

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 9, 2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending October 3, 2006.

BANKING INSTITUTIONS

Consolidations, Mergers and Absorptions

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|--|-----------------|---------------|
| 9-29-06 | Orrstown Bank Shippensburg Cumberland County | Shippensburg | Approved |
| | Purchase of assets/assumption of liabilities of one branch office of Omega Bank, State College, Located at: 1110 East Simpson Street Mechanicsburg Cumberland County | | |
| #6804 | | | |

Branch Applications

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|--|---------------|
| 9-25-06 | Farmers and Merchants Trust Company of Chambersburg Chambersburg Franklin County | 518 North Antrim Way Greencastle Franklin County | Opened |
| 9-28-06 | First Commonwealth Bank Indiana Indiana County | 5167 William Flynn Highway Gibsonia Allegheny County | Filed |

Branch Relocations

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|--|---|---------------|
| 9-26-06 | 1st Summit Bank Johnstown Cambria County | <i>To:</i> 600 Main Street Johnstown Cambria County <i>From:</i> 516 Main Street Johnstown Cambria County | Filed |
| 9-28-06 | First Commonwealth Bank Indiana Indiana County | <i>To:</i> Corner of Wagner Road and Center Commons Boulevard Center Township Beaver County <i>From:</i> 693 Beaver Valley Mall Center Township Beaver County | Filed |

Branch Discontinuances

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|--|--|---------------|
| 9-29-06 | Omega Bank State College Centre County | 1110 East Simpson Street Mechanicsburg Cumberland County | Approved |

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> |
|-------------|---|-----------------|---------------|
| 10-1-06 | Freedom Credit Union, Philadelphia, and SE Family Federal Credit Union, Philadelphia Surviving Institution— Freedom Credit Union, Philadelphia | Philadelphia | Effective |
| 10-2-06 | North Districts Community Credit Union, Gibsonia, and Glenshaw Federal Credit Union, Glenshaw Surviving Institution— North Districts Community Credit Union, Gibsonia | Gibsonia | Effective |

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

VICTORIA A. REIDER,
Acting Secretary

[Pa.B. Doc. No. 06-2020. Filed for public inspection October 13, 2006, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Revised Uniform County Application for Homestead and Farmstead Exclusions

Under section 341(h) of the Homestead Tax Relief Act, Act 1 of Special Session 1 of 2006 (act), the Department of Community and Economic Development (Department) gives notice of a revised County Application for Homestead and Farmstead Exclusions for use by assessors under section 341(h) of the act. The application and instructions for completion of the application follow as Annex A. Electronic copies of the application are available at www.newpa.com. This application replaces the application that was published on November 5, 2005. This form will remain in effect until changed by a notice in the *Pennsylvania Bulletin*.

Further information can be obtained from 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.

DENNIS YABLONSKY,
Secretary

NOTICES

Annex A

PROPERTY TAX RELIEF
_____ COUNTY
APPLICATION FOR HOMESTEAD AND FARMSTEAD EXCLUSIONS
Please read the instructions before completing this application.

Basic Information

1. Name of Property Owner(s) _____
2. Property Address _____
3. Municipality _____ 4. School District _____
5. Mailing Address of Property Owner (if different than property address) _____
6. Phone Number of Property Owner: Daytime _____ Evening _____

Homestead Information

7. Do you use this property as your primary residence? _____ Yes _____ No
8. Do you claim anywhere else as your primary residence? _____ Yes _____ No
9. Is your residence part of a cooperative where some or all of the property taxes are paid jointly? _____ Yes _____ No
If so, what is your proportionate share of ownership? _____%
10. Is your property used for something other than your primary residence, such as a business or rental property? _____ Yes _____ No
If so, what percentage of this property is used for business or rental property? _____%
11. Please provide the tax parcel number for this property (located on your tax bill). _____
(If you do not know the parcel number or do not have a tax bill, call your tax collector or the county assessor.)

Farmstead Information
(Only applicable to buildings and structures used for commercial agricultural production.)

12. Does this property include at least ten contiguous acres of farm land? _____ Yes _____ No
13. Are there buildings and structures on the property that are used primarily to:
 - a. Produce or store any farm product for purposes of commercial agricultural production? _____ Yes _____ No
 - b. House animals raised or maintained on the farm for the purpose of commercial agricultural production? _____ Yes _____ No
 - c. Store machinery or equipment used on the farm for the purpose of commercial agricultural production? _____ Yes _____ No
14. If you answered yes to questions 13 a, b, or c, do any farm buildings or structures already receive a property tax abatement under any other law? _____ Yes _____ No

I hereby certify that all the above information is true and correct.

Signature(s) _____ Date _____

This application must be signed by an owner for whom this property is the primary residence. Any person who knowingly files an application which is false in any material matter shall be subject to payment of taxes due, plus interest, plus penalty and shall be subject to prosecution as a misdemeanor of the third degree and a fine of up to \$2,500.

OFFICIAL USE ONLY

| | |
|--|--|
| Date Filed _____ Reviewed by _____ Date Reviewed _____ Applicable Years _____ Approved _____ Denied _____ | Homestead Value _____ Farmstead Value _____ Assessment Information: Land _____ Improvements _____ TOTAL _____ |
|--|--|

Revised 9-22-06

Instructions
Property Tax Relief
Application for Homestead & Farmstead Exclusions

The Taxpayer Relief Act, Act 1 of Special Session 1 of 2006, was signed into law by Governor Rendell on June 27, 2006. The Taxpayer Relief Act provides two separate mechanisms to reduce your property tax bill. First, each school district, except the Pittsburgh, Scranton and Philadelphia School Districts, is required to conduct a voter referendum in 2007 to determine whether to impose an additional local income tax to be used to reduce property taxes. Second, the Taxpayer Relief Act also provides for property tax reduction allocations to be distributed by the Commonwealth to each school district. Either type of property tax reduction will be through a "homestead or farmstead exclusion."

Under a homestead or farmstead property tax exclusion, the assessed value of each homestead or farmstead is reduced by the amount of the exclusion before the property tax is computed. You are not guaranteed a homestead or farmstead exclusion unless and until an additional income tax for purposes of granting a homestead or farmstead exclusion is approved by voter referendum or sufficient funds have been collected to permit property tax reduction allocations to be made by the Commonwealth. If an additional income tax is approved by the voters at the 2007 referendum, initial property tax reductions funded by this mechanism will take effect July 1, 2007. Initial property tax reductions funded by allocations from the Commonwealth may not take effect until at least July 1, 2008.

To receive school property tax relief for tax years beginning July 1 or January 1, this form must be filed by the preceding March 1. Your school district is required to notify you by December 31 of each year if your property is not approved for the homestead or farmstead exclusion or if your approval is due to expire.

BASIC INFORMATION

1. Fill in your name and the name of other owners, such as a co-owner of the property. The application must be signed by an owner for whom the property is his or her primary residence. If the property has more than one owner, signatures of additional owners are not required.
2. Fill in the address of the property for which you are seeking an exclusion.
3. Fill in your municipality. If you are not sure what your municipality is, contact your local tax collector or county assessment office (____-____-____).
4. Fill in your school district. If you are not sure what your school district is, contact your local tax collector or county assessment office (____-____-____).
5. If your mailing address differs from the address of the property for which you are seeking a homestead exclusion, fill in your mailing address.
6. List phone numbers where you can be reached during the day, and the evening, if you are unavailable during the day.

HOMESTEAD INFORMATION

7. Only a primary residence of an owner of the property may receive the homestead exclusion. This is where you intend to reside permanently until you move to another home. You may be asked to provide proof that this property is your primary residence, such as your driver's license, your voter registration card, your personal income tax form or your local earned income tax form.
8. Do you have another residence which you claim as your primary residence? For instance, do you claim another state as your primary residence, or another county in Pennsylvania? The homestead exclusion can only be claimed once, for a place of primary residence. You may not claim this property as your primary residence if you claim another property as a primary residence or if you receive a homestead tax abatement or other homestead benefit from any other county or state.
9. If you live in a unit of a cooperative and you pay all or a portion of your real property taxes jointly through a management agent or association, rather than paying your taxes separately from other units, check yes. If you answered yes, please indicate your proportionate share of ownership. You may be asked to provide a contact to confirm this information.

HOMESTEAD INFORMATION (continued)

- 10. Check yes if the property for which you are seeking a homestead exclusion is used for other purposes, such as a business or rental property. For example, do you claim part of your home as a home office or deduct expenses for the business use of your home on your state or federal tax? If you answered yes, please indicate what percentage of the property is used as business or rental property.
- 11. If known, fill in the parcel number of the property for which you are seeking a homestead exclusion. You can find the parcel number on your real property tax bill. If you do not have a real property tax bill, call your local tax collector or county assessment office (____-____-____).

FARMSTEAD INFORMATION

(Only applicable to buildings and structures used for commercial agricultural production.)

Only complete this section (questions 13, 14 a, b, and c, and 15) if you are applying for a farmstead exclusion. If you answer yes to questions 13 a, b and c, you may be asked to provide proof that the buildings and structures are used for commercial agricultural activity, such as the net income or loss schedule from your state or federal income tax forms.

- 12. Only buildings and structures on farms which are at least ten contiguous acres in area and used as the primary residence of an owner are eligible for a farmstead exclusion. Land is not eligible for the farmstead exclusion. If your property includes at least ten contiguous acres of farm land, check yes.
- 13. Check yes if the buildings or structures are used primarily to:
 - a. Produce or store farm products produced on the farm for the purpose of commercial agricultural production.
 - b. House animals raised or maintained on the farm for the purpose of commercial agricultural production.
 - c. Store agricultural supplies or machinery and equipment used on the farm in commercial agricultural production.
- 14. Check yes if any farm buildings or structures receive an abatement of property tax under any other law.

Change in Use

If your property is approved as homestead or farmstead property and the use changes so that the property no longer qualifies for the homestead or farmstead exclusion, you must notify the assessor within 45 days of the change in use. If the use of your property changes and you are not sure if it still qualifies for the homestead or farmstead exclusion, you should contact the assessor.

False or Fraudulent Applications

The assessor may select, randomly or otherwise, applications to review for false or fraudulent information. Any person who files an application that contains false information, or who does not notify the assessor of a change in use which no longer qualifies as homestead or farmstead property, will:

- Be required to pay the taxes which would have been due but for the false application, plus interest.
- Be required to pay a penalty equal to 10% of the unpaid taxes.
- If convicted of filing a false application, be guilty of a misdemeanor of the third degree and be sentenced to pay a fine not exceeding \$2,500.

This application must be signed by an owner for whom this property is his or her primary residence. If the property has more than one owner, signatures of additional owners are not required. By signing this application, the applicant is affirming or swearing that all information contained in the application is true and correct.

Applications must be filed on or before March 1st of each year unless an application has been filed within the preceding three years. Please return to:

For Questions on the Homestead or Farmstead Exclusion, please contact your local tax collector or the _____ County Assessment office at ____-____-____, office hours ____ to ____, Monday through Friday.

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council Meeting

The Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources (Department) will hold a meeting on Wednesday, October 25, 2006, at 12:30 p.m. at Weaber, Inc., Lebanon Valley Business Park, 25 Keystone Drive, Lebanon, PA.

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

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

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 06-2022. Filed for public inspection October 13, 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

| NPDES No. (Type) | Facility Name & Address | County & Municipality | Stream Name (Watershed #) | EPA Waived Y/N ? |
|-----------------------------|--|---|------------------------------|---------------------|
| PA0063347 (Minor Sewage) | Wayne Romanishan, Jr. 195 East Moorestown Road Wind Gap, PA 18091-9725 | Bushkill Township Northampton County | UNT to Bushkill Creek 1F | Y |

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

| NPDES No. (Type) | Facility Name & Address | County & Municipality | Stream Name (Watershed#) | EPA Waived Y/N ? |
|---------------------------|--|-------------------------------------|-------------------------------------|---------------------|
| PAS603503 (Stormwater) | Royal Green Corporation P. O. Box 9 Temple, PA 19560 | Berks County Ontelaunee Township | Schuylkill River 3-C | Y |
| PA0087033 (Sew) | Rachel Esh 6352 McClays Mill Road Newburg, PA 17240 | Franklin County LurganTownship | UNT to Conodoquinet Creek 7-B | Y |

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

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

PA0093131, Sewage. **Oakview Golf Club**, 160 Ralston Road, Slippery Rock, PA 16057. This existing facility is located in Slippery Rock Township, **Butler County**.

Description of Proposed Activity: A new NPDES permit for an existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Camp Allegheny intake on the Slippery Rock Creek located in Wayne Township, **Lawrence County** and is approximately 18 miles below point of discharge.

The receiving stream, the UNT to Slippery Rock Creek, is in Watershed 20C and classified for CWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.011 mgd.

| Parameter | Concentrations | | |
|------------------------|---------------------------|--------------------------|---------------------------------|
| | Average Monthly (mg/l) | Average Weekly (mg/l) | Instantaneous Maximum (mg/l) |
| Flow | XX | | |
| CBOD ₅ | | | |
| (5-1 to 10-31) | 20 | | 40 |
| (11-1 to 4-30) | 25 | | 50 |
| Total Suspended Solids | 30 | | 60 |
| NH ₃ -N | | | |
| (5-1 to 10-31) | 4 | | 8 |
| (11-1 to 4-30) | 12 | | 24 |
| Fecal Coliform* | | | |
| (5-1 to 9-30)* | 200/100 | | 1,000/100 |
| (10-1 to- 4-30)* | 2,000/100 | | |

| <i>Parameter</i> | <i>Concentrations</i> | | |
|-------------------------|-----------------------------------|--|---|
| | <i>Average Monthly (mg/l)</i> | <i>Average Weekly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
| Total Residual Chlorine | 1.4 | | 3.3 |
| Dissolved Oxygen | | minimum of 3 mg/l at all times | |
| pH | | 6.0 to 9.0 standard units at all times | |

* As a geometric mean

XX—Monitor and report on monthly DMRs.

Special Conditions: Total Residual Chlorine Minimization.

The EPA waiver is in effect.

PA0239925, Sewage. **Alex J. and Rosa C. McLelland**, 30361 Brown Road, Townville, PA 16360. This proposed facility is located in Richmond Township, **Crawford County**.

Description of Proposed Activity: application for a new discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Emlenton Water Company is located on the Allegheny River and approximately 90 miles below point of discharge.

The receiving stream, the UNT to Woodcock Creek is in Watershed 16-A and classified for HQ-CWF, aquatic life, water supply and recreation.

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

| <i>Parameter</i> | <i>Concentrations</i> | | |
|-------------------------|-----------------------------------|--|---|
| | <i>Average Monthly (mg/l)</i> | <i>Average Weekly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
| Flow (mgd) | XX | | |
| CBOD ₅ | 10 | | 20 |
| Total Suspended Solids | 10 | | 20 |
| Fecal Coliform | 200/100 ml | | |
| Total Residual Chlorine | XX | | |
| pH | | 6.0 to 9.0 standard units at all times | |

XX—Monitor and report on AMRs.

The EPA waiver is in effect.

PA0239895, Sewage. **Ronald McCall SFTF**, 312 Holyoke Road, Butler, PA 16001. This proposed facility is located in Center Township, **Butler County**.

Description of Proposed Activity: discharge of treated sewage.

The receiving water is the Little Connoquenessing Creek. The receiving stream is in State Water Plan 20-C and is classified for the following uses: CWF, aquatic life, water supply and recreation. The nearest downstream potable water supply, Harmony Borough Water Co., is located on Little Connoquenessing Creek and is approximately 15 miles below the point of discharge.

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

| <i>Parameter</i> | <i>Concentrations</i> | | |
|------------------------|-----------------------------------|--|---|
| | <i>Average Monthly (mg/l)</i> | <i>Average Weekly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
| Flow (mgd) | XX | | |
| CBOD ₅ | 10 | | 20 |
| Total Suspended Solids | 20 | | 40 |
| Fecal Coliform | | 200/100 ml as a geometric average | |
| pH | | 6.0 to 9.0 standard units at all times | |

XX—Monitor and report.

The EPA waiver is in effect.

PA0239917, Sewage. **Susan Tassone SFTF**, 10856 Eureka Road, Edinboro, PA 16412. This proposed facility is located at 10856 Eureka Road in Franklin Township, **Erie County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, there is no downstream potable water supply affected by this discharge.

The receiving stream unnamed swale to Cussewago Creek is in Watershed 16-D and classified for WWF, MF, aquatic life, water supply and recreation.

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

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

The EPA waiver is in effect.

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

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

WQM Permit No. 0606406, Sewerage, **Amity Township**, 2004 Weavertown Road, Douglassville, PA 19518. This proposed facility is located in Amity Township, **Berks County**.

Description of Proposed Action/Activity: Construction/Operation of the Weavertown Road Pump Station.

WQM Permit No. 280402, Amendment 06-1, Sewerage, **Hampden Township Sewer Authority**, 230 South Sporting Hill Road, Mechanicsburg, PA 17055. This proposed facility is located in Hampden Township, **Cumberland County**.

Description of Proposed Action/Activity: Application for additions and alterations at the Roth Lane Wastewater Treatment Plant and the abandonment of the Pinebrook Wastewater Treatment Plant.

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

WQM Permit No. 6106403, Sewerage, **City of Oil City**, 21 Seneca Street, Oil City, PA 16301-1359. This proposed facility is located in City of Oil City, **Venango County**.

Description of Proposed Action/Activity: This project is for modifications to the wastewater treatment facility in accordance with Phase I improvements and also for the installation of a new pump station to serve 11 unsewered homes in the City.

WQM Permit No. 1006405, Sewerage, **Ronald McCall**, 312 Holyoke Road, Butler, PA 16001. This proposed facility is located in Center Township, **Butler County**.

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

WQM Permit No. WQG018500, Sewerage, **Alex J. and Rosa C. McLellan**, 30361 Brown Road, Townville, PA 16360. This proposed facility is located in Richmond Township, **Crawford County**.

