

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 November 28, 2006.

BANKING INSTITUTIONS

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-21-06	Hyperion Bank Philadelphia Philadelphia County	1201 North 2nd Street Philadelphia Philadelphia County	Commenced Operations
11-22-06	Hometown Bank of Pennsylvania Bedford Bedford County	500 E. Pitt Street Bedford Bedford County	Approved

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
11-27-06	EHPW Acquisition Company, Harrisburg, to acquire 100% of the common stock of Vartan Financial Corporation, and thereby indirectly Vartan National Bank, Harrisburg	Harrisburg	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-20-06	Reliance Savings Bank Altoona Blair County Purchase of assets/assumption of liabilities of two branch offices of Susquehanna Bank, Hagerstown, MD Located at: 1254 Old Route 220 North Duncansville Blair County	Altoona 3119 Pleasant Valley Boulevard Altoona Blair County	Effective

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-20-06	United Savings Bank Philadelphia Philadelphia County	35 East Baltimore Pike Media Delaware County	Opened

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-20-06	Fulton Bank Lancaster Lancaster County	<i>To:</i> 1423 South Market Street Mechanicsburg Upper Allen Township Cumberland County <i>From:</i> 360 Cumberland Parkway Mechanicsburg Upper Allen Township Cumberland County	Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

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. 06-2414. Filed for public inspection December 8, 2006, 9:00 a.m.]

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

The Department of Banking (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of December 2006 is 7 1/4%.

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

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 4.84 to which was added 2.50 percentage points for a total of 7.34 that by law is rounded off to the nearest quarter at 7 1/4%.

VICTORIA A. REIDER,
Acting Secretary

[Pa.B. Doc. No. 06-2415. Filed for public inspection December 8, 2006, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION**Applications, Actions and Special Notices****APPLICATIONS**

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

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0060496	Little Washington Wastewater Co. 762 West Lancaster Avenue Bryn Mawr, PA 19010-3489	Lackawaxen Township Pike County	Wet Weather Channel to the Delaware River	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>
A0084018 (Sewage)	Fishing Creek Estates Homeowners Association c/o Custer Group of Companies 2805 Old Post Road Suite 200 Harrisburg, PA 17110	Dauphin County Middle Paxton Township	Fishing Creek 7-C	Y
PA0083879 (Industrial Waste)	WSI—Sandy Run Landfill, Inc. 995 Landfill Road Hopewell, PA 16650	Bedford County Broad Top Township	Sandy Run 11-D	Y
PA0084255 (Sewage)	Swatara Mobile Homes 2222 Grace Avenue Lebanon, PA 17046-8028	Lebanon County Swatara Township	UNT Swatara Creek 7-D	Y
PA0088102 (Sewage)	CFR Development Corporation—Graystone STP 3969 Two Spring Farm Lane Glen Rock, PA 17327	York County Codorus Township	7-H	Y
PA0084115 (Sewage)	All American Plazas, Inc. Clark's Ferry Auto/Truck Plaza P. O. Box 302 Bethel, PA 19507	Dauphin County Reed Township	Susquehanna River 6-C	Y
PA0008893 (IW)	Team Ten, LLC 1600 Pennsylvania Avenue Tyrone, PA 16686	Blair County Tyrone Borough	Bald Eagle Creek 11-A	Y

<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>
PA0044598 (Sewage)	Susquehanna Area Regional Airport Authority—Harrisburg International Airport One Terminal Drive Suite 300 Middletown, PA 17057-5048	Dauphin County Lower Swatara Township	Post Run Susquehanna River 7-D	Y
PA0008010 (Industrial Waste)	Hain Pure Protein Corporation 220 North Center Street Fredericksburg, PA 17026	Lebanon County Bethel Township	Beach Run 7-D	Y

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

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

PA0050431, Industrial Waste, SIC 2086, **Cott Beverages Inc.**, P. O. Box 626, Concordville, PA 19331. This proposed facility is located in Concord Township, **Delaware County**.

Description of Proposed Activity: Renewal of an NPDES permit to discharge noncontact cooling water and treated process wastewater from Cott Beverages IWTP.

The receiving stream, UNT to West Branch Chester Creek, is in the State Water Plan Watershed 3G and is classified for TSF. The nearest downstream public water supply intake for Aqua PA main system is located on Chester Creek and is 7.5 miles below the point of discharge.

The proposed effluent limits for Monitoring Point MP101, before plant rerate/expansion, are based on a design flow of 24,000 gpd.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	4.0	8.0	20	40	50
TSS	6.0	12.0	30	60	75
NH ₃ -N (5-1 to 10-31)	0.4	0.8	2.0	4.0	5.0
(11-1 to 4-30)	1.2	2.4	6.0	12.0	15.0
Phosphorus, Total			Monitor and Report	Monitor and Report	Monitor and Report
Dissolved Oxygen pH			Minimum of 5.0 mg/l at all times within limits of 6.0 to 9.0 standard units at all times		

The proposed effluent limits for Monitoring Point MP101, after plant rerate/expansion, are based on a design flow of 70,000 gpd.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	12	24	20	40	50
TSS	18	36	30	60	75
NH ₃ -N (5-1 to 10-31)	1.2	2.4	2.0	4.0	5.0
(11-1 to 4-30)	3.5	7.0	6.0	12.0	15.0
Phosphorus, Total			Monitor and Report	Monitor and Report	Monitor and Report
Dissolved Oxygen pH			Minimum of 5.0 mg/l at all times within limits of 6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 001 are as follows:

<i>Parameters</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	15		30
Temperature		87° F	110° F
TDS	1,000	2,000	2,500
pH	within limits of 6.0 to 9.0 standard units at all times		

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

1. Remedial Measures if Create Public Nuisance.
2. Small Stream Discharge.
3. Applicable BAT/BCT.
4. BOD₅ Reduction of 85%.
5. No Chemical Additive.
6. Change in Ownership.
7. Proper Sludge Disposal.
8. Watershed TMDL/WLA.
9. I-Max Limitation.
10. 2/Month Sampling.
11. No More Than 2° F Change in the Temperature.

NPDES Permit No. PA0056413, Sewage, SIC 4952, **Lower Salford Township Authority** Mainland Sewage Treatment Plant, 57 Main Street, Mainland, PA 19451 in Lower Salford Township, **Montgomery County**, PA.

Description of Activity: Renewal of Sewage Treatment Plant's NPDES Permit to discharge effluent to Skippack Creek.

The receiving water, Skippack Creek, is in the State Water Plan Watershed 3E-Perkiomen and is classified for TSF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Aqua-PA is located on Perkiomen Creek and is approximately 12 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on an approved annual average flow of 0.90 mgd.

