew Dreisbach 61 Deitzler Lane Lebanon, PA 17038	UNT Monroe Creek WWF/7-D	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Dauphin County East Hanover Township	PAG043568	John Zimmerman 1014 Manada Bottom Road Harrisburg, PA 17112-8824	Manada Creek CWF/7-D	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Upper Augusta Township Northumberland County	PAG045029 Sewerage	Brenda L. Knouse R. R. 1, Box 263B Sunbury, PA 17801-9779	UNT West Branch Susquehanna River CWF	Water Management Program 208 West Third Street, Williamsport, PA 17701 (570) 327-3664

*Facility**Location:**Municipality & County*

Beaver  
Township  
Crawford  
County

*Permit No.*  
PAG049274

*Applicant Name & Address*  
David Natcher  
4512 Basswood Drive  
Erie, PA 16506

*Receiving Water/Use*  
UNT to East Branch  
Conneaut Creek  
15

*Contact Office & Phone No.*

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

Cranesville  
Borough  
Erie County

PAG049276

Timothy L. Crane  
10053 Thrasher Road  
Cranesville, PA 16410

UNT to Conneaut  
Creek  
15-CC

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

Columbus  
Township  
Warren County

PAG049269

Bobbe J. Cullers and David L.  
Davila  
3913 Westman Road  
Bemus Point, NY 14712

UNT to Coffee Creek  
16-B

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

West Mead  
Township  
Crawford  
County

PAG049275

Forbes E. Lilly, II  
597 North Street  
Meadville, PA 16335

UNT to Little Sugar  
Creek  
16-D

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

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

Springfield  
Township  
Mercer County

*Permit No.*  
PAG058371

*Applicant Name & Address*  
Michael C. Kristyak  
Service Plaza  
343 Veterans Road  
Mercer, PA 16137

*Receiving Water/Use*  
UNT to  
Black Run

*Contact Office & Phone No.*

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

*General Permit Type—PAG-10**Facility**Location:**Municipality & County*

Rush Township  
Schuylkill  
County

*Permit No.*  
PAG102211

*Applicant Name & Address*  
Sunoco Marketing & Terminals, LP  
525 Fritztown Road  
Sinking Spring, PA 19608

*Receiving Water/Use*  
Little Schuylkill River

*Contact Office & Phone No.*

DEP—NERO  
Water Management  
2 Public Square  
Wilkes-Barre, PA  
18711  
(570) 826-2511

## PUBLIC WATER SUPPLY (PWS) PERMITS

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel

Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of

itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

**SAFE DRINKING WATER**

**Actions taken under the Pennsylvania Safe Drinking Water Act**

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

**Operations Permit** issued to **Dauberton Manor, Inc.**, 7010023, Mt. Pleasant Township, **Adams County** on 8/11/2006 for the operation of facilities approved under Construction Permit No. 0103508.

**Operations Permit** issued to **New Oxford Manor MHP**, 7010023, Mt. Pleasant Township, **Adams County** on 8/11/2006 for the operation of facilities approved under Construction Permit No. 0106503 E.

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

**Permit No. 4189512-T1—Operation** Public Water Supply.

<b>Applicant</b>	<b>Fairlawn Trailer Court</b>
<b>Township or Borough</b>	Lycoming Township
<b>County</b>	<b>Lycoming</b>
<b>Responsible Official</b>	James Livermore Fairlawn Trailer Court 152 Primrose Lane Trout Run, PA 17771
<b>Type of Facility</b>	Public Water Supply—Operation
<b>Consulting Engineer</b>	N/A
<b>Permit Issued Date</b>	August 15, 2006
<b>Description of Action</b>	Transfer of permit from Thomas Clemens to James Livermore.

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

**Application No. 2099501-MA1, Minor Amendment**

<b>Applicant</b>	<b>Borough of Cambridge Springs</b>
<b>Township or Borough</b>	Cambridge Springs Borough <b>Crawford County</b>
<b>Responsible Official</b>	Peggy Lewis, Borough Manager
<b>Type of Facility</b>	Public Water Supply
<b>Permit to Construct Issued</b>	08/11/2006

**Operations Permit** issued to **Brookville Municipal Authority**, 30 Darrah Street, Brookville, PA 15825, PWS ID 6330004, Brookville Borough, **Jefferson County**. Permit No. 6830-MA4, issued August 11, 2006, for the operation of the "Industrial Park" water storage tank, after repainting; having met all requirements of the construction permit issued May 3, 2006.

**SEWAGE FACILITIES ACT PLAN APPROVAL**

**Plan Approvals 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, (717) 705-4707.*

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Greene Township	1145 Garver Lane Scotland, PA 17254	Franklin

*Plan Description:* The approved plan, named Woodland Hills, provides for 312 single family residential dwellings, 122 duplex units and 371 townhouse units using GTMA sewer with sewage flows of 322,000 gallons per day. The project is located along Brookens Road near the intersection of Brookens Road and Mount Pleasant Road. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. WQM Permits are required and must be obtained in the name of the Authority.

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
West Pennsboro Township	2150 Newville Road Carlisle, PA 17013	Cumberland

*Plan Description:* Approval of a revision to the Official Sewage Plan of West Pennsboro Township, Cumberland County. The proposed Young subdivision consists of a 16-lot residential subdivision, a new 4,000 gpd sewage pump station to be dedicated to the West Pennsboro Township Municipal Authority (WPTMA), and with sewage treatment at the WPTMA Sewage Treatment Plant. The Department's review of the sewage facilities update revision has not identified any significant impacts resulting from this proposal.

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
West Pennsboro Township	2150 Newville Rd. Carlisle, PA 17013	Cumberland

*Plan Description:* Approval of a revision to the Official Sewage Plan of West Pennsboro Township, Cumberland County. The proposed Young subdivision consists of a 16-lot residential subdivision, a new 4,000 gpd sewage pump station to be dedicated to the West Pennsboro Township Municipal Authority (WPTMA), and with sewage treatment at the WPTMA Sewage Treatment Plant. The Department's review of the sewage facilities update revision has not identified any significant impacts resulting from this proposal.

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Elizabeth Township	423 Southview Drive Lititz, PA 17543	Lancaster County

*Plan Description:* The approved plan provides for a small flow treatment facility to serve 13 existing mobile homes at the mountain View Mobile Home Park located at 423 W 28th Division Highway in Lititz, PA. The plant

will generate 1,950 gpd in sewage flows. The plant will discharge to a tributary of Hammer Creek. The treatment facility is being proposed as a repair to an existing malfunctioning on lot system. The id number for this plan revision is A3-36932-125-3s and the APS number is 477096. The Department of Environmental Protection'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 owner, Martin Leasing, Inc.

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Johnsonburg Borough	100 Main Street Johnsonburg, PA 15845	Elk

*Plan Description:* The approved plan provides for a two-phase rehabilitation of the sewer system and WWTP. The first phase consists of a sewer rehabilitation project coupled with pump station replacements. A Post-Construction monitoring period of one year following completion of Phase 1 will commence to study the flows in the systems. This information will then be used to design the necessary improvements to the WWTP as a part of Phase 2. The existing system serves the Borough of Johnsonburg, Johnes Township, and a portion of Ridgway Township.

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.

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Washington Township	11800 Edinboro Road Edinboro, PA 16412	Erie

*Plan Description:* The approved plan provides for the abandonment of an existing wastewater treatment facility serving Department of Transportation I-79 Rest Stops in Cussewago Township, Crawford County. A new sewer extension will convey the rest stop wastewater to the Washington Township, Erie County Sewage Treatment Plant.

Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

**HAZARDOUS SITES CLEANUP UNDER THE ACT OF OCTOBER 18, 1988**

**Settlement Under the Hazardous Sites Cleanup Act and Comprehensive Environmental Response, Compensation and Liability Act**

**F. E. Cooper Site; Broad Top Township, Bedford County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305) and the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) (42 U.S.C.A.

§§ 9601—9675), has entered into a proposed settlement with Broad Top Township (Settlor).

The proposed settlement resolves claims of the Department with the Settlor under HSCA, CERCLA and other applicable law for response costs that have been expended and will be incurred by the Department at the F. E. Cooper Site located in Broad Top Township, Bedford County.

Based on information that the Department has obtained concerning the Settlor and the Site and based on the information certified by the Settlor in this Consent Order and Agreement, the Department has determined that Settlor: (1) did not conduct or permit the generation, transportation, storage, treatment or disposal of any hazardous substances at the Site; (2) did not contribute to the release or threatened release of hazardous substances at the Site through any act or omission.

The Settlor grants the Department and its designated agents, including contractors and responsible persons under the direction of the Department, access to and entry upon the property to perform response actions at the property. Use restrictions on activities that would disturb or interfere with the bedrock groundwater are required over a designated area of the site until remaining contamination becomes abated. No access to the Juniata River within the designated area shall be allowed.

The proposed settlement obligates the Settlor to remit \$1 to the Department. The Department believes that the proposed settlement is fair, reasonable, practicable, in the public interest and in furtherance of the statutory goals of HSCA and CERCLA.

For a period of 60 days beginning with the August 26, 2006, publication date of this notice, the public is invited to review the Consent Order and Agreement, Monday through Friday, from 8 a.m. to 4 p.m., at the Department's Southcentral Region Office located at 909 Elmerton Avenue, Harrisburg, PA 17110, by contacting Crystal Snook at (717) 705-6648.

After review, the public may submit written comments on the Consent Order and Agreement before October 25, 2006, by mailing them to Crystal Snook at the Department's Harrisburg Office at the address noted previously. A person adversely affected by the settlement may also file an appeal from the Consent Order and Agreement to the Environmental Hearing Board.

Questions concerning this Notice should be directed to Crystal Snook at the telephone number and address noted previously.

**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.*

**Dial N. Prop., B**, Bristol Borough, **Bucks County**. Michael Christie, Penn Env., & Remediation, Inc., 2755 Bergey Rd., Hatfield, PA 19440 on behalf of Kevin Traynor, Island View Crossing, I, LLP, 1001 E. Hector St., Suite 100, Conshohocken, PA 19428 has submitted a Final Report concerning remediation of site soil and ground contaminated with lead, heavy metals, BTEX, PAHs and solvents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**1925-1943 Allegheny Ave., Site**, City of Philadelphia, **Philadelphia County**. Jim Zentmeyer, Civil & Env., Consultants, Inc., 300 Park 42 Dr., Suite 130B, Cincinnati, OH 45241 on behalf of John Wexler, 1925 W. LLC, 636 Old York Rd., Jenkintown, PA 19046 has submitted a Final Report concerning remediation of site soil contaminated with PAHs. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Rite Aid Store No. 2604**, City of Philadelphia, **Philadelphia County**. Kenneth M. Yoder, P. G., BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109 on behalf of Robert Lerner, Rite Aid Corporation, 30 Hunter Ln., Camp Hill, AP 17011 has submitted a Final Report concerning remediation of site groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site-Specific Standard

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

**C & C Automotive, Inc.**, East Hempfield Township, **Lancaster County**. Liberty Environmental, Inc., 10 N. Fifth Street, Suite 800, Reading, PA 19601, on behalf of C & C Automotive, 2625 Columbia Avenue, Lancaster, PA 19603 and Nelson Burkholder Trucking, 2089 Robert Fulton Highway, Peach Bottom, PA 17563, submitted a Final Report concerning remediation of site soils contaminated with diesel fuel from a tractor-trailer saddle tank. The report is intended to document remediation of the site to the nonresidential Statewide Health Standard. The report was submitted within 90 days of the release.

**Walter Stein Residence**, Oliver Township, **Mifflin County**. Marshall Miller Associates, 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 and Response Environmental, Inc., 912 Spring Circle, Mechanicsburg, PA 17055, on behalf of Walter Stein, 6157 US 522 South, McVeystown, PA 17051, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil that leaked from an AST. The report is intended to document remediation of the site to the Statewide Health Standard.

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

**Renovo Former Manufactured Gas Plant**, Renovo Borough, **Clinton County**. Corporate Environmental Solutions LLC, 260 Millers Run Road, Bridgeville, PA 15017 on behalf of PPL Gas Utilities Corp., 2 N. 9th St (GENTW 17), Allentown, PA 18101-1179 has submitted a Notice of Intent to Remediate, Cleanup Plan and Final Report concerning remediation of site soil and groundwater contaminated with coal tar residuals. The reports are intended to document remediation of the site to meet the Site-Specific Standard.

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

**No. 1 Cochran Automotive**, Borough of Monroeville, **Allegheny County**. David J. Birchard, Environmental Remediation & Recovery, Inc., 5719 Route 6N, Edinboro, PA 16412 (on behalf of Rob Cochran, No. 1 Cochran Automotive, 4200 William Penn Highway, Monroeville, PA 15146, and William Krahe, ECHO Real Estate, 701 Alpha Drive, Pittsburgh PA 15328) has submitted a Final Report concerning remediation of site soil and groundwater contaminated with benzene, naphthalene, MTBE and ethyl benzene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Beazer Adelaide Site/Former Koppers Wood Treating Facility**, Dunbar Township, **Fayette County**. James S. Zubrow, P. G., Key Environmental Inc., 1200 Arch Street, Suite 200, Carnegie, PA 15106 (on behalf of Kurt Paschl, Beazer East, Inc., c/o Three Rivers Management, Inc., One Oxford Centre, Suite 3000, Pittsburgh, PA 15219) has submitted a Final Report concerning remediation of site soil and groundwater contaminated with inorganics, other organics and PAHs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**SCM Metal Products**, City of Johnstown, **Cambria County**. Martin C. Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Sten-Ake Kvist, SCM Metal Products, 111 Hoganas Way, Hollsopple, PA 15935) has submitted a Remedial Investigation Report/Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

**Brookville Chevrolet**, Brookville, PA, **Jefferson County**. Environmental Remediation & Recover Inc. 5719 Rt. 6 North, Edinboro, PA 16412 on behalf of LT Land Partnership, 1 East Main Street Brookville, PA 15825 has submitted a Notice of Intent to Remediate. The said property is presently operating as an automobile dealership and was contaminated in the past by underground storage tanks, which grossly impacted the surrounding soils with leaded gasoline constituents. The Site Characterization/Final Report will demonstrate attainment of the Act 2 Statewide Health Standards for a nonuse aquifer.