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

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

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

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

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

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

| NPDES Permit No. | Applicant Name & Address | County | Municipality | Receiving Water/Use |
|------------------|--|--------|----------------------------|--------------------------|
| PAI024506025 | Marshalls Creek Dev. Corp. P. O. Box 1158 Marshalls Creek, PA 18335-1158 | Monroe | Middle Smithfield Township | Bushkill Creek HQ-CWF |

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

| NPDES Permit No. | Applicant Name & Address | County | Municipality | Receiving Water/Use |
|------------------|---|-------------|---|---|
| PAI024806024 | Ashley Dev. Corp. 559 Main St. Suite 300 Bethlehem, PA 18018 | Northampton | Upper Nazareth Township and Lower Nazareth Township | Monocacy Creek HQ-CWF and Schoeneck Creek WWF |

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

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

Application No. 1072503-MA1, Minor Amendment, Public Water Supply

Applicant **Department of Conservation and Natural Resources Moraine State Park**

| | |
|--|---|
| Township or Borough | Worth Township, Butler County |
| Responsible Official | Larry Geibel, Water Plant Operator Moraine State Park 225 Pleasant Valley Road Portersville PA 16051-9650 |
| Consulting Engineer | John P. Jaskolka, P. E. Department of Conservation and Natural Resources Facility Design and Construction P. O. Box 287 Prospect PA 16052 |
| Application Received Date | 09/19/2006 |
| Description of Action | Chemical feed modifications from gas to liquid chlorine, adding caustic soda to adjust pH and move potassium permanganate to max contact time. |
| Application No. 6206503 , Public Water Supply | |
| Applicant | Pine Grove Township Municipal Authority |
| Township or Borough | Pine Grove Township Warren County |
| Responsible Official | James Schrecongost, Chairperson Consulting Engineer Jed A. Fiscus, Project Manager Northwest Engineering, Inc. P. O. Box Q Tidioute. PA 16351 |
| Application Received Date | 09/25/2006 |
| Description of Action | Replacement and extension of water pipeline and replacement of potable water storage tank control building. |

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 | Brodhead Creek Regional Authority |
| Stroud Township | Monroe County |
| 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 | September 25, 2006 |
| Description of Action | Construction permit approving installation of distribution system piping, a PRV station and related appurtenances. |

WATER ALLOCATIONS

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

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

WA40-1001, Water Allocations. **United Water Pennsylvania**, 4211 East Park Circle, Harrisburg, PA 17111, Service area includes portions of Dallas Township, Kingston Township and Dallas Borough, **Luzerne County**. United Water Pennsylvania is requesting the right to purchase up to 200,000 gpd, based on a 30-day average, from the Pennsylvania American Water Company (Huntsville Water system) also located in Dallas Township, Luzerne County.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the Background Standard, Statewide Health Standard, the Site-Specific Standard or who intend to remediate a site as a special industrial area must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demon-

strates attainment of one, a combination of the cleanup standards or who receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

774 Main Street Property (Former Stauffer Chevrolet), North Union Township, **Schuylkill County**. James P. Cinelli, P. E., Liberty Environmental, Inc., 105 North 5th Street, Suite 201, Reading, PA 19601 has submitted a Notice of Intent to Remediate (on behalf of his client, James O'Brien, trust advisor for the Claude M. Staffer estate, FNBM Trust & Financial Services, 260 Sunbury Street, Minersville, PA 17954) concerning the remediation of soils found or suspected to have been contaminated with unleaded/leaded gasoline constituents related to one or more former underground storage tanks. The applicant proposes to meet the Statewide health standard. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future. The proposed future use of the property is continuation as a commercial property.

2 Edie Lane Property, Palmer Township, **Northampton County**. MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013 has submitted a Notice of Intent to Remediate (on behalf of their client, Maria Szabo, Sculac Drive, Bethlehem, PA) concerning the remediation of soils found or suspected to have been contaminated with No. 2 fuel oil constituents related to a former underground storage tank. The applicant proposes to meet the State-

wide Health Standard. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future. The proposed future use of the property is continuation as a private residence.

1110 Northampton Street Property, City of Easton, **Northampton County**. Thomas Gillespie, Principal, Environmental Liability Management, Inc., 4920 York Road, Suite 290, P. O. Box 306, Holicong, PA 18928 has submitted a Notice of Intent to Remediate (on behalf of his client, MCS Industries, 2280 Newlins Mill Road, Easton, PA 18045) concerning the remediation of soils found or suspected to have been contaminated with No. 2 fuel oil constituents associated with a former underground unregulated heating oil tank. The applicant proposes to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future. The proposed future use of the property is continuation as a commercial facility.

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

Shippensburg Borough Property, Shippensburg Township, **Cumberland County**. Cummings Riter Consultants, Inc., 10 Duff Road, Suite 500, Pittsburgh, PA 15235, on behalf of Shippensburg Investors, LP, 1500 Market Street, 3000 Centre Square West, Philadelphia, PA 19102, submitted a Notice of Intent to Remediate a property contaminated with nonmedia solids. The property was a former municipal dump and the intended future use is for vehicular access to a planned commercial and industrial development. The applicant intends to remediate to the Site-Specific Standard.

Palmyra Recycling Center, Palmyra Borough, **Lebanon County**. STV, Inc., 205 West Welsh Drive, Douglasville, PA 19518, on behalf of WM Recycle America, LLC, 123 East High Street, Palmyra, PA 17078, submitted a Notice of Intent to Remediate site soils contaminated with metals and PCBs. The property is nonresidential and will continue to be used as a recycling center. The applicant seeks to remediate to the Site-Specific Standard.

Lot 1A, Former Teledyen Readco Holdings, LLC, Spring Garden Township, **Lancaster County**. Gannett Fleming, Inc., 805 Estelle Drive, Suite 102, Lancaster, PA 17601-2131, on behalf of York College of Pennsylvania, 439 Country Club Road, York, PA 17403, submitted a Notice of Intent to Remediate site soils contaminated with arsenic, iron and toluene. The future use of the property is residential. The applicant seeks to remediate to the Site-Specific Standard.

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

Matthews Motor Company, Covington Township, **Tioga County**. Teeter Environmental Services, Inc., R. R. 1, Box 124B, Sayre, PA 18840 on behalf of Matthews Motor Company, 1856 North Williamson Road, Covington, PA 16917 has submitted a Notice of Intent to Remediate groundwater contaminated with leaded gasoline. The applicant proposes to remediate the site to meet the Site-Specific Standard.

Montour Oil Service Company Bulk Fuel Storage Facility, Montoursville Borough, **Lycoming County**. Converse Consultants, 2738 West College Avenue, State College, PA 16801 on behalf of Montour Oil Service Company, 112 Broad St., Montoursville, PA 17701 has submitted a Notice of Intent to Remediate soil and

groundwater contaminated with No. 2 fuel oil. The applicant proposes to remediate the site to meet the Site-Specific Standard. The property will continue to be used as a bulk fuel storage facility.

Palmer Station, Farmington Township, **Tioga County**. PPL Gas Utilities Corporation 2 N. 9th St. GENTW17, Allentown, PA 18101 has submitted a Notice of Intent to Remediate soil contaminated with arsenic and methylene chloride. The applicant proposes to remediate the site to meet the Statewide Health Standard. The future use of the property will be nonresidential. The Notice of Intent to Remediate was reported to have been published in the *Free Press Courier* and *The Gazette* on September 6, 2006.

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

Hopewell Shopping Center, Hopewell Township, **Beaver County**. Mark L. Orzechowski, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 on behalf of Marvin Schreiber, The Schreiber Company, 235 Alpha Drive, Pittsburgh, PA 15238, and Doug Schreiber, The Schreiber Company, 235 Alpha Drive, Pittsburgh, PA 15235 has submitted a Notice of Intent to Remediate. The site is located within the Hopewell Shopping Center, and is the former location of a dry cleaning store. Subsurface investigations have identified tetrachloroethene in site soils and vinyl chloride in site groundwater. Institutional controls will limit future site use to nonresidential and prohibit groundwater use for potable or agricultural purposes. The current and future use of the property is a shopping center.

Robertshaw Controls Facility (Former), Borough of Youngwood, **Westmoreland County**. Timothy S. Evans, American Geosciences, Inc., 3925 Reed Blvd., Suite 400, Murrysville, PA 15668-1848 on behalf of Jack H. Millstein, Jr., Millstein Industries, LLC, P. O. Box K, Youngwood, PA 15697 and Steven P. Sacco, Robertshaw Controls Company c/o Invensys Foxboro, 33 Commercial Street, C41-2E, Foxboro, MA 02035 has submitted a Notice of Intent to Remediate. Impacts at the site are related principally to historical industrial activities. The primary constituents to be addressed include trichloroethene (TCE) and several degradation products of TCE. Historically, the site contained multiple buildings and tenants but all but one has been demolished. The intended purpose of the site is to remain commercial/light industrial.

McMurray Town Center, Peters Township, **Washington County**. Mark S. Holsing, Skelly and Loy, Inc., 2500 Eldo Road, Suite 2, Monroeville, PA 15146 on behalf of Brian Clinton, WIN DB, Ltd., a Florida Limited Partnership, 2901 Rigsby Lane, Safety Harbor, FL 34695, and Geno Levi, Geno Levi Sal, 232 Fox Run, Venetia, PA 15367 has submitted a Notice of Intent to Remediate site soil and groundwater contamination from a historical retail petroleum sales facility. Impact to soil and groundwater in excess of MSC's were identified as a result of leaded or unleaded gasoline releases. The site is intended to be a commercial development.

Heppenstall Facility (Former) Eppenstall Facility, Lawrenceville, **Allegheny County**. Mark L. Orzechowski, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 on behalf of Bill Widdoes, Regional Industrial Development Corporation of Southwestern PA, 425 6th Street, Suite 500, Pittsburgh, PA 15219 has submitted a Notice of Intent to Remediate. The

former Heppenstall Facility was a forging and machining plant located in the Lawrenceville section of Pittsburgh. The plant operated from the early 1900s to the late 1970s and is currently idle. Lead and nickel surface samples were identified above Statewide Health Standards. The future use of the site is nonresidential.

U. S. Steel Carrie Furance Property, Swissvale, Rankin, Whitaker, Munhall and City of Pittsburgh, **Allegheny County**. Michael R. Dowling, KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Redevelopment Authority Allegheny County, 425 Sixth Avenue, Suite 800, Pittsburgh, PA 15219 has submitted a Notice of Intent to Remediate soils contaminated with lead, heavy metals and PAHs. Heavy metals also found in groundwater. The site is 169 acres traversing Rankin, Swissvale, Whitaker, Munhall and Pittsburgh. The intended use is a mixed-use facility, including residential, light industrial and commercial applications.

Kirby I-79 Off-Ramp Toluene Spill, Whitely Township, **Greene County**. Peggy Carpenter, CP Environmental Group, Inc., 1092 Fifth Avenue, New Kensington, PA 15068 on behalf of Richard Marker, Pennsylvania Department of Transportation, District 12, P. O. Box 459, Uniontown, PA 15401, and Mark Ritts, Distribution Technologies, Inc., 14841 Sperry Road, Newbury, Ohio 44065 has submitted a Notice of Intent to Remediate. On December 15, 2004, a tanker truck containing toluene traveling south on interstate 79 left the roadway and overturned on the northbound exit lane embankment immediately south of the Kirby interchange. The accident was caused by a fatal heart attack experienced by the driver. Approximately 2250 gallons of toluene was released from the tanker to surface soil. Soil and groundwater remediation have been ongoing. Two quarters of soil and groundwater sampling have met residential Statewide Health Standards. The site has been and will remain an unused steep embankment for the I-79 northbound Kirby exit.

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

Caparo Steel, Farrell, Mercer County, Environmental Management Associates on behalf of Caparo Steel Company has submitted a Notice of Intent to Remediate AOC 12—Central Fuel Storage Area consisting of demolition of the pump-house and excavation/removal of two underground storage tanks and surrounding soils. Soils have been impacted by oil, PPL, VOC and SVOC and will be remediated to the Statewide Health Standards of Act II. The facility was formerly used a storage area to assist in the operation of steam and utility boilers. Future use of the site will be industrial and nonresidential plant purposes.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit Application No 101100. Waste Management Disposal Services of Pennsylvania, Inc. Mountain View Reclamation landfill (9446 Letzburg Road

Greencastle, PA 17225-9317), **Franklin County**. For expansion and increase in daily volumes. The application was determined to be administratively complete on September 14, 2006. Under the provisions of 25 Pa. Code § 271.202 (b)(1) and (2) of the Municipal Waste Regulations, the applicant, Department of Environmental Protection (Department) and the host municipalities have negotiated an application review timeline. The time negotiated is 680 calendar days of Department review time beginning August 22, 2006.

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

Permit ID No.100172. Arden Landfill, Inc., 625 Cherrington Parkway, Moon Township, PA 15108. Arden Landfill, 200 Rangos Lane, Washington, PA 15301. Application for the permit renewal of a municipal waste landfill in Chartiers Township, **Washington County**, was received in the Regional Office on October 2, 2006.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

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

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

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

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

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

PLAN APPROVALS

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

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

ERC 38-05003: Carmeuse Lime, Inc. (3 Clear Springs Road, Annville, PA 17003) for ERC (emission reduction credits) from the shutdown of two rotary lime kilns at the Millard lime plant in North Londonderry Township, **Lebanon County**.

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

14-399-016A: Spectrum Control, Inc. (1900 West College Avenue, State College, PA 16801) for the construction of a ceramic capacitor manufacturing facility in Ferguson Township, **Centre County**.

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

20-296A: HomerWood Hardwood Flooring (1026 Industrial Drive, Titusville, PA 16354) to construct a surface coating operation in the City of Titusville, **Crawford County**.

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

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

66-315-047: Procter & Gamble Paper Products Company (P. O. Box 32, Route 7, Mehoopany, PA 18629) for the upgrade of their existing 5M paper machine at the facility. The facility wants to install a paper machine/room dust control system for paper machine 5M. PM emissions will increase 3.3 tpy from the facility. The Procter & Gamble Paper Products Company is a major facility subject to Title V permitting requirements and is located in Washington Township, **Wyoming County**. The company currently has a Title V Permit 66-00001. The Operating Permit will include testing, monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements. The 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. For further details, contact Mark J. Wejkszner at (570) 826-2511 within 30 days after publication date.

35-399-043: Sandvik Materials Technology (P. O. Box 1220, Scranton, PA 18501-1220) for the installation of a new dust collection system for their Primary and Final Saws in the Tube Mill at the facility located in Clarks Summit, **Lackawanna County**. This facility is a non-Title V facility. The PM emissions after control will be 0.013 tpy. There will be no malodorous emissions past the property line. The company will operate the facility and maintain the system in accordance with the good engineering practices to assure proper operation of the system.

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

49-00052A: Butter Krust Baking Company (249 North Eleventh Street, Northumberland PA 17801-2433) has submitted an application (#49-00052A) to the Pennsylvania Department of Environmental Protection (Department) for a plan approval to construct and operate a natural gas-fired bread oven (Source ID P104) and the installation of a catalytic oxidizer (ID C104) to control the VOC emissions from Source ID P104 at their facility located in Northumberland Borough, **Northumberland County**.

The Department's review of the plan approval application and information submitted by Butter Krust Baking Company indicates that the proposed bread oven and catalytic oxidizer will meet all applicable air quality requirements pertaining to air contaminant sources and the emission of air contaminants, including the Best Available Technology (BAT) requirements under 25 Pa. Code §§ 127.1 and 127.12. Based on these findings, the Department intends to issue a plan approval for the construction of the bread oven and installation of a catalytic oxidizer to control VOC emissions. Additionally, if the Department determines that the bread oven with a catalytic oxidizer are operating in compliance with all plan approval conditions, the conditions established in the plan approval will be incorporated into the State-only operating permit #49-00052 by means of an administrative amendment pursuant to 25 Pa. Code §§ 127.450.

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

1. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, this plan approval is issued for the construction and operation of a natural-gas fired baking oven, 4.6 mmBtu/hr rated heat input, manufactured by Stewart Systems, Inc., model 040198-D700 (Source ID P104). The air contaminant emissions from Source ID P104 shall be controlled by a natural-gas fired, catalytic oxidizer, 1.0 mmBtu/hr rated heat input, manufactured by CSM Worldwide, Inc. model 30A (ID C104).

2. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, VOC, NO_x, PM/PM₁₀, SO_x and CO emissions from the exhaust of ID C104 associated with Source ID P104 shall not exceed 0.52 lb/hr, 0.85 lb/hr, 0.03 lb/hr 0.0046 lb/hr and 0.19 lb/hr respectively.

3. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the PM emissions shall not exceed 0.005 grains per dry standard cubic foot from the exhaust of ID C104 associated with Source ID P104.

4. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the VOC destruction efficiency achieved by the catalytic oxidizer shall be at a minimum

of 95%. However, the catalytic oxidizer shall be designed to achieve VOC destruction efficiency greater than 98%.

5. Under the BAT of 25 Pa. Code § 123.21, no person may permit the emission of sulfur oxides expressed as SO₂, into the outdoor atmosphere from Source ID P101 in a manner such that the concentration of the sulfur oxides in the effluent gas exceeds 500 parts per million, by volume, dry basis.

6. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not emit into the outdoor atmosphere of visible air contaminants in a manner that the opacity from ID C104 associated with Source ID P104 is equal to or greater than 10% at any time.

7. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall only use natural gas as fuel for Source ID P104 and ID C104.

8. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, ID C104 shall be equipped with instrumentation to monitor the pressure drop across the catalytic bed on a continuous basis. Additionally, the permittee shall inspect and record the pressure drop across the catalytic bed of ID C104, at least once per day, to determine if the catalyst is plugged, blocked or damaged and to ensure that ID C104 is operating as designed.

9. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate Source ID P104 without the simultaneous operation of ID C104 at any time.

10. Within 120 days from the commencement of operation of Source ID P104, the permittee shall perform a VOC stack test on ID C104 associated with Source ID P104 to verify compliance with the VOC emission limitation and the VOC destruction efficiency requirements. Simultaneous testing of the inlet and outlet of ID C104 (two sampling trains running simultaneously) is required. The testing is to be performed with an inlet temperature range of 600° F to 650° F for ID C104. The permittee shall continuously monitor the inlet and outlet temperature of ID C104 during the duration of the stack test. Additionally the pressure drop across the catalytic bed shall be continuously recorded during the test. The testing is to be performed using EPA reference method test procedures acceptable to the Department. Subsequently the Department may increase the required minimum VOC destruction efficiency and establish the pressure drop range of ID C104 based upon these stack test results.

11. The permittee shall keep records of the following information for Source ID P104:

- (a) Stack test reports.
- (b) The identity and quantity of baking product produced on a monthly basis.
- (c) The supporting calculations on a monthly basis to verify compliance with the VOC, NO_x, PM/PM₁₀, SO_x and CO emission limitations from the exhaust of ID C104 associated with Source ID P104.
- (d) The inlet and outlet temperature readings of ID C104 shall be recorded continuously while ID C104 is operating (including start-up and shutdown), via a chart recorder or similar device. The dates and times of all data that is generated by the inlet and outlet temperature monitor recording system associated with ID C104.

(e) Pressure drop across the catalytic bed of ID C104, at least once per day.

These records shall be kept for a minimum of 5 years and made available to the Department upon request.

12. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the inlet temperature of the catalytic bed of ID C104 shall not drop below 650° F at any time. The permittee shall install, operate, calibrate and maintain instrumentation for the continuous measurement of the inlet and outlet gas stream temperatures of the catalyst bed of ID C104 to assure a minimum inlet temperature of 650° F is achieved during normal operation. Additionally, ID C104 shall be equipped with instrumentation that alerts the operator when any of the following conditions occur:

- (a) Low inlet temperature and high outlet temperature of the catalytic bed.
- (b) Low and high gas pressure.
- (c) Low process fan pressure.
- (d) Low combustion fan pressure.
- (e) Flameout, detected by a UV scanner.