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅				
(5-1 to 10-31)	10.0	15		20
(11-1 to 4-30)	20.0	30		40
Total Suspended Solids	20.0	30.0		40
Ammonia as N				
(5-1 to 10-31)	1.4			2.8
(11-1 to 4-30)	4.2			8.4
Phosphorus as P (Issuance through June 30, 2009)	2.0			4.0
Phosphorus as P (4-1 to 10-31) (Effec- tive July 1, 2009 through expiration)	0.32			0.64
Phosphorus as P (11-1 to 3-30) (Effec- tive July 1, 2009 through expiration)	0.64			Monitor and Report 1.28
Fecal Coliform*	200 #/100 ml			
Dissolved Oxygen	5.0 (Min.)			Monitor and Report
Lead, Total	Monitor and Report			
Copper, Total (Issuance through June 30, 2009)	Monitor and Report			
Copper, Total (July 1, 2009 through expiration)	0.012			0.018
pH (Standard Units)	6.0 (minimum)			9.0 (maximum)

*Ultra-Violet Disinfection.

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

1. Conduct in-stream monitoring for copper, lead and hardness.
2. Proper sludge disposal.

PA0055476, Sewage, **Chadds Ford Township Sewer Authority**, P. O. Box 181, 10 Ring Road, Chadds Ford, PA 19317. This existing facility is located in Chadds Ford Township, **Delaware County**.

Description of Proposed Activity: This application is for a renewal NPDES permit for a discharge of treated sewage from Ridings of Chadds Ford sewage treatment plant.

The receiving stream, a UNT to Harvey Run, is in the State Water Plan Watershed 3H and is classified for WWF, MF.

The proposed effluent limits for Outfall No. 001 are based on a design flow of 0.080 mgd.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum (mg/l)</i>
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Monthly Average</i>	<i>Weekly Average</i>	
CBOD ₅	6.7	10.0	10.0	15.0	20.0
Total Suspended Solids	6.7	10.0	10.0	15.0	20.0
Ammonia as N					
(5-1 to 10-30)	2.0		3.0		6.0
(11-1 to 4-30)	6.0		9.0		18.0

Parameters	Mass (lb/day)		Concentration (mg/l)		
	Monthly Average	Weekly Average	Monthly Average	Weekly Average	Instantaneous Maximum (mg/l)
Phosphorus (years 1 and 2)	Monitor and Report 1.3		Monitor and Report 2.0		4.0
(years 3—5)					1,000/100 ml
Fecal Coliform			200/100 ml		
Dissolved Oxygen			3.0 (min.)		
pH (Standard Units)			6.0 (min.)		9.0
Total Residual Chlorine			0.12		0.28
Total Nitrogen	Monitor and Report		Monitor and Report		

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

1. Notification of Designation of Operator.
2. Average Weekly Definition.
3. Remedial Measures if Unsatisfactory Effluent.
4. No Stormwater.
5. Acquire Necessary Property Rights.
6. Small Stream Discharge.
7. Sludge Disposal Requirement.
8. Total Residual Chlorine Requirement.
9. I-max Requirements.
10. Change of Ownership.
11. Certified Operator.

PA0244236, Sewage, SIC 233, **Upper Makefield Township**, 1076 Eagle Road, Newtown, PA 18940. This proposed facility is located in Upper Makefield Township, **Bucks County**.

Description of Proposed Activity: Discharge of treated sewage from Gray Tract Subdivision into a UNT of Houghs Creek.

The receiving stream, UNT of Houghs Creek, is in the State Water Plan Watershed 2E and is classified for WWF. The nearest downstream public water supply intake for Pennsylvania American Water Company is located on the Delaware River and is 3.5 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 20,000 gpd.

Parameters	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum (mg/l)
CBOD ₅			10		20
Total Suspended Solids			10		20
Ammonia as N (5-1 to 10-31)			1.5		3.0
(11-1 to 4-30)			3.0		6.0
Total Phosphorus			0.1		0.2
Total Nitrogen			10		20
Dissolved Oxygen			6.0 min.		
Fecal Coliform			50 #/100 ml		
pH			6.0 min.		9.0
Total Residual Chlorine			0.01		0.025

In addition to the effluent limits, the permit contains the following major special conditions: DRBC—special protection water requirements.

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

Application No. PA 0259845, Concentrated Animal Feeding Operation (CAFO), **Hillandale Gettysburg, LP**, 370 Spicer Road, Gettysburg, PA 17325. Hillandale Gettysburg, LP has submitted an application for an Individual NPDES permit for an existing CAFO known as the Hillandale Site 1 Farm, located in Tyrone Township, **Adams County**.

The CAFO is situated near UNTs of Conewago Creek, which are classified for WWF. The CAFO is designed to maintain an animal population of approximately 3,337 animal equivalent units consisting of 1 million laying hens. Dry poultry manure is stored in a centralized manure storage building. Eggs are processed onsite, and egg washwater is stored in a storage impoundment with a capacity of approximately 650,000 gallons.

The Department of Environmental Protection's (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has

made a tentative determination to reissue the NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit. The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling the file review coordinator at (717) 705-4732.

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

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

Application No. PA 0259853, Concentrated Animal Feeding Operation (CAFO), **Hillandale Gettysburg, LP**, 370 Spicer Road, Gettysburg, PA 17325. Hillandale Gettysburg, LP has submitted an application for an Individual NPDES permit for an existing CAFO known as the Hillandale Site 2 Farm, located in Tyrone Township, **Adams County**.

The CAFO is situated near UNTs of Conewago Creek, which are classified for WWF. The CAFO is designed to maintain an animal population of approximately 4,182 animal equivalent units consisting of 1 million laying hens and 595,000 pullets. Dry poultry manure is stored in a centralized manure storage building at the layer site, and within the poultry houses at the pullet sites. Eggs are processed at the layer site, and egg washwater is stored in a storage impoundment with a capacity of approximately 650,000 gallons.

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

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

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

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

PAS804801, Stormwater, **The Pennsylvania State University, University Park Airport**, 2535 Fox Hollow Road, State College, PA 16803. This proposed facility is located in Benner, Patton and College Townships, **Centre County**.

Description of Proposed Activity: Small airport stormwater. SIC: Nos. 4512, 4513, 4522 and 4581.

The receiving stream, Big Hollow and UNT to Spring Creek and Buffalo Run, are in the State Water Plan Watershed Bald Eagle Creek (9C) and are classified for CWF and HQ-CWF, respectively. The nearest downstream public water supply intake for Milton is located on West Branch Susquehanna River and is approximately 110 river miles below the point of discharge.