## 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.*

**Citgo Station**, Bristol Township, **Bucks County**. Tifani Doerr, P. G., Groundwater & Environmental Svc., Inc., 410 Eagleview Blvd. Suite, on behalf of Bettie Altman, Raymond-Penn, CO., 3400 S. Ocean Blvd. Suite Suite, 14J, Highland, FL 33487 has submitted a Remedial Investigation Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with petroleum hydrocarbons. The Remedial Investigation Report and Cleanup Plan was approved by the Department on August 1, 2006

**Gitlin Res.**, Upper Dublin Township, **Montgomery County**. Mark Hawkins, Walter B. Satterthwaite Assoc., Inc., 720 Old Fern Hill Rd., West Chester, PA 19380 on behalf of Phyllis Gitlin, 1723 Benjamin Dr., Ambler, PA 19002 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 August 8, 2006.

**Umbrai Street Prop.**, City of Philadelphia, **Philadelphia County**. Paul Martino, P. G. 3001 Market Street, Philadelphia, PA 19102 has submitted a Remedial Investigation Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with PAHs and chlorinated solvents. The Remedial Investigation Report and Cleanup Plan was disapproved by the Department on July 7, 2006.

**Crebilly Farm**, Westtown Township **Chester County**. Paul Hayden, Geo-Technology Assoc., Inc., 3445A Box Hill, Corporate Center Dr., Abingdon, MD 21009 on behalf of David Robinson Crebilly Farm Family Assoc., 501 W. St., Rd., West Chester, PA 19382 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with lead. The Final Report did not demonstrate attainment of the Statewide Health Standard and was disapproved by the Department on July 27, 2006.

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

**Pennsylvania Lines, LLC (PRR) Dillerville Yard**, City of Lancaster, **Lancaster County**. Marshall Miller & Associates, Inc., 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011, on behalf of Norfolk Southern Railway Company, 110 Franklin Street SE, Box 3, Roanoke, VA 14042-0013, submitted a Remedial Investigation Report and Cleanup Plan concerning the remediation of site soils and groundwater contaminated with petroleum hydrocarbons from ASTs and USTs. The Remedial Investigation report and the Cleanup Plan were approved by the Department on August 7, 2006.

**Cumberland Technology Park Site**, Hampden Township, **Cumberland County**. BL Companies, 213 Market Street, 6th Floor, Harrisburg, 17101, on behalf of John

and Kathryn Harbilas, 33 North Second Street, Harrisburg, 17011, submitted a Remedial Investigation Report concerning remediation of groundwater contaminated with chlorinated solvents. The Remedial Investigation Report was approved by the Department on August 10, 2006. The site is being remediated to a combination of Statewide Health and Site-Specific Standards.

**Middlesex Elementary School, Cumberland Valley School District**, Middlesex Township, **Cumberland County**. ARM Group, Inc., 1129 W Governor Road, P. O. Box 797, Hershey, PA 19033, on behalf of Cumberland Valley School District, 6746 Carlisle Pike, Mechanicsburg, PA 17050, submitted a Final Report concerning the remediation of site soils and groundwater contaminated with No. 2 heating oil spilled from an AST. The sites was determined to qualify for the Department's low-risk sites program, and the findings of the Final Report were based upon the judgment of Stephen B. Fulton, P. G., P. E., who is the Pennsylvania licensed professional under whose seal the Report was submitted. A thorough technical review was not performed by the Department staff on this report. The site was afforded liability protection as outlined in Chapter 5 of Act 2 in a letter dated August 11, 2006.

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

**Johnstown Festival Park (Former Central Oil House)**, City of Johnstown **Cambria County**. Von Eric Fisher, KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Richard Burkert, Johnstown Area Heritage Association, 201 Sixth Avenue, Johnstown, PA 15906 and Deborah Walter, Johnstown Redevelopment Authority, 401 Washington Street, Johnstown, PA 15901 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with VOCs. The Final Report was approved by the Department on July 3, 2006.

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

**Accuride of Erie**, (formerly Kaizer Aluminum), City of Erie, **Erie County**, MACTEC Engineering and Consulting Inc, 700 North Bell Ave. Suite 200, Pittsburgh, PA 15106 on behalf of Greater Erie Industrial Development Corporation, 5240 Knowledge Parkway, Erie, PA 16510-4658, has submitted a Baseline Environmental Report concerning the remediation of property located at 1015 East 12th St., Erie, PA contaminated with volatile organics, semivolatile organics, metals and other compounds. The Baseline Environmental Report is under review by the Department on 7/31/2006.

#### **DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS**

**Determination of Applicability for General Permit Approved 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 residual waste regulations for a General Permit to operate residual waste processing facilities and/or the beneficial use of residual waste other than coal ash.**

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

**General Permit No. WMGR081D007. AERC.com, Inc.**, 1801 Union Blvd., Allentown, PA 18109-6172. For the recycling of various uncontaminated and source-separated electronic equipment and components electronics equipment by sorting, disassembling, and mechanical processing (by sizing, shaping, separating and volume reduction only). The Department issued the determination of applicability on July 13, 2006.

Persons interested in reviewing the general permit may contact the General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 8472, Rachel Carson State Office Building, Harrisburg, PA 17105-8472, (717) 787-738. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

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

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

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

**Permit ID No. 300491. Homer City Station Ash Disposal Site**, EME Homer City Generation, LP, 1750 Power Plant Road, Homer City, PA 15748. Operation of a residual waste landfill in Center and Blacklick Townships, **Indiana County**. Permit renewal in the Regional Office on August 14, 2006.

*Northwest Region: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**Permit Application 100361. Rustick, LLC**, 19 Ness Lane, Kane, PA 16735, Sergeant Township, **McKean County**. The application is a major permit modification to construct and operate a railroad siding and to increase the average and maximum daily volumes at the McKean County Landfill. The permit was issued by the Northwest Regional Office on August 9, 2006.

#### **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.*

**09-323-007GP: Rohm & Haas Co.** (200 Route 413, P. O. Box 219, Bristol, PA 19007-0219) on August 8, 2006, to operate a natural gas fired burn-off oven in Bristol Township, **Bucks County**.

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

**GP5-65-00978: Texas Keystone, Inc.** (560 Epsilon Drive, Pittsburgh, PA 15238) on August 9, 2006, to install and operate a Caterpillar G3516LE 7-bhp compressor engine and a Natco Dehydrator rated at 125 mmBtu/hr at their Murphy site at Fairfield Township, **Westmoreland County**.



**GP3-03-00977: Walter L. Houser Coal Co., Inc.** (12968 US Rt. 422, Kittanning, PA 15201) on August 9, 2006, to install and operate a portable nonmetallic mineral crushing and screening plant powered by a diesel engine rated at 245 bhp at their Kinnard III Plant at Kittanning Township, **Armstrong County**.

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

**GP-37-280: Three Rivers Aggregate—McCandless Plant** (T-359, Slippery Rock, PA 16057) on August 3, 2006, to change ownership of a portable mineral processing plant in Plain Grove Township, **Lawrence 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.*

**15-0004F: Alcoa Flexible Packaging, LLC** (520 Lincoln Avenue, Downingtown, PA 19335) on August 14, 2006, to operate a replacement of an unwind stand in Downingtown Borough, **Chester County**.

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

**21-03072A: Hoffman-Roth Funeral Home, Inc.** (219 North Hanover Street, Carlisle, PA 17013-2424) on August 10, 2006, to install a human crematory in Carlisle Borough, **Cumberland County**.

**36-05019G: Anvil International, Inc.** (1411 Lancaster Avenue, Columbia, PA 18412-1939) on August 14, 2006, to construct a new molding line at their foundry in Columbia Borough, **Lancaster County**.

**36-05145A: Craig Manufacturing Corp.** (P. O. Box 901, Adamstown, PA 19501) on August 11, 2006, to operate their utility box manufacturing process in West Cocalico Township, **Lancaster County**.

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

**10-281I: II-VI, Inc.** (375 Saxonburg Boulevard, Saxonburg, PA 16056) on July 31, 2006, to construct a new hydrogen selenide/hydrogen sulfide emergency scrubber (potassium hydroxide scrubbing solution) in Saxonburg, **Butler County**. The scrubber will only be activated in the event of an accidental leak in either the delivery vault or the furnace flow panels. The purpose of the scrubber is to prevent the emission of any accidental leak of hydrogen selenide or hydrogen sulfide. This is a State-only V facility

**42-111D: Ethan Allen Mfg. Corp.—Eldred Division** (3289 Route 446, Eldred, PA 16731) on August 7, 2006, to convert the current surface coating system (Booths 5—7, and Ovens E and F) from a two-pass system to a new

one-pass system which will include new Booths 1—4 and Ovens A—C in Eldred Township, **McKean County**. This is a State-only facility.

**25-124B: Mayer Brothers Construction Co.** (1902 Cherry Street, Erie, PA 16502) August 9, 2006, to modify a plan approval to burn Recycled/Reprocessed fuel oil at their Hot Mix Batch Asphalt Plant in the City of Erie, **Erie 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.*

**09-0157A: Barrett Asphalt, Inc.** (7503 Weymouth Road, Hammonton, NJ 08037) on August 8, 2006, to operate a No. 2 fuel oil fireburner in Falls Township, **Bucks County**.

**15-0115C: QVC, Inc.** (1200 Wilson Drive, West Chester, PA 19380) on August 8, 2006, to operate an emergency generator (2,000) kW in West Goshen Township, **Chester County**.

**09-0048C: H and K Materials—Division of Haines and Kibblehouse** (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on August 8, 2006, to operate a hot mix asphalt in Hilltown Township, **Bucks County**.

**23-0074: GS Roofing Products Company, Inc.** (800 West Front Street, Chester, PA 19013) on August 8, 2006, to operate a thermal oxidizer in City of Chester, **Delaware County**.

**46-0091: Sunoco Partners Marketing and Terminal LP** (525 Fritztown Road, Sinking Springs, PA 19608) on August 8, 2006, to operate a vapor combustion unit in Upper Moreland Township, **Montgomery County**.

**46-0240: Moyer Packing Co.** (P. O. Box 395, Souderton, PA 18964) on August 8, 2006, to operate a 29.9 mmBtu/hr heat input boiler in Franconia Township, **Montgomery County**.

**09-0143A: Naceville Materials** (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on August 8, 2006, to operate a scalping screen and conveyors in West Rockhill Township, **Bucks County**.

**09-0177: North Penn Polishing and Plating, Inc.** (40 West Park Avenue, Sellersville, PA 18960) on August 8, 2006, to operate an ultra kool degreaser in Sellersville Borough, **Bucks County**.

**09-0061: Donaldson Co., Inc.—Tetratex** (85 Railroad Drive, Warminster, PA 18974) On August 14, 2006, to operate an extrusion line in Northampton Township, **Bucks County**.

**46-0035D: SmithKline Beecham d/b/a Glaxo-SmithKline** (709 Swedeland Road, King of Prussia, PA 19406) on August 15, 2006, to operate an incinerator in Upper Merion Township, **Montgomery County**.

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

**56-00210A: PBS Coals, Inc.** (1576 Stoystown Road, Friedens, PA 15541) on August 4, 2006) to install and operate Coal Processing equipment at their Cambria Preparation Plant Stonycreek Township, **Somerset County**. This plan approval has been extended.

**03-00196A: National Fuel Gas Supply Corporation** (1100 State Street, Erie, PA 16501) on August 11, 2006, to allow completion of installation at their Kaylor Compressor Station in Sugarcreek Township, **Armstrong County**. This plan approval has been extended.

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

**24-083E: Carbone of America—Graphite Materials Div.** (1032 Trout Run Road, St. Marys, PA 15857) on August 30, 2006, to install a scrubber in Benzinger Township, **Elk County**. This is a Title V facility.

**24-083F: Carbone of America—Graphite Materials Div.** (1032 Trout Run Road, St. Marys, PA 15857) on August 30, 2006, to construct a Carbon Baking Kiln No. 34 with a thermal oxidizer and connecting to an existing scrubber in Benzinger Township, **Elk County**. This is a Title V facility.

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

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

**23-00038: DELCORA** (100 East Fifth Street, P. O. Box 999, Chester, PA 19016) on August 8, 2006, to operate the renewal of a Title V Operating permit City of Chester, **Delaware County**.

**46-00020: Superior Tube Co., Inc.** (3900 Germantown Pike, Colledgeville, PA 19426) on August 8, 2006, to operate the renewal Title V Operating permit in Lower Providence Township, **Montgomery County**.

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

**24-00083: Cabone of America Industries Corp.** (215 Stackpole Street, Saint Marys, PA 15857-1401) on July 31, 2006, to reissue the Title V Operating Permit in the City of Saint Marys, **Elk County**. The facility manufactures Carbon and Graphite Products. The facility's major emission sources include crushers, coke and graphite mills, screening operation, pulverizers, blenders, mixers, curing ovens, CBH kilns, carbottom kilns, dryers, jet mill, graphite machining lathes, extrusion press, pit oven, batch graphitizers, excess air ovens and graphite machining saw grinders. The facility is a major facility due to its potential to emit of particulate matter less than 10 microns in diameter. Therefore, the facility is subject to the Title V Operating Permit requirements adopted in 25

Pa. Code Chapter 127, Subchapter G. The facility is also subject to the Compliance Assurance Monitoring Rule (CAM) found in 40 CFR Part 64. Appropriate permit conditions to address the applicable CAM requirements have been included in the permit.

**25-00029: Erie Coke Corp.** (Foot of East Avenue, P. O. Box 6180, Erie, PA 16512) on August 1, 2006, to reissue their Title V Operating Permit to operate the coke manufacturing facility in the City of Erie, **Erie County**. This operating permit included the applicable National Emission Standards for Hazardous Air Pollutants for Coke Oven Batteries (Part 63, Subpart L) and By-Product Recovery plants (Part 61, Subpart V). The requirement in 40 CFR Part 63, Subpart CCCC for Coke Oven Pushing, Quenching and Battery stacks was determined to be non-applicable because Erie Coke qualifies as a minor HAP source under the subpart.

**25-00025: General Electric Transportation—Erie** (2901 East Lake Road, Erie, PA 16531) on August 1, 2006, to issue their Title V Operating Permit to operate the railroad equipment plant in Lawrence Park Township, **Erie County**. As a result of potential emissions of NOx, the facility is a major source, and is therefore subject to Reasonable Available Control Technology. The facility is subject to Title V permitting requirements adopted in 25 Pa. Code Chapter Chapter 127, Subchapter G. The proposed Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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**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.**

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

**22-03041: Librandi's Machine Shop, Inc.** (93 Airport Drive, Middletown, PA 17057-5022) on August 7, 2006, for electroplating operations including chromium electroplating controlled by surface tension method in Middletown Borough, **Dauphin County**. This is a renewal of the state-only operating permit.