13. Under the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall develop and implement a catalyst management plan, that at a minimum, shall include testing of the catalyst material and a determination of the oxidizer capabilities to comply with the plan approval requirements. Additionally, the permittee shall submit the catalyst management plan to the Department 30 days prior to the start-up of the oxidizer. As part of the catalyst management plan, the permittee shall test or sample on an annual basis the catalyst elements from each catalyst layer of the oxidizer and compare the VOC destruction efficiency potential of the used catalyst to the potential of new or clean catalyst. Based on the analysis performed as above, the permittee shall replace the entire catalyst, or add additional clean layers to the catalyst bed to meet the VOC destruction efficiency requirements of the oxidizer.

A copy of the plan approval application and the Department's review 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. 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.

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

PA-03-00027B: Reliant Energy Northeast Management Company (121 Champion Way, Suite 200, Canonsburg, PA 15317) for installation of a Flue Gas Desulfurization system (FGD) to control emissions from two existing pulverized coal-fired boilers at their Keystone Power Station located in Plumcreek Township, **Armstrong County**.

Under 25 Pa. Code § 127.44(a), the Department of Environmental Protection (Department) intends to issue a Plan Approval to Reliant Energy Northeast Management Company (121 Champion Way, Suite 200, Canonsburg, PA 15317) to authorize the installation of a FGD to control

emissions from two existing pulverized coal-fired boilers at their Keystone Power Station located in Plumcreek Township, Armstrong County.

The applicant has provided information that the FGD scrubbers are designed to remove approximately 98% of the pollutant SO₂ from the boiler stack emissions. PM, PM10, PM25, acid gases and other contaminants are also expected to decrease as a result of this project. Data provided by the applicant indicates that CO, NOx, and VOC emission rates will not be impacted by this project. Actual emission rates for all other psd pollutants such as lead, fluorides and sulfuric acid mist are either expected to decrease or remain at current levels with the FGD in operation. Stack testing to confirm emission rates of the above pollutants will be required. Therefore, since the emission rates of those pollutants listed in 40 CFR 52.21(23) are expected to either decrease or remain unaffected by the installation of the FGD scrubber, this project is not subject to 40 CFR Part 52 requirements.

The Department's definition of major modification retains an exemption from our nonattainment new source review provisions in 25 Pa. Code Chapter 127, Subchapter E for pollution control projects unless the Department determines that the change renders the source less environmentally beneficial. The department has determined that the scrubber installation is an environmentally beneficial pollution control project and that the requirements of subchapter of 25 Pa. Code Chapter 127 are not applicable.

The Department requested that reliant conduct modeling analysis to demonstrate that the operation of the FGD will not cause or contribute to violations of the National Ambient Air Quality Standards (NAAQS). Reliant's modeling adequately demonstrated that the FGD installation will not cause or contribute to a NAAQS violation or to a violation of any Pennsylvania ambient air quality standard. The plan approval special conditions listed contain emission limitations which are at least as stringent as those used in the model.

For the Department to assure compliance with all applicable standards, the Department proposes to place the following Special Conditions on the Plan Approval:

1. This Plan Approval is to allow the installation of a FGD system on the two existing identical boilers each rated at (8,292 mmBtu/hr) at the at Keystone Power Plant located at Plumcreek Township, Armstrong County (25 Pa. Code § 127.12b).

2. This Plan Approval also authorizes the installation of limestone and gypsum handling equipment and ancillary support processes in conjunction with the FGD at Keystone Power Plant located at Plumcreek Township, Armstrong County (25 Pa. Code § 127.12b).

3. Visible emissions from the boiler stack shall not equal or exceed 20% opacity for a period or periods aggregating more than 3 minutes in any 1 hour or equal or exceed 60% opacity at any time (25 Pa. Code § 123.41).

4. In accordance with 25 Pa. Code § 123.46(c), each unit, after the installation of the FGD is exempt from the requirements of 25 Pa. Code § 123.46(b), relating to the installation and operation of a continuous opacity monitoring device.

5. The owner/operator shall read and record Visible Emissions for at least 1 hour each calendar week from the boiler stack, using EPA Reference Method 9, found at 40 CFR 60, Appendix A, unless atmospheric conditions make such readings impossible (25 Pa. Code § 127.12b).

6. The owner/operator shall continue to, certify, maintain and operate a CEM system for monitoring SO₂, NO₂) and stack gas flow from each boiler. Oxygen or CO₂ shall be monitored at each location where SOx and NOx are monitored in accordance with the requirements of 25 Pa. Code Chapter 139.

7. The SO₂ emission rate discharged to the atmosphere from each of the Main Boilers (Sources 031 and 032) shall not exceed the following limits (25 Pa. Code § 127.12b):

(a) 1.20 lbs of SO₂/mmBtu of heat input on a 30 day rolling average basis.

8. The PM emission rate from the boilersd shall not exceed 0.1 lb/mmBtu of heat input (25 Pa. Code § 123.11).

9. The PM10 emission rate, both filterable and condensable, from the boilers shall not exceed 0.1 lb/mmBtu of heat input (25 Pa. Code § 127.12b).

10. Stack testing to determine the mass emission rate of PM, PM10, H₂SO₄, Hg, CO, VOC, lead, fluorides and HCL shall be conducted within 180 days of commencement of operation of the FGD on each boiler (25 Pa. Code § 127.12b and § 139.11):

a) Filterable PM10 testing shall be by EPA Method 5, 5B, 201 or 201A; condensable PM10 testing shall be by EPA Method 202 or other Department approved methods.

b) All stack testing shall be conducted in accordance with the provisions of 25 Pa. Code Chapter 139 and the Department's Source Testing Manual.

c) The owner/operator shall submit three copies of a pretest protocol to the Department for review at least 60 days prior to performance of any stack test. All stack test methods shall be identified in the pretest protocol.

d) The owner/operator shall notify the Regional Air Quality Manager at least 15 days prior to any stack test so that an observer may be present at the time of the test.

e) All relevant operating parameters (such as boiler steam flow, exhaust gas, gross megawatts, heat input and stack flue gas volumetric flow rate; pressure drop across absorber and mist eliminator, pH and flow rate of scrubbing liquid, and the like) shall be recorded at appropriate intervals throughout the duration of stack test. Operating data recorded shall be sufficient to establish that the units and the air cleaning devices are being operated at maximum routine operating conditions. A discussion of the recorded operating parameters and values shall be included in the test report.

f) The owner/operator shall submit three copies of the stack test report to the Department within 60 days of the completion of testing.

11. The owner/operator shall install, operate, and maintain devices to monitor and record the following parameters at a frequency of at least once per day (25 Pa. Code § 127.12b):

a) Absorber pressure differential.

b) Flue gas pressure drop across mist eliminators, in w.g.

c) Absorber inlet and outlet temperature.

d) Absorber reaction tank pH (bleed lines to primary hydroclone banks).

e) Absorber reaction tank gypsum slurry density (bleed lines to primary hydroclone banks).

12. The owner/operator shall submit an annual report for a period of 5 years after the installation of the FGD and support process that compares the actual annual emissions of PM and PM10 to the baseline emissions plus the increase in emissions attributed to demand growth to verify that the threshold for applicability of the Prevention of Significant Deterioration Regulations (40 CFR 52.21) are not exceeded.

13. The owner/operator shall develop and implement an operation and maintenance (O & M) plan for the new FGD systems within 180 days after startup (25 Pa. Code § 127.12b).

14. The owner/operator shall submit a Compliance Assurance Monitoring (CAM) plan for the operation of the FGD. The CAM plan shall be submitted with the application for an administrative amendment to the facility's Title V Operating Permit to incorporate the changes authorized under this Plan Approval (25 Pa. Code § 127.12b).

15. All logs and required records shall be maintained on site for a minimum of 5 years and shall be made available to the Department upon request (25 Pa. Code § 127.12b).

16. If construction, modification or installation is not commenced within 18 months of the issuance of the plan approval or if there is more than an 18-month lapse in construction, modification or installation, a new plan approval application that meets the requirements of the rules and regulations of the Department. (25 Pa. Code § 127.13).

17. This Plan Approval authorizes the temporary operation of the sources covered by this Plan Approval provided the following conditions are met (25 Pa. Code § 127.12b):

(a) The owner/operator shall submit written Notice of the Completion of Construction and the operator's intent to commence operation at least 5 days prior to the completion of construction. The Notice shall state the date when construction will be completed and the date when the operator expects to commence operation.

(b) Operation of the sources covered by this Plan Approval is authorized only to facilitate the start-up and shakedown of sources and air cleaning devices, to permit operations pending the issuance of an Operating Permit, or to permit the evaluation of the source for compliance with all applicable regulations and requirements.

(c) Upon receipt of the Notice of the Completion of Construction from the owner/operator the Department shall authorize a 180-day Period of Temporary Operation of the sources from the date of commencement of operation. The Notice submitted by the owner/operator, prior to the expiration of this Plan Approval, shall modify the Plan Approval expiration date. The new Plan Approval expiration date shall be 180 days from the date of commencement of operation.

(d) Upon determination by the owner/operator that the sources covered by this Plan Approval are in compliance with all conditions of the Plan Approval the owner/operator shall contact the Department's reviewing engineer and schedule the Initial Operating Permit Inspection.

e) Upon completion of Initial Operating Permit Inspection and determination by the Department that the sources covered by this Plan Approval are in compliance with all conditions of the Plan Approval the owner/operator shall submit an administrative amendment to the Title V Operating Permit to the Department at least 60 days prior to the expiration date of the Plan Approval.

(f) The owner/operator may request an extension of the 180-day Period of Temporary Operation if compliance with all applicable regulations and Plan Approval requirements has not been established. The extension request shall be submitted in writing at least 15 days prior to the end of the Period of Temporary Operation and shall provide a description of the compliance status of the source. The extension request shall include a detailed schedule for establishing compliance and the reasons compliance has not been established. This Period of Temporary Operation may be extended for additional limited periods, each not to exceed 120-days, by submitting an extension request as described previously.

(g) If, at any time, the Department has cause to believe that air contaminant emissions from the sources listed in this plan approval may be in excess of the limitations specified in, or established pursuant to this plan approval or the permittee's operating permit, the permittee may be required to conduct test methods and procedures deemed necessary by the Department to determine the actual emissions rate. The testing shall be conducted in accordance with 25 Pa. Code Chapter 139, where applicable, and in accordance with any restrictions or limitations established by the Department at such time as it notifies the company that testing is required.

LIMESTONE MATERIAL HANDLING OPERATION

Restrictions

(a) The limestone material handling equipment is subject to 40 CFR 60.670, Subpart 000.

Per 40 CFR 60.672, the emissions of particulate matter from non-metallic mineral processing plants are subject to the following limitations:

Point source (stack) emissions of PM from nonmetallic mineral processing plants are subject to the following limitations:

- The rate of emissions from point emission sources (such as bin vent filters) shall not exceed 0.022 gr/DSCF (40 CFR 60.672 (a)(1)).
- The opacity of emissions from point emission sources shall not exceed 7 % (40 CFR 60.672 (a)(2)).

Fugitive source (nonstack) emissions of PM from non-metallic mineral processing plants are subject to the following limitations:

- The opacity of emissions from grinding mills, screens (except truck dumping), storage bins and enclosed truck or railcar operations shall not exceed 10% (40 CFR 60.672(b) and (d)).
- The opacity of emissions from crushers shall not exceed 10% (40 CFR 60.672 (b)).

Opacity shall be measured using EPA Reference Method 9, from 40 CFR 60, Appendix A.

(b) In accordance with 40 CFR 60.4, copies of all requests, reports, applications, submittals and other communications shall be forwarded to both the Environmental Protection Agency (EPA) and the Department at the following addresses unless otherwise noted:

| | |
|--|--|
| Director, Air, Toxics, and Radiation Environmental Protection Agency Region III 841 Chestnut Street Philadelphia, PA 19107 | Department of Environmental Protection Regional Air Quality Manager Office of Air Quality 400 Waterfront Drive Pittsburgh, PA 15222-4745 |
|--|--|

(c) Owner/operator shall provide the EPA with the notifications required by 40 CFR 60.7. Required notifications may include but are not necessarily limited to: date of commencement of construction (within 30 days after starting construction), date of anticipated start-up (30—60 days prior to equipment start-up), actual start-up date (within 15 days after equipment start-up), physical or operational changes (60 days or as soon as practicable before equipment start-up), opacity observations (within 30 days) and performance test (60 days before testing).

Recordkeeping Requirements (25 Pa. Code § 127.12b)

(a) To quantify emissions of PM and PM10 from the operations associated with the above source, the permittee shall maintain accurate and comprehensive records of the following information:

- (1) The total amount of limestone delivered by railcar each month.
- (2) The total amount of limestone delivered by truck each month.

(b) All records shall be maintained at the facility for a minimum of 5 years and shall be made available to the Department upon request.

Monitoring Requirements (25 Pa. Code § 127.12b)

(a) The permittee shall install, operate and maintain instrumentation to continuously monitor the differential pressure across the collector.

(b) To ensure that fugitive emissions are not occurring during reclaiming limestone into the silo or when lime is being transferred into the lime silo, the permittee shall, at least weekly when the source is in operation, observe the silo bin vent for the presence of visible fugitive emissions.

Recordkeeping Requirements (25 Pa. Code § 127.12b)

(a) For the purpose of quantifying PM and PM10 emissions from the operation of the source, the permittee shall maintain records of the amount of limestone delivered to the facility during each month.

(b) All records shall be maintained at the facility for a period of 5 years and shall be made available to the Department upon request.

Work Practice Requirements (25 Pa. Code § 127.12b)

(a) A sufficient quantity of spare fabric collector bags shall be kept on hand at all times to replace any worn or damaged bags due to deterioration resulting from routine operation of the source.

Additional Requirements (Additional authority for this permit condition is derived from 25 Pa. Code §§ 127.1 and 127.12)

Within 15 days of selecting the specific bin vent fabric collector, the permittee shall submit vendor-supplied specifications to the Department, which includes the

guaranteed maximum concentration of PM in the exhaust in units of grains per dry standard cubic foot.

a) All railcars delivering limestone shall be unloaded inside of an enclosure and shall be unloaded through the bottom of the railcars into a track level hopper.

b) Limestone shall be reclaimed from the active limestone storage pile only by use of the underground reclaim system associated with the respective storage pile.

GYP SUM MATERIAL HANDLING OPERATIONS

Recordkeeping Requirements (25 Pa. Code § 127.12b)

(a) To quantify the emissions of PM and PM10 from the operations associated with source, the permittee shall maintain accurate and comprehensive records of the amount of gypsum sludge handled or processed on a monthly basis.

(b) The records shall be maintained at the facility for a period of 5 years and be made available to the Department upon request.

Group Description: Material Handling Sources included in this group:

LIMESTONE MATERIAL HANDLING OPERATIONS

GYP SUM MATERIAL HANDLING OPERATIONS

RESTRICTIONS

(25 Pa. Code § 127.12b)

(a) All conveyors associated with limestone and gypsum handling operations, shall be fully enclosed or equipped with 3-sided covers (top and two sides) except those conveyors or portions of conveyors, which are located underground or inside a fully enclosed building.

Work Practice Requirements (25 Pa. Code § 127.12b)

(a) An operable water truck shall be available at all times for use in the control of fugitive PM from roadways, stockpiles, and the like, during operations of the above sources. The water truck shall be equipped with a pressurized water spray bar as well as with a pressurized spray gun or hose connection. The permittee shall use the water truck, weather permitting, whenever the potential for fugitive emissions is present. When use of the water truck presents an icing hazard, a dry vacuum sweeper shall be used to control haul road dust.

(b) The permittee shall not operate nonvacuum type road sweepers on the roadways associated with the above sources.

(c) If, at any time, any component of the operations is determined by the Department to be causing the emission of fugitive PM in excess of the limitations specified in 25 Pa. Code §§ 123.1 and 123.2 or in excess of the level which the Department considers to be the "minimum attainable through the use of the best available technology" or in excess requirements under 40 CFR 60 672, the permittee shall, upon notification by the Department, immediately install additional water sprays and/or take such other control measures as are necessary to reduce the fugitive PM to acceptable levels.

(d) The permittee shall establish, and enforce, a vehicle speed limit of 15 miles per hour on the roadways associated with the sources. This speed limit shall be posted in highly visible locations along the respective roadways.

(e) All trucks loaded with lime, limestone or gypsum that enter or exit the facility by means of a public roadway shall either be fully enclosed or have their loads tarped. This requirement shall be posted in highly visible locations within the facility.

(f) A truck tire wash station shall be available for use, weather permitting, whenever offsite truck shipments of gypsum occur.

Emergency Quench Pumps

Emission Restrictions.

(a) Emissions from each diesel-fired engine, associated with the installation of the FGD, shall not exceed the following limits: (25 Pa. Code, § 127.1)

- (1) 6.9 gms of NO_x /bhp-hr
- (2) 2.6 gms of CO/bhp-hr
- (3) 1.0 gms of THC/bhp-hr
- (4) 0.4 gm of PM/bhp-hr

(b) The permittee shall not allow emissions of SO_x from each engine so that the concentration of SO_x, expressed as SO₂, in the effluent gas exceeds 500 parts per million by volume, dry basis. (25 Pa. Code § 123.21)

(c) To assure compliance with paragraph (a), the permittee shall limit the sulfur content of the diesel fuel used in the engines to 0.2% (by weight) or less. (25 Pa. Code § 123.21)

(d) Visible emissions from each diesel engine shall not exceed the following limitations: Equal to or greater than 10% for a period or periods aggregating more than 3 minutes in any 1 hour; and equal to or greater than 30% at any time. (25 Pa. Code § 127.1)

(e) The permittee shall not permit the emissions into the outdoor atmosphere of particulate matter from the diesel-fired engines in a manner that the effluent gas exceeds .04 grain per dry standard cubic foot. (25 Pa. Code § 127.13)

Operational Limitations

Operation of each Emergency Quench Pump shall be limited to 500 hours per year.

Recordkeeping Requirements

(a) The permittee shall record the number of hours each engine operates on a monthly basis.

(b) The permittee shall keep records of the amount, type, and analysis of fuel used in each engine on a monthly basis. (25 Pa. Code § 127.12b)

Additional Requirements

Within 15 days of selecting the specific diesel-fired engines to be constructed at the site, the permittee shall submit vendor supplied unit-specific emission data for the engines to the Department. (25 Pa. Code § 127.12b)

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

Persons wishing to provide the Department with additional information that they believe should be considered

prior to the issuance of the Plan Approval may submit the information to the Department at the previous address. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed Plan Approval (specify the Plan Approval number).
- Concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval. Written comments should be directed to Mark A. Wayner, P. E., Regional Air Quality Program Manager, Department of Environmental Protection, Southwest Region—Field Operation, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

For additional information you may contact the following at the same address Noor-Un Nahar, New Source Review Section, Air Quality Program, (412) 442-5225.