The proposed effluent monitoring for Discharge 001-011, based on stormflow, are:

<i>Discharge Parameter</i>	<i>Average Monthly (Mg/L)</i>
CBOD ₅	Monitor and Report
Chemical Oxygen Demand	Monitor and Report
Oil and Grease	Monitor and Report
pH	Monitor and Report
Total Suspended Solids	Monitor and Report
Ethylene Glycol*	Monitor and Report
Propylene Glycol*	Monitor and Report
Potassium Acetate**	Monitor and Report
Iron (Total)	Monitor and Report

*Only monitored in Outfall 001.

**Only monitored in Outfall 001 and 002.

In addition to the effluent limits, the permit contains the following major special conditions. Requirements applicable to stormwater discharges.

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

PA0217581, Sewage, **John Niebauer**, P. O. Box 187, I-80 Exit 133, Kylertown, PA 16847. This application is for renewal of an NPDES permit to discharge treated sewage from The New Stanton Mack/Volvo Sewage Treatment Plant in South Huntingdon Township, **Westmoreland County**.

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

Outfall 001: existing discharge, design flow of 0.0004 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	Monitor and Report			
Dissolved Oxygen	not less than 3 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0218413, Sewage, **Economy Borough Municipal Authority**, 2860 Conway Wallrose Road, Baden, PA 15005. This application is for renewal of an NPDES permit to discharge treated sewage from Big Sewickley Creek STP in Economy Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Big Sewickley Creek, which are classified as a TSF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Nova Chemical Beaver Valley Plant.

Outfall 001: existing discharge, design flow of 1.25 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅				
(5-1 to 10-31)	15	23		30
(11-1 to 4-30)	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	2.0	3.0		4.0
(11-1 to 4-30)	3.5	5.3		7.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

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

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

WQM Permit No. 6790204, Amendment 06-1, Industrial Waste, **BAE Systems Land & Armaments, LP**, Ground Systems Division, P. O. Box 15512, York, PA 17405-1512. This proposed facility is located in West Manchester Township, **York County**.

Description of Proposed Action/Activity: Seeking approval for modifications, consisting of the following work: continued optimization of DAF operation, determination of need for carbon filtration, modifications to piping to route the pretreated industrial wastewater to the sanitary wastewater treatment facility, installation of flow metering for transfer of industrial wastewater to the sanitary wastewater treatment facility since the industrial wastewater is treated by batch. This proposed project will not modify the existing permitted design flows or loadings to the sanitary wastewater treatment facility.

WQM Permit No. 2206406, Sewerage, **West Hanover Township Water & Sewer Authority**, 7901 Jonestown Road, Harrisburg, PA 17112-9728. This proposed facility is located in West Hanover Township, **Dauphin County**.

Description of Proposed Action/Activity: Seeking approval for the construction/operation of a Vermicomposting Facility at their sewage treatment plant.

WQM Permit No. 6706410, Sewerage, **Red Lion Municipal Authority**, P. O. Box 190, Red Lion, PA 17356-0190. This proposed facility is located in Red Lion Borough, **York County**.

Description of Proposed Action/Activity: Seeking approval for the relocation of the Red Lion Industrial Park sanitary sewers, 2 existing gravity lines to be combined and relocated on the site.

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

WQM Permit No. WQG016134, Sewerage, **John Heinlein**, 105 Coleman Drive, Beaver, PA 15009. This proposed facility is located in Independence Township, **Beaver County**.

Description of Proposed Action/Activity: Application for construction and operation of a small flow, single residence, sewage treatment plant.

WQM Permit No. 0206202, Industrial Waste, **Orion Power MidWest, LP**, 121 Champion Way, Suite 200, Canonsburg, PA 15317. This proposed facility is located in Springdale Borough, **Allegheny County**.

Description of Proposed Action/Activity: Application for the construction and operation of FGD system.

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

WQM Permit No. 4306404, Sewerage, **Borough of Stoneboro**, P. O. Box 337, 59 Lake Street, Stoneboro, PA 16153. This proposed facility is located in Borough of Stoneboro, **Mercer County**.

Description of Proposed Action/Activity: This project is for the construction of pressure sewers with individual grinder pumps in four separate areas of the Borough which cannot be serviced by the existing gravity collection system.

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

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

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

PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 3506502, Public Water Supply.

Applicant	PA American Water Co. Scranton City Lackawanna County
Responsible Official	David R. Kaufman, P. E. 800 West Hersheypark Drive Hershey, PA 17033
Type of Facility	Community Water System
Consulting Engineer	Paul J. Mourt, P. E. Hatch Mott & MacDonald 27 Bleeker Street Milburn, NJ 07041 (973) 379-3400
Application Received Date	November 3, 2006

Description of Action Application for construction of a pump station, a pressure regulating vault and 7,500 feet of transmission main.

Application No. 4006506, Public Water Supply.

Applicant **Hazleton City Authority**
Black Creek Township
Luzerne County

Responsible Official Randy J. Cahalan, Manager
400 East Arthur Gardner
Parkway
Hazleton, PA 18201
(570) 454-2401

Type of Facility Community Water Supply

Consulting Engineer William J. Schumacher, Jr., P. E.
Schumacher Engineering, Inc.
55 North Conahan Drive
Hazleton, PA 18201
(570) 455-9407

Application Received Date November 13, 2006

Description of Action Application for construction of a new supply well, well house and treatment building, along with replacement of existing 4-inch main with 6-inch and 8-inch ductile iron main to serve the Derringer/Fern Glen community water system.

Application No. 4806504, Public Water Supply.

Applicant **City of Easton**
City of Easton
Northampton County

Responsible Official David G. Hopkins
City of Easton
1 South 3rd Street
Easton, PA 18042

Type of Facility PWS

Consulting Engineer James C. Elliot, P. E.
Gannett Fleming, Inc.
P. O. Box 67100
Harrisburg, PA 17106

Application Received Date 11/16/2006

Description of Action The proposed project is the City of Easton's WTP Phases 2—4 Improvement Project consisting of comprehensive improvements to the WTP, a new 24 inch transmission main from the WTP to the Twin Reservoirs, and select improvements to the Valve House and the site at the Twin Reservoirs.

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

Permit No. 3606517, Public Water Supply.

Applicant **Pepe's Pizza**

Municipality Clay Township

County **Lancaster**

Responsible Official Paolo Quaranta, Owner
1790 Clay Road
Ephrata, PA 17522

Type of Facility Public Water Supply

Consulting Engineer Charles A. Kehew II, P. E.
James R. Holley & Assoc., Inc.
18 South George St.
York, PA 17401

Application Received: 11/9/2006

Description of Action Installation of a nitrate treatment system using anion exchange to address elevated levels of nitrate in the source water.

Permit No. 2106505, Public Water Supply.