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

**62-00035: IA Construction Corp.—Warren Asphalt Plant** (240 River Road, Warren PA 16365) on August 16, 2006, for an administrative amendment to the facility's State-only Operating Permit to operate a batch asphalt plant in Conewango Township, **Warren County**. This amendment includes all requirements and conditions from Plan Approval 62-035C, which was issued on June 1, 2006.

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

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

**15-00091: McAvoy Vitrified Brick Co.** (75 McAvoy Lane, Phoenixville, PA 19460) on August 8, 2006, to limit brick production to less than 10 tons per year in Schuylkill Township, **Chester County**. The facility's major emission points include a brick dryer and a brick kiln and a brick crusher, which emits major levels of PM10, VOCs and the HAP Hydrogen Fluoride (HF). The Administrative Amendment incorporates Plan Approval PA-15-0091, which limits brick production to less than 10 tons per year; thus exempting the facility from National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing (40 CFR 63 Subpart JJJJ). Compliance Assurance Monitoring will not be addressed at this time; it will be addressed during the Title V renewal. Administrative Amendment of Title V Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The permit will include monitoring, recordkeeping, and reporting requirements designed to keep the facility within all applicable air quality requirements.

**23-00003: ConocoPhillips Co.** (4101 Post Road, Trainer, PA, 19061) on August 11, 2006, to modify the permit to incorporate a compliance schedule in Trainer Borough, **Delaware County**. This was brought about by Consent Decree (Civil Action H-05-258), to address non-compliance issues concerning 40 CFR 60, Subpart QQQ. Modification of Title V Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.461.

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

**31-05011: U. S. Silica Co.** (R. R. 1, Box 1885, Mapleton Depot, PA 17052-9700) on August 9, 2006, for additional fuels (No. 4 oil or No. 6 oil or On-specification Waste Derived Liquid Fuel) for the existing fluid bed dryer in Brady Township, **Huntingdon County**. This is revision No. 2.

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

**V05-003: Pacific Atlantic Terminals, LLC—Philadelphia** (700 Arch Street, Philadelphia, PA 19105) on August 9, 2006, to switch two petroleum storage tanks from floating roof tanks that store products with a vapor pressure less than or equal to 11.1 psia to fixed roof tanks that store products with a vapor pressure of less than or equal to 1.5 psia in the City of Philadelphia, **Philadelphia County**. The Title V Operating Permit was originally issued February 13, 2006.

**Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.431 and 127.461.**

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

**15-00024, Sonoco Products Co.** (1 North Second Street, MC A55, Hartsville, SC 29550) on August 8, 2006, the Department revoked this Title V Operating Permit, because the facility was shutdown in 2005, for the operation of facility sources in Downingtown Borough, **Chester 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 Applications Returned

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

**32060201 and NPDES No. PA0249921. RNS Services, Inc.** (7 Riverside Plaza, Blossburg, PA 16912) Commencement, operation, and restoration of a bituminous surface refuse reprocessing and beneficial use of coal refuse ash mine in Pine Township, **Indiana County**, affecting 52.7 acres. Receiving stream: Dutch Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. The application includes a stream encroachment to conduct mining activities within 100 feet of Dutch Run. The proposed activities include the use of an existing haul road and the installation of erosion and sedimentation controls. Application received: February 21, 2006. Application returned: August 7, 2006.

### Coal Permits Actions

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

**16831604 and NPDES Permit No. PA0100196. RFI Energy, Inc.** (555 Philadelphia Street, Indiana, PA 15701). To renew the permit for the Shannon Preparation Plant in Piney and Toby Townships, **Clarion County** and related NPDES permit. No additional discharges. Application received: December 21, 2005. Permit issued: August 7, 2006.

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

**56050107 and NPDES No. PA0249866. Future Industries, Inc.** (P. O. Box 157, Meyersdale, PA 15552). Commencement, operation and restoration of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 124.4 acres. Receiving streams: Buffalo Creek and UNTs to Buffalo Creek classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Meyersdale Municipal Authority. Application received: August 29, 2005. Permit issued: August 8, 2006.

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

**30010101 and NPDES Permit No. 0202975. Patriot Mining Company, Inc.** (2708 Cranberry Square, Morgantown, WV 26508). Renewal permit for reclamation only of an existing bituminous surface mine, located in Dunkard and Perry Townships, **Greene County**, affecting 336 acres. Receiving stream: Dooley Run to Dunkard Creek. Renewal application received: May 30, 2006. Renewal permit issued: August 4, 2006.

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

**16920107 and NPDES Permit No. PA0211435. RFI Energy, Inc.** (555 Philadelphia St., Indiana, PA 15701). Revision to an existing bituminous strip, tippel refuse disposal and beneficial use of coal ash operation to add 25.0 acres in Perry Township, **Clarion County** affecting 274.0 acres. The revision also include a postmining landuse change from forestland and pastureland or land occasionally cut for hay to unmanaged habitat on the properties of C & K Coal Company, Robert R. Alworth, Robert A. Best, and Danny G. and Melissa A. Gallagher. Receiving streams: UNTs to Cherry Run. Application received: May 1, 2006. Permit Issued: August 9, 2006.

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

**17000101 and NPDES Permit No. PA0242845. River Hill Coal Company, Inc.** (P. O. Box 141, Kylertown, PA 16847). Permit renewal for reclamation only of a bituminous surface mine in Bigler Township, **Clearfield County**, affecting 73.9 acres. Receiving streams: Alexander Run to Clearfield Creek, Upper Morgan Run to Clearfield, and Clearfield Creek to the West Branch Susquehanna. Application received: June 29, 2006.

**17960114 and NPDES Permit No. PA0220400. Larry D. Baumgardner Coal Company, Inc.** (P. O. Box 127, Lanse, PA 16849), permit renewal for the reclamation only of a bituminous surface mine in Brady Township, **Clearfield County**, affecting 101.3 acres. Receiving streams: UNTs to Luthersburg Branch. Application received: June 27, 2006.

**17030114 and NPDES No. PA0243604. Strishock Coal Company** (220 Hillcrest Drive, DuBois, PA 15801). Transfer of an existing bituminous surface-auger mine from Johnson Brothers Coal Company, Inc. (1390 Lee Run Road, Mahaffey, PA 15757), located in Knox Township, **Clearfield County**, affecting 71.0 acres. Receiving stream: UNT to Potts Run, classified for the following use: CWF. There are no public (community or noncommunity) surface water supplies on receiving streams within 10 miles downstream of the proposed permit area. Application received: March 20, 2006. Transfer permit issued: August 7, 2006.

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

**54773006R4. Reading Anthracite Company.** (200 Mahantongo Street, P. O. Box 1200, Pottsville, PA 17901). Renewal of an existing anthracite surface mine, coal refuse reprocess and prep plant operation in Cass, Foster and New Castle Townships, **Schuylkill County** affecting 3500 acres. Receiving stream: none. Application received: July 25, 2005. Renewal issued: August 7, 2006.

**40000201R. Northampton Fuel Supply Co., Inc.** (1 Horwith Drive, Northampton, PA 18067). Renewal of an existing coal refuse reprocessing operation in Hanover Township, **Luzerne County** affecting 236.4 acres. Receiving stream: none. Application received: September 1, 2005. Renewal issued: August 7, 2006.

**40040201. Silverbrook Anthracite, Inc.** (1 Market Street, Laflin, PA 18702). Commencement operation and restoration of an anthracite coal refuse reprocessing operation in Swoyersville Borough and Kingston Township, **Luzerne County** affecting 20.0 acres. Receiving stream: none. Application received: May 5, 2004. Permit issued: August 8, 2006.

#### *Noncoal Permits Actions*

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

**61062801. McKissick Trucking, Inc.** (P. O. Box 62, Venus, PA 16364). Commencement, operation and restoration of a small noncoal sandstone and shale permit in Pine Grove Township, **Venango County**. Receiving streams: East Sandy Creek. Application received: March 17, 2006. Permit Issued: August 8, 2006.

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

**14040302. Con-Stone, Inc.** (P. O. Box 28, Bellefonte, PA 16823). Commencement, operation and restoration of a large, noncoal surface mine in Haines and Penn Townships, **Centre County**, affecting 91.0 acres. Permit is nondischarge with no discharge to receiving streams. Receiving streams: Pine and Elk Creeks, classified for the following use: Exceptional Value. There are no potable water supply intakes within 10 miles downstream. Application received: November 8, 2004. Permit issued: August 4, 2006.

**53060801. Seymour Stone & Wood Products, Inc.** (378 Seymour Drive, Roulette, PA 16746). Commencement, operation and restoration of a small industrial minerals (bluestone) surface mine permit in Roulette Township, **Potter County**, affecting 2.0 acres. Receiving streams: Little Dan Reed, UNT to Allegheny River. Application received: May 30, 2006. Permit issued: August 4, 2006.

**08060808. John Preston** (R. R. 1, Box 20, Wyalusing, PA 18853). Commencement, operation, and restoration of a small industrial minerals (flag/bluestone) surface mine permit in Wyalusing Township, **Bradford County**. Receiving streams: UNT to Susquehanna River. Application received: April 5, 2006. Permit issued: July 17, 2006.

**08062802. Johnson Quarries, Inc.** (P. O. Box 136, Leraysville, PA 18829). Commencement, operation, and restoration of a small industrial minerals (bluestone) surface mine permit in Tuscarora Township, **Bradford County**. Receiving streams: UNT to Mill Run. Application received: March 20, 2006. Permit issued: June 23, 2006.

**08060807. Clinton Crawford** (R. R. 1, Box 57, Sugar Run, PA 18846). Commencement, operation and restoration of a small industrial minerals (flagstone) surface mine permit in Wilmot Township, **Bradford County**. Receiving streams: UNT to Panther Lick Creek. Application received: April 3, 2006. Permit issued: August 1, 2006.

**0800808. D & L Realty** (400 Mill Street, Dunmore, PA 18512). Transfer of an existing small industrial minerals (bluestone) surface mine permit from Walter Flagstone, Inc., in Wilmot Township, **Bradford County**. Receiving streams: UNT to North Branch Susquehanna. Application received: June 1, 2006. Transfer issued: July 17, 2006.

**17062801. Swisher Contracting, Inc.** (P. O. Box 1223, Clearfield, PA 16830). Transfer of an existing small industrial minerals (shale and clay) surface mine permit from Sylvia A. Green, in Bradford Township, **Clearfield County**, affecting 5.0 acres. Receiving streams: UNT to Moravian Run; UNT to West Branch of the Susquehanna River. Application received: March 15, 2006. Transfer issued: June 28, 2006.

**08960805. Meshoppen Stone, Inc.** (P. O. Box 127, Meshoppen, PA 18630). Transfer of an existing small industrial minerals (bluestone) surface mine permit from Bradford Quarry, Inc., in Tuscarora Township, **Bradford County**, affecting 5.0 acres. Receiving streams: Tuscarora Creek; UNT to Susquehanna River. Application received: May 19, 2006. Transfer issued: July 18, 2006.

**08040813. Walter Flagstone, Inc.** (R. R. 1, Box 40, Sugar Run, PA 18846). Commencement, operation and restoration of a small industrial minerals (bluestone) surface mine permit in Wilmot Township, **Bradford County**, affecting 5.0 acres. Receiving stream: Sugar Run Creek. Application received: October 28, 2004. Application withdrawn: August 2, 2006.

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

**48010301. Waylite Division of International Mill Service, Inc.** (Box 5165, Easton Road, Bethlehem, PA 18015). Commencement, operation and restoration of a slag operation in the City of Bethlehem, **Northampton County** affecting 16.1 acres. Receiving stream: none. Application received: July 19, 2001. Permit issued: August 11, 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.**

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

**05064001. New Enterprise Stone & Lime Company** (P. O. Box 77, New Enterprise, PA 16664). Blasting activity permit issued for a highwall construction project located in Bedford Township, **Bedford County**. Expected duration of blasting is eight months. Permit Issued: August 11, 2006.

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

**26064005. New Enterprise Stone & Lime Co., Inc.** (P. O. Box 77, New Enterprise, PA 16664). Blasting activity permit for highway construction, located in Redstone Township, **Fayette County**, with an expected duration of 120 days. Blasting activity permit issued: August 10, 2006.

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

**35064111. Hayduk Enterprises, Inc.** (257 Riverside Drive, Factoryville, PA 18419). Construction blasting for a home in Scott Township, **Lackawanna County** with an expiration date of December 31, 2006. Permit issued: August 7, 2006.

**45064151. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431). Construction blasting for South Ridge Estates in Price Township, **Monroe County** with an expiration date of August 31, 2007. Permit issued: August 7, 2006.

**45064152. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431). Construction blasting for Sunrise Village in Smithfield Township, **Monroe County** with an expiration date of August 31, 2007. Permit issued: August 7, 2006.

**45064153. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431). Construction blasting for Evergreen Estates in Middle Smithfield Township, **Monroe County** with an expiration date of August 31, 2007. Permit issued: August 7, 2006.

**48064120. American Rock Mechanics, Inc.** (7531 Chestnut Street, Zionsville, PA 18092). Construction blasting for Fort James Subdivision in Forks Township, **Northampton County** with an expiration date of December 29, 2007. Permit issued: August 7, 2006.

**64064002. Northeast Blasting** (403 Middle Creek Road, Honesdale, PA 18431). Construction blasting for Zimmerman House Foundation in Damascus Township, **Wayne County** with an expiration date of September 9, 2007. Permit issued: August 8, 2006.

**36064177. Keystone Blasting Service** (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for Clearview Gardens Development in Clay Township, **Lancaster County** with an expiration date of December 30, 2007. Permit issued: August 8, 2006.

**36064178. Keystone Blasting Service** (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for a waste storage facility in Ephrata Township, **Lancaster County** with an expiration date of December 30, 2006. Permit issued: August 8, 2006.

**36064179. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033). Construction blasting for Elm Tree Properties in Rapho and Mt. Joy Townships, **Lancaster County** with an expiration date of August 30, 2007. Permit issued: August 8, 2006.

**48064121. Warren's Excavating & Drilling, Inc.** (P. O. Box 189, Bowmansville, PA 17507). Construction blasting for Monocacy Farms in Hanover Township, **Northampton County** with an expiration date of August 1, 2007. Permit issued: August 8, 2006.