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

AMS 06050: Sunoco, Inc.—R & M (3144 Passyunk Avenue, Philadelphia, PA 19145) for the Installation of ReVAP technology on the 433 Hydrofluoric Acid Alkylation Unit (HFAU), including new storage and receiving facility for the ReVAP additive, and new cells for the 433 Cooling Tower, in the City of Philadelphia, **Philadelphia County**. The plan approval will also increase the maximum daily alkylate throughput capacity of the 433 HFAU from 22,500 barrels per day to 30,000 barrels per day on a rolling 365-day average and increase the permitted maximum operating limit of the 433 Isostripper H-1 Heater from 243 mmBtu/hr to 260 mmBtu/hr. Allowable emissions increases from the project will be 95.01 tons per year for NO_x, 86.19 tons per year for CO, 7.35 tons per year for VOCs, 36.35 tons per year for SO_x and 11.27 tons per year for PM.

Air Management Services proposes to place in the plan approval the following conditions to ensure compliance with all applicable regulatory requirements:

1. The HFAU shall be operated in accordance with the specifications in the application (as approved herein).
2. Sunoco, Inc. (R & M) (Sunoco) shall operate the HFAU in accordance with 40 CFR 60 Subparts A, GGG, 40 CFR 63 Subparts A, CC, 25 Pa. Code §§ 127.1, 123.13, 123.22, 123.41, 129.55, 129.58 and 129.91 and Air Management Regulation II, III and V whichever is more restrictive.
3. This plan approval may be terminated, suspended or revoked and reissued in accordance with 25 Pa. Code § 127.13a. If AMS or the Environmental Protection Agency determines that the owner or operator of Sunoco is liable for violations of the New Source Review or Prevention of Significant Deterioration Requirements, Sunoco shall submit an application to amend this plan approval and or any subsequently amended operating permit.
4. Upon notification, Sunoco shall remodel for SO₂ to demonstrate compliance with National Ambient Air Quality Standards (NAAQS) when AMS has cause to believe that the attainment or maintenance of the NAAQS is in jeopardy.

5. The allowable emissions for the H-1 Heater shall not exceed the following limits:

POLLUTANTS

Total PM/PM10
SO₂
CO
NOx
VOC

| Concentration | EMISSION LIMITS (lbs/mmBtu) | Tons/year |
|---------------|--------------------------------|-----------|
| 0.00745 | | 8.5 |
| 0.033 | | 37.6 |
| 0.0985 | | 112.2 |
| 0.035 | | 39.9 |
| 0.0065 | | 7.4 |

Notes:

a. Compliance with lbs/mmBtu emission limits shall be based on hourly continuous emission monitor data for NOx and three one-hour stack tests, if required by AMS, for the other pollutants.

b. Tons per year emission limits are on a rolling 365-day basis. Compliance with these limits shall be based on continuous emission monitor data for NOx and stack test data (if required) or AP-42 emission factors, daily fuel usage, and fuel Btu content for the other pollutants.

c. Total PM/PM10 emission limits include filterable particulate, as measured by Method 5, and condensable particulate, as measured by Method 202.

d. PM, CO and SO₂ concentration limits assure compliance with 25 Pa. Code §§ 123.11 and 123.22, AMR II § VII, and AMR VIII § II.

6. Sunoco may not permit the emission into the outdoor atmosphere of visible air contaminants in a manner that the opacity of the emission is either of the following: (25 Pa Code § 123.41)

a. Equal to or greater than 20% for a period or periods aggregating more than 3 minutes in any 1 hour.

b. Equal to or greater than 60% at any time.

7. Sunoco shall not permit at any time the emission into the outdoor atmosphere of any malodorous air contaminants, in a manner that malodors are detectable outside its boundary. (25 Pa. Code § 123.31(b))

8. The HFAU production rate shall be limited to 30,000 barrels per day calculated on a 365-day rolling average basis.

9. The H-1 Heater shall operate with ultra low-NOx burners and with a heat input limit of 260 mmBtu/hr (24-hour average).

10. Fuel oil usage for the No. 3 Boiler House shall be limited to 18,611,250 gallons per rolling 12-month period.

11. Sunoco shall meet the requirements of 40 CFR 60, Subpart GGG (references VV) for fugitives associated with the 433 HFAU. For equipment in organic HAP service, Sunoco shall comply with the requirements for fugitives in 40 CFR 63, Subpart CC (references 40 CFR 60 Subpart VV).

12. In accordance with 25 Pa. Code § 129.55(d), the purging of VOCs during a unit turnaround shall be performed in a manner as to direct the VOC vapors to a fuel gas system, flare, or vapor recovery system until the initial pressure in the equipment reaches 19.7 psia.

13. If at any time AMS has cause to believe that air contaminant emissions from the H-1 Heater may be in excess of the limitations specified in Condition 5, Sunoco shall be required to conduct whatever test are deemed necessary by AMS to determine the actual emission rates.

14. The H-1 Heater shall be equipped with NOx and O₂ continuous emission monitors and recorders at the

outlet for compliance determination with the NOx emission limitation. The continuous monitors must conform to USEPA performance specifications in 25 Pa. Code § 123.31 and the PA DEP Continuous Source Monitoring Manual (PA CSMM). The Phase II performance testing of each continuous monitor shall occur within 60 days after achieving maximum production rate, but no later than 90 days after restarting the unit.

15. Sunoco shall record the HFAU production rate daily and on a 365-day rolling average, calculated daily.

16. Sunoco shall record the H-1 Heater operating rate in mmBtu/hr hourly and on a 24-hour average, calculated hourly.

17. Sunoco shall calculate and record the fuel oil usage for the No. 3 Boiler House monthly for a rolling 12-month period.

18. Sunoco shall submit CEM and production reports to Air Management Services on a quarterly basis. CEM reports must meet the requirements of the PA CSMM.

19. Any notifications required, as a result of any condition herein should be directed to Chief of Source Registration, Air Management Services, 321 University Avenue, Philadelphia, PA 19104.

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

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

29-03007: Mellott Wood Preserving Company, Inc. (1398 Sawmill Road, Needmore, PA 17238) for the renewal of the State-only operating permit for their wood-fired boilers located at the facility in Belfast Township, **Fulton County**. The permit renewal will include all of the previous requirements including emission limits, monitoring and recordkeeping to ensure the facility complies with the applicable requirements.

36-03030: ICM of Pennsylvania, Inc. (638 Lancaster Avenue, Malvern, PA 19355) for operation of portable crushing and screening plants at the Talmage quarry located in Upper Leacock Township, **Lancaster County**. This is a non-Title V (State-only) facility. The State-only operating permit shall contain testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements. This is a renewal of the facility's previous operating permit.

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

17-00044: Metaltech, Inc. (3547 Watson Highway, DuBois, PA 15801) for the operation of a powdered metal parts manufacturing facility in Sandy Township, **Clearfield County**.

The facility incorporates four sintering furnaces, two endothermic gas generators, a sizing operation, an oil impregnator, a rust inhibitor dipping operation and a solvent parts washer. The air contaminant emissions from the facility are not expected to exceed 17.08 tons of VOCs, 2.66 tons of PM including PM10, .78 ton of NOx and .33 ton of CO per year.

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

The Department of Environmental Protection (Department) proposes to incorporate into the operating permit to be issued conditions requiring compliance with all applicable regulatory requirements pertaining to air contamination sources and the emission of air contaminants as well as conditions previously established in Operating Permit 17-399-018, issued on March 31, 2001, and amended on August 25, 2005.

The conditions previously established in Operating Permit 17-399-018 include:

1. No lubricant or lubricant blend shall be used in the parts processed through the three sintering furnaces formerly operated pursuant to Operating Permit 17-399-018 other than those specified herein.

2. The temperature of the three sintering furnaces formerly operated pursuant to Operating Permit 17-399-1018 shall be monitored and shall not be allowed to exceed 2,100° F.

3. The stacks of the three sintering furnaces formerly operated pursuant to Operating Permit 17-399-018 shall not be cleaned by using high temperature clean up ("burnout") procedures.

4. The materials used in the sizing operation shall consist only of 30W oil and Kensol 30 (or an alternative VOC-containing material determined by the Department of Environmental Protection to have an equivalent, or lower, air contaminant emission potential).

5. The Kensol 30 (and any alternate materials) used in the sizing operation shall be stored in closed containers when not in actual use.

6. Records shall be maintained of the amount of Kensol 30 (and any alternate materials) used in the sizing operation.

The Department additionally proposes to incorporate a condition into the operating permit to be issued which was previously established in Operating Permit 17-399-018 but which is being modified:

7. No more than a combined total of 500 gallons of Kensol 30 (and any alternate materials) shall be used in the sizing operation in any 12-consecutive month period (modified from 3,000 gallons)

The Department additionally proposes to incorporate conditions into the operating permit to be issued which were conditions of a Request for Determination form approved by the Department on June 10, 2003, for the three sintering furnaces formerly operated under Operating Permit 17-399-018:

8. The furnaces shall be equipped with a flame curtain located between the parts entry and preheat zone.

9. The furnace atmosphere shall contain at least 3% hydrogen any time parts are being sintered.

10. The furnaces shall not be used to process parts which have previously been treated with oil.

11. The PM emission rate from the furnaces while processing parts containing metal-bearing lubricants shall not exceed .15 pound per hour.

The Department additionally proposes to incorporate into the operating permit to be issued Conditions 8—11 for the fourth sintering furnace existing onsite as well as the following condition:

12. The metal powders used to make parts processed through the fourth furnace shall not contain more than .75% organic lubricant by weight.

The Department additionally proposes to incorporate several new conditions into the operating permit to be issued including:

13. The materials used in the sizing operation, rust inhibitor operation, oil impregnator and solvent parts washer shall not contain any HAPs.

14. The VOC emissions from the oil impregnator shall not exceed 8.0 tons in any 12-consecutive month period.

15. No more than 2,000 gallons of VOC-containing material shall be used in the rust inhibitor operation in any 12-consecutive month period.

16. Records shall be maintained of the identity and amount of VOC-containing materials used each month in the rust inhibitor operation, oil impregnator and solvent parts washer.

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

56-00304: Somerset Welding & Steel, Inc., 10558 Somerset Pike, Somerset, PA 15501) for operation of spray booths/shotblasters at Somerset Plant in Lincoln Township, **Somerset County**.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

Written comments, objections or requests for informal conferences on applications may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the district mining office indicated before an application within 30 days of this publication, or within 30 days

after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

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

30-day period to review and submit comments on the requirements.

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

Coal Applications Received

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

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

32841319 and NPDES Permit No. 0004588. The Florence Mining Company (P. O. Box 51, New Florence, PA 15944). To renew the permit for the Florence No. 1 (Robinson) Mine in West Wheatfield and East Wheatfield Townships, **Indiana County** and related NPDES permit for water treatment only. No additional discharges. Application received: July 14, 2006.

03961301. NPDES Permit No. PA0214787. Rosebud Mining Company (301 Market Street, Kittanning, PA 16201). To revise the permit for the Tracy Lynn Mine in Kiskiminetas Township, **Armstrong County** to add underground and subsidence control plan area acres. Underground Acres Proposed 500.0, SCP Acres Proposed 500.0. No additional discharges. Application received: September 9, 2006.

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

65990102 and NPDES Permit No. PA0202479. AMFIRE Mining Co., LLC (One Energy Place, Suite 2800, Latrobe, PA 15650). Renewal application for reclamation only to an existing bituminous surface mine, located in Fairfield Township, **Westmoreland County**, affecting 91 acres. Receiving streams: UNTs to the

Conemaugh River, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: September 25, 2006.

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

17980121 and NPDES No. PA0238147. R. J. Coal Co. (P. O. Box 277, LaJose, PA 15753). Permit renewal for the continued operation and restoration of a bituminous surface mine in Bloom Township, **Clearfield County**, affecting 87.6 acres. Receiving streams: UNT to Bilgers Run to Anderson Creek to West Branch of Susquehanna River, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: September 22, 2006.

17990102 and NPDES No. PA0238236. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847). Permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Decatur Township, **Clearfield County**, affecting 344.2 acres. Receiving stream: Laurel Run, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: September 14, 2006.

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

54930102T3. No. 1 Contracting Corp. (49 South Main Street, Ashley, PA 18706). Transfer of an existing anthracite surface mine operation from Harriman Coal Corp. (a/k/a Rausch Creek Land, LP) in Porter Township, **Schuylkill County** affecting 460.0 acres, receiving stream: none. Application received: September 20, 2006.

40020201T. South Tamaqua Coal Pockets, Inc. (804 West Penn Pike, Tamaqua, PA 18252). transfer of an existing anthracite coal refuse reprocessing operation from Rossi Excavating Company in Hazle Township, **Luzerne County** affecting 113.0 acres, receiving stream: none. Application received: September 20, 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 ¹ pH ¹ | | greater than 6.0; less than 9.0 | |

¹ The parameter is applicable at all times.

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

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

26970401 and NPDES Permit No. PA0202100. Laurel Aggregates, Inc. (P. O. Box 1209, Morgantown, WV 26507). Revision for additional acreage to an existing noncoal surface mine, located in Springhill Township, **Fayette County**, affecting 254.52. Receiving streams: Rubles run and UNTs to Rubles Run, classified for the following use: WWF. There is not potable water supply intake within 10 miles downstream from the point of discharge. Revision application received: September 25, 2006.

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

10960304. Quality Aggregates, Inc. (200 Neville Road, Neville Island, PA 15225-0347). Renewal of NPDES Permit No. PA0227218, Washington Township, **Butler County**. Receiving streams: UNTs to South Branch Slippery Rock Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. NPDES Renewal application received: September 25, 2006.

37060305. Neshannock Sand & Gravel, Inc. (R. D. 6, Box 344, New Castle, PA 16101). Commencement, operation and restoration of a sand and gravel operation in Scott Township, **Lawrence County** affecting 40.7 acres. Receiving streams: UNT No. 1 to Slippery Rock Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: September 27, 2006.

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

67000301C and NPDES Permit No. 0224065. Oldcastle Stone Products (550 S. Biesecker Road, Thomasville, PA 17364). Renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Jackson Township, **York County**, receiving stream: UNT to Little Conewago Creek, classified for the following use: TSF. Application received: September 22, 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.

E40-662. John G. Nackley, 215 Hillside Drive, Dallas, PA 18612, in Harveys Lake Borough, **Luzerne County**, United States Army Corps of Engineers, Baltimore District.

To modify and maintain an existing pile supported boat dock and boathouse structure in Harveys Lake (HQ-CWF) with work consisting of the construction of a 720 square foot addition to an existing structure having a surface area of approximately 1,343 square feet. The project is located on the northeast side of the lake at Pole No. 55. (Harveys Lake, PA Quadrangle N: 22.0 inches; W: 4.0 inches).

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

E17-423. Clearfield County, 203 East Market Street, Clearfield, PA 16830. **Burnside Township**, Road No. 315 (T-315) Bridge Replacement across West Branch Susquehanna River in Burnside Township, Clearfield County, ACOE Baltimore District (Burnside, PA Quadrangle N: 7.9 inches; W: 3.2 inches).

To remove an existing structure and construct, operate and maintain a two-span prestressed spread box beam bridge to carry T-315 over West Branch Susquehanna River (WWF). The two-span bridge shall be constructed with a minimum clear span of 170 feet along the roadway centerline, and an underclearance of 14.1 feet. Construction of in-stream bridge appurtenances and temporary

structures shall be conducted during stream low flow and dry work conditions by dams and pumping, fluming or diverting stream flow around work areas. The bridge replacement project will permanently impact 0.05 acres of wetlands and 110 feet of stream channel that is located at the western right-of-way of SR 0219, at the intersection of T-315 and SR 0219. This permit also authorizes construction, operation, maintenance and removal of temporary cofferdams, stream diversions and roadway crossings. All temporary structures shall be constructed of clean rock, which is free of fines. Upon project completion, all temporary structures shall be removed with the disturbed areas restored to original contours and elevations. The Department deems the 0.05 acres of wetland permanently impacted by the project as de minimis, and as such, the permittee shall not be required to construct replacement wetland to mitigate the permanent impact.

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

E11-322. Cambria County Conservation District, 401 Candlelight Drive, Pittsburgh, PA 15931. To construct and maintain a stream channel in Chest Creek, Borough of Patton, **Cambria County**, Baltimore ACOE District. (Hastings, PA Quadrangle N: 2.0 inches; W: 2.8 inches; and Latitude: 40° 38' 10" Longitude: 78° 38' 43"). The applicant proposes to construct and maintain a stream channel improvement project for the purpose of enhancing the water quality of Chest Creek. The project consists of construction of stream bank protection with rock ripraps, gravel bar removal, log vanes and log barbs for a length of 2,100 feet of Chest Creek (CWF) extending downstream of SR 36 Bridge.

ACTIONS

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

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

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

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted NOIs for coverage under general NPDES permits. The approval for coverage under general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. Permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

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

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

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

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

I. NPDES Renewal Permit Actions

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|-----------------------------|---|---|---|-----------------------------|
| PA0061042 Sewage | Miller's Country Store, LLC 1148 Old Trail Road Clarks Summit, PA 18411 | Lackawanna Glenburn Township | Wet Weather Channel to Ackerly Creek 4F | Y |
| PA0060241 | Laird Technologies P. O. Box 650 Delaware Water Gap, PA 18327-0650 | Delaware Water Gap Borough, Monroe County | Cherry Creek CWF 1E | Y |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|------------------------------------|--|--|--------------------------------------|-----------------------------|
| A0088757 (Industrial Waste) | Eric Powell Mount Union Municipal Authority Nine West Market Street P. O. Box 90 Mount Union, PA 17066 | Huntingdon County Shirley Township | Singus Gap Run 12-C | Y |
| PA0081396 (Sewage) | Irvin Peifer Laurelwood Mobile Home Park P. O. Box 506 Elizabethtown, PA 17022 | York County Newberry Township | UNT Bennett Run 7-F | Y |
| PA0086762 (Industrial Waste) | Paul Yelenik IESI Blue Ridge Landfill Corporation P. O. Box 399 Scotland, PA 17257 | Franklin County Greene Township | UNT Phillaman Run 13-C | Y |
| PA0088455 (Industrial Waste) | David Rice Rice Fruit Company 2760 Carlisle Road Gardners, PA 17324 | Adams County Menallen Township | UNT Opossum Creek 7-F | Y |
| PA0087173 (Industrial Waste) | High Point Baptist Chapel P. O. Box 188 Geigerstown, PA 19523 | Berks County Robeson Township | Hay Creek 3-C | Y |
| PAR10Y6551 | York College of PA 439 Country Club Road York, PA 17405 | York County Spring Garden Township | Codorus and Oil Creeks | Y |
| PAR100140R | Cross Keys Center, LP 751 Frederick Street Hanover, PA 17331 | Adams County Berwick Township | UNT Pine Run WWF | Y |
| PAR100509R | Hurst Brothers Development Company 154 E Farmersville Road Ephrata PA 17522 | Lancaster County Ephrata Township | Middle Creek WWF | Y |
| PAR100518R | Hemphshade Partners 255 Butler Avenue Suite 203 Lancaster, PA 17601 | Lancaster County East Hempfield Township | UNT Little Conestoga Creek CWF | Y |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|-----------------------------|---|---|--|-----------------------------|
| PA0000167 | Union Electric Steel Corporation—Erie 726 Bell Avenue P. O. Box 465 Carnegie, PA 15106 | City of Erie Erie County | UNT to West Branch Cascade Creek 15-CA | Y |
| PA0103641 | Orchard Terrace WWTP— Wilmington Township Sewer Authority 669 Wilson Mill Road New Castle, PA 16105 | Wilmington Township Lawrence County | UNT to Little Neshannock Creek 20-A | Y |

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

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

NPDES Permit No. PA0027120, Sewage, **City of Warren**, 318 West Third Avenue, Warren, PA 16365. This proposed facility is located in City of Warren, **Warren County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to the Allegheny River in Watershed 16-B.