Applicant **Newville Borough Water and Sewer Authority**

Municipality West Pennsboro Township

County **Cumberland**

Responsible Official Roger Hoover, Authority
Chairperson
4 West Street
Newville, PA 17241

Type of Facility Public Water Supply

Consulting Engineer Janet R. McNally, P. E.
William F. Hill & Assoc., Inc.
207 Baltimore St.
Gettysburg, PA 17325

Application Received: 10/26/2006

Description of Action Permit is requesting permission to install an infiltration gallery intake on Big Spring Creek in West Pennsboro Township, Cumberland County.

Permit No. 6706514, Public Water Supply.

Applicant **Dillsburg Area Authority**

Municipality Carroll Township

County **York**

Responsible Official Sheldon K. Williams, General
Manager
P. O. Box 370
4 Barlo Circle Suite E
Dillsburg, PA 17019-0370

Type of Facility Public Water Supply

Consulting Engineer Thomas S. Ladue, P. E.
Dewberry-Goodkind, Inc.
101 Noble Boulevard
Carlisle, PA 17013-4109

Application Received: 11/13/2006

Description of Action Construction of Well No. 7 with a wellhouse and treatment.

Permit No. 6706515, Public Water Supply.

Applicant **The York Water Company**

Municipality Spring Garden Township

County **York**

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

Type of Facility Public Water Supply

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

Application Received: 11/13/2006

Description of Action Installation of plate settlers and a residuals handling system at the Grantley Road facility.

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

Permit No. 4106503—Construction Public Water Supply.

Applicant **Hughesville Borough Water Authority**

Township or Borough Wolf Township

County **Lycoming**

Responsible Official Dale Cahn, Water System Operator
Hughesville Borough Water Authority
P. O. Box 185
Hughesville, PA 17737

Type of Facility Public Water Supply—Construction

Consulting Engineer Douglas M. Smith, P. E.
Borton-Lawson
613 Baltimore Drive, Suite 300
Wilkes-Barre, PA 18702

Application Received Date November 20, 2006

Description of Action Construction of a municipal drinking well (Hughesville Well 103) with treatment, disinfection, chlorine contact and transmission main to connect to the existing public water system. Changing method of chlorination at existing Wells 101 and 102 from gas to liquid and extending chlorine contact piping for Well 102 to accommodate a main extension.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. Minor Amendment.

Applicant **PA American Water Co.**
Forest City Borough
Susquehanna County

Responsible Official Paul A. Zielinski, Director
Environmental Mgmt. & Compliance
PA-AM Water Co.
800 West Hersheypark Drive
Hershey, PA 17033
(717) 691-2120

Type of Facility Community Water System

Consulting Engineer Scott M. Thomas, P. E.
PA-AM Water Co.
(717) 691-2120

Application Received Date November 9, 2006

Description of Action Application for rehabilitation of the Forest City WTP filter, to include blasting and repainting of the interior/exterior, media replacement and minor sanitary, structural and safety modifications.

Application No. Minor Amendment.

Applicant **Aqua Pennsylvania, Inc.**
Lackawaxen Township
Pike County

Responsible Official R. McMullen, P. E.
Aqua Pennsylvania, Inc.
Palmyra Professional Center
HCR 6, Box 6040
Hawley, PA 18428

Type of Facility PWS

Consulting Engineer Doug Berg, P. E.
Entech Engineering, Inc.
P. O. Box 32
Reading, PA 19603

Application Received Date 11/16/06

Description of Action Applicant proposes the construction of an interconnection and distribution system work to interconnect the Fawn Lake PWS system (PWS I.D. No. 2520037) to the Masthope PWS system (PWS I.D. No. 2520047).

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

Permit No. 1106504MA, Minor Amendment.

Applicant **Jackson Township Water Authority**
2949 William Penn Avenue
Johnstown, PA 15909

Township or Borough Jackson Township

Responsible Official Walter Ditchcreek, Chairperson
Jackson Township Water Authority
2949 William Penn Avenue
Johnstown, PA 15909

Type of Facility Interconnection

Consulting Engineer	Gwin, Dobson & Foreman, Inc. 3121 Fairway Drive Altoona, PA 16602
Application Received Date	November 13, 2006
Description of Action	Construction of a water supply interconnection with the Ebensburg Borough Municipal Authority.

WATER ALLOCATIONS

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

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

WA 01-1023, Water Allocations. Mason Dixon Country Club Inc, Adams County. The applicant is requesting the right to withdraw an average of 300,000 gpd from Marsh Creek in Freedom Township, Adams County. Consulting Engineer: Thomas S. Ladue, Dewberry-Goodkind Inc. Application Returned: 11/3/2006.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

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

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a Site-Specific Standard, in whole or in part, and for sites remediated as

a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the sites identified, proposed for remediation to a Site-Specific Standard or as a special industrial area, the municipality within which the site is located may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

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

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

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

Sinking Springs Bulk Storage Facility, Spring Township, **Berks County**. Earth Tech, Inc., 2 Market Plaza Way, Mechanicsburg, PA 17055, on behalf of Reading Terminals, P. O. Box 2621, Harrisburg, PA 17105 and CRL Holdings, LP, c/o Apple Hill Business Advisors, Inc., 33 North 2nd Street, Harrisburg, PA 17101, submitted a Notice of Intent to Remediate site soils contaminated from closure of four unregulated underground storage tanks. The property is and will remain a bulk petroleum storage and distribution facility.

350 North Duke Street/Sovereign Bank Stadium, York City, **York County**. Spotts, Stevens and McCoy, Inc., 1047 North Park Road, P. O. Box 6307, Reading, PA 19601, on behalf of Redevelopment Authority of the County of York, 144 Roosevelt Avenue, Suite 100, York, PA 17404-3333, submitted a Notice of Intent to Remediate site soils and groundwater contaminated by No. 2 fuel oil from two underground storage tanks. The property is part of the York Outdoor Recreation Complex. The applicant is seeking to remediate to the nonresidential Statewide Health Standard.

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

F. B. Leopold Co., Inc., Delaware Township, **Northumberland County**, ENSR Corp., 2005 Cabot Blvd., West, Suite 100, Langhorne, PA 19047 on behalf of F. B. Leopold Company, P. O. Box 128, Watsontown, PA 17777 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with VOCs, semi-VOCs and metals. The applicant proposes to remediate the site to meet the Site-Specific Standard and Statewide Health Standard. The future use of the property is for nonresidential commercial use.

Sunoco-Montgomery, Montgomery Borough, **Lycoming County**, Aquaterra Technologies, Inc., 122 South Church St., West Chester, PA 19382 on behalf of Sunoco, Inc. (R & M), 1109 Milton St., Syracuse, NY 13204 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with petroleum hydrocarbon constituents, including separate-phase gasoline, as well as

adsorbed and dissolved-phase compounds associated with gasoline and heating oil. The applicant proposes to remediate the site to meet the Site-Specific Standard.