**58064002. John Brainard** (R. R.1, Box 275, Kingsley, PA 18826). Construction blasting for Scott Adams Road Fill Areas in Thompson and Harmony Townships, **Susquehanna County** with an expiration date of August 1, 2007. Permit issued: August 9, 2006.

**48064005. MF Ronca & Sons** (179 Mikron Road, Bethlehem, PA 18020) and Bernard J. Hasara (1125 East Mahanoy Avenue, Mahanoy City, PA 17948). Construction blasting at Fort James Manufacturing Building Lot 2C in Forks Township, **Northampton County** with an expiration date of September 13, 2007. Permit issued: August 9, 2006.

**45064004. Dyna-Tec Drilling & Blasting, LLC** (P. O. Box 603, Cliffwood, NJ 07721). Construction blasting at Abor Woods in Stroud Township, **Monroe County** with an expiration date of August 3, 2007. Permit issued August 9, 2006.

**15064125. Allan A. Myers, Inc. d/b/a Independence Construction Materials** (P. O. Box 98, Worcester, PA 19490). Construction blasting for Providence Chase in East Whiteland and Tredyffrin Townships, **Chester County** with an expiration date of December 31, 2007. Permit issued: August 9, 2006.

**15064126. Allan A. Myers, Inc. d/b/a Independence Construction Materials** (P. O. Box 98, Worcester, PA 19490). Construction blasting for London Grove Village in London Grove Township, **Chester County** with an expiration date of December 31, 2007. Permit issued: August 10, 2006.

**22064123. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033). Construction blasting for a single dwelling in Londonderry Township, **Dauphin County** with an expiration date of December 30, 2006. Permit issued: August 10, 2006.

**67064129. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033). Construction blasting for Spring Wood in York Township, **York County** with an expiration date of August 30, 2007. Permit issued: August 10, 2006.

**67064130. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033). Construction blasting for Old Forge Development in Fairview Township, **York County** with an expiration date of August 30, 2007. Permit issued: August 10, 2006.

**35064112. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431). Construction blasting for a new development in Jefferson Township, **Lackawanna County** with an expiration date of August 10, 2007. Permit issued: August 11, 2006.

**40064126. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431). Construction blasting for Oakmont Acres II in Hazle Township, **Luzerne County** with an expiration date of August 31, 2007. Permit issued: August 11, 2006.

**40064127. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431). Construction blasting for Greek Orthodox Monastery in White Haven Borough, **Luzerne County** with an expiration date of August 31, 2007. Permit issued: August 11, 2006.

**40064128. Hayduk Enterprises, Inc.** (257 Riverside Drive, Factoryville, PA 18419). Construction blasting for Service Electric Cable Vision Project in Hazle Township, **Luzerne County** with an expiration date of December 31, 2006. Permit issued: August 11, 2006.

**40064129. Holbert Explosives, Inc.** (237 Mast Hope Plank Road, Lackawaxen, PA 18435). Construction blasting for Inner City Cold Storage in Pittston Township, **Luzerne County** with an expiration date of August 1, 2007. Permit issued: August 11, 2006.

**48064122. Austin Powder Company** (25800 Science Park Drive, Cleveland, OH 44122). Construction blasting for Quarry Hill Estates in Northampton Borough, **Northampton County** with an expiration date of August 9, 2007. Permit issued: August 11, 2006.

**64064111. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431). Construction blasting for Paupack Township roadwork in Paupack Township, **Wayne County** with an expiration date of August 10, 2007. Permit issued: August 11, 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.

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**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).**

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*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.*

**E39-455. Newman Development Group of Upper Saucon, LLC**, Plymouth Greene Office Campus, 1000 Germantown Pike, Unit E-2, Plymouth Meeting, PA 19462. Upper Saucon Township, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To remove the existing structure and to construct and maintain a road crossing of a tributary to Tumble Brook (CWF) consisting of a 33-foot long 6-foot by 12-foot concrete box culvert depressed 1-foot below streambed elevation; to construct and maintain bank stabilization along 60 feet of the tributary consisting of 6-foot high gabion basket retaining walls along both sides of the channel; to construct and maintain two outfall structures in the floodway of the tributary, the first consisting of an 18-inch RCP and concrete endwall and the second consisting of a 15-inch diameter HDPE pipe, concrete endwall and riprap stilling basin; and to construct and maintain two utility line crossings of the tributary, the first consisting of an 8-inch diameter waterline and the second consisting of a 1.25-inch diameter concrete encased sanitary sewer force main. The project is located at the southwest corner of SR 0309 and SR 2028 (Passer Road) (Allentown East, PA Quadrangle N: 4.0 inches; W: 1.9 inches). (Subbasin: 2C)

**E39-456. Washington Township**, P. O. Box 27, Slatedale, PA 18079. Washington Township, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To construct and maintain two 12-foot wide prefabricated fiberglass truss bridges across Trout Creek (HQ-CWF), the eastern bridge having an 80-foot span and an 11-foot underclearance and the western bridge having a 75-foot span and a 12-foot underclearance. The bridges are part of the Slate Heritage Rails to Trails Program. The East Bridge is located approximately 850 feet downstream of the Turnpike Northeast Extension (Slatedale, PA Quadrangle N: 21.8 inches; W: 0.8 inch) in Washington Township, Lehigh County. The West Bridge is located approximately 1,500 feet upstream of the Turnpike Northeast Extension (Slatedale, PA Quadrangle N: 21.4 inches; W: 2.0 inches) in Washington Township, Lehigh County. (Subbasin: 2C)

**E66-134. Mehoopany Creek Watershed Association**, P. O. Box 73, Mehoopany, PA 18629. Forkston Township, **Wyoming County**, Army Corps of Engineers Baltimore District.

To relocate approximately 1,165 feet of North Branch Mehoopany Creek (CWF) to its historic channel and to restore/enhance approximately 2,695 feet of stream channel and impact a de minimis area of wetlands as part of a stream restoration project located at a point beginning 2,765 feet upstream of the SR 3001 bridge and continuing downstream of the bridge approximately 570 feet (Jenningsville, PA Quadrangle N: 6.8 inches; W: 0.5 inch). (Subbasin: 4G)

**E39-459. Mack Resid LLC and Mack Project LLC**, 1177 Sixth Street, Whitehall, PA 18052. City of Allentown, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To modify and maintain an existing concrete arch bridge having a 35-foot span and a 8.5-foot underclearance across Trout Creek (HQ-CWF) with modifications consisting of extending the bridge approximately 16 feet

upstream; to construct and maintain a 36-inch diameter RCP outfall structure with an endwall and riprap apron in the floodway of Trout Creek; and to construct and maintain an 8-inch diameter concrete encased DIP waterline crossing of Trout Creek. The project is located on the east side of Mack Boulevard approximately 0.3 mile north of Dixon Street (Allentown East, PA Quadrangle N: 15.3 inches; W: 12.5 inches). (Subbasin: 2C)

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

**E07-403. MMFRE, LP**, 210 East Plank Road, Altoona, PA 16603-1252 in Logan Township, **Blair County**, ACOE Baltimore District.

To place and maintain fill in 0.327 acre of PEM wetlands and to install and maintain a spring box and a 215.0-foot long, 8-inch pipe in a UNT to Brush Run (WWF), for the purpose of developing the proposed Hilton Garden Inn and Plaza located along Amelia Avenue, approximately 400 feet from its intersection with Frankstown Road (Hollidaysburg, PA Quadrangle N: 18.7 inches; W: 2.2 inches; Latitude: 40° 28' 41"; Longitude: 78° 23' 27") in Logan Township, Blair County. To compensate for wetland impacts, the permittee shall construct 0.375 acre of replacement wetlands.

**E05-337. Borough of Everett Area Municipal Authority**, 100 Mechanic Street, Everett, PA 15537 in Everett Borough, **Bedford County**, ACOE Baltimore District.

To construct and maintain: 1) a 42-inch diameter and a 15-inch diameter outfall pipes along the right bank wall of Bloody Run (WWF) located downstream and upstream of West Foundry Street bridge (Everett West, PA Quadrangle N: 2.22 inches; W: 17.18 inches; Latitude: 40° 0' 44"; Longitude: 78° 22' 22"); 2) a 15-inch diameter outfall pipe along the right bank wall of Bloody Run (WWF) located upstream of East South Street culvert (Everett West, PA Quadrangle N: 1.9 inches; W: 17.1 inches; Latitude: 40° 0' 38"; Longitude: 78° 22' 20"); 3) a 24-inch diameter outfall pipe along the left bank of Raystown Branch Juniata River (TSF) near River Lane (Everett West, PA Quadrangle N: 1.9 inches; W: 16.3 inches; Latitude: 40° 0' 38"; Longitude: 78° 21' 59"); 4) an 18-inch diameter outfall pipe along the left bank of Raystown Branch Juniata River (TSF) located about 600 feet south of East South Street (Everett West, PA Quadrangle N: 1.8 inches; W: 16.1 inches; Latitude: 40° 0' 36"; Longitude: 78° 21' 54") in Everett Borough, Bedford County.

*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; 4) sand bag cofferdams to be used with by-pass pumping, all of which is located 2,150 feet up Ardery Hollow Road from SR 220 in Worth Township, Centre County, ACOE Baltimore District (Port Matilda, PA Quadrangle N: 15.5 inches; W: 2.5 inches).

**E41-566. Department of Transportation, Engineering District 3-0**, P. O. Box 218, Montoursville, PA 17754-0218. Joint Water Obstruction & Encroachment Permit Issuance for SR 0405 Section 063, Muncy Creek bridge replacement, in Muncy Creek Township, **Lycoming County**, ACOE Susquehanna River Basin District (Muncy, PA Quadrangle N: 15.76 inches; W: 1.06 inches).

To remove an existing three span concrete encased steel I-beam bridge having a clear span of approximately 132 linear feet and a hydraulic opening of 1,380 square feet and construct and maintain a three span concrete beam bridge having a clear span of approximately 197 feet and hydraulic opening of 3,385 square feet on a skew of 29°

over Muncy Creek located along SR 0405 over Muncy Creek as well as 4,700 cubic yards of fill within the floodway of Muncy Creek within the vicinity of the proposed bridge abutments as well as construct a temporary steel sheet pile cofferdam along the east and west streambanks in Muncy Creek Township, Lycoming County. This project proposes to have a minimal impact on Muncy Creek, which is, designated a CWF. This project does not propose to impact any jurisdictional wetlands. This permit also includes 401 Water Quality Certification.

**E53-413. Dominion Transmission, Inc.**, 445 West Main Street, Clarksburg, WV 26301. Dominion Transmission Cove Point TL-453 EXT1 Expansion Project, Bingham, Genesee and Harrison Townships, **Potter County**, ACOE Pittsburgh District (Ellisburg, PA Quadrangle N: 9.19inches; W: 2.37 inches).

To construct, operate and maintain a 24-inch diameter gas pipeline, designated TL-453 EXT1, over 11.55-miles within a 75-foot right-of-way for the transmission of natural gas. Construction, operation and maintenance of the TL-453 EXT1 will require 15 stream and 23 wetland crossings that are as follows:

<i>Crossing Identification</i>	<i>Crossing Disturbance</i>	<i>Aquatic Resource</i>	<i>Water Quality</i>	<i>Latitude</i>	<i>Longitude</i>
SPA-KDR-023	75.0 feet	UNT	HQ-CWF	41° 56' 30.47"	77° 53' 10.92"
SPA-KDR-024	87.0 feet	UNT	HQ-CWF	41° 55' 30.43"	77° 53' 10.80"
SPA-KDR-026	77.0 feet	Middle Branch Genesee	HQ-CWF	41° 55' 58.76"	77° 51' 02.58"
SPA-SCR-001	78.5 feet	UNT	CWF	41° 56' 19.08"	77° 49' 47.71"
SPA-SCR-012	78.0 feet	Genesee River	CWF	41° 56' 26.91"	77° 48' 51.85"
SPA-SCR-011	111.5 feet	UNT	CWF	41° 56' 49.10"	77° 46' 22.87"
SPA-SCR-010	77.0 feet	UNT	CWF	41° 56' 53.70"	77° 48' 17.01"
SPA-SCR-009	89.0 feet	UNT	CWF	41° 56' 59.92"	77° 46' 09.10"
SPA-SCR-008	94.0 feet	UNT	CWF	41° 57' 02.46"	77° 46' 05.91"
SPA-SCR-007	78.0 feet	UNT	CWF	41° 57' 47.65"	77° 44' 19.74"
SPA-SCR-006	78.0 feet	UNT	CWF	41° 57' 48.23"	77° 44' 18.44"
SPA-SCR-005B	143.0 feet	UNT	CWF	41° 58' 15.10"	77° 43' 11.86"
SPA-SCR-013	84.0 feet	Marsh Creek	CWF	41° 58' 01.47"	78° 05' 19.28"
SPA-KDR-025	50.0 feet	UNT	HQ-CWF	41° 56' 36.90"	77° 53' 11.30"
SPA-SCR-002	50.0 feet	North Branch Cowanesque	CWF	41° 58' 39.82"	77° 41' 06.03"
WPA-KDR-025	270.0 feet	Wetland	CWF	41° 55' 58.54"	77° 51' 01.47"
WPA-SCR-001	82.0 feet	Wetland	CWF	41° 55' 29.37"	77° 48' 52.83"
WPA-SCR-032	53.0 feet	Wetland	CWF	41° 56' 30.14"	77° 48' 51.26"
WPA-SCR-040	43.0 feet	Wetland	CWF	41° 56' 33.44"	77° 48' 43.63"
WPA-SCR-030	27.0 feet	Wetland	CWF	41° 56' 53.97"	77° 46' 17.25"
WPA-SCR-029	288.0 feet	Wetland	CWF	41° 56' 55.87"	77° 46' 13.83"
WPA-SCR-028	194.0 feet	Wetland	CWF	41° 56' 59.81"	77° 46' 09.17"
WPA-SCR-027	92.0 feet	Wetland	CWF	41° 57' 02.36"	77° 46' 05.29"
WPA-SCR-026	43.0 feet	Wetland	CWF	41° 57' 07.23"	77° 46' 00.22"
WPA-SCR-022	148.0 feet	Wetland	CWF	41° 57' 26.67"	77° 45' 19.03"
WPA-SCR-021	35.0 feet	Wetland	CWF	41° 57' 28.04"	77° 45' 16.05"
WPA-SCR-020	17.0 feet	Wetland	CWF	41° 57' 29.19"	77° 25' 14.55"
WPA-SCR-017	21.0 feet	Wetland	CWF	41° 58' 12.94"	77° 43' 19.84"
WPA-SCR-035	301.0 feet	Wetland	CWF	41° 58' 15.10"	77° 43' 11.18"
WPA-SCR-033	20.0 feet	Wetland	CWF	41° 58' 17.00"	77° 43' 03.66"
WPA-SCR-013	155.0 feet	Wetland	CWF	41° 58' 29.92"	77° 42' 37.25"
WPA-SCR-012	37.0 feet	Wetland	CWF	41° 58' 24.72"	77° 42' 33.06"
WPA-SCR-010	330.0 feet	Wetland	CWF	41° 58' 25.52"	77° 42' 27.90"
WPA-SCR-009	24.0 feet	Wetland	CWF	41° 58' 27.62"	77° 42' 21.50"
WPA-SCR-008	19.0 feet	Wetland	CWF	41° 58' 27.18"	77° 42' 19.76"
WPA-SCR-002	11.0 feet	Wetland	CWF	41° 58' 33.41"	77° 41' 46.29"
WPA-SCR-003	243.0 feet	Wetland	CWF	41° 58' 32.47"	77° 41' 40.79"
WPA-SCR-003	111.0 feet	Wetland	CWF	41° 58' 36.53"	77° 41' 17.56"