NPDES Permit No. PA0020401, Sewage, **Johnsonburg Municipal Authority**, 520 A Market Street, Johnsonburg, PA 15845. This proposed facility is located in Johnsonburg Borough, **Elk County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to the Clarion River in Watershed 17-A.

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

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

WQM Permit No. 6706409, Sewerage, **Sheldon Williams, Dillsburg Area Authority**, 98 West Church Street, Dillsburg, PA 17019. This proposed facility is located in Carroll Township, **York County**.

Description of Proposed Action/Activity: Approves the construction/operation of sewerage facilities consisting of a suction lift pump station which will receive flow from the existing Monroe Acres development and the West Shore Evangelical Free Church. Future connections will be from the Meadows of Ashcombe development. 2,340 feet of 4-inch diameter force main and 19,900 feet of gravity sewer.

WQM Permit No. 2806405, Sewerage, **Ray and Rubie Wingert**, 2635 Grand Point Road, Chambersburg, PA 17201. This proposed facility is located in Greene Township, **Franklin County**.

Description of Proposed Action/Activity: Approves the construction/operation of a small flow individual residence spray irrigation system for denitrification consisting of a septic tank, Ecoflo filter, chlorine disinfection and sprayfield to serve Lot No. 15.

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

WQM Permit No. WQG018495, Sewerage, **Loretta J. Nelson**, P. O. Box 103, Mill Village, PA 16427. This proposed facility is located in Mill Village Borough, **Erie County**.

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

WQM Permit No. WQG018486, Sewerage, **Richard A. Monroe**, 8355 Cold Spring Road, Girard, PA 16417. This proposed facility is located in Girard Township, **Erie County**.

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

WQM Permit No. WQG018501, Sewerage, **John Brandt**, 8313 Lewis Road, Harborcreek, PA 16421. This proposed facility is located in Harborcreek Township, **Erie County**.

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

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

NPDES

| <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------|--|---------------|-------------------------------------|----------------------------|
| PAI024805028 | Blue Ridge Dev., LLC 7253 Airport Rd. Bath, PA 18014 | Northampton | Bushkill Township Bushkill Creek | HQ-CWF |

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

NPDES

| <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------|--|---------------|---------------------|--|
| PAI032806002 | Loretta Deshong P. O. Box 343 South Mountain, PA 17261 | Franklin | Quincy Township | UNT Rocky Mountain Creek, tributary to Conococheague Creek and UNT to Racoon Creek HQ-CWF |

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

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

List of NPDES and/or Other General Permit Types

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

General Permit Type—PAG-2

Facility Location:

| <i>Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|---|---------------------------------------|---|
| Lower Saucon Township Northampton County | PAG2004806034 | Harold F. and Linda Oberkotter 115 Island Creek Dr. Vero Beach, FL 32963 | Tributaries to Saucon Creek CWF | Northampton County Cons. Dist. (610) 746-1971 |
| South Abington Township Lackawanna County | PAG2003506022 | Anthony Mazonkey 580 Third Ave. Kingston, PA 18704 | Leggetts Creek CWF | Lackawanna County Cons. Dist. (570) 281-9495 |
| Smithfield Township Monroe County | PAG2004506001 | East Stroudsburg Area School District 321 N. Courtland St. P. O. Box 298 East Stroudsburg, PA 18301 | Brodhead Creek TSF, MF | Monroe County Cons. Dist. (570) 629-3060 |

NOTICES

6333

| <i>Facility Location: Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|--|--------------------------------------|---|
| West Lampeter Township Lancaster County | PAG2003606047 | Lancaster County Vo-Tech School Auth P. O. Box 527 Willow Street, PA 17584 | UNT Big Spring Run WWF | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5 |
| Elizabethtown Boro Lancaster County | PAG2003606081 | Masonic Home One Masonic Drive Elizabethtown, PA 17022 | Conoy Creek TSF | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5 |
| West Donegal Township Lancaster County | PAG2003606089 | Robert L. Gruber 48 S Market St. Elizabethtown, PA 17022 | Conoy Creek TSF | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5 |
| Ephrata Township Lancaster County | PAG2003606092 | Dennis Martin 1717 West Main St. Ephrata, PA 17522 | Indian Run TSF | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5 |
| Manor Township Lancaster County | PAG2003606093 | Timothy J. Naumann 3904b Abel Dr. Columbia, PA 17512 | Little Conestoga Creek WWF | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5 |
| Earl Township Lancaster County | PAG2003606096 | BHH Realty, LP 20 S Groffdale Rd. Leola, PA 17540 | UNT Conestoga River WWF | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster PA 17601 (717) 299-5361 Ext. 5 |
| Manheim Township Lancaster County | PAG2003606097 | Steven Horst 205 Granite Run Dr. Suite 280 Lancaster, PA 17601 | Little Conestoga Creek WWF | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster PA 17601 (717) 299-5361 Ext. 5 |
| Lititz Boro Lancaster County | PAG2003606099 | Lititz Borough 7 S. Broad St. Lititz, PA 17543 | Lititz Run WWF | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5 |
| Manor Township Lancaster County | PAG2003606102 | James Stauffer 365 Weaver Rd. Lancaster, PA 17603 | UNT Little Conestoga Creek WWF | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5 |
| East Lampeter Township Lancaster County | PAG2003606106 | Lancaster Mennonite High School 2176 Lincoon Highway East Lancaster, PA 17602 | Mill Creek WWF | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5 |

*Facility Location:
Municipality &
County**Permit No.**Applicant Name & Address**Receiving
Water/Use**Contact Office &
Phone No.*

Manheim Township
Lancaster County

PAG2003606110

Lancaster Country Club
1466 New Holland Pike
Lancaster, PA 17601

Conestoga River
WWF

Lancaster County
Conservation District
1383 Arcadia Road
Room 200
Lancaster, PA 17601
(717) 299-5361, Ext. 5

East Cocalico
Township
Lancaster County

PAG2003606111

Department of Transportation
2140 Herr St.
Harrisburg, PA 17103

Little Cocalico Creek
TSF

Lancaster County
Conservation District
1383 Arcadia Road
Room 200
Lancaster, PA 17601
(717) 299-5361, Ext. 5

East Donegal
Township
Lancaster County

PAG2003606112

Glaxosmithkline Biologicals
325 N. Bridge St.
Marietta, PA 17547

Susquehanna River
WWF

Lancaster County
Conservation District
1383 Arcadia Road
Room 200
Lancaster, PA 17601
(717) 299-5361, Ext. 5

Windsor Township
York County

PAG2006706030

Stone Mill-Laurel Vistas
Perry Cisney
Perry Cisney, Inc.
1721 Paulson Drive
York, PA 17402

Fishing Creek
TSF

York County
Conservation District
118 Pleasant Acres
Road
York, PA 17402
(717) 840-7430

Loganville Borough
Springfield Township
York County

PAG2006704132

Loganville Bypass
Loganville Borough
P. O. Box 88
Loganville PA 17342
Springfield Township
9211 Susquehanna Trail South
Seven Valleys, PA 17360

Unt to East Branch
Codorus Creek
CWF

York County
Conservation District
118 Pleasant Acres
Road
York, PA 17402
(717) 840-7430

West Manheim
Township
York County

PAG2006706006

West Manheim Township Park
31 Fairview Dr.
Hanover, PA 17331

UNT South Branch
of Conewago Creek
WWF

York County
Conservation District
118 Pleasant Acres
Road
York, PA 17402
(717) 840-7430

Windsor Township
York County

PAG2006706073

Deerfield Crossing
Century 21 Heritage Realty
1 Waterford Professional Center
York, PA 17402

UNT to Beaver
Creek
CWF

York County
Conservation District
118 Pleasant Acres
Road
York, PA 17402
(717) 840-7430

Lower Windsor
Township
York County

PAG2006706016

The Fields at E. Prospect
John N. Bowers, Jr.
1219 Willow St Pike
Lancaster, PA 17602

Cabin and
Canadochly Creeks
WWF, WWF

York County
Conservation District
118 Pleasant Acres
Road
York, PA 17402
(717) 840-7430

Hanover Borough
Penn Township
York County

PAG2006706070

Eisenhower Shopping Village
Scotto/Malvone
Armando Malvone
496 Eisenhower Drive
Hanover, PA 17331

Unt to S Branch
Conewago Creek
CWF

York County
Conservation District
118 Pleasant Acres
Road
York, PA 17402
(717) 840-7430

Lower Windsor
Township
York County

PAG2006706049

Dennis Newcomer
761 Woods Drive
York, PA 17402

Cabin Creek
WWF

York County
Conservation District
118 Pleasant Acres
Road
York, PA 17402
(717) 840-7430

NOTICES

6335

*Facility Location:
Municipality &
County**Permit No.**Applicant Name & Address**Receiving
Water/Use**Contact Office &
Phone No.*

| | | | | |
|---|----------------------|---|---|--|
| Manchester Township West Manchester Township York County | PAG2006704124 | SR 4001 Sec 006 Roadway Reconstruction Jeffrey Weaver Department of Transportation 2140 Herr Street Harrisburg, PA 17103 | Willis Run WWF | York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430 |
| Tyrone Township Adams County | PAG2000104011(1) | Ira Reed, Production Manager Hillandale Gettysburg, LP 370 Spicer Road Gettysburg, PA 17325 | UNT to Plum Run WWF | Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636 |
| Liberty Township Adams County | PAG2000106020 | Paul C. Goetz 1021 Boyle Road Fairfield, PA 17320 | Flat Run (Monacacy) WWF | Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636 |
| Conewago Township Adams County | PAG2000106032 | Laverne Leese BJML Enterprises 982 Bollinger Road Littlestown, PA 17340 | UNT to South Branch Conewago Creek WWF | Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636 |
| Conewago Township Adams County | PAG2000105032 | Larry R. Redding 10 Lafayette, Box G Hanover, PA 17331 | Plum Creek WWF | Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636 |
| Straban Township Adams County | PAG2000106008 | Pastor Patrick Clady Hunterstown Church of God c/o 13589 Blue Ridge Avenue Blue Ridge Summit, PA 17214 | UNT to Beaverdam Creek WWF | Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636 |
| Centre County Gregg Township | PAG2001406014 | Louis and Naomi Peachey Subdivision 116 Palled Drive Rebersburg, PA 16872 | Penns Creek CWF | Centre County Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823 (814) 355-6817 |
| Clearfield County Lawrence Township | PAG2001703014 (1) | Clearfield-Lawrence Township Joint Airport Authority 800 Airport Road Clearfield, PA 16830 | Wolf Run CWF | Clearfield County Conservation District 650 Leonard Street Clearfield, PA 16830 (814) 765-2629 |
| Northumberland and Montour Counties Delaware Township | PAG2004906011 | Walter G. and Sandra E. Neidig Subdivision Eighth Street Drive Watsontown, PA 17777 | UNT to Susquehanna River WWF | Northumberland County Conservation District R. R. 3, Box 238-C Sunbury, PA 17801 (570) 286-7114, Ext. 4 |

*Facility Location:
Municipality &
County*

| <i>Facility Location: Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|----------------------------|--|--|---|
| Greene County Freeport, Gilmore Jackson and Wayne Townships | PAG2003006006 | CNX Gas Company, LLC 4000 Brownsville Road South Park, PA 15129-9545 | PA Fork Fish Creek (WWF) PA Fork Dunkard Creek (WWF) Hamilton Run (WWF) | Greene County CD (724) 852-5278 |
| Indiana County White Township | PAG2003203003 Phase III | Chris Lazor Lazor Brothers 891 Centennial Drive Indiana, PA 15701 | UNT McCarthy Run (CWF) | Indiana County CD (724) 463-8547 |
| Washington County South Strabane Township | PAG2006306026 | Budd Baer, Inc. Mark Baer 71 Murtland Avenue Washington, PA 15301 | Tributary to Chartiers Creek (WWF) | Washington County CD (724) 228-6774 |
| Cambria County Chest Township | PAG2091106010 | Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 | Wyerough Run CWF | Department of Environmental Protection, Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800 |
| Butler County Cherry Township | PAG2091006011 | Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 | UNT to Glade Run WWF | Department of Environmental Protection, Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800 |
| Butler County Cranberry Township | PAG2001006010 | Cranberry Township 2525 Rochester Road Cranberry Township, PA 16001 | Brush Creek WWF | Butler Conservation District (724) 284-5270 |
| Jefferson County Punxsutawney Borough | PAG2003306003 | Commonwealth of PA Department. of General Services Bureau of Engineering 18th and Herr Street Harrisburg, PA 17125 | Mahoning Creek WWF | Jefferson Conservation District (814) 849-7463 |
| Lawrence County North Beaver Township | PAG2003706006 | KD Machine 5220 SR 0018 New Castle, PA 16102 | UNT Beaver River WWF | Lawrence Conservation District (724) 652-4512 |
| Mercer County Springfield Township | PAG2004306014 | Tony Chammas Grove City Properties, LP One Atlantic Avenue Pittsburgh, PA 15202-1707 | Black Run WWF | Mercer Conservation District (724) 662-2242 |

General Permit Type—PAG-3

*Facility Location:
Municipality &
County*

| <i>Facility Location: Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|---|--------------------------------|---|
| Exeter Borough Luzerne County | PAR202247 | Bridon American Corporation 101 Stevens Lane Exeter, PA 18643 | Susquehanna River WWF | DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-2511 (570) 826-2511 |

*General Permit Type—PAG-4**Facility Location:*

| <i>Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|---|--|
| Mill Village Borough Erie County | PAG049287 | Loretta J. Nelson P. O. Box 103 Mill Village, PA 16427 | UNT to French Creek 16-A | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |
| Girard Township Erie County | PAG049278 | Richard A. Monroe 8355 Cold Spring Road Girard, PA 16417 | UNT to Halls Run 16-EC | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |
| Harborcreek Township Erie County | PAG049292 | John Brandt 8213 Lewis Road Harborcreek, PA 16421 | Scott Run 15-LE | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |
| Keating Township McKean County | PAG048788 | Chris P. and Dianna L. Chapman 986 Columbia Hill Road Smethport, PA 16749 | North Branch Cole Creek 16-C | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |
| Otter Creek Township Mercer County | PAG049267 | Fassett and Associates SFTF 474 Hadley Road Greenville, PA 16125 | UNT to Little Shenango Creek 20-A | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |

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

| <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|-------------------|---|----------------------------|---|
| PAG103529 | Berks Fuel Storage, Inc. 1248 Wayne Street Reading, PA 19601-1726 | Swale to Laurel Run WWF | DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707 |

PUBLIC WATER SUPPLY (PWS) PERMITS

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the

Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Operations Permit issued to **Oley Township Municipal Authority**, 3060053, Oley Township, **Berks County** on 9/26/2006 for the operation of facilities approved under Construction Permit No. 0601510.

Operations Permit issued to **Borough of Bonneauville**, 7010012, Bonneauville Borough, **Adams County** on 9/21/2006 for the operation of facilities approved under Construction Permit No. 0106510 MA.

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

Permit No. 1406501—Operation Public Water Supply.

| | |
|-----------------------|--|
| Applicant | Port Matilda Waterworks |
| Township or Borough | Port Matilda Borough |
| County | Centre |
| Responsible Official | Richard Turner, President Borough of Port Matilda 400 South High Street Port Matilda, PA 16870 |
| Type of Facility | Public Water Supply—Operation |
| Consulting Engineer | Adrienne Vicari, P. E. Herbert, Rowland & Grubic, Inc. 474 Windmere Drive, Suite 100 State College, PA 16801 |
| Permit Issued Date | October 2, 2006 |
| Description of Action | Operation of the redeveloped Well No. 3, existing sodium hypochlorite facilities, regarded upslopes of the wellheads and a check valve to prevent backflow between Well Nos. 2, 3 and 5. |

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> |
|----------------------------|--|---------------|
| Porter Township | 7908 Houck Lane Alexandria, PA 16611-2438 | Huntingdon |

Plan Description: The approved plan provides for the construction of a drip irrigation system to repair/replace failing onlot systems at Greene Hills Camp. The proposed development is located on Barree Road, north of and across the Juniata River from Barree. 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 Owner as appropriate.

HAZARDOUS SITES CLEAN-UP UNDER THE ACT OF OCTOBER 18, 1988

Proposed Consent Order And Agreement

Armstrong World Industries, Inc., Lancaster City and Manheim Township, Lancaster County

The Department of Environmental Protection (Department), under the authority of sections 5, 316, 401, 402,

610 and 611 of The Clean Streams Law (35 P. S. §§ 691.5, 691.316, 691.401, 691.402, 691.610 and 691.611), sections 104 and 602 of the Solid Waste Management Act (35 P. S. §§ 6018.104 and 6018.602), section 1102 of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. § 1102) and section 1917-A of The Administrative Code of 1929 (71 P. S. § 510-17), has entered into a Consent Order and Agreement with Armstrong World Industries, Inc. (Armstrong). The site is located in Lancaster City and Manheim Township, Lancaster County.

Armstrong is the owner of the Liberty Street Plant located off West Liberty Street, Lancaster, PA, referred to as the "Site." The term "Site" shall also include areas as included in the definition of that term in section 103 of Act 2 (35 P. S. § 6026.103). The Site was operated as a flooring manufacturing plant from 1906 until 2005. Operations ceased at the Site during the winter of 2005. Armstrong transferred ownership of 47 acres, a portion of the Liberty Street Plant, to ECD Finance Corporation and Franklin and Marshall College (collectively referred to as "Property Owners") on or about September 15, 2006.

Under a separate Consent Order and Agreement (Agreement) with the Department, the Property Owners intend to characterize the site, attain and demonstrate compliance with Act 2 cleanup standards for identified contamination in soil and groundwater, and obtain Department approval of a Final Report no later than July 31, 2008, all in accordance with Act 2 and its implementing regulations. Armstrong is obligated to contribute \$6,000,000 toward decommission and remediation of the Site.

Under this Agreement, Armstrong is a person that has resolved their liability to the Department for the Site and is eligible for protection from claims for contribution regarding matters addressed in this settlement, as provided by section 705(c)(2) of HSCA (35 P. S. § 6020.705(c)(2)). This contribution protection is intended to be as broad as permissible under HSCA, and the "matters addressed" in this settlement encompass all of the Response actions and Response costs at the Site. Under section 1113 of HSCA (35 P. S. § 6020.1113), the Department is publishing notice of this Agreement and will provide a 60-day period for public comment on the Agreement commencing with the date of this publication.