Amberleigh Development, Benner and Spring Townships, **Centre County**, Converse Consultants, 2738 West College Avenue, State College, PA 16801 on behalf of Jeff Yager, GOH, 1952 Waddle Road, State College, PA 16804 has submitted a Notice of Intent to Remediate soil contaminated with diesel fuel. The applicant proposes to remediate the site to meet the Statewide Health Standard. The proposed future use of the property is for a planned residential development.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

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

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

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

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

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

PLAN APPROVALS

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

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

35-317-005: Polarized Meat Co., Inc. (P. O. Box 172, 107 Keystone Industrial Park, Dunmore, PA 18512) for installation of air cleaning devices to capture odors from meat cooking operations in Dunmore Borough, **Lackawanna County**.

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

06-05022B: Kutztown University of Pennsylvania (College Hill Road, Kutztown, PA 19530) for construction of three natural gas and fuel oil fired boilers at the campus in Richmond Township, **Berks County**. The application includes the shutdown and removal of several existing natural gas and anthracite coal fired boilers. The boilers are subject to 40 CFR Part 60, Subpart Dc, Standards of Performance for New Stationary Sources.

06-05069M: East Penn Manufacturing Co, Inc. (P. O. Box 147, Deka Road, Lyon Station, PA 19536-0147) for modification of their lead/acid battery manufacturing plant in Richmond Township, **Berks County**. The modification includes new assembly equipment, two new fabric collectors with HEPA filters and the change in the controls on various assembly equipment. The sources are subject to 40 CFR Part 60, Subpart KK, Standards of Performance for New Stationary sources.

67-05099A: Kinsley Manufacturing, Inc. (1110 East Princess Street, York, PA 17403) for construction of two portable spray paint units with dry panel filters for control of particulate matter emissions at their steel fabrication shop in York City, **York 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.

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

23-0003I: ConocoPhillips Co. (4101 Post Road, Trainer, PA 19061) for installation of two 349.6 mmBtu boilers at their petroleum refinery in Trainer Borough, **Delaware County**. These boilers will have the following control devices: ultra low NOx burners, flue gas circulation, selective catalyst reduction and a CO catalyst. The plan approval is for a Title V facility. The boilers will fire on Refinery Fuel Gas and/or natural gas and the boilers are subject to the following federal regulations: 40 CFR 63, Subpart DDDDD and 40 CFR 60 and Subpart Db. The installation also addresses the removal of two previous permitted boilers (Sources 032 and 033). There will be no new air contaminants emitted and due to changes in technology, the emissions of NOx, CO and VOC will be decreased for this installation. The plan approval will

include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

46-0261A: U.S. Tape (2452 Quakertown Road, Pennsburg, PA) for installation of a nickel plating and printing operation in Upper Hanover Township, **Montgomery County**. This facility is a Synthetic Minor facility. This installation will result in VOC emissions increase of less than 25 tons per year. The Plan approval and operating permit will contain recordkeeping and operating restriction designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

46-0261: U.S. Tape (2452 Quakertown Road, Pennsburg, PA) for installation of a nickel plating and printing operation in Upper Hanover Township, **Montgomery County**. This facility is a Synthetic Minor facility. This installation will result in VOC emissions increase of less than 25 tons per year. The Plan approval and operating permit will contain recordkeeping and operating restriction designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

15-0103B: Christiana Cabinetry (406 Noble Road, Christiana, PA 17509) for modification to increase the allowable air emission rates to allow for future increase in production and hours of operation in **Chester County**. This facility is a Natural Minor facility. This modification will result in VOC emissions increase of less than 8.8 tons per year. The Plan approval and operating permit will contain recordkeeping and operating restriction designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

40-317-031: Hershey Foods Corp. (125 Reese Avenue, P. O. Box 805, Hershey, PA 17033) for installation of a vacuum dust collection system to remove collected sugar dust from the eight existing fabric collectors on Line 6 in the Humboldt Industrial Park in Hazle Township, **Luzerne County**. The facility is a Title-V facility. The installation of the vacuum sugar dust collection system will result in particulate emissions of less than 1 ton per year. The plan approval will include all appropriate restrictions, testing, monitoring, recordkeeping and reporting requirements designed to keep the process operating within all applicable air quality requirements.

OPERATING PERMITS

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

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

46-00016: Handy and Harman Tube Co., Inc. (701 West Township Line Road, Norristown) for renewal of the Title V Operating Permit in East Norriton, **Montgomery County**. The initial permit was issued on August 28, 2000. The facility is primarily conducting degreasing operations. As a result of potential emissions of VOCs, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed

Title V Operating Renewal does not adopt any new regulations and does not reflect any change in air emissions from the facility. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

46-00010: Montenay Montgomery, LTD (1155 Conshohocken Road, Conshohocken, PA, 19428-1028) for permit renewal to Title V Operating Permit 46-00010 in Plymouth Township, **Montgomery County**. No changes have taken place at the facility since the previous permit was last amended on September 22, 2006, and no sources are subject to CAM at this time. The Title V permit renewal will contain monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

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

06-05065: Glen Gery Corp. (423 South Pottsville Pike, Shoemakersville, PA 19555-9742) for operation of a brick manufacturing plant (Mid-Atlantic Plant) in Perry Township, **Berks County**. The facility is subject to 40 CFR 63, Subpart JJJJJ, National Emission Standards for Hazardous Air Pollutants from Brick and Structural Clay Products. This action is a renewal of the Title V Operating Permit issued in 2002.

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

V06-007: Trigen-Philadelphia Energy Corp.—Edison Station (908 Samson Street, Philadelphia, PA 19107) for operation of a steam and electric generating facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two 283 mmBtu/hr No. 6 fuel oil-fired (No. 2 fuel oil ignition) boilers, two 335 mmBtu/hr 6 fuel oil-fired (No. 2 fuel oil ignition), 4 cyclone separators, 300 KW diesel emergency generator and a cold cleaner degreasing station.

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

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

V06-008: Interstate Brands Corp. (9801 Blue Grass Road, Philadelphia, PA 19115) for operation of a bakery in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two 33 mmBtu/hr boilers, two 2.8 mmBtu/hr air compressors, 17 <2 mmBtu/hr heaters, three yeast baking ovens, one nonyeast baking oven, one yeast fryer and three nonyeast fryers. The air compressors each have SNCR. The yeast-baking ovens are controlled by two catalytic oxidizers.

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

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

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

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

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

34-03006: Tangent Rail Products, Inc. (Route 235 South Road One, McAlisterville, PA 17049) for operation of a wood waste/sawdust-fired boiler in Fayette Township, **Juniata County**. This action is a renewal of the previous permit issued in 2002.