Construction of the listed gas pipeline crossings temporarily impact 1,250.0 feet of waterway and 4.77 acres of wetland, while permanently impacting 1.64 acres of wetland. All gas transmission lines under streambeds shall be constructed so there will be a minimum of 3 feet of cover between the top of the pipe and the lowest point in the streambed. Trench plugs or clay dikes shall be used at every waterway and wetland crossing to ensure the existing hydrology is not altered. The western terminus of TL-453 EXT1 is located along the eastern right-of-way of SR 0244 approximately 1,950 feet south of Genesee Township Road No. 410 and SR 0244 intersection. This permit also will authorize construction, operation, maintenance and removal of temporary construction crossings, causeways, stream diversions and cofferdams. Temporary structures shall be constructed of clean rock that is free of fines; and upon completion of construction activities, all temporary structures shall be removed with disturbed areas being restored to original contours and elevations. If upon investigation the Department determines the gas transmission line approved by this permit is serving to degrade water quality, stream profile, meander pattern or channel geometries, then the permittee shall be required to implement all measures necessary to mitigate the degradation. Construction of the gas pipelines will permanently impact 1.64 acres of wetland, for which the permittee has agreed to replace with a minimum of 1.64 acres of wetland mitigation prior to the construction authorized by this permit.

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

**E32-471. Joseph Land Development, LLC**, 533 Luciusboro Road, Blairsville, PA 15717. To construct two culverts in Center Township, **Indiana County**, Pittsburgh ACOE District. (Bolivar, PA Quadrangle N: 22.43 inches; W: 6.72 inches and Latitude: 40° 29' 54"—Longitude: 79° 10' 24"). To construct and maintain a roadway crossing consisting of one 72-inch and two 60-inch corrugated metal pipe culverts each 50 feet long in Coral Creek (CWF) to provide access from SR 2019 to a proposed commercial land development. The project will impact 0.01 acre of wetland and is located at the intersection of SR 119 and SR 2019.

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

**E16-132, Clarion Area Authority**, 14 N. 5th Ave., Clarion, PA 16214. Clarion Area Authority Sanitary Sewer Outfall Reconstruction along Trout Run, in Monroe Township, **Clarion County**, ACOE Pittsburgh District (Clarion, PA Quadrangle N: 41° 12', 07"; W: 79° 24', 25").

To reconstruct and modify the existing sanitary sewer outfall from the Clarion Area Authority treatment plant located along Trout Run near its mouth at the Clarion River to include the following activities:

1. To realign and maintain approximately 180 feet of the channel of Trout Run extending upstream from the Clarion River. This involves permanent impact to 2,500 square feet of the existing channel of Trout Run.
2. To extend and maintain the existing 18-inch diameter effluent line approximately 160 feet downstream along the left (south) side of the floodway of Trout Run.

3. To construct and maintain approximately 200 feet of stabilized open channel along the left side of the floodway of Trout Run extending from the proposed headwall downstream to the Clarion River.

Project also includes the installation of temporary stream crossings of Trout Run for construction access at four locations on the existing access road following Trout Run between the existing sewage treatment plant and the Clarion River.

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

To repair and maintain the existing foundations, abutments and railroad towers/bents and to maintain a portion of the debris field as a result of the Kinzua Viaduct Bridge collapse within the floodway/floodplain of Kinzua Creek (CWF) at a point within the Kinzua Bridge State Park and to remove most of the steel debris between the edges of the normal stream from streambed up to the 100 year floodplain elevation (approximately 6 to 10 feet above streambed with the following exceptions):

1. The vertical elements along the edge of the stream would remain to support horizontal members that are higher than the 100-year flood level.
2. The column that lies longitudinally in the stream channel in the lower half of the debris field would remain in place as it is an integral component to support the steel above the floodplain.
3. All steel debris outside of the normal channel banks would remain in place.

**E62-407, Warren General Hospital**, Two Crescent Park West, Warren, PA 16365. Pine Grove Surgical Center, in Pine Grove Township, **Warren County**, ACOE Pittsburgh District (Russell, PA Quadrangle N: 14.73 inches; W: 1.66 inches).

The applicant proposes to fill 0.038 acre (de minimis) of wetland for the construction of a surgical center on the same property as an existing medical center approximately 0.4 mile SW of the intersection of SR 62 and SR 1016. The project proposes to directly impact 0.038 acre of wetland.

## ENVIRONMENTAL ASSESSMENTS

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

**D15-403EA. Nestle Water North America, Inc.**, 405 Nestle Way, Breinigsville, PA 18031, South Coventry Township, **Chester County**, ACOE Philadelphia District.

Project proposes to breach and remove Nestle Dam across a tributary to Pigeon Creek (HQ-CWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The project will restore approximately 100 feet of stream channel. The dam is located approximately 4,500 feet east of the intersection of Harmonyville Road (SR 4041) and Chestnut Hill Road (T 470) (Pottstown, PA Quadrangle N: 13.25 inches; W: 8.1 inches).

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**SPECIAL NOTICES**


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**Drinking Water State Revolving Fund**


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**Special Notice under the Federal Safe Drinking Water Act.**


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

*Project Location:*

<i>Applicant</i>	<i>Applicant Address</i>	<i>County</i>
Conyngham Borough Authority	P. O. Box 469 90 Butler Avenue Conyngham, PA 18219	Luzerne

*Project 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 Conyngham Borough Authority proposes the construction of a new well (Well No 7), control/treatment building and distribution system piping with associated appurtenances. This project is identified as Pennvest Project No. 40021040507-CW. The Department of Environmental Protection's (Department) review of the project and the information received in the Environmental Report for the project has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby approves the Environmental Assessment.

[Pa.B. Doc. No. 06-1690. Filed for public inspection August 25, 2006, 9:00 a.m.]

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**Availability of Technical Guidance**

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

*Draft Technical Guidance—Substantive Revision*

DEP ID: 012-5500-001. Title: 2007 Environmental Education Grants Program Manual and Forms. Description: The 2007 Environmental Education Grants Program Manual and Forms is a guide for eligible organizations interested in applying for the Department's Environmental Education (EE) grants program. The manual provides information on program eligibility, including instructions for how to apply for a grant and details on the requirements and procedures that must be followed if a grant is awarded. The Environmental Education Act (act) (35 P. S. §§ 7521—7528) was signed into law on June 22, 1993. The act established a policy that EE is critically important to all citizens in this Commonwealth, created an EE Fund from 5% of the Department's pollution fine moneys and created the EE grants program for the distribution of the EE fund money. The act requires the Department to provide the guidance contained in this manual for public review and comment. Written Comments: The Department is seeking comments on draft technical guidance #012-5500-001. Interested persons may submit written comments on this draft technical guidance document by September 25, 2006. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Lisa Zell, Department of Environmental Protection, Environmental Education and Information Center, Rachel Carson State Office Building, P. O. Box 2063, Harrisburg, PA 17105-2063, [lzell@state.pa.us](mailto:lzell@state.pa.us). Contact: Questions regarding the draft technical guidance document should be directed to Lisa Zell at (717) 705-4086 or [lzell@state.pa.us](mailto:lzell@state.pa.us). Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-1691. Filed for public inspection August 25, 2006, 9:00 a.m.]

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**Joint Meeting of Air Quality Technical Advisory Committee (AQTAC), Citizens Advisory Council and Mercury Rule Workgroup and Rescheduled AQTAC Meeting**

The AQTAC meeting scheduled for August 31, 2006, has been changed to a joint meeting of AQTAC, the Citizens Advisory Council and the Mercury Rule Workgroup. The August 31, 2006, meeting will be held at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg. The purpose of the meeting is to discuss a preliminary summary of public comments regarding the Environmental Quality Board's proposed mercury rulemaking and draft concepts for the final mercury rulemaking. No formal action will be taken at the August 31, 2006, meeting.

An AQTAC meeting to take formal action on the draft final mercury rulemaking, along with other agenda topics, will be held on Monday, September 11, 2006, at 9 a.m. in the Susquehanna Conference Room, Department of Environmental Protection's (Department) Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA.

An agenda and meeting materials for both meetings will be available on the Department of Environmental Protection's (Department) website at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) prior to the meetings. If there are any further questions, contact Terry Black at (717) 787-2030 or [tblack@state.pa.us](mailto:tblack@state.pa.us).

Individuals in need of an accommodation as provided for in the Americans With Disabilities Act should contact Wick Havens at (717) 787-9495, [jhavens@state.pa.us](mailto:jhavens@state.pa.us) or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-1692. Filed for public inspection August 25, 2006, 9:00 a.m.]

### **Proposed Revisions to Total Maximum Daily Loads for the Neshaminy Creek Watershed in Bucks and Montgomery Counties; Request for Comment**

The Department of Environmental Protection (Department) is requesting comments on a draft revision of the Neshaminy Creek Total Maximum Daily Loads (TMDL) approved by the Environmental Protection Agency (EPA) in December 2003. This revision is intended to replace Section D of the original TMDL and addresses point source related allocations.

The TMDLs can be accessed through the Department's website at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Keywords: "TMDL"; choose "Select By TMDL Name" and then "Neshaminy Creek").

To request a copy of the proposed TMDL and an information sheet, contact Bill Brown, Watershed Protection Division, Department of Environmental Protection, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 783-2951, [willbrown@state.pa.us](mailto:willbrown@state.pa.us).

Written comments on the revisions will be accepted at the previously noted address and must be received by October 25, 2006. A subject heading and return name and address must be included in each e-mail transmission. Comments will not be accepted by facsimile or voice mail. The Department will consider all comments in finalizing this revision to the TMDL, which will be submitted to the EPA for approval.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-1693. Filed for public inspection August 25, 2006, 9:00 a.m.]

### **State Board for Certification of Water and Wastewater Systems Operators; Meeting Changes**

The State Board for Certification of Water and Wastewater Systems Operators (Board) has rescheduled their October 17, 2006, Board meeting as a conference call instead of a regular Board meeting. The conference call will be held from 10 a.m.—12 p.m. on October 17, 2006, and will be conducted from the 11th Floor Conference Room of the Rachel Carson State Office Building (RCSOB), 400 Market Street, Harrisburg, PA 17105.

In addition to the meeting change, the December 19, 2006, Board meeting, originally scheduled as a conference call, is changed and will now be held as a regular Board meeting on the same date from 9:30 a.m.—2 p.m. in the 10th Floor Conference Room of the RCSOB. The Board will be meeting on both October 17 and December 19, 2006, to approve certification licenses for water and wastewater operators and to conduct other Board business.

Questions concerning these meetings should be directed to Cheri Sansoni at (717) 772-5158 or [csansoni@state.pa.us](mailto:csansoni@state.pa.us).

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Cheri Sansoni at (717) 772-5158 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-1694. Filed for public inspection August 25, 2006, 9:00 a.m.]

## **DEPARTMENT OF HEALTH**

### **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):

Guy and Mary Felt Manor, Inc.  
110 East Fourth Street  
Emporium, PA 15834

This request is 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](mailto: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. 06-1695. Filed for public inspection August 25, 2006, 9:00 a.m.]

# DEPARTMENT OF PUBLIC WELFARE

## Establishment of an Additional Class of Disproportionate Share Payments

The Department of Public Welfare's (Department) intends to establish an additional class of disproportionate share hospital (DSH) payments for certain qualifying hospitals.

Effective August 29, 2005, the Department changed its acute care general hospital limit for its General Assistance (GA) Medical Assistance (MA) recipients to one admission per State fiscal year. Acute care general hospitals may continue to serve GA recipients, regardless of whether the GA recipient has exhausted the annual acute care general hospital admission benefit, even though hospitals may not be eligible for MA Program payment for the subsequent admission within the State fiscal year. Therefore, to ameliorate the anticipated increased level of uncompensated care that certain acute care general hospitals may incur, the Department is establishing a one-time additional DSH payment.

The Department intends to consider an acute care general hospital to be eligible for this additional class of DSH payment, if the acute care general hospital meets one of the following criteria:

a) The acute care general hospital's calculated cost of care for projected additional GA admissions is greater than the 75th percentile of the calculated cost for projected additional GA admissions for all acute care general hospitals.

b) The acute care general hospital is located in a rural area designated by Federal Office of Management and Budget and the acute care general hospital's calculated cost of care for projected additional GA admissions exceeds the 70th percentile of the calculated cost of care for projected additional GA admissions for all rural acute care general hospitals.

c) The acute care general hospital is eligible to receive a DSH payment under one of the following provisions of the Department's Medicaid State Plan:

1) Augmented Payments for Certain High Medical Assistance Hospitals.

2) Additional Class of Disproportionate Share Payments for hospitals which advance access to multiple types of medical care in economically distressed areas.

3) Additional Class of DSH Payments for hospitals that provide a high volume of services to MA eligible recipients and low-income populations in medically underserved areas.

4) Additional Class of DSH Payments for general acute care hospitals that provide high volume of MA acute care and psychiatric services that incur significant uncompensated care costs (pending CMS approval).