For a period of 60 days beginning with the October 14, 2006, publication date of this notice, the public is invited to review the Agreement, Monday through Friday, from 8 a.m. to 4 p.m., at the Department's Southcentral Region Office, 909 Elmerton Avenue, Harrisburg, PA 17110 by contacting Kathleen Horvath at (717) 705-4866.

After review, the public may submit written comments on the Agreement before December 13, 2006, by mailing them to Kathleen Horvath 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 Agreement to the Environmental Hearing Board. Questions concerning this notice should be directed to Kathleen Horvath at the telephone number and address noted previously.

The Department has reserved the right to withdraw its consent to the Agreement if comments submitted during the public comment period disclose facts or considerations which indicate, in the Department's discretion, that the Agreement is inappropriate or not in the public interest.

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:

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

1110 Northampton Street Property, City of Easton, **Northampton County**. Thomas Gillespie, Principal, Environmental Liability Management, Inc., 4920 York Road, Suite 290, P. O. Box 306, Holicong, PA 18928 has submitted a Final Report (on behalf of his client, MCS Industries, 2280 Newlins Mill Road, Easton, PA 18045) concerning the remediation of soils found or suspected to have been contaminated with No. 2 fuel oil constituents associated with a former underground unregulated heating oil tank. The report was submitted as a low-risk site in order to demonstrate attainment of the residential Statewide Health Standard.

Wyoming Valley Mall, City of Wilkes-Barre and Wilkes-Barre Township, **Luzerne County**. Michael Kern, Mountain Research, LLC, 825 25th Street, Altoona, PA 16601 has submitted a combined revised Remedial Investigation Report and Final Report (on behalf of his client PA Real Estate Investment Trust, c/o Ron Yanni, 200 S. Broad Street, Philadelphia, PA 19120) concerning the remediation of site groundwater in the vicinity of well MW-10/10A impacted by benzene and vinyl chloride. The combined report was submitted in support of the Site-Specific Standard through pathway elimination under Act 2.

Tamaqua Area School District Middle School Campus, Borough of Tamaqua, **Schuylkill County**. Michael Beardsley, BL Companies, 213 Market Street, 6th Floor, Harrisburg, PA 17101 has submitted a Final Report (on behalf of his client, Tamaqua Area School District, c/o Frederick Bausch, 138 West Broad Street, Tamaqua, PA 18252) concerning the remediation of No. 2 heating oil constituents found or suspected to be present in site soils and groundwater as the result of an accidental release from a malfunctioning transfer pump. The report was submitted to demonstrate attainment of the Residential Statewide Health Standard.

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

Palmer Station, Farmington Township, **Tioga County**. PPL Gas Utilities Corporation, 2 N. 9th St. GENTW17, Allentown, PA 18101 has submitted a Final Report concerning remediation of site soil contaminated with arsenic and methylene chloride. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

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/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.

Equitable Gas Property, City of Pittsburgh, **Allegheny County**. Karen E. Souza, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Signature Homes, 12630 Perry Highway, Wexford, PA 15090 and Urban Redevelopment Authority, 200 Ross Street, Pittsburgh, PA 15219) has submitted a Final Report concerning remediation of site soil contaminated with lead, heavy metals, and PAHs. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Hydril Company, Rochester Township, **Beaver County**. Steve Gerritsen, SE Technologies, Inc., 98 Vanadium Road, Building D, Second Floor, Bridgeville, PA 15017 (on behalf of Andrew Ricks, Hydril Company, 3300 N. Sam Houston Parkway, Houston, TX 77032) has submitted a Final Report concerning remediation of site soil contaminated with lead, zinc and chromium. The report is intended to document remediation of the site to meet the Statewide Health Standards.

First Commonwealth Bank, Borough of Ebensburg, **Cambria County**. Heather W. Gawne, CORE Environmental Services, Inc., 4068 Mount Royal Boulevard, Suite 225, Gamma Building, Allison Park, PA 15101 (on behalf of Don Verobish, First Commonwealth Professional Resources, Inc., Route 220 and North Juniata Street, Hollidaysburg, PA 16648) has submitted a Remedial Investigation Report and Baseline Risk Assessment concerning remediation of site soil and groundwater contaminated with analytes of leaded and unleaded gasoline that is, benzene, toluene, ethylbenzene, xylenes, methyl tertiary-butyl ether and 1,2-ethylene dibromide. The report is intended to document remediation of the site to meet the Site-Specific Standards.

Newell Rubbermaid, Inc./Former Palmieri Site, Center Township, **Beaver County**. Jeremy W. Bolyn, Patriot Environmental Management, LLC, P. O. Box 629, Douglassville, PA 19518 (on behalf of Newell Rubbermaid, Inc., 6833 Stalter Drive, Suite 101, Rockford, IL 61108, and the Estate of Mary A. Palmieri, c/o John A. Palmieri, 3399 Broadhead Road, Aliquippa, PA 15001) has submitted a Remedial Investigation Report concerning remediation of site soil contaminated with lead, and heavy metals. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Newell Rubbermaid, Inc./Former Palmieri Site, Center Township, **Beaver County**. Brenda D. McEver, The RETEC Group, Inc., Corporate One Office Park, Building II, Suite 400, 4075 Monroeville Boulevard, Monroeville, PA 15146 (on behalf of Newell Rubbermaid, Inc., 6833 Stalter Drive, Suite 101, Rockford, IL 61108, and the Estate of Mary A. Palmieri, c/o John A. Palmieri, 3399 Broadhead Road, Aliquippa, PA 15001) has submitted a Cleanup Plan concerning remediation of site soil contaminated with lead, and heavy metals. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Monessen Riverfront Redevelopment Phase III, City of Monessen, **Westmoreland County**. Alan Halperin, D'Appollonia, 275 Center Road, Monroeville, PA 15146 (on behalf of Jay Bandieramonte, Redevelopment Authority of the County of Westmoreland, 2 North Main Street, Suite 600, Greensburg, PA 15601) has submitted a Baseline Environmental Report concerning remediation of site soil and groundwater. Contamination is present on the 7-acre property considered Phase III of the Monessen Riverfront Redevelopment. Asbestos abatement, waste removal and demolition of mill structures have been followed by capping of impacted soils with uncontaminated materials in preparation for reuse of an Industrial Site. The report is intended to document remediation of the site to meet the Special Industrial Area Requirements.

Dyna Craft Industries, Inc., Borough of Murrysville, **Westmoreland County**. Joyce M. O'Connor, P. G., Cardinal Resources, Inc., 4326 Northern Pike, Suite 200, Monroeville, PA 15146 (on behalf of Dyna Craft Industries, Inc., c/o Carsem Incorporated, 17700 Castleton, Suite 383, City of Industry, CA 91748) has submitted a Final Report concerning remediation of site soil and groundwater contaminated with trichloroethene that had been used as a degreaser. The report is intended to document remediation of the site to meet the Site-Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

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

The Department has received the following plans and reports:

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

1110 Northampton Street Property, City of Easton, **Northampton County**. Thomas Gillespie, Principal, Environmental Liability Management, Inc., 4920 York Road, Suite 290, P. O. Box 306, Holicong, PA 18928 submitted a Final Report (on behalf of his client, MCS Industries, 2280 Newlins Mill Road, Easton, PA 18045) concerning the remediation of soils found or suspected to have been contaminated with No. 2 fuel oil constituents associated with a former underground unregulated heating oil tank. The report was submitted as a low-risk site to demonstrate attainment of the residential Statewide Health Standard and was approved on September 27, 2006.

Murray Motors West, Upper Macungie Township, **Lehigh County**. Jody Schmell, Project Manager, Axiom Environmental Services, LLC, P. O. Box 20522, Lehigh Valley, PA 18002, submitted a Final Report (on behalf of John Noble, Murray Motors West, 1118 Route 100 South, Trexlertown, PA 18087) concerning the remediation of leaded gasoline constituents found or suspected to be present in site soils as the result of historic operations. The report demonstrate attainment of the Statewide Health Standard and was approved on May 18, 2006.

Wyoming Valley Mall, City of Wilkes-Barre and Wilkes-Barre Township, **Luzerne County**. Michael Kern, Mountain Research, LLC, 825 25th Street, Altoona, PA 16601 submitted a combined revised Remedial Investigation Report and Final Report (on behalf of his client PA Real Estate Investment Trust, c/o Ron Yanni, 200 S. Broad Street, Philadelphia, PA 19120) concerning the remediation of site groundwater in the vicinity of well MW-10/10A impacted by benzene and vinyl chloride. The combined report demonstrated attainment of the Site-Specific Standard through pathway elimination under Act 2, and was approved on September 13, 2006.

Rosahn Residence (125 Frenchtown Road), Shohola Township, **Pike County**. MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013 submitted a Final Report (on behalf of their client, Eve Rosahn, West 22nd Street, New York, NY) concerning the remediation of soils and/or groundwater found or suspected to have been contaminated with No. 2 fuel oil constituents as the result of an accidental release during delivery. The report demonstrated attainment of the Statewide Health Standard and was approved on September 14, 2006.

Vera Cruz Road Hydraulic Oil Spill, Upper Saucon Township, **Lehigh County**. Thomas Martinelli, JMT Environmental Technologies, Inc., 3353-C Gun Club Road, Nazareth, PA 18064 submitted a Final Report (on behalf of James A. Reichard, Inc., 5341 Sickel Road, Emmaus, PA 18049) concerning the remediation of soils impacted by a small volume release of hydraulic oil fluid to a road right-of-way as the result of a vehicular accident. The Final Report demonstrated attainment of the residential Statewide Health Standard and was approved on September 15, 2006. The Final Report was submitted within 90 days of the July 18, 2006, release.

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

Alpine Plaza, Wysox Township, **Bradford County**. Converse Consultants 2738 West College Ave., State College, PA 16801 on behalf of Joan and William Woloshyn, R. R. 2, Box 72A-1, Wysox, PA 18854, has submitted a combined Remedial Investigation Report, Risk Assessment and Cleanup Plan concerning remediation of site groundwater contaminated with solvents. The combined Remedial Investigation Report, Risk Assessment and Cleanup Plan demonstrated attainment of the

Site-Specific Standard and was approved by the Department on September 27, 2006.

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

Dyna-Craft Industries, Inc., Borough of Murrysville **Westmoreland County**. Joyce M. O'Connor, P. G., Cardinal Resources, Inc., 4326 Northern Pike, Suite 200, Monroeville, PA 15146 on behalf of Dyna-Craft Industries, Inc., c/o Carsem Incorporated, 17700 Castleton, Suite 383, City of Industry, CA 91748 has submitted a Risk Assessment Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with Trichloroethene. The Risk Assessment and Cleanup Plan were approved by the Department on August 9, 2006.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Draft permit issued, revised or withdrawn under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous waste treatment, storage or disposal facility.

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

PAD980550594. Sunoco, Inc., 100 Green St., Marcus Hook Pa 19061, Marcus Hook Borough, **Delaware County**. Draft permit prepared for Class 3 modification for additional waste streams and other minor facility updates to the Marcus Hook Refinery's container storage facility. Public comment period ends 45 days after date of this publication. Draft permit and fact sheet available at the Southeast Regional Office. Written comments may be sent to the Southeast Regional Office at the address above. Draft permit issued on September 26, 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.

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

GP1-28-03035: Nitterhouse Concrete Products, Inc. (2655 Molly Pitcher Highway S, P. O. Box N, Chambersburg, PA 17201) on September 27, 2006, for Small Gas and No. 2 Oil Fired Combustion Units under GP1 in Guilford Township, **Franklin 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.

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

21-05013B: Fry Communications, Inc. (101 Fry Drive, Mechanicsburg, PA 17050-2654) on September 29, 2006, 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**.

21-05028A: Fry Communications, Inc. (101 Fry Drive, Mechanicsburg, PA 17050-2654) on September 29, 2006, for installation of an eight-unit three-web heatset web offset printing press controlled by an integrated dryer/oxidizer at their Building No. 3 facility (15 Pleasantview Drive, Mechanicsburg, PA 17055) in Mechanicsburg Borough, **Cumberland County**.

28-05020D: T. B. Woods, Inc. (440 N. 5th Avenue, Chambersburg, PA 17201-1778) on September 27, 2006, for control of the existing 12 foot table blast machine by a reactivated fabric collector at their iron foundry in Chambersburg Borough, **Franklin County**.

36-05027H: R. R. Donnelley & Sons Company (216 Greenfield Road, Lancaster, PA 17601-5885) on October 2, 2006, for installation of a printing press (Goss S-3000) to replace an existing unit in City of Lancaster, **Lancaster County**.

67-05032D: Harley Davidson Motor Company Operations, Inc. (1425 Eden Road, York, PA 17402-1599) on September 29, 2006, for the venting to atmosphere of the exhaust from an existing cartridge filter at the York motorcycle assembly plant in Springettsbury Township, **York County**.

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

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

07-03049A: A. P. Green Refractories, Inc. (400 Fairway Drive, Moon Township, PA 15108) on September 26, 2006, to operate a refractory manufacturing facility in Greenfield Township, **Blair County**. This plan approval was extended.

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

18-315-002A: First Quality Products, Inc. (121 North Road, McElhattan, PA 17748) on September 29, 2006, to operate four absorbent products manufacturing lines on a temporary basis until January 27, 2007, in Wayne Township, **Clinton County**. The plan approval has been extended.

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

30-00099D Allegheny Energy Supply Company, Hatfield's Ferry Power Station (800 Cabin Hill Drive, Greensburg, PA 15601) on October 2, 2006 modified to install an SO₃ injection system for additional particulate emission reduction at the Hatfield's Ferry Power Station (Hatfield), in Monongahela Township, **Greene County**. The station is currently in an outage situation and has requested an extension to the stack test deadline contained in the Plan Approval. On this basis, the following change has been made.

1. The third sentence in Condition No. 6, which originally required stack testing to be conducted within 120 days of Plan Approval issuance, has been replaced. The sentence reads as follows: "Stack testing shall be performed no later than March 31, 2007."

30-00099D: Allegheny Energy Supply Company, Hatfield's Ferry Power Station (800 Cabin Hill Drive, Greensburg, PA 15601) on October 2, 2006, to install the SO₃ injection system at the Hatfield's Ferry Power Station in Monongahela Township, **Greene County**. This Plan Approval was extended.

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

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

36-05017: Conestoga Wood Specialties Corp. (245 Reading Road, East Earl, PA 17519-0158) on September 27, 2006, for construction of new laboratory coating spray booth and modification to operations in existing Spray Room No. 1 to improve efficiency and increase production in East Earl Township, **Lancaster County**. This operating permit was administratively amended to include Plan Approvals 36-05017C and 36-05017D.

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

42-00158: TIN Inc./Temple Inland/Mt. Jewett Complex (149 Temple Drive, Kane, PA 16735) on October 2, 2006, the Department issued the Title V Operating Permit to operate a Reconstituted Wood Products manufacturing facility, located in Sergeant Township, **McKean County**.

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

V05-005: Philadelphia Prison System (8001 State Road, Philadelphia, PA 19136) on September 26, 2006, to operate a correctional institute in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include 51 boilers and hot water heaters that burn natural gas or No. 2 fuel oil, all are rated under 15 mmBtu/hr. Other air emission sources include a 365 hp natural gas fired chiller, nine emergency generators and a spray booth.

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

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

06-05089: Birchcraft Kitchens, Inc. (1612 Thorn Street, Reading, PA 19601-1430) on September 28, 2006, to operate a wood furniture manufacturing facility in the City of Reading, **Berks County**. This operating permit was administratively amended to incorporate a change of ownership.

22-05045: The Harrisburg Authority (One Keystone Plaza, Suite 104, Front and Market Streets, Harrisburg, PA 17101-2044) on September 27, 2006, for operation of

their wastewater treatment facility in Swatara Township, **Dauphin County**. This is a renewal of the State-only operating permit.

38-03016: PA Precision Cast Parts, Inc. (521 N. 3rd Street, P. O. Box 1429, Lebanon, PA 17042) on September 29, 2006, for an operating permit to manufacture steel investment castings at their site in the City of Lebanon, **Lebanon County**.

67-03028: Dentsply Trubyte, Inc. (P. O. Box 872, York, PA 17405-0872) on September 26, 2006, for operation of their plant producing artificial teeth, crowns and bridgework in City of York, **York County**.

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

30-00040: Cumberland Coal Resources, LP (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370) on September 27, 2006, for a State-only operating permit to operate the Cumberland Mine Coal Preparation Plant in Whiteley Township, **Greene County**.

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

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

42-00181: Elkhorn Field Services, Lewis Run Plant (1371 South Avenue, Bradford, PA 16701) on October 2, 2006, for an Administrative Amendment of the natural minor operating permit, to incorporate the newly applicable permit conditions from Plan Approval No. 42-181C. The facility is located in the Bradford Township, **McKean County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Actions

California District 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, Morgantown, WV 26507). To revise the permit for the Crawdad Portal B Mine in Dunkard and Perry Townships, **Greene**

County to add underground permit and subsidence control plan area acres. Underground Acres Proposed 742.0, SCP Acres Proposed 742.0. No additional discharges. Application received: January 6, 2006. Permit issued: September 26, 2006.

02851602 and NPDES Permit No. PA0214396. Mon Valley Transportation Center, Inc. (P. O. Box 135, 1060 Ohio Avenue, Glassport, PA 15045-0135). To renew the permit for the Glassport Tipple in Glassport and Lincoln Boroughs, **Allegheny County** and related NPDES permit. No additional discharges. Application received: July 22, 2004. Permit issued: September 28, 2006.

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

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 stream: 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. Permit issued: September 25, 2006.

11960202 and NPDES No. PA0234311. Ebensburg Power Company (2840 New Germany Road, P. O. Box 845, Ebensburg, PA 15931). Permit renewal for reclamation only of a bituminous surface mine in Cambria Township, **Cambria County**, affecting 29.8 acres. Receiving stream: South Branch Blacklick Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received September 14, 2006. Permit issued: September 25, 2006.

56050106 and NPDES No. PA0249807. Marquise Mining Corporation (3889 Menoher Boulevard, Johnstown, PA 15905). Commencement, operation and restoration of a bituminous surface-auger permit mine in Shade Township, **Somerset County**, affecting 122.5 acres. Receiving streams: Dixie Run; UNTs to Dixie Run classified for the following use: CWF. Encroachment activities are proposed within 100 feet of UNT "A" to Dixie Run, located approximately 4,000 feet southeast of the intersection of SR 0403 and SR 1014. Encroachment activities are to occur within 100 feet of the tributary approximately 50 feet upstream from SR 1014. The encroachment area is to disturb less than 1/2 acre for construction of a sedimentation pond. There are no potable water supply intakes within 10 miles downstream. Application received: May 27, 2005. Permit issued: September 28, 2006.

56050109 and NPDES No. PA0249769. PBS Coals, Inc. (P. O. Box 260, Friedens, PA 15541). Commencement, operation and restoration of a bituminous surface mine in Somerset Township, **Somerset County**, affecting 104.6 acres. Receiving streams: Kimberly Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. The application includes a request to conduct blasting. The permit also approves a stream encroachment to construct erosion and sedimentation control structures within the 100 foot barrier but no closer than 25 feet of a UNT to Kimberly Run. Application received: October 11, 2005. Permit issued: September 28, 2006.