38-03029: Elk Corp. of Texas (401 Weavertown Road, Myerstown, PA 17067) for operation of an asphalt shingle manufacturing facility at their Myerstown Facility in Jackson Township, **Lebanon 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.

67-05084: York Wallcoverings, Inc. (2075 Loucks Road, York, PA 17404) for operation of a wallpaper printing facility in West Manchester Township, **York County**. This is a non-Title V (State-only) facility. The facility's VOCs shall be less than 50 tons per year. 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.

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

25-00987: Hanes Erie, Inc. (7601 Klier Drive South, South Fairview Business Park, Fairview, PA 16415-2449) for reissuance of a Synthetic Minor Operating Permit to operate a container coating operation in Fairview Township, **Erie County**. The facility's primary emission sources include eight Paint Spray Booth lines and miscellaneous natural gas combustion. The requirements of Plan Approval 25-987D have been incorporated into the reissued permit.

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

N05-009: Amoroso's Baking Co. (845 South 55th Street, Philadelphia, PA 19143) for operation of a wholesale bakery in the City of Philadelphia, **Philadelphia**

County. The facility's air emission sources include two natural gas or No. 2 oil-fired boilers each rated at 9.99 mmBtu/hr, six natural gas or No. 2 fuel oil-fired ovens each rated at or less than 3.5 mmBtu/hr that process straight-dough at a capacity of 1,350 lbs/hr, one gasoline storage tank and distribution with Stages I and II Vapor Recovery Systems, and one diesel vehicle fueling station.

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

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

N05-007: Belmont Center for Comprehensive Treatment. (4200 Monument Avenue, Philadelphia, PA 19131) for operation of a hospital in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two 200 HP boilers, one 45 HP boiler and one emergency generator.

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

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

S06-006: Girard Medical Center—North Philadelphia Health Systems (at 8th Street and Girard Avenue, Philadelphia, PA 19122) for operation of a hospital facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes two No. 2 oil firing 150 Hp boilers, seven less than or equal to 50 Hp natural gas firing boilers, two less than 40 Hp natural gas firing water heater, and three emergency generators.

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

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

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

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

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

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

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

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

Coal Applications Received

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

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

* The parameter is applicable at all times.

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

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

11860701 and NPDES Permit No. PA0214981. Fuel Recovery, Inc. (2593 Wexford-Bayne Road, Suite 100, Sewickley, PA 15143-8608). To renew the permit for the Sonman Refuse in Portage Township, **Cambria County** and related NPDES permit. No additional discharges. Application received: October 3, 2006.

30031301 and NPDES Permit No. PA0235610. Dana Mining Company of PA, Inc. (P. O. Box 1170, Morgantown, WV 26507). To revise the permit for the 4 West Mine in Dunkard and Perry Townships, **Greene County** to add subsidence control plan area acres to the underground mine permit. SCP Acres Proposed 1,710.0. No additional discharges. Application received: October 19, 2006.

30841317 and NPDES Permit No. PA0213527. Consol Pennsylvania Coal Company (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323). To revise the permit for the Enlow Fork Mine in East Finley Township, **Washington County** to install 3 North 5 Airshaft and portal facility, and NPDES discharge Point. Surface Acres Proposed 57.9. Receiving Stream: UNT to Buffalo Creek, classified for the following use: HQ-WWF. Application received: September 15, 2006.

56773708 and NPDES Permit No. NA. Miller Springs Remediation Management, Inc. (2480 Fortune Drive, Suite 300, Lexington KY 40509-4168). To renew the permit for the Strayer Coal Refuse Disposal Area in Conemaugh Township, **Somerset County** for reclamation/water treatment only. No additional discharges. Application received: August 8, 2006.

56961302 and NPDES Permit No. PA0214639. RoxCOAL, Inc. (P. O. Box 149, Friedens, PA 15541). To renew the permit for the Miller Deep Mine in Lincoln and Jenner Townships, **Somerset County** and related NPDES permit. No additional discharges. Application received: November 1, 2006.

30841307 and NPDES Permit No. PA0213438. Emerald Coal Resources, LP (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370). To revise the permit for the Emerald Mine No. 1 in Whiteley Township, **Greene County** to add surface acreage to install 12 ventilation boreholes, Surface Acres Proposed 4.85. No additional discharges. Application received: August 7, 2006.

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

GP-65050101 and NPDES Permit No. PA0250775. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). General Permit application for a portable coal crusher to a bituminous surface mine, located in Derry and Ligonier Townships, **Westmoreland County**, affecting 551.1 acres. Receiving streams: UNTs to Loyalhanna Creek and Loyalhanna Creek, classified for the following: TSF. The potable water supply intake within 10 miles downstream from the point of discharge is Latrobe Municipal Authority. General permit received: November 13, 2006.

26060108 and NPDES Permit No. PA 0251003. David L. Patterson, Jr. (12 Short Cut Road, Smithfield, PA 15478). Application for commencement, operation and reclamation of a bituminous surface mine, located in Nicholson Township, **Fayette County**, affecting 41 acres. Receiving streams: UNTs to Cats Run and Jacobs Creek, classified for the following use: WWF. The potable water supplies that have an intake within 10 miles downstream from the point of discharge: Masontown Water Works, Carmichaels Municipal Authority and Southwestern PA Water Authority, Crucible Plant. Application received: November 14, 2006.

03960101 and NPDES Permit No. PA0201758. T.C. Mining, Inc. (R.D. 2, Box 301B, Kittanning, PA 16201). Renewal application for reclamation only of an existing bituminous surface mine, located in Valley Township, **Armstrong County**, affecting 121.2 acres. Receiving streams: UNTs to South Fork, Pine Creek to South Fork of Pine Creek, classified for the following use: HQ-CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: November 16, 2006.

03040102 and NPDES Permit No. PA0250601. Thomas J. Smith, Inc. (2340 Smith Road, Shelocta, PA 15774). Application received for transfer of permit currently issued to State Industries, Inc., for continued operation and reclamation of a bituminous surface mining site located in Boggs Township, **Armstrong County**, affecting 87.5 acres. Receiving streams: UNTs to North Fork Pine Creek, classified for the following use: CWF.

There are no downstream potable water supply intakes within 10 miles from the point of discharge. Application received: November 1, 2006.

65910103 and NPDES Permit No. PA0592447. Calvin W. Hepler (R.D. 1, Box 224, Smithton, PA 15479). Renewal application for continued operation and reclamation of an existing bituminous surface mine, located in South Huntingdon Township, **Westmoreland County**, affecting 42.4 acres. Receiving streams: UNTs to Barren Run, classified for the following use: WWF. There is not potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: November 17, 2006.