Payments to eligible acute care general hospitals will be made as follows:

a) Except for Academic Medical Centers, acute care general hospitals that are eligible for a payment under criterion c) above will be paid 75% of their calculated cost of care for projected additional GA admissions. Academic Medical Centers eligible for a payment under criterion c) above will be paid 50% of their calculated cost of care for projected additional GA admissions.

b) All remaining eligible acute care general hospitals will be paid their proportionate share of the available funds on the basis of the proportion of each acute care general hospital's calculated cost of care for projected additional GA admissions compared to the calculated cost of care for projected additional GA admissions of all remaining eligible acute care general hospitals.

c) All eligible acute care general hospitals will receive a one-time payment during fiscal year 2006-2007.

In making these payments, the Department will ensure that no acute care general hospital will receive any DSH payment that is in excess of its hospital-specific DSH upper payment limit and the Commonwealth will not exceed its aggregate annual DSH allotment.

### *Fiscal Impact*

For Fiscal Year 2005-2006, the fiscal impact as a result of this additional class of DSH payments will be \$22.247 million in total funds (\$10 million in State General funds and \$12.247 million in Federal funds). This program will be funded for 1 year only.

### *Public Comment*

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary's Office, Attention: Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,  
*Secretary*

**Fiscal Note:** 14-NOT-482. (1) General fund; (2) Implementing year 2005-06 is \$10 million; (3) 1st Succeeding Year 2006-07 is \$0; 2nd Succeeding Year 2007-08 is \$0; 3rd Succeeding Year 2008-09 is \$0; 4th Succeeding Year 2009-10 is \$0; 5th Succeeding Year 2010-11 is \$0; (4) 2004-05 Program—\$531.785 million; 2003-04 Program—\$411.042 million; 2002-03 Program—\$407.104 million; (7) Medical Assistance—Long-Term Care; (8) recommends adoption.

[Pa.B. Doc. No. 06-1696. Filed for public inspection August 25, 2006, 9:00 a.m.]

### 2006 Group One Exception Requests; Medical Assistance Long-Term Care Participation Review

By this notice, published under 55 Pa. Code § 1187.21a(e)(4) (relating to nursing facility exception requests—statement of policy), the Department of Public Welfare (Department) announces the 2006 Group One Exception Requests covering the submission period of January 1, 2006, through June 30, 2006.

#### New Facility Requests

Number	Facility	Address	County	Beds
JJ06005	Lemington Care, LLC	1625 Lincoln Avenue Pittsburgh, PA 15206	Allegheny	180

#### Expansion Requests

Number	Facility	Address	County	Beds
JJ06001	Loyalhanna Care Center	535 McFarland Road Latrobe, PA 15904	Westmoreland	4
JJ06003	Holy Family Residence	2500 Adams Avenue Scranton, PA 18509	Lackawanna	2
JJ06004	Little Sisters of the Poor	1028 Benton Avenue Pittsburgh, PA	Allegheny	12

Copies of the previously listed exception requests are available for review during the 30-day comment period. The public may review the requests during regular business hours. To schedule an appointment to review a request, call (717) 705-3705.

#### Public Comment

Interested persons are invited to submit written comments regarding this notice to Gail Weidman, Department of Public Welfare, P. O. Box 2675, Harrisburg, PA 17105. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,  
*Secretary*

**Fiscal Note:** 14-NOT-483. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 06-1697. Filed for public inspection August 25, 2006, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Cash Adventure 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 Cash Adventure.

2. *Price:* The price of a Pennsylvania Cash Adventure instant lottery game ticket is \$3.

3. *Play Symbols:* Each Pennsylvania Cash Adventure instant lottery game ticket will feature a "Coordinates For Treasure Map" area and a "Treasure Map" area. The play symbols located in the "Coordinates For Treasure Map" area are: The letters A through H, each with the numbers 1 through 7. The play symbols located in the "Treasure Map" area are: A Chest symbol consisting of six squares; a Pirate symbol consisting of four squares; a Moneybag symbol consisting of four squares; a Skull symbol consisting of four squares; a Diamond symbol consisting of four squares; a Coin symbol consisting of four squares; a Ship symbol consisting of three squares; a

Flag symbol consisting of three squares; a Scope symbol consisting of two squares; and a Parrot symbol consisting of two squares.

4. *Prizes:* The prizes that can be won in this game are: \$3, \$5, \$10, \$15, \$20, \$50, \$100, \$500, \$5,000 and \$60,000. The player can win up to 5 times on each ticket.

5. *Approximate Number of Tickets Printed for the Game:* Approximately 7,200,000 tickets will be printed for the Pennsylvania Cash Adventure instant lottery game.

#### 6. *Determination of Prize Winners:*

(a) Holders of tickets where the player completely uncovers a Chest symbol, using only the letter-number combinations found in the "Coordinates For Treasure Map" area, on a single ticket, shall be entitled to a prize of \$60,000.

(b) Holders of tickets where the player completely uncovers a Pirate symbol, using only the letter-number combinations found in the "Coordinates For Treasure Map" area, on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets where the player completely uncovers a Moneybag symbol, using only the letter-number combinations found in the "Coordinates For Treasure Map" area, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets where the player completely uncovers a Skull symbol, using only the letter-number

combinations found in the "Coordinates For Treasure Map" area, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets where the player completely uncovers a Diamond symbol, using only the letter-number combinations found in the "Coordinates For Treasure Map" area, on a single ticket, shall be entitled to a prize of \$50.

(f) Holders of tickets where the player completely uncovers a Coin symbol, using only the letter-number combinations found in the "Coordinates For Treasure Map" area, on a single ticket, shall be entitled to a prize of \$20.

(g) Holders of tickets where the player completely uncovers a Ship symbol, using only the letter-number combinations found in the "Coordinates For Treasure Map" area, on a single ticket, shall be entitled to a prize of \$15.

(h) Holders of tickets where the player completely uncovers a Flag symbol, using only the letter-number combinations found in the "Coordinates For Treasure Map" area, on a single ticket, shall be entitled to a prize of \$10.

(i) Holders of tickets where the player completely uncovers a Scope symbol, using only the letter-number combinations found in the "Coordinates For Treasure Map" area, on a single ticket, shall be entitled to a prize of \$5.

(j) Holders of tickets where the player completely uncovers a Parrot symbol, using only the letter-number combinations found in the "Coordinates For Treasure Map" area, on a single ticket, shall be entitled to a prize of \$3.

7. *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>Win With Prize(s) of:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 7,200,000 Tickets</i>
PARROT	\$3	9.09	792,000
SCOPE	\$5	16.67	432,000
FLAG	\$10	33.33	216,000
SCOPE + FLAG	\$15	100	72,000
SHIP	\$15	100	72,000
COIN	\$20	200	36,000
SCOPE + SHIP	\$20	200	36,000
DIAMOND	\$50	600	12,000
SCOPE + FLAG + SHIP + COIN	\$50	600	12,000
SKULL	\$100	2,449	2,940
SCOPE + FLAG + SHIP + COIN + DIAMOND	\$100	2,400	3,000
MONEYBAG	\$500	8,000	900
PIRATE	\$5,000	60,000	120
CHEST	\$60,000	480,000	15

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

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

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Cash Adventure, prize money from winning Pennsylvania Cash Adventure 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 Cash Adventure 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.

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

11. *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 Cash Adventure or through normal communications methods.

GREGORY C. FAJT,  
*Secretary*

[Pa.B. Doc. No. 06-1698. Filed for public inspection August 25, 2006, 9:00 a.m.]

**Pennsylvania Pac-Man™ 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 Pac-Man™.

2. *Price:* The price of a Pennsylvania Pac-Man™ instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Pac-Man™ instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). 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), Strawberry symbol (STRWBRY) and a Cherries symbol (CHERRIES).

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), and \$25,000 (TWYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$50, \$100, \$400, \$500, \$1,000 and \$25,000. The player can win up to ten times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 18,000,000 tickets will be printed for the Pennsylvania Pac-Man( instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$25,000 (TWYFIVTHO) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

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

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

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cherries symbol (CHERRIES), and a prize symbol of \$500 (FIV HUN) appears under the Cherries symbol (CHERRIES) on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Strawberry symbol (STRWBRY), and a prize symbol of \$50\$ (FIFTY) appears in each of the ten “prize” areas on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$400 (FOR HUN) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$400.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cherries symbol (CHERRIES), and a prize symbol of \$400 (FOR HUN) appears under the Cherries symbol (CHERRIES) on a single ticket, shall be entitled to a prize of \$400.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Strawberry symbol (STRWBRY), and a prize symbol of \$40\$ (FORTY) appears in each of the ten “prize” areas on a single ticket, shall be entitled to a prize of \$400.

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

(j) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cherries symbol (CHERRIES), and a prize symbol of \$100 (ONE HUN) appears under the Cherries symbol (CHERRIES) on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Strawberry symbol (STRWBRY), and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in each of the ten “prize” areas on a single ticket, shall be entitled to a prize of \$100.

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

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cherries symbol (CHERRIES), and a prize symbol of \$50\$ (FIFTY) appears under the Cherries symbol (CHERRIES) on a single ticket, shall be entitled to a prize of \$50.

(n) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Strawberry symbol (STRWBRY), and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in each of the ten “prize” areas on a single ticket, shall be entitled to a prize of \$50.

(o) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$40\$ (FORTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cherries symbol (CHERRIES), and a prize symbol of \$40\$ (FORTY) appears under the Cherries symbol (CHERRIES) on a single ticket, shall be entitled to a prize of \$40.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Strawberry symbol (STRWBRY), and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in each of the ten “prize” areas on a single ticket, shall be entitled to a prize of \$40.

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

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

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Strawberry symbol (STRWBRY), and a prize symbol of \$2.00 (TWO DOL) appears in each of the ten "prize" areas on a single ticket, shall be entitled to a prize of \$20.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$10.00 (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cherries symbol (CHERRIES), and a prize symbol of \$10.00 (TEN DOL) appears under the Cherries symbol (CHERRIES) on a single ticket, shall be entitled to a prize of \$10.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Strawberry symbol (STRWBRY), and a prize symbol of \$1.00 (ONE DOL) appears in each of the ten "prize" areas on a single ticket, shall be entitled to a prize of \$10.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$5.00 (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cherries symbol (CHERRIES), and a prize symbol of \$5.00 (FIV DOL)

appears under the Cherries symbol (CHERRIES) on a single ticket, shall be entitled to a prize of \$5.

(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$4.00 (FOR DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(aa) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cherries symbol (CHERRIES), and a prize symbol of \$4.00 (FOR DOL) appears under the Cherries symbol (CHERRIES) on a single ticket, shall be entitled to a prize of \$4.

(bb) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$2.00 (TWO DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cherries symbol (CHERRIES), and a prize symbol of \$2.00 (TWO DOL) appears under the Cherries symbol (CHERRIES) on a single ticket, shall be entitled to a prize of \$2.

(dd) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$1.00 (ONE DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1.

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

*When Any of Your Numbers Match Either of The Winning Numbers, Win With Prize(s) of:*

<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 18,000,000 Tickets</i>
\$1 x 2	30	600,000
\$2 w/CHERRIES	30	600,000
\$2	30	600,000
\$1 x 4	60	300,000
\$2 x 2	60	300,000
\$4 w/CHERRIES	60	300,000
\$4	60	300,000
\$1 x 5	75	240,000
\$5 w/CHERRIES	150	120,000
\$5	150	120,000
\$1 x 10	375	48,000
\$1 x 10 w/STRAWBERRY	375	48,000
\$5 x 2	375	48,000
\$10 w/CHERRIES	375	48,000
\$10	375	48,000
\$2 x 10	750	24,000
\$2 x 10 w/STRAWBERRY	750	24,000
\$20 w/CHERRIES	750	24,000
\$10 x 2	750	24,000
\$20	750	24,000
\$4 x 10	2,400	7,500
\$4 x 10 w/STRAWBERRY	2,400	7,500
\$10 x 4	2,400	7,500
\$40 w/CHERRIES	2,400	7,500
\$20 x 2	2,400	7,500



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

	Win:	Approximate Odds of 1 In:	Approximate No. of Winners Per 18,000,000 Tickets
\$40	\$40	2,400	7,500
\$5 × 10	\$50	4,800	3,750
\$5 × 10 w/STRAWBERRY	\$50	4,800	3,750
\$10 × 5	\$50	4,800	3,750
\$50 w/CHERRIES	\$50	4,800	3,750
\$50	\$50	4,800	3,750
\$10 × 10	\$100	6,000	3,000
\$10 × 10 w/STRAWBERRY	\$100	6,000	3,000
\$50 × 2	\$100	6,000	3,000
\$100 w/CHERRIES	\$100	6,000	3,000
\$100	\$100	6,000	3,000
\$40 × 10	\$400	30,000	600
\$40 × 10 w/STRAWBERRY	\$400	30,000	600
\$400 w/CHERRIES	\$400	30,000	600
\$400	\$400	30,000	600
\$50 × 10	\$500	30,000	600
\$50 × 10 w/STRAWBERRY	\$500	30,000	600
\$500 w/CHERRIES	\$500	30,000	600
\$500	\$500	40,000	450
\$100 × 10	\$1,000	60,000	300
\$1,000	\$1,000	60,000	300
\$25,000	\$25,000	900,000	20

CHERRIES (CHERRIES) = Win prize shown under it automatically.

STRAWBERRY (STRWBRY) = Win all 10 prizes shown.

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

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Pac-Man™ 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 Pac-Man™ prize money from winning Pennsylvania Pac-Man™ 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 Pac-Man™ 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, the regulations contained in 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 Pac-Man™ or through normal communications methods.

GREGORY C. FAJT,  
Secretary

[Pa.B. Doc. No. 06-1699. Filed for public inspection August 25, 2006, 9:00 a.m.]

## Pennsylvania Winning Streak 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 Winning Streak.

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

3. *Play Symbols:* Each Pennsylvania Winning Streak instant lottery game ticket will contain one play area featuring a "WINNING SYMBOLS" area and a "YOUR SYMBOLS" area. The play symbols and their captions located in the "WINNING SYMBOLS" area are: Apple symbol (APPLE), Card Dealer symbol (CRDDL), Slot Machine symbol (SLOT), 3 Bar symbol (3BAR), Wheel symbol (WHEEL), Joker symbol (JOKER), Flag symbol (FLAG), Jackpot symbol (JACKPOT), Super Bar symbol (SUPRBR), Melon symbol (MELON), Cherry symbol (CHERRY), Horse Shoe symbol (SHOE), Dice symbol (DICE), Rabbit Foot symbol (RBTFT), Ring symbol (RING), Berry symbol (BERRY), Bell symbol (BELL), Wild symbol (WILD), Roll symbol (ROLL), 7 symbol (SEVN) and a Diamond symbol (DIAMD). The play symbols and their captions located in the "YOUR SYMBOLS" area are: Apple symbol (APPLE), Card Dealer symbol (CRDDL), Slot Machine symbol (SLOT), 3 Bar symbol (3BAR), Wheel symbol (WHEEL), Joker symbol (JOKER), Flag symbol (FLAG), Jackpot symbol (JACKPOT), Super Bar symbol (SUPRBR), Melon symbol (MELON), Cherry symbol (CHERRY), Horse Shoe symbol (SHOE), Dice symbol (DICE), Rabbit Foot symbol

(RBFTT), Ring symbol (RING), Berry symbol (BERRY), Bell symbol (BELL), Wild symbol (WILD), Roll symbol (ROLL), 7 symbol (SEVN), Diamond symbol (DIAMD), Moneybag symbol (MNYBAG) and a Star symbol (STAR).