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

16050113 and NPDES Permit No. PA0258075. Timothy A. Keck (93 Carrier Street, Summerville, PA 15864). Commencement, operation and restoration of a bituminous strip operation in Monroe Township, **Clarion County** affecting 19.0 acres. Receiving streams: UNT No. 1 to Sloan Run. Application received: December 22, 2005. Permit Issued: September 26, 2006.

33050108 and NPDES Permit No. PA0258067. Reichard Contracting, Inc. (212 Olean Trail, New Bethlehem, PA 16242). Commencement, operation and restoration of a bituminous strip operation in Ringgold Township, **Jefferson County** affecting 16.5 acres. Receiving streams: Eagle Run. Application received: December 6, 2005. Permit Issued: September 26, 2006.

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

17010106 and NPDES No. PA0243086. AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15850). Revision of an existing bituminous surface-auger mine to add rider coal seam and alkaline addition in Woodward Township, **Clearfield County**, affecting 299.0 acres. Receiving streams: UNT to Upper Morgan Run. There are no potable water supply intakes within 10 miles downstream. Application received: August 4, 2006. Revised permit issued: September 26, 2006.

12040101 and NPDES No. PA0243701. Allegheny Enterprises, Inc. (3563 Roller Coaster Road, Corsica, PA 15829). Revision of an existing bituminous surface mine to add 42.3 acres to the permit boundary for the purpose of coal removal and support. This will include some revision to the E & S Plan; requesting an additional 10 acres to be added to their operational area, in Shippen Township, **Cameron County**, affecting 238.5 acres. Receiving streams: UNTs to Finley Run/CWF and UNTs to Bigger Run/H-Q- CWF. Application received: December 1, 2005. Revised permit issued: September 26, 2006.

17050109 and NPDES No. PA0256293. Forcey Coal, Inc. (P. O. Box 225, Madera, PA 16661). Commencement, operation and restoration of a bituminous surface mine in Bloom Township, **Clearfield County**, affecting 116.0 acres. Receiving streams: UNT to Little Anderson Creek; UNT to Bell Run to Muddy Run, classified for the following uses: CWF. Application received: October 11, 2005. Permit issued: September 22, 2006.

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 issued: September 22, 2006.

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

54900105R3 and NPDES Permit No. PA0594822. Tuscarora Mines & Minerals Corp. (P. O. Box 116, Tuscarora, PA 17982). Renewal of an anthracite surface mine operation and NPDES Permit for discharge of treated mine drainage in Schuylkill Township, **Schuylkill County** affecting 40.0 acres; receiving stream: Schuylkill River. Application received: February 7, 2006. Renewal issued: September 28, 2006.

40663025R4. Pagnotti Enterprises, Inc. (46 Public Square, Suite 600, Wilkes-Barre, PA 18702). Renewal of an existing anthracite surface mine, coal refuse reprocessing and refuse disposal operation in Hazle Township, **Luzerne County** affecting 325.0 acres; receiving stream: none. Application received: February 22, 2006. Renewal issued: September 28, 2006

Coal Applications Denied

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

56020107 and NPDES Permit No. PA0249297. Alverda Enterprises, Inc. (P. O. Box 87, Alverda, PA 15710). Commencement, operation and restoration of a bituminous surface and auger mine and for discharge of treated mine drainage in Conemaugh Township, **Somerset County**, affecting 85.0 acres. Receiving stream: Stonycreek River classified for the following use: WWF. There are no potable water supply intakes within 10 miles downstream. Application received: September 5, 2002. Permit denied: September 28, 2006.

Noncoal Permits Actions

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

10060302. Waste Management Disposal Services of Pennsylvania, Inc. (1121 Bordentown Road, Morrisville, PA 19067). Commencement, operation and restoration of a large noncoal operation in Clay Township, **Butler County** affecting 42.0 acres. Receiving streams: None. Application received: May 26, 2006. Permit Issued: September 22, 2006.

10960302. Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201). Renewal of NPDES Permit No. PA0227200 in Marion Township, **Butler County**. Receiving streams: UNT to North Branch Slippery Rock Creek. Application received: May 1, 2006. Permit Issued: September 28, 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). Renewal of NPDES Permit for continued operation and restoration of a large noncoal (sand and gravel) mining operation, 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. NPDES renewal issued: September 19, 2006.

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

6276SM1A1C4 and NPDES Permit No. PA0594571. Martin Limestone, Inc. (P. O. Box 550, Blue Ball, PA 17506). Renewal of NPDES Permit for discharge of treated mine drainage in Salisbury Township, **Lancaster County**; receiving stream: UNT to Pequea Creek. Application received: August 10, 2006. Renewal issued: September 26, 2006.

58060849. Kenneth R. Ely (P. O. Box 23, Dimock, PA 18816). Commencement, operation and restoration of a

quarry operation in Dimock Township, **Susquehanna County** affecting 5.0 acres; receiving stream: none. Application received: June 20, 2006. Permit issued: September 26, 2006.

58060829. Tammy Lynn Norton (R. R. 2, Box 135 C, New Milford, PA 18834). Commencement, operation and restoration of a quarry operation in Harford Township, **Susquehanna County** affecting 5.0 acres; receiving stream: none. Application received: April 24, 2006. Permit issued: September 27, 2006.

58900302T and NPDES Permit No. PA0595471. Stateline Quarries, Inc. (R. R. 2 Box 187J, Carbondale, PA 18407). Transfer of an existing quarry operation in Apolaccon Township, **Susquehanna County** affecting 294.4 acres; receiving stream: UNT to Apalachin Creek and Cork Hill Creek. Application received: September 28, 2004. Transfer issued: September 28, 2006.

44030302 and NPDES Permit No. PA0224294. Glenn O. Hawbaker, Inc. (P. O. Box 135, State College, PA 16804). Commencement, operation and restoration of a quarry operation in Armagh Township, **Mifflin County** affecting 110.6 acres; receiving stream: Honey Creek. Application received: February 28, 2003. Permit issued: September 29, 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.

07064002. Douglas Explosives, Inc. (P. O. Box 77, Philipsburg, PA 16866). Residential construction project in Logan Township, **Blair County**. Duration of blasting is 360 days. Permit issued: September 28, 2006.

05064002. Guyer Brothers Contracting, Inc. (1441 Salemville Road, New Centerville, PA 16664). Blasting activity permit issued for sewer line project in Bedford Township, **Bedford County**. Blasting activity permit end date is October 30, 2006. Permit issued: September 25, 2006.

31064002. Ralph Hoffmaster Excavation (6502 Stone Creek Ridge Road, Huntingdon, PA 16652). Blasting activity permit issued for new homes and utility project in Oneida Township, **Huntingdon County**. Duration of blasting is 90 days. Permit issued: September 22, 2006.

Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669.

25064003. Appalachian Geophysical Services, LLC (2659 Star Route 60, P. O. Box 426, Killbuck, OH 44637-0426). Blasting activity for gas and oil exploration in Elk Creek Township, **Erie County**. This blasting activity permit will expire on November 30, 2006. Application received: September 26, 2006. Application issued: September 28, 2006.

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

23064004. N. Abbonizo Contractors, Inc. (1250 Conshohocken Road, Conshohocken, PA 19428) and **KGA Drilling & Blasting**, (1250 Conshohocken Road, Conshohocken, PA 19428). Construction blasting for Rose Tree Park Pump Station and Sanitary Sewer in Upper Providence Township, **Delaware County** with an expiration date of December 1, 2006. Permit issued: September 25, 2006.

23064107. Horst Drilling & Blasting, Inc. (141 Ranck's Church Road, New Holland, PA 17557). Construction blasting for Greenbriar at Thornbury in Thornbury Township, **Delaware and Chester Counties** with an expiration date of September 25, 2006. Permit issued: September 26, 2006.

36064194. Keystone Blasting Service (381 Reifsnnyder Road, Lititz, PA 17543). Construction blasting for a single dwelling in West Hempfield Township, **Lancaster County** with an expiration date of December 30, 2006. Permit issued: September 26, 2006.

45064160. Hayduk Enterprises, Inc. (257 Riverside Drive, Factoryville, PA 18419). Construction blasting for Winona Lake Estates in Middle Smithfield Township, **Monroe County** with an expiration date of October 31, 2007. Permit issued: September 26, 2006.

46064133. American Rock Mechanics, Inc. (7531 Chestnut Street, Zionsville, PA 18092). Construction blasting for **Heatherwood Estates** with an expiration date of December 29, 2007. Permit issued: September 26, 2006.

40064134. Hayduk Enterprises, Inc. (257 Riverside Drive, Factoryville, PA 18419). Construction blasting for Pikes Creek in Dallas Township, **Luzerne County** with an expiration date of December 31, 2006. Permit issued: September 27, 2006.

21064182. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507). Construction blasting for Ritter Steel in Middlesex Township, **Cumberland County** with an expiration date of September 20, 2007. Permit issued: September 28, 2006.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of sections 301-303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E36-808: Penn Township Board of Supervisors, 97 North Penryn Road, Manheim, PA 17545 in Penn Township, **Lancaster County**, ACOE Baltimore District.

To fill approximately 7,150 square feet (0.164 acre) of palustrine emergent wetlands within the Chickes Creek (WWF) watershed for the widening of White Oak Road to improve access to a new middle school (Manheim, PA Quadrangle; Latitude: 40° 10' 27", Longitude: 76° 23' 20"; N: 9.0 inches; W: 1.95 inches) and to extend and maintain a 2' by 4' box culvert by 10 feet at the intersection of White Oak Road and Steigel Valley Road (Manheim, PA Quadrangle Latitude: 40° 10' 17"; Longitude: 76° 23' 18") in Penn Township, Lancaster County. The permittee is required to provide 0.16 acre of replacement wetlands onsite.

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

E59-474. Phoenix Resources, Inc., 782 Antrim Road, Wellsboro, PA. 16901. Construction and demolition landfill expansion project, in Duncan Township, **Tioga County**, ACOE Baltimore District (Antrim, PA Quadrangle N: 2.5 inches; W: 2.7 inches).

To place and maintain fill in 4.332 acres of wetlands for the purpose of constructing a lateral expansion to an existing construction and demolition landfill. The wetlands are located within portions of the Babb Creek, Rock Run and Wilson Creek drainages. These streams are classified as CWF streams. The site is located approxi-

mately 1 mile northeast of the small town of Antrim, PA and can be accessed off of SR 3009. Permanent wetland impacts will be mitigated on site with the construction of a 5.16-acre wetland complex.

ENVIRONMENTAL ASSESSMENTS

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

EA67-013: Cindy Huntzberry, U.S. Homes, 10211 Wincopin Circle, Suite 300, Columbia, MD 21044 in Shrewsbury Township, **York County**, ACOE Baltimore District.

To maintain a 500 foot long wetland swale, which allows spring flow from a wetland to bypass a constructed stormwater detention basin in the proposed Russett Farm residential subdivision. The spring flow contributes to a UNT to Deer Creek (WWF). The project is located on the south side of Windy Hill Road in Shrewsbury Township, York County (New Freedom, MD-PA Quadrangle N: 22.0 inches; 5.80 inches and Latitude: 39° 38' 55"; Longitude: 76° 39' 55").

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

EA47-001CO. Brian Kile, 50 Spike Blue Road, Danville, PA 17821, Valley Township, **Montour County**, ACOE Baltimore District.

Project proposes to modify an existing non-jurisdictional dam adjacent to a tributary to Mahoning Creek (CWF) for recreation. The dam is located approximately 2,300 feet west-northwest of the intersection of Spike Blue Hollow Road (T399) and Hess Hill Road (T377) (Millville, PA Quadrangle; N: 3.0", W: 16.5").

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

EA01-009. Kenneth Hughbanks, 3129 Fairfield Road, Gettysburg, PA 17325, Highland Township, **Adams County**, ACOE Baltimore District.

Project proposes to construct, operate and maintain a nonjurisdictional dam in the Lower Marsh Creek watershed (CWF) for recreational and aesthetic purposes. The project will impact approximately 0.0492 acre of palustrine scrub shrub and palustrine emergent wetlands. The dam is located approximately 1,850 feet west of the intersection of SR 116 and Knoxlyn Road (SR 3013) (Fairfield, PA Quadrangle, N: 10.95", W: 10.9").

SPECIAL NOTICES

Certification to Perform Radon-Related Activities in this Commonwealth

In the month of September 2006 the Department of Environmental Protection, under the Radon Certification Act (63 P.S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the following persons to perform radon-related activities in this Commonwealth. The period of certification is 2 years. For a complete list of persons currently certified to perform radon-related activities in this Commonwealth and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (800) 23RADON.

| <i>Name</i> | <i>Address</i> | <i>Type of Certification</i> |
|---|--|------------------------------|
| A-1 Realty Services, Inc. | 2879 Pricetown Road Temple, PA 19560 | Testing |
| Christian Balchune Balchune Environmental Testing Syndicate | 230 Main Street Duryea, PA 18642 | Testing |
| Jonh Bertone | 420 William Street Downingtown, PA 19335 | Testing |
| James Bucciarelli Certified Testing Services, Inc. | 474 Easton Road Horsham, PA 19044 | Testing |
| J. L. Camp Inspection Services | 6006 Forest Drive Monaca, PA 15061 | Testing |
| Certified Testing Services, Inc. | 474 Easton Road Horsham, PA 19044 | Mitigation |
| Andrew Dionne | 421 West Chocolate Avenue Hershey, PA 17033 | Testing |
| Stephen Fiorelli | 700 Braxton Road Ridley Park, PA 19078 | Testing |
| John Gogal Keystone Inspection Service | P. O. Box 204 Sciota, PA 18354 | Testing and Mitigation |
| James Kline | R. R. 2, Box 193 Selinsgrove, PA 17870 | Testing and Mitigation |
| Richard D. Malin and Associates, Inc. | 2075 Haymaker Road Monroeville, PA 15146 | Testing |
| Deborah Mancini-Wilson Safe-Gard Consolidated Inspection Services, Inc. | P. O. Box 748 Ingomar, PA 15127 | Testing |
| Gary Merlo | 203 South 8th Street Bangor, PA 18013 | Testing |
| John Moreck | 340 Reynolds Street Kingston, PA 18704 | Testing |
| Wesley Morgan AmeriSpec Home Inspections, Inc. | 813 Washington Avenue Suite 102 Carnegie, PA 15106 | Testing |
| David Mull | 14 Crestmont Court Lititz, PA 17543 | Testing |
| Jeffrey Schlaline | 800 Locust Grove Road York, PA 17402 | Testing |
| Diana Vaccarello | P. O. Box 373 Murrysville, PA 15668 | Testing |
| James Wandless | 1424 West 30th Street Erie, PA 16508 | Mitigation |
| Charles Williams | 101 Wheatland Avenue Shillington, PA 19607 | Testing |

Public Hearing for NPDES Permit No. PAI023906017; Salisbury Township, Lehigh County

The Department of Environmental Protection (Department) will hold a public hearing to accept comments on Individual NPDES Permit Application No. PAI023906017 for the discharge of stormwater from construction activities at the proposed Salisbury Commercial Commons land development project in Salisbury Township, Lehigh County.

The public hearing will be conducted on Wednesday, November 15, 2006, at 7 p.m. in the Salisbury Township Building, 2900 Pike Avenue, Allentown, PA 18103, by the Department of Environmental Protection, Watershed Management Program, Permitting and Technical Services Section, 2 Public Square, Wilkes-Barre, PA 18711-0790,

(570) 826-2511. The hearing is in response to an application submitted by Posh Properties. The NPDES permit application proposes the discharge of stormwater from construction activities to the Little Lehigh Creek.

The Department requests that individuals wishing to testify at the hearing submit a written notice of intent to Posh Properties Public Hearing, Department of Environmental Protection, Watershed Management Program, Permitting and Technical Services Section, 2 Public Square, Wilkes-Barre, PA 18711-0790. The Department will accept notices up to the day of the hearing. The Department requests that individuals limit their testimony to 10 minutes so that all individuals have the opportunity to testify. The Department can only review comments made regarding NPDES Permit Application No. PAI023906017.

Written copies of oral testimony are requested. Relinquishing of time to others will not be allowed. Individuals attending the hearing will have the opportunity to testify if they so desire; however, individuals who preregister to testify will be given priority on the agenda.

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

The NPDES permit application is available for review at the Department's Northeast Regional Office in Wilkes-Barre. Contact the Records Management Section at (570) 826-2511 to schedule an appointment to review the application. The permit application is also available for review at the Lehigh County Conservation District offices, (610) 391-9583.

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

BUREAU OF MINE SAFETY

Approval of Request for Variance

The Department of Environmental Protection (Department), Bureau of Mine Safety (Bureau) has approved Cobra Mining, LLC's request for a variance from the requirements of section 242(c) of the Pennsylvania Bituminous Coal Mine Act (act) at the Dooley Run Mine. This notification contains a summary of this request and the basis for the Department's approval. A complete copy of the variance request may be obtained from Cathy Dunn by calling (724) 439-7469 or from the Bureau's website at <http://www.depweb.state.pa.us/deepminesafety/site/default.asp>.

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

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

1. The AMR MC-4210 CO Monitoring System will provide advance warning of a developing mine fire originating in the conveyor belt entry. When maintained and operating correctly, this system provides warnings much earlier than the point type heat sensors.
2. Common entries would permit the larger section mantrip and scoops access to belt entry for transportation of personnel and supplies.
3. The operator will maintain a separate isolated intake escapeway that is at a higher air pressure than the belt and common entries.
4. The plan provides for the common entries to serve as an alternate intake escapeway. There will be a total of three separate, isolated escape routes.

This approval is limited to a variance from the requirements in section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. Continued authorization for operation under the approval is contingent upon compliance with the measures described in the plan and the following conditions:

1. All mine employees shall be task trained in the AMR MC-4210 CO monitoring system alert and alarm response procedures. These procedures shall also be included in the 8-hour annual retraining.

2. As part of the requirements of section 228, all belt entries, common entries and unfenced roadways shall be preshifted in their entirety.

3. Designated areas shall be established as strategic locations along the belt entry and common entry to determine whether the air is traveling in the proper course and normal volume. This air reading shall be taken by a scientific means (anemometer, chemical smoke tube, velometer).

[Pa.B. Doc. No. 06-2023. Filed for public inspection October 13, 2006, 9:00 a.m.]

Renewal of General Permit No. WMGR038; Renewal and Availability

Under the authority of 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 the Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash, the Department of Environmental Protection (Department) announces the renewal and availability of General Permit No. WMGR038. The general permit is renewed for 10 years.

General Permit No. WMGR038 authorizes the processing, reuse and beneficial use of waste tires, which includes whole tires, tire chips, baled tires, tire shreds and crumb rubber. The permitted processing is limited to the collection, sorting, storage, recapping, cleaning, shredding, chipping, grinding, crumbing, cutting and baling of waste tires. The permitted beneficial use of whole tires, tire chips, baled tires, tire shreds and crumb rubber is limited to use in recapping, as fuel in boilers or other combustion units, in civil engineering practices and as an ingredient in or as a commercial product.