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

17060112. Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mine in Bell Township, **Clearfield County**, affecting 279.0 acres. Receiving streams: Lost Run; Laurel Run, classified for the following use: HQF. The first downstream potable water supply intake from the point of discharge is Punxsutawney's back-up supply is an intake on the East Branch Mahoning Creek about 5 stream miles below the application area. Application received: October 30, 2006.

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

54930101T2 and NPDES Permit No. PA0595934. Char-Pac Coal Company (P. O. Box 81, Minersville, PA 17954). Transfer of an existing anthracite surface mine operation and NPDES Permit for discharge of treated mine drainage from Daniel J. Joy in Branch Township, **Schuylkill County** affecting 102.8 acres, receiving stream: Schaefer Creek. Application received: November 9, 2006.

54851317R4. Rhen Coal Company (361 Suedberg Road, Pine Grove, PA 17963). Renewal of an existing anthracite underground mine operation in Reilly Township, **Schuylkill County** affecting 2.5 acres, receiving stream: none. Application received: November 13, 2006.

54850101R2. Joe Kuperavage Coal Company (916 Park Avenue, Port Carbon, PA 17965). Renewal of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County** affecting 246.0 acres, receiving stream: none. Application received: November 15, 2006.

49861303R4. Snyder Coal Company (66 Snyder Lane, Hegins, PA 17938). Renewal of an existing anthracite underground mine operation in Zerbe Township, **Northumberland County** affecting 2.8 acres, receiving stream: none. Application received: November 20, 2006.

49861303T. Bear Gap Coal Company (P. O. Box 64, Spring Glen, PA 17978). Transfer of an existing anthracite underground mine operation from Snyder Coal Company in Zerbe Township, **Northumberland County** affecting 2.8 acres, receiving stream: none. Application received: November 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.

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

Permit No. 31000302 and NPDES Permit No. PA0235067, Glenn O. Hawbaker, Inc. (711 East College Avenue, Pleasant Gap, PA 16823). Renewal of NPDES Permit, Morris Township, **Huntingdon County**. Receiving stream: Shaffers' Run classified for the following use: WWF. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received: November 20, 2006.

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

5273SM1C2. Haines & Kibblehouse, Inc. (2052 Lucon Road, P. O. Box 196, Skippack, PA 19474). Depth correction to an existing quarry operation in Aston Township, **Delaware County** affecting 50.02 acres, receiving stream: Chester Creek. Application received: November 15, 2006.

52060302. ER Linde Construction Corporation (9 Collan Park, Honesdale, PA 18431). Commencement, operation and restoration of a quarry operation in Lackawaxen Township, **Pike County** affecting 2.96 acres, receiving stream: none. Application received: November 15, 2006.

7775SM3C and NPDES Permit No. PA0594679. Lehigh Cement Company (537 Evansville Road, Fleetwood, PA 19522). Renewal of NPDES Permit for discharge of treated mine drainage from quarry operation in Richmond and Maxatawny Townships, **Berks County**, receiving stream: UNT to Moselem Creek, classified for the following use: CWF. Application received: November 16, 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 FWPCA (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.

E64-264. Andrew and Christina Dzerovych, 18 Heritage Court, Randolph, NJ 07869, in Paupack Township, **Wayne County**, United States Army Corps of Engineers, Philadelphia District.

To remove the top of 4.5 feet of a boulder having approximate dimensions of 13 feet by 11 feet by 8 feet high and to remove a rock pile having dimensions of 7 feet by 5 feet by 3 feet high containing approximately 25 rocks in Lake Wallenpaupack. The project is located at 39 Ledge Drive within the Rock Ledge Development. (Hawley, PA Quadrangle N: 10.6 inches; W: 13.3 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 acre 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. Temporary structures shall be constructed of clean rock, which is free of fines. Upon project completion, temporary structures shall be removed with the disturbed areas restored to original contours and elevations. The Department of Environmental Protection deems the 0.05 acre 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.

E02-1552. Gigliotti-Sirera & Associates, LLC, 11279 Perry Highway, Suite 509, Wexford, PA 15090. To construct a culvert in West Deer Township, **Allegheny County**, Pittsburgh ACOE District. (Curtisville, PA Quadrangle N: 0.6 inch; W: 17.0 inches and Latitude: 40° 37' 42"—Longitude: 79° 52' 21"). The applicant proposes to construct and maintain a 72 inch diameter culvert in the channel of a UNT to West Branch Deer Creek (CWF) to provide access to the proposed Oakwood Heights Plan of Lots located under Maple Court, approximately 150 feet south from the intersection of Maple Court and Dogwood Court and will impact a total of approximately 900.0 linear feet of stream channel. These impacts include the activities waived under 25 Pa. Code Chapter 105. The applicant also proposes to construct and maintain an 8 inch diameter utility line under the bed and across the channel of said stream located on Lots 230 and 231.

E04-316. Center Township, 224 Center Grange Road, Aliquippa, PA 15001. To construct three culverts in Center Township, **Beaver County**, Pittsburgh ACOE District. (Beaver, PA Quadrangle N: 6.5 inches; W: 2.75 inches and Latitude: 40° 39' 39"—Longitude: 80° 16' 11"). The applicant proposes to construct and maintain three 24-inch diameter culverts in the channel of Elkhorn Run (WWF) for the purpose of eliminating an existing ford crossing to provide public access. The project is located on Elkhorn Run (Vankirk Road), approximately 200 feet west

from the intersection of Elkhorn Road and Biskup Lane and will impact 39.0 linear feet of stream channel.

DAM SAFETY

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

D15-408. Lincoln Avenue Detention Dam. Downingtown Borough, 4 West Lancaster Avenue, Downingtown, PA 19335. To construct, operate, and maintain Lincoln Avenue Detention Basin across a tributary to East Branch Brandywine Creek (WWF), impacting 415 feet of stream, for the purpose of controlling downstream flooding caused by stormwater runoff from surrounding areas. (Downingtown, PA Quadrangle N: 0.95 inch; W: 8.85 inches) Downingtown Borough, **Chester County**.

D35-016A. Eagle Lake Community Association, Inc., P. O. Box 305, Route 435, Gouldsboro, PA 18424. To modify, operate and maintain Eagle Lake Dam across Lake Run (CWF), for the purpose of raising the top of the dam embankment in order to provide needed spillway capacity to address the requirements of Commonwealth Regulations (Sterling, PA Quadrangle N: 6.5 inches; W: 15.1 inches) in Covington Township, **Lackawanna County**.