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR SYMBOLS" area are: \$2<sup>00</sup> (TWO DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$5,000 (FIV THO), \$10,000 (TEN THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$5, \$10, \$20, \$25, \$40, \$50, \$100, \$500, \$5,000, \$10,000 and \$100,000. A player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 7,200,000 tickets will be printed for the Pennsylvania Winning Streak instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches any of the "WINNING SYMBOLS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "prize" area to the right of the matching "YOUR SYMBOLS" 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 SYMBOLS" play symbols matches any of the "WINNING SYMBOLS" play symbols and a prize symbol of \$10,000 (TEN THO) appears in the "prize" area to the right of the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches any of the "WINNING SYMBOLS" play symbols and a prize symbol of \$5,000 (FIV THO) appears in the "prize" area to the right of the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

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

(e) Holders of tickets with a Star (STAR) play symbol, and a prize symbol of \$500 (FIV HUN) appearing in the "prize" area to the right of that Star (STAR) play symbol, on a single ticket, shall be entitled to a prize of \$500.

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

(g) Holders of tickets with a Star (STAR) play symbol, and a prize symbol of \$100 (ONE HUN) appearing in the "prize" area to the right of that Star (STAR) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets with a Moneybag (MNYBAG) play symbol, and a prize symbol of \$50\$ (FIFTY) appearing in the "prize" area to the right of that Moneybag (MNYBAG) play symbol, on a single ticket, shall be entitled to a prize of \$100.

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

(j) Holders of tickets with a Star (STAR) play symbol, and a prize symbol of \$50\$ (FIFTY) appearing in the "prize" area to the right of that Star (STAR) play symbol, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets with a Moneybag (MNYBAG) play symbol, and a prize symbol of \$25\$ (TWY FIV) appearing in the "prize" area to the right of that Moneybag (MNYBAG) play symbol, on a single ticket, shall be entitled to a prize of \$50.

(l) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches any of the "WINNING SYMBOLS" play symbols and a prize symbol of \$40\$ (FORTY) appears in the "prize" area to the right of the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(m) Holders of tickets with a Star (STAR) play symbol, and a prize symbol of \$40\$ (FORTY) appearing in the "prize" area to the right of that Star (STAR) play symbol, on a single ticket, shall be entitled to a prize of \$40.

(n) Holders of tickets with a Moneybag (MNYBAG) play symbol, and a prize symbol of \$20\$ (TWENTY) appearing in the "prize" area to the right of that Moneybag (MNYBAG) play symbol, on a single ticket, shall be entitled to a prize of \$40.

(o) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches any of the "WINNING SYMBOLS" play symbols and a prize symbol of \$25\$ (TWY FIV) appears in the "prize" area to the right of the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(p) Holders of tickets with a Star (STAR) play symbol, and a prize symbol of \$25\$ (TWY FIV) appearing in the "prize" area to the right of that Star (STAR) play symbol, on a single ticket, shall be entitled to a prize of \$25.

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

(r) Holders of tickets with a Star (STAR) play symbol, and a prize symbol of \$20\$ (TWENTY) appearing in the "prize" area to the right of that Star (STAR) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(s) Holders of tickets with a Moneybag (MNYBAG) play symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appearing in the "prize" area to the right of that Moneybag

(MNYBAG) play symbol, on a single ticket, shall be entitled to a prize of \$20.

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

(u) Holders of tickets with a Star (STAR) play symbol, and a prize symbol of \$10<sup>.00</sup> (TEN DOL) appearing in the "prize" area to the right of that Star (STAR) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(v) Holders of tickets with a Moneybag (MNYBAG) play symbol, and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appearing in the "prize" area to the right of that Moneybag (MNYBAG) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(w) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches any of the

"WINNING SYMBOLS" play symbols and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appears in the "prize" area to the right of the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(x) Holders of tickets with a Star (STAR) play symbol, and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appearing in the "prize" area to the right of that Star (STAR) play symbol, on a single ticket, shall be entitled to a prize of \$5.

(y) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches any of the "WINNING SYMBOLS" play symbols and a prize symbol of \$2<sup>.00</sup> (TWO DOL) appears in the "prize" area to the right of the matching "YOUR SYMBOLS" 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 Symbols Match Any of The Winning Symbols, Win With Prize(s) of:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 7,200,000 Tickets</i>
\$5	\$5	15	480,000
\$5 w/STAR	\$5	15	480,000
\$2 x 5	\$10	100	72,000
\$5 x 2	\$10	100	72,000
\$10	\$10	100	72,000
\$5 w/MONEYBAG	\$10	100	72,000
\$10 w/STAR	\$10	100	72,000
\$5 x 4	\$20	150	48,000
\$10 x 2	\$20	150	48,000
\$20	\$20	150	48,000
\$10 w/MONEYBAG	\$20	150	48,000
\$20 w/STAR	\$20	150	48,000
\$5 x 5	\$25	200	36,000
\$25	\$25	200	36,000
\$25 w/STAR	\$25	150	48,000
\$5 x 8	\$40	600	12,000
\$10 x 4	\$40	600	12,000
\$40	\$40	600	12,000
\$20 w/MONEYBAG	\$40	600	12,000
\$40 w/STAR	\$40	600	12,000
\$5 x 10	\$50	600	12,000
\$10 x 5	\$50	600	12,000
\$50	\$50	600	12,000
\$25 w/MONEYBAG	\$50	600	12,000
\$50 w/STAR	\$50	600	12,000
\$10 x 10	\$100	4,000	1,800
\$50 x 2	\$100	4,000	1,800
\$100	\$100	4,000	1,800
\$50 w/MONEYBAG	\$100	4,000	1,800
\$100 w/STAR	\$100	4,000	1,800
\$50 x 10	\$500	24,000	300
\$100 x 5	\$500	24,000	300
\$500	\$500	24,000	300
\$500 w/STAR	\$500	24,000	300
\$500 x 10	\$5,000	240,000	30
\$5,000	\$5,000	240,000	30
\$5,000 x 2	\$10,000	480,000	15
\$10,000	\$10,000	480,000	15
\$100,000	\$100,000	480,000	15

STAR SYMBOL (STAR) = Win prize shown to the right of it automatically.  
 MONEYBAG SYMBOL (MNYBAG) = Win double the prize shown to the right of it.

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

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Winning Streak 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 Winning Streak, prize money from winning Pennsylvania Winning Streak 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 Winning Streak 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, the regulations contained in 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 Winning Streak or through normal communications methods.

GREGORY C. FAJT,  
*Secretary*

[Pa.B. Doc. No. 06-1700. Filed for public inspection August 25, 2006, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Finding

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

The Department of Transportation (Department) plans to reconstruct Germantown Avenue, SR 4007, Section 14B, from Allen Lane to West Mermaid Lane in the City of Philadelphia. The Colonial Germantown and Chestnut Hill Historic Districts, the National Register Listed Fairmount Park and Route 23 Trolley Line are within the project limits.

The Germantown Avenue paving stones will be relaid, and trees in Fairmount Park will be identified for protection during construction. Also, coordination with consulting parties and the public will continue throughout final design and construction of the project.

The Deputy Secretary 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 the effect. No adverse environmental effect is likely to result from this project.

RICHARD H. HOGG, P. E.,  
*Deputy Secretary for Highway Administration*

[Pa.B. Doc. No. 06-1701. Filed for public inspection August 25, 2006, 9:00 a.m.]

### Finding

#### Washington 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 Federal Highway Administration and the Department of Transportation are planning the phased reconstruction of the I-70/I-79 South Junction Interchange located in South Strabane Township, Washington County.

The subject project is considered a Level 2 Categorical Exclusion in accordance with 23 CFR Part 771.117(d), Item 1 as published in the August 28, 1987 *Federal Register*.

The Baltimore and Ohio (B & O) Railroad is an eligible resource on the National Register of Historic Places and is, therefore, a Section 2002/Section 4(f) resource. Impacts to the B & O Railroad property will constitute a use of the Section 2002/Section 4(f) resource.

Based upon studies, there is no prudent and feasible alternative to the proposed action.

The environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code have been considered. It has been concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize the effects.

RICHARD H. HOGG, P. E.,  
*Deputy Secretary for Highway Administration*

[Pa.B. Doc. No. 06-1702. Filed for public inspection August 25, 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, August 10, 2006, and announced the following:

#### *Regulations Approved*

Department of Community and Economic Development #4-84: Manufactured Housing (amends 12 Pa. Code Chapter 143)

Municipal Police Officers' Education and Training Commission #17-68: Administration of the Training Program (amends 37 Pa. Code Chapter 203)

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### Approval Order

Public Meeting held  
August 10, 2006

*Commissioners Voting:* Arthur Coccodrilli, Acting Chairperson; Alvin C. Bush, Chairperson by phone; David M. Barasch, Esq.; David J. DeVries, Esq.; John F. Mizner, Esq. by phone

*Department of Community and Economic Development—  
Manufactured Housing; Regulation No. 4-84*

On January 23, 2006, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Community and Economic Development (Department). This rulemaking amends 12 Pa. Code Chapter 143. The proposed regulation was published in the February 4, 2006 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on July 18, 2006.

This regulation sets fees charged to manufacturers and retailers to cover the costs of extraordinary follow-up monitoring and inspections.

We have determined this regulation is consistent with the statutory authority of the Department (35 P. S. § 1656.6(c)) 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.

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### Approval Order

Public Meeting held  
August 10, 2006

*Commissioners Voting:* Arthur Coccodrilli, Acting Chairperson; Alvin C. Bush, Chairperson by phone; David M. Barasch, Esq.; David J. DeVries, Esq.; John F. Mizner, Esq. by phone

*Municipal Police Officers' Education and Training Commission—Administration of the Training Program;  
Regulation No. 17-68*

On October 3, 2005, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Municipal Police Officers' Education and Training Commission. This rulemaking amends 37 Pa. Code Chapter 203. The proposed regulation was published in the October 15, 2005 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on July 10, 2006.

This final-form rulemaking amends fitness test requirements, imposes examination fees on applicants who are not yet employed as police officers, addresses waivers for out-of-state police officers, and amends provisions related to certified schools.

We have determined this regulation is consistent with the statutory authority of the Municipal Police Officers' Education and Training Commission (53 Pa.C.S.A. § 2164(14)) 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. 06-1703. Filed for public inspection August 25, 2006, 9:00 a.m.]

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### 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>
6-301	State Board of Education Prekindergarten 36 Pa.B. 2981 (June 17, 2006)	7/17/06	8/16/06

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### State Board of Education Regulation #6-301 (IRRC #2543)

#### Prekindergarten

August 16, 2006

We submit for your consideration the following comments on the proposed rulemaking published in the June 17, 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 State Board of Education (Board) to respond to all comments received from us or any other source.

#### 1. General.—Clarity.

The term "school entity" is used in some sections of this rulemaking and the terms "school district" or "school district or area vocational technical school" are used in other sections. For consistency, one term should be used.

#### Chapter 4. Academic Standards and Assessment

#### 2. Section 4.13. Strategic plans.—Implementation procedures; Clarity.

##### *Subsection (c)*

The following language is being added to this subsection: "Each plan, as received and filed by the Department, becomes an extension of this chapter uniquely adapted to each school entity and can only be changed by the strategic planning committee approved by the local school board." The Board has explained that the purpose of this

new language is to reinforce the importance of strategic plans that are developed by local school boards. We recognize the value of the strategic plan. However, a strategic plan filed by a school entity cannot become an “extension of this chapter,” unless it is promulgated as a rulemaking in accordance with the Regulatory Review Act (71 P. S. §§ 745.2—745.15) and the Commonwealth Documents Law (45 P. S. §§ 1101—1602). Therefore, the sentence should be rewritten to delete this phrase.

*Subsection (c)(4)*

The last sentence of this subsection states the following: “Achievement goals must demonstrate a connection to the academic standards under § 4.12, including, but not limited to, annual improvement goals for student scores on State and local assessment.” We have two concerns. First, the phrase “but not limited to” is unnecessary and should be deleted. Second, because all of § 4.12 does not apply to achievement goals, the Board should list the specific subsections that do apply.

*Subsection (c)(6)(i)(C)*

This subsection includes the phrase “significant student subgroups.” This phrase is unclear and should either be amended or defined.

*Subsections (c)(7), (c)(8), and (c)(13)*

The titles of these subsections contain adjectives such as “struggling,” “effective” and “capable.” These terms are vague. The *Pennsylvania Code* and *Bulletin Style Manual* discourages the use of indefinite terms (§ 6.16(b)(6)). These terms should be defined, deleted or replaced with terms that can be measured.

*Subsection (c)(8)*

The title of this subsection includes the phrase “instructional leaders” but the text references “school leaders.” The Board should use one term consistently and define it.

**3. Section 4.20. Prekindergarten education.—Clarity.**

*Paragraph (3)*

The last sentence of this paragraph states the following: “If a program is limited to an attendance area, children with disabilities shall live in that attendance area to participate in the program.” The phrase “attendance area” is unclear and should be defined in the final-form regulation.

*Paragraph (6)*

The second sentence of this paragraph states the following: “Programs of high quality ordinarily have a student/teacher ration of 17 students for one teacher and one teacher aide in classroom (2 adults for every 17 students).” This is non-regulatory language because it is not a binding norm and it should be deleted.

*Paragraph (7)(iii)*

This paragraph includes the phrase “rigorous standard of quality.” This phrase is unclear and should be defined.

**4. Section 4.41. Scheduling.—Clarity.**

Subsection (e) uses the term “alternative prekindergarten program” to indicate a program that obtains prior approval from the Department to have less than 2 1/2 hours of instruction in a day. However, § 4.20(8) uses the term “meritorious prekindergarten program” to indicate a program that doesn’t meet all of the regulatory requirements, but receives approval from the Secretary to operate. One term should be used consistently throughout the regulation.