In accordance with 25 Pa. Code § 287.626 (relating to permit renewal), the following operators submitted renewal applications for the general permit:

Carbon Services of Philadelphia, Inc.
52 Fairview Drive
Leighton, PA 18235
Permit No.: WMGR038SE002

Penn Turf, Inc.
R. R. 4 Box 624
Hollidaysburg, PA 16648
Permit No.: WMGR038SC001

Notice requesting comments on the proposed renewal of General Permit No WMGR038, including recommendations for the approval or denial of the renewal applications indicated previously, was published at 36 Pa.B. 3040 (June 17, 2006). During the 30-day public comment period, the Department received comments on the general permit. The Department prepared a Comment and Response Document, which summarizes the comments received and the changes in the final general permit.

Issuance of the renewal of WMGR038SE002 and WMGR038SC001 to Carbon Services of Philadelphia, Inc. and Penn Turf, Inc., respectively, is hereby announced.

General Permit No. WMGR038 can be obtained by contacting the Department of Environmental Protection, Bureau of Waste Management, Division of Municipal and Residual Waste, Rachel Carson State Office Building,

P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381, rhassinger@state.pa.us. The general permit is also accessible on the Department's website at www.depweb.state.pa.us (DEP Keywords: "Public Participation, Participate," then choose "Other Proposals").

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-2024. Filed for public inspection October 13, 2006, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Allegheny General Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Allegheny General Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 7.7.A6 (relating to surgical suites).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 or for speech and/or hearing impaired persons, V/TT (717) 783-6154 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. 06-2025. Filed for public inspection October 13, 2006, 9:00 a.m.]

Application of Delaware Valley Laser Surgery Institute for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Delaware Valley Laser Surgery Institute has requested an exception to the requirements of 28 Pa. Code § 551.3 (relating to definitions).

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

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

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

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

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

[Pa.B. Doc. No. 06-2026. Filed for public inspection October 13, 2006, 9:00 a.m.]

Application of Harrisburg Interventional Pain Management Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Harrisburg Interventional Pain Management Center has requested an exception to the requirements of 28 Pa. Code § 51.6(b) (relating to identification of personnel).

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

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

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

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

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

[Pa.B. Doc. No. 06-2027. Filed for public inspection October 13, 2006, 9:00 a.m.]

Application of Latrobe Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Latrobe Hospital has requested an exception to the requirements of 28 Pa. Code § 107.26 (relating to additional committees).

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

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

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

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

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

[Pa.B. Doc. No. 06-2028. Filed for public inspection October 13, 2006, 9:00 a.m.]

Application of LifeCare Hospitals of Pittsburgh—North for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that LifeCare Hospitals of Pittsburgh—North has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 7.13.C2 (relating to handwashing stations).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation

to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 or for speech and/or hearing impaired persons, V/TT (717) 783-6154 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. 06-2029. Filed for public inspection October 13, 2006, 9:00 a.m.]

Application of Saint Vincent Health Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Saint Vincent Health Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 7.10.H1 (relating to cardiac catheterizations).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 or for speech and/or hearing impaired persons, V/TT (717) 783-6154 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. 06-2030. Filed for public inspection October 13, 2006, 9:00 a.m.]

Application of UPMC Passavant for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Passavant has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 10.15.B6, 10.15.B7, 10.15.B9, 10.15.B10, 10.15.B13, 10.15.B8 and 10.15.B11.

This request is on file with the Department. Persons may receive a copy of a request for exception by request-

ing a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 or for speech and/or hearing impaired persons, V/TT (717) 783-6154 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. 06-2031. Filed for public inspection October 13, 2006, 9:00 a.m.]

Application of UPMC St. Margaret for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC St. Margaret has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards) which requires compliance with minimum standards contained in *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 7.2.B19 (relating to showers and bathtubs).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 or for speech and/or hearing impaired persons, V/TT (717) 783-6154 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. 06-2032. Filed for public inspection October 13, 2006, 9:00 a.m.]

Application of UPMC St. Margaret Harmar Outpatient Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC St. Margaret Harmar Outpatient Center has requested an exception to the requirements of 28 Pa. Code §§ 555.3 and 555.4 (relating to requirements for membership and privileges; and clinical activities and duties of physician assistants and certified registered nurse practitioners).

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

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

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

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

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

[Pa.B. Doc. No. 06-2033. Filed for public inspection October 13, 2006, 9:00 a.m.]

Application of Valley Surgical Center, Inc. for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Valley Surgical Center, Inc. has requested an exception to the requirements of 28 Pa. Code §§ 551.3 and 555.31(a) (relating to definitions; and to principle).

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

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

Comments received by the Department within 10 days after the date of publication of this notice will be

reviewed by the Department before it decides whether to approve or disapprove the request for exception.

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

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

[Pa.B. Doc. No. 06-2034. Filed for public inspection October 13, 2006, 9:00 a.m.]

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

The Governor's Advisory Council on Physical Fitness and Sports Committee will hold a public meeting on Tuesday, October 24, 2006, from 10 a.m. to 3 p.m. at the Pittsburgh Steelers Southside Training Complex, 3400 South Water Street, Pittsburgh, PA 16802.

For additional information, contact Cyndi Malinen, Physical Activity Program Consultant, Bureau of Health Promotion and Risk Reduction, Room 1000, Health and Welfare Building, Harrisburg, PA, (717) 346-3975.

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

This meeting is subject to cancellation without notice.

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

[Pa.B. Doc. No. 06-2035. Filed for public inspection October 13, 2006, 9:00 a.m.]

Organ Donation Advisory Committee Meeting

The Organ Donation Advisory Committee, established under 20 Pa.C.S. § 8622 (relating to The Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund), will hold a public meeting on December 6, 2006, from 10 a.m. to 2 p.m. at the Hospital & Healthsystem Association of Pennsylvania, 4750 Lindle Road, Harrisburg, PA 17105.

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

Persons with a disability who require an alternative format of this notice (for example, large print, audiotope, Braille) or wish to attend the meeting and require an auxiliary aid should contact Jayme L. Trogus at (717) 787-6214 or for speech and/or hearing impaired persons,

V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

This meeting is subject to cancellation without notice.

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

[Pa.B. Doc. No. 06-2036. Filed for public inspection October 13, 2006, 9:00 a.m.]

Requests for Exception; Long-Term Care Nursing Facilities

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

Loyalhanna Care Center
535 McFarland Road
Latrobe, PA 15650
FAC ID 016702

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.17 (relating to location).

Millcreek Community Hospital Transitional Care Unit
5515 Peach Street
Erie, PA 16509

Kindred Hospital Pittsburgh—North Shore
100 Arch Street, Third Floor
Pittsburgh, PA 15212

The following long-term care nursing facility is seeking an exception to 28 Pa. Code §§ 201.17, 205.24(a) and 205.27 (relating to location; dining room; and lounge and recreation rooms).

UPMC Passavant Skilled Nursing Unit
9100 Babcock Boulevard
Pittsburgh, PA 15237-6800

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

Shippensburg Health Care Center
121 Walnut Bottom Road
Shippensburg, PA 17257
FAC ID 035002

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

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

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

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

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

[Pa.B. Doc. No. 06-2037. Filed for public inspection October 13, 2006, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Application for Lease of Right-of-Way

The Department of Transportation (Department), under the authority contained in section 2002(c) of The Administrative Code of 1929 (71 P. S. § 512(c)) and 67 Pa. Code § 495.4 (relating to application procedure), gives notice that an application to lease highway right-of-way has been submitted to the Department by the Philadelphia Authority for Industrial Development, 1515 Arch St., 17th Floor, One Parkway Building, Philadelphia, PA 19102 seeking to lease highway right-of-way located at Ridge Avenue and Ferry Road and Kelly Drive, Philadelphia, Philadelphia County for 33,919 sq. ft. + adjacent to LR 067058 (SR 0001) Section 1 for parking.

Interested persons are invited to submit, within 30 days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions and/or objections regarding the approval of this application to Rina Cutler, Deputy Secretary for Administration, Acting District Executive, Engineering District 6-0, Department of Transportation, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525, Attention: Amin Jackson, R/W.

Questions regarding this application or the proposed use should be directed to Amin Jackson, R/W, Real Estate Specialist, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525, (610) 205-6514.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 06-2038. Filed for public inspection October 13, 2006, 9:00 a.m.]

Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under section of 2003(e)(7) of The Administrative Code of 1929 (71 P. S. § 513(e)(7)), intends to sell certain land owned by the Department.

The following property is available for sale by the Department:

This parcel contains approximately 17,801 square feet of land situated at SR 2007 formerly LR 10132, between stations 65 + 22.00 and 68 + 95.97 Deed Book 1415, Page 0988, Clinton Township, Butler County.

The property will be sold in "as is condition." It has been determined that the land is no longer needed for present or future transportation purposes.

Interested public entities are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to William J. Young, District Right-of-Way Administrator, Department of Transportation, 2550 Oakland Avenue, Indiana, PA 15701, (724) 357-4808.

ALLEN D. BEIHLER, P. E.,
Secretary

[Pa.B. Doc. No. 06-2039. Filed for public inspection October 13, 2006, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market St., 14th Floor, Harrisburg at 10:30 a.m. To obtain a copy of a regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy.

This schedule is tentative. Contact the Commission at (717) 783-5417 or check its website at www.irrc.state.pa.us for updates.

| <i>Final-Form Reg. No.</i> | <i>Agency/Title</i> | <i>Received</i> | <i>Public Meeting</i> |
|----------------------------|--|-----------------|-----------------------|
| 57-247 | Pennsylvania Public Utility Commission PUC Filing and Reporting Requirements on Local Exchange Carriers | 9/28/06 | 11/2/06 |
| 57-245 | Pennsylvania Public Utility Commission Alternative Energy Portfolio Standards, Interconnection Standards for Customer- Generators | 9/28/06 | 11/2/06 |
| 57-244 | Pennsylvania Public Utility Commission Alternative Energy Portfolio Standards | 9/28/06 | 11/2/06 |

| <i>Final-Form Reg. No.</i> | <i>Agency/Title</i> | <i>Received</i> | <i>Public Meeting</i> |
|--------------------------------|---|-----------------|---------------------------|
| 50-120 | Pennsylvania Securities Commission Rescission of Forms and Other Technical Amendments | 10/3/06 | 11/2/06 |

ALVIN C. BUSH,
Chairperson

[Pa.B. Doc. No. 06-2040. Filed for public inspection October 13, 2006, 9:00 a.m.]

INSURANCE DEPARTMENT

Children's Health Insurance Program Advisory Council Meeting

The Insurance Department (Department) has scheduled a meeting of the Children's Health Advisory Council (Council) on Thursday, October 26, 2006, at 1 p.m. in the Honors Suite, 1st Floor, Department of Education, 333 Market Street, Harrisburg, PA. The Children's Health Care Act (40 P.S. §§ 991.2301—991.2361) charges the Council with the responsibilities of overseeing outreach activities and evaluating access and quality of service provided to children enrolled in the Children's Health Insurance Program. The public is invited to attend. Persons who need accommodations due to a disability who wish to attend the meeting should contact Barb Seiler, Insurance Department, 1300 Strawberry Square, Harrisburg, PA 17120, (717) 787-4298, at least 24 hours in advance so that arrangements can be made.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-2041. Filed for public inspection October 13, 2006, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule for All Milk Marketing Areas; Over-Order Premium

Under the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), that the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on December 6, 2006, at 10 a.m. in Room 202 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the level and duration of the Class I over-order premium. The current over-order premium expires on December 31, 2006.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 4 p.m. on November 10, 2006, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 4 p.m. on November 10, 2006,

notification of their desire to be included as a party. Parties may indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable.

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. In addition, the parties shall have available in the hearing room at least 20 additional copies made available for the use of nonparties attending the hearing.

1. By 4 p.m. on November 15, 2006, each party shall file with the Board, in person or by mail, one original and eight copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on November 29, 2006, each party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 4 p.m. on December 1, 2006, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

The Board may exclude witnesses or exhibits of a party that fails to comply with the requirements. In addition, the parties shall have available in the hearing room at least 20 additional copies made available for the use of nonparties attending the hearing.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board, or wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on November 20, 2006.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

KEITH BIERLY,

[Pa.B. Doc. No. 06-2042. Filed for public inspection October 13, 2006, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Acquisition of Stock

A-310800F0010, A-311095F0005 and A-311225F0003. Commonwealth Telephone Company, CTSI, LLC and CTE Telecom, LLC d/b/a Commonwealth Long Distance Company. Joint application of Commonwealth Telephone Company, CTSI, LLC and CTE Telecom, LLC d/b/a Commonwealth Long Distance Company for all approvals under the Public Utility Code for the acquisition by Citizens Communications Company of all of the stock of the joint applicants' corporate parent, Commonwealth Telephone Enterprises, Inc.

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 October 30, 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.

Joint Applicants: Commonwealth Telephone Company, CTSI, LLC and CTE Telecom, LLC d/b/a Commonwealth Long Distance Company

Through and By Counsel: Norman J. Kennard, Esquire, Hawke McKeon Sniscak and Kennard, LLP, 100 North Tenth Street, P. O. Box 1778, Harrisburg, PA 17105

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-2043. Filed for public inspection October 13, 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 November 6, 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-00123163. Andres Rolando Hernandez Diaz (345 West Elm Street, Hazleton, Luzerne County, PA 18201)—persons, in paratransit service, from Hazleton, Luzerne County to Pittston Township, Luzerne County, Pennsylvania, and return.

A-00123162. Freddy Colon-Tejeda (707 Alter Street, Hazleton, Luzerne County, PA 18201)—persons, in paratransit service, from Hazleton, Luzerne County to Pittston, Luzerne County, Pennsylvania, and return.

A-00123154. Brandon Michael McCandless (520 Dellinger Road, Mount Wolf, York County, PA 17347)—persons, in limousine service, from the Counties of York, Lancaster and Dauphin, to points in Pennsylvania, and return.

A-00123167. I Beam, LLC (337 West State Street, Media, Delaware County, PA 19063), a Pennsylvania Limited Liability Company—persons upon call or demand, in the City of Chester, the Boroughs of Aldan, Brookhaven, Chester Heights, Clifton Heights, Collingdale, Colwyn, Darby, Eddystone, Folcroft, Folsom, Glenolden, Marcus Hook, Media, Morton, Norwood, Parkside, Prospect Park, Ridley Park, Rose Valley, Rutledge, Sharon Hill, Swarthmore, Trainer, Upland, and Yeadon, and in the Townships of Aston, Bethel, Chadds Ford, Chester, Concord, Darby, Edgmont, Lower Chichester, Middletown, Nether Providence, Ridley, Springfield, Thornbury, Tinicum, Upper Chichester and Upper Providence, all in Delaware County. *Attorney:* Robert T. Seiwell, 337 West State Street, Media, PA 19063.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.

A-00123147. A Five Star Limousine Service, Inc. (910 Sheraton Drive, Mars, Allegheny County, PA 16046), a corporation of the Commonwealth—persons, in limousine service, between points in this Commonwealth; which is to be a transfer of the limousine right authorized under the certificate issued at A-00117754, Folder 1 to Chareani, Inc., t/d/b/a All Occasion Limousine, a corporation of the Commonwealth, subject to the same limitations and conditions. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-2044. Filed for public inspection October 13, 2006, 9:00 a.m.]

Telecommunications

A-311069F7033. South Canaan Telephone Company and South Canaan Cellular Communications, LP. Joint petition of South Canaan Telephone Company and South Canaan Cellular Communications, LP for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

South Canaan Telephone Company and South Canaan Cellular Communications, LP, by its counsel, filed on September 26, 2006, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the South Canaan Telephone Company and South Canaan Cellular Communications, LP 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. 06-2045. Filed for public inspection October 13, 2006, 9:00 a.m.]

Telecommunications

A-310557F7002. The United Telephone Company of Pennsylvania d/b/a Embarq and Access Point, Inc. Joint petition of The United Telephone Company of Pennsylvania d/b/a Embarq and Access Point, Inc. for approval of a master interconnection, collocation and resale agreement under section 252(e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania d/b/a Embarq and Access Point, Inc., by its counsel, filed on September 26, 2006, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a master interconnection, collocation and resale agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the The United Telephone Company of Pennsylvania d/b/a Embarq and Access Point, 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. 06-2046. Filed for public inspection October 13, 2006, 9:00 a.m.]

Telecommunications Services

A-311425F0002AMA. Pelzer Communications Corporation. Application of Pelzer Communications Corporation for approval to offer, render, furnish or supply telecommunications services as a reseller of competitive local exchange carrier services to the public in the service

territory of the United Telephone Company of Pennsylvania t/a Embarq Pennsylvania.

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 October 30, 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: Pelzer Communications Corporation

Through and By Counsel: Lance J. M. Steinhart, Esquire, Lance J. M. Steinhart, P. C., 1720 Windward Course, Suite 250, Alpharetta, GA 30005

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-2047. Filed for public inspection October 13, 2006, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Kristie Oldfield; Doc. No. 1054-51-05

On April 12, 2006, Kristie C. Oldfield, unlicensed, of York, York County, was ordered to cease and desist from any practice of nursing in this Commonwealth and assessed a civil penalty of \$3,000 based on findings she used the words practical nurse, licensed practical nurse or the letters PN or LPN in connection with her name when she was not duly licensed to practice and she furnished, sold or obtained by fraud or misrepresentation a record of any qualification required for a license.

Individuals may obtain a copy of the adjudication by writing to Carmen L. Rivera, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represent the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of appeals is the previously named Board counsel.

JOANNE L. SORENSEN, R. N., MS,
Chairperson

[Pa.B. Doc. No. 06-2048. Filed for public inspection October 13, 2006, 9:00 a.m.]

**Bureau of Professional and Occupational Affairs v.
Keri B. Poulicakos, LPN; Doc. No. 0865-51-06**

On July 3, 2006, Keri B. Poulicakos, license no. PN256778L of Pennsburg, Montgomery County, had her practical nursing license automatically suspended based on findings she was convicted of a misdemeanor under the Controlled Substance, Drug, Device and Cosmetic Act.

Individuals may obtain a copy of the adjudication by writing to Carmen L. Rivera, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represent the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of appeals is the previously named Board counsel.

JOANNE L. SORENSEN, R. N., MS,
Chairperson

[Pa.B. Doc. No. 06-2049. Filed for public inspection October 13, 2006, 9:00 a.m.]

**Bureau of Professional and Occupational Affairs v.
Diane M. Vesay, LPN; Doc. No. 0795-51-06**

On August 28, 2006, Diane M. Vesay, LPN, license number PN-254021-L, of Allentown, Lehigh County, was indefinitely suspended, based upon her failure to submit to a mental and physical examination.

Individuals may obtain a copy of the adjudication by writing to Thomas A. Blackburn, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represent the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of appeals is the previously named Board counsel.

JOANNE L. SORENSEN, R. N., MS,
Chairperson

[Pa.B. Doc. No. 06-2050. Filed for public inspection October 13, 2006, 9:00 a.m.]