Also, the term “meritorious educational program” is defined in Section 11.8 of the Board’s existing regulations. The Board should define “meritorious prekindergarten program” in that section and cross-reference the definition in Section 4.3 of this proposed regulation. Or, if a “meritorious prekindergarten program” fits the definition of “meritorious educational program,” then that term should be used.

**Chapter 11. Student Attendance**

**5. Section 11.1. School term.—Clarity.**

This section requires “public prekindergartens, when offered, and kindergartens, elementary and secondary schools” to be kept open each school year for a minimum of 180 days of instruction for students. The last sentence of this section states the following:

However, when a meritorious educational program warrants, the Secretary may, upon request, approve a school term containing a minimum of 990 secondary or 900 elementary and 450 kindergarten hours of instruction as the equivalent of 180 school days.

The Board has explained that the Department of Education may approve prekindergarten programs that operate only three or four days a week. We have two concerns. First, if such a program is approved, how could it meet the requirements of this section? Second, the sentence quoted above should be amended to include the phrase “prekindergarten, when offered.” This would make it consistent with the first sentence of this section.

**6. Section 11.3. Minimum required hours.—Clarity.**

Subsection (a) mandates 2 1/2 hours of instruction time for students in a “preK” program. The mandated hour requirement of this subsection should include a reference to the exception provided under § 4.41(e).

**Chapter 12. Students and Student Services**

**7. Section 12.1. Free education and attendance.—Clarity.**

Since prekindergarten is defined under § 12.16, relating to definitions, the following text should be deleted from Subsection (c): “defined in § 12.16 (relating to definitions) as a program for children who are at least 3 years old and completed prior to the school district’s entry age for kindergarten.”

**8. Section 12.41. Student services.—Clarity.**

Subsection (b)(1) uses the phrase “nutritional services or referrals.” This phrase should be defined in the final-form regulation.

**9. Miscellaneous clarity.**

- The word “school” which appears after “and” and before “experiencing” under § 4.13(c)(13) should be plural.
- The phrase “but not limited to” under § 4.20(8) is not needed.

ALVIN C. BUSH,  
Chairperson

[Pa.B. Doc. No. 06-1704. Filed for public inspection August 25, 2006, 9:00 a.m.]

**Notice of Filing of Final Rulemaking**

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, in Harrisburg at 10:30 a.m. Note that the time and date of the meeting is tentative and interested parties are encouraged to contact the Commission at (717) 783-5417 or visit its website at [www.irrc.state.pa.us](http://www.irrc.state.pa.us) to confirm that information. 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.

<i>Final Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
34-65	State Horse Racing Commission Pennsylvania Breeding Fund Program	8/14/06	9/21/06

ALVIN C. BUSH,  
*Chairperson*

[Pa.B. Doc. No. 06-1705. Filed for public inspection August 25, 2006, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The Liquor Control Board seeks the following new lease:

Philadelphia County, Wine & Spirits Shoppe #5112, Philadelphia, PA.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space within a 1/4-mile radius of 19th Street and Hunting Park Avenue, Philadelphia.

*Proposals due:* September 15, 2006, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113  
**Contact:** Henry Blocker, (215) 482-9671

JONATHAN H. NEWMAN,  
*Chairperson*

[Pa.B. Doc. No. 06-1706. Filed for public inspection August 25, 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, September 12, 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. 06-1707. Filed for public inspection August 25, 2006, 9:00 a.m.]

## PENNSYLVANIA GAMING CONTROL BOARD

### Fees for Copies

The Pennsylvania Gaming Control Board, under 58 Pa. Code § 407.2 (relating to minutes of public meeting and annual report), has adopted a fee schedule for copies of Board minutes or annual reports requested by the public.

Requests for copies of documents should be made to Paul Resch, Board Secretary, (717) 214-2436.

Payment for copies shall be by check or money order made out to the "Commonwealth of Pennsylvania." Cash will not be accepted by the Board.

### SCHEDULE OF FEES

<i>Type of Copy</i>	<i>Fee</i>
Single-sided	\$.15 per page if using the PGCB copiers—prevailing cost otherwise
Double-sided	\$.30 per page if using the PGCB copiers—prevailing cost otherwise
Single-sided Irregular (not 8 1/2 × 11)	Prevailing cost
Double-sided Irregular (not 8 1/2 × 11)	Prevailing cost
Certified copies	\$1.00 per page
Compact Disk	\$5.00 plus cost of labor

In addition, Pennsylvania Sales Tax will be assessed on the cost of all copies and computer disks.

Postage—Material fitting into a standard envelope No charge

Postage—Other Actual cost

THOMAS A. DECKER,  
*Chairperson*

[Pa.B. Doc. No. 06-1708. Filed for public inspection August 25, 2006, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Future Transfer of Property

**A-110550F0165. Peco Energy Company.** Application of Peco Energy Company for authority under 66 Pa.C.S. §§ 1102 and 2102 for future transfer of property that is used and useful in the public service. Peco Energy

Company proposes to make these future transfers under a multi-utility agreement, known as the Spare Transformer Sharing Agreement.

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 September 11, 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:* Peco Energy Company

*Through and By Counsel:* Ward Smith, Assistant General Counsel, 2301 Market Street S23-1, Philadelphia, PA 19101

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 06-1709. Filed for public inspection August 25, 2006, 9:00 a.m.]

### Hot Water Service

**A-130001F0002. NRG Energy Center Pittsburgh, LLC.** Application of NRG Energy Center Pittsburgh, LLC for approval to provide Hot Water Service within its certificated territory in the 11st and 22nd Wards of the City of Pittsburgh, Allegheny County.

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 September 11, 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:* NRG Energy Center Pittsburgh, LLC

*Through and By Counsel:* Louise A. Knight, Esquire, David P. Zambito, Esquire, Saul Ewing, LLP, 2 North Second Street, 7th Floor, Harrisburg, PA 17101

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 06-1710. Filed for public inspection August 25, 2006, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a

copy served on the applicant by September 18, 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-00123039. William Kevin Johnson t/a Johnson Transport** (1946 Riverside Drive, Philadelphia, Philadelphia County, PA 19154)—persons in paratransit service, from points in the County of Philadelphia, to all State and Federal Correctional Institutions, located in Pennsylvania, and return.

**A-00123040. Clyde L. Jackson, Jr.** (43084 Buells Corners Road, Spartansburg, Crawford County, PA 16434)—persons whose personal convictions prevent them from owning or operating motor vehicles, in paratransit service, between points in the Borough of Spartansburg, Crawford County, and within an airline distance of 100 statute miles of the limits of said borough.

**A-00123043. Waynesburg Cab Service, Inc.** (1008 Greene Street, Waynesburg, Greene County, PA 15370)—persons upon call and demand, in Greene County. *Attorney:* Timothy N. Logan, Esquire, 54 N. Richhill Street, Waynesburg, PA 15370.

### 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-00123047. Lehigh Valley Transportation Services, Inc.** (1766 West Market Street, Bethlehem, Northampton County, PA 18018), a corporation of the Commonwealth—persons upon call or demand, in the City of Bethlehem, Northampton and Lehigh Counties; the Lehigh Valley International Airport (formerly the Allentown-Bethlehem-Easton Airport) located in the Township of Hanover, Lehigh County; the Borough of Fountain Hill, Lehigh County; the Boroughs of Freemansburg and Hellertown, both in Northampton County; and the Townships of Bethlehem and Lower Saucon, both in Northampton County; which is to be a transfer of all the rights authorized under the certificate issued at A-00088477, F. 2, F. 2, Am-A, Am-B and Am-C to Lehigh Valley Taxicab Company, Inc., subject to the same limitations and conditions. *Attorney:* C. Collins Brown, 1425 Hamilton Street, Allentown, PA 18102.

**A-00123047, F.2. Lehigh Valley Transportation Services, Inc.** (1766 West Market Street, Bethlehem, Northampton County, PA 18018), a corporation of the Commonwealth of Pennsylvania—persons in airport transfer service, between the Lehigh Valley International Airport (formerly the Allentown-Bethlehem-Easton Airport) located in the township of Hanover, Lehigh County, and points within an airline distance of 50 statute miles of the limits of said airport; subject to the following conditions: (1) that all transportation must either originate or terminate at the previously named airport; and (2) the service herein authorized is limited to transportation in vehicles have a seating capacity of not more than 15 persons



including the driver, without the use of dome lights or taximeters and the right to transport persons in airport transfer service from the Lehigh Valley International Airport located in the Township of Hanover, Lehigh County, to any other airport located in Pennsylvania, limited to transportation where the persons were diverted or stranded passengers; which is to be a transfer of all the rights authorized under the certificate issued at A-00088477, F.4, F.4, Am-A, F.4, Am-B and F.4, Am-C to Lehigh Valley Taxicab Company, Inc., subject to the same limitations and conditions. *Attorney:* C. Collins Brown, 1425 Hamilton Street, Allentown, PA 18102.

**A-00123047, F.3. Lehigh Valley Transportation Services, Inc.** (1766 West Market Street, Bethlehem, Northampton County, PA 18018), a corporation of the Commonwealth—persons in limousine service, between points in Pennsylvania; which is to be a transfer of all the rights authorized under the certificate issued at A-00088477, F. 5 to Lehigh Valley Taxicab Company, Inc., subject to the same limitations and conditions. *Attorney:* C. Collins Brown, 1425 Hamilton Street, Allentown, PA 18102.

**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-00120113, F.1, Am-A. Michael Odell Pettus t/a Pettus Taxi Service** (2909 McKelvey Road Extension, Pittsburgh, Allegheny County, PA 15221)—inter alia—persons, upon call or demand, in the City of Pittsburgh, the Township of Mt. Lebanon and the Boroughs of Green Tree, Dormont, Edgewood, McKees Rocks, Etna, Sharpsburg, Aspinwall, Crafton, Mt. Oliver, Homestead, Swissvale, Wilkinsburg, Forest Hills, Rankin and Churchill, all located in Allegheny County: Subject to the following condition: That Michael Odell Pettus, t/a Pettus Taxi Service shall not have greater than five taxicabs in service at any time: *So As To Permit:* (1) the transportation of persons, upon call or demand, in Penn Hills, Monroeville, East Pittsburgh, and McKeesport, all located in Allegheny County; and (2) removal of the condition listed previously.

**Applications 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 each application.**

**A-00120234, F.3. Daniel V. Meranti, t/a Meranti Limousine** (160 Rock Street, Pittston, Luzerne County, PA 18640)—persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Luzerne, Lackawanna and Wyoming, to points in Pennsylvania, and return. *Attorney:* Samuel A. Falcone, Jr., Esquire, Saporito, Saporito & Falcone, 490 North Main Street, Suite 202, Pittston, PA 18640.

**A-00120815, F.2. Robert W. Alexander and Linda L. Griffin t/a B & L Limousine Service** (309 Main Street, Prospect, Butler County, PA16052)—persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Butler, Lawrence, Mercer, Armstrong, Allegheny and Indiana, to points in Pennsylvania, and return. *Attorney:* Dia Rosenblum, 254 New Castle Road, Butler, PA 16001.

**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 household goods as described under each application.**

**A-00123035. A. Elan Moving And Hauling, Inc.** (484 Hansen Road, King of Prussia, Montgomery County, PA 19406)—household goods in use, from points in the Counties of Montgomery, Delaware, Chester, Philadelphia, Bucks, Berks and Lehigh, to points in Pennsylvania, and vice versa. *Attorney:* Michael P. Gottlieb, Esquire, Vangrossi & Recchuiti, 319 Swede Street, Norristown, PA 19401.

**A-00123042. Joseph Paul Campisi, III t/a Real Pro Moving** (31 Geranium Street, Pittsburgh, Allegheny County, PA 15214)—household goods in use, between points in the City of Pittsburgh, Allegheny County, PA.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 06-1711. Filed for public inspection August 25, 2006, 9:00 a.m.]

## Telecommunications

**A-311413F7001. Verizon North Inc. and Kentucky Data Link, Inc.** Joint petition of Verizon North Inc. and Kentucky Data Link, Inc. for approval of an interconnection agreement and amendment no. 1 under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Kentucky Data Link, Inc., by its counsel, filed on August 14, 2006, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement and amendment no. 1 under Sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Kentucky Data Link, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 06-1712. Filed for public inspection August 25, 2006, 9:00 a.m.]

## Telecommunications

**A-311413F7000. Verizon Pennsylvania Inc. and Kentucky Data Link, Inc.** Joint petition of Verizon Pennsylvania Inc. and Kentucky Data Link, Inc. for approval of an interconnection agreement and amendment no. 1 under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Kentucky Data Link, Inc., by its counsel, filed on August 14, 2006, at the Pennsylvania Public Utility Commission (Commission), a

joint petition for approval of an interconnection agreement and amendment no. 1 under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Kentucky Data Link, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 06-1713. Filed for public inspection August 25, 2006, 9:00 a.m.]

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### Wastewater Service

**A-230240F0031. Little Washington Wastewater Company.** Application of Little Washington Wastewater Company for approval to begin to offer, render, furnish and provide wastewater service to the public in portions of Londonderry Township, Chester County, known as Honeycroft Village.

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 September 11, 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:* Little Washington Wastewater Company  
*Through and By Counsel:* Thomas T. Niesen, Esquire,  
Thomas, Thomas, Armstrong & Niesen, 212 Locust Street,  
Suite 500, P. O. Box 9500, Harrisburg, PA 17108

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 06-1714. Filed for public inspection August 25, 2006, 9:00 a.m.]

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## STATE REAL ESTATE COMMISSION

**Bureau of Professional and Occupational Affairs v.  
Lionel Yates; Doc. No. 1070-56-06**

On June 30, 2006, Lionel Yates, license no. RS212462L, of Norristown, Montgomery County, was suspended under the Order of the Court of Common Pleas of Montgomery County dated June 12, 2006, which the court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses).

Individuals may obtain a copy of the adjudication by writing to Ruth D. Dunnewold, Senior Deputy Chief Counsel, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication represents the final State Real Estate Commission (Commission) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Commission with a copy of the petition for review. The Commission contact for receiving service of appeals is the previously named Commission counsel.

JOSEPH TARANTINO, Jr.  
*Chairperson*

[Pa.B. Doc. No. 06-1715. Filed for public inspection August 25, 2006, 9:00 a.m.]