D64-148. Department of Conservation and Natural Resources, Bureau of Facility Design & Construction, P. O. Box 8451, Harrisburg, PA 17105-8451. To modify, operate and maintain Gouldsboro Lake Dam across Oakes Swamp Run (HQ-CWF), impacting 0.038 acre of Palustrine Emergent wetlands and zero feet of stream, for the purpose of rehabilitating the existing dam and increasing spillway capacity to the requirements of Commonwealth Regulations (Tobyhanna, PA Quadrangle N: 19.9 inches; W: 10.6 inches) in Lehigh Township, **Wayne County**.

D63-133. Eighty-Four Mining Company, 1525 Pleasant Grove Road, P. O. Box J, Claysville, PA 15323. To construct, operate and maintain the Somerset Slurry Pond No. 22 Dam, located across a UNT to the Center Branch Pigeon Creek (WWF), for the purpose of continuing operations at the Mine 84 coal cleansing facility and refuse disposal area. This proposed dam is located within a previously permitted mining facility. The total environmental impacts within the mine permit area included approximately 4,500 linear feet of stream channel and 4.60 acres of palustrine emergent wetlands. The applicant has already completed 1,500 linear feet of stream mitigation and constructed approximately 5.5 acres of wetlands. This site is located (Hackett, PA Quadrangle N: 2.5 inches; W: 8.15 inches) in Somerset Township, **Washington County**.

ACTIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

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

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

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

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

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0029220 (Sewage)	Kettle Creek Enterprises, Inc. t/a Snydersville Diner 3209 Hamilton East Stroudsburg, PA 18360	Hamilton Township Monroe County	Kettle Creek (O1E)	Y
PA-0063347 (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.

<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>
PA0082023 (Industrial Waste)	Robert Rissler Upper Leacock Township 115 Newport Road Leola, PA 17540-0325	Lancaster County Upper Leacock Township	UNT Conestoga River and Mill Creek	Y

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

<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>
PA0041327	Pennsylvania College of Technology Schneebeli Earth Science Center 203 Allenwood Camp Lane Montgomery, PA 17752	Lycoming County Clinton Township	UNT to Black Hole Creek (SWP 10C)	Y

<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>
PA0209350 Sewerage	Delmar Township 610 N. Lawton Road Wellsboro, PA 16901	Delmar Township Tioga County	Heise Run 9A	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>
PA0104558	Ebbert's Laundry 580 Mill Creek Road Utica, PA 16362	Fairfield Township Crawford County	UNT to French Creek 16-Dd	Y

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

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

NPDES Permit No. PA0244171, Industrial Waste, **Lower Merion Township**, 75 East Lancaster Avenue Ardmore, PA 19003-2376. This proposed facility is located in Lower Merion Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for a new discharge from a facility known as Glanraffan Creek Remediation Project, the discharge will be to the Glanraffan Creek in Watershed Lower Schuylkill 3F.

NPDES Permit No. PA00244147, Sewage, **Wrightstown Township**, 738 Penns Park Road, Wrightstown, PA 18940. This proposed facility is located in Wrightstown Township, **Bucks County**.

Description of Proposed Action/Activity: Approval to discharge from a facility known as Hibbs Tract STP to a stormwater detention basin draining to a UNT to Neshaminy Creek in Watershed 2F.

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

NPDES Permit No. PA0248452, Sewage, **Paul Gettle**, 480 Cornman Road, Carlisle PA 17013. This proposed facility is located in North Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization for discharge to UNT Wertz Run in Watershed 7-B.

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

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

WQM Permit No. WQG02-230627, Sewerage, **Thornbury Township**, 6 Township Road, Cheyney, PA 19319. This proposed facility is located in Thornbury Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a low pressure individual grinder pump station to serve 39 homes.

WQM Permit No. WQG02-230629, Sewerage, **Newtown Township Municipal Authority**, 209 Bishop Hollow Road, Newtown Square, PA 19073. This proposed facility is located in Newtown Township, **Delaware County**.

Description of Action/Activity: Construction and operation of two low pressure force mains and individual grinder pump stations to serve 11 home subdivision.

WQM Permit No. 4600419, Amendment, Sewerage, **East Norriton-Plymouth—Whitpain Joint Sewer Authority**, 200 Ross Street, Plymouth Meeting, PA 19462. This proposed facility is located in East Norriton Township, **Montgomery County**.

Description of Action/Activity: Modifications to the existing pump station, force main and sanitary sewer.

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

WQM Permit No. 6780405, Amendment 06-1, Sewerage, **Delmar L. Hauck, Manchester Township Municipal Authority**, 3200 Farmtrail Road, York, PA 17406. This proposed facility is located in Manchester Township, **York County**.

Description of Proposed Action/Activity: This amendment approves the modification of sewerage facilities consisting of the replacement of the existing pump impellers to provide for a pump rate of 300 gpm at the Farmbrook Industrial Park Pump Station No. 4.

WQM Permit No. 2106409, Sewerage, **James A. Stevens, Silver Spring Township Authority**, 6415 Rear Carlisle Pike, Mechanicsburg, PA 17055. This proposed facility is located in Silver Spring Township, **Cumberland County**.

Description of Proposed Action/Activity: This permit approves the construction/operation of sewerage facilities consisting of a 10-inch diameter sewer, duplex suction lift pump station, emergency generator, and a 6-inch diameter force main to connection with sewer at intersection of Willow Mill Park Road and Route 114, the Cumberland Chase Pump Station.

WQM Permit No. 2106407, Sewerage, **Paul Gettle**, 480 Cornman Road, Carlisle, PA 17013. This proposed facility is located in North Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: This permit approves the construction/operation of a small flow sewage treatment system to serve a single family residence on Lot No. 3.

WQM Permit No. WQG02060602, Sewerage, **Paul Herb, Oley Township Municipal Authority**, One Rose Virginia Avenue, P. O. Box 19, Oley, PA 19547-0019. This proposed facility is located in Oley Township, **Berks County**.

Description of Proposed Action/Activity: This permit approves the construction/operation of the Meadow View Farms II Pump Station.

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

WQM Permit No. 6006401, Sewerage, **Borough of Mifflinburg**, 333 Chestnut Street, Mifflinburg, PA 17844. This proposed facility is located in Borough of Mifflinburg, **Union County**.

Description of Proposed Action/Activity: The proposed facility upgrade consists of new screening, raw wastewater pumps, equalization tank, biological treatment, filtration, disinfection and aerobic digesters. This will increase the organic capacity but not the hydraulic treatment capacity of the facility.

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

WQM Permit No. 368S042-A2, Industrial Waste, **Creekside Mushrooms, LTD.**, One Moonlight Drive, Worthington, PA 16262-9730. This existing facility is located in West Franklin Township, **Armstrong County**.

Description of Proposed Action/Activity: Permit amendment issuance.

WQM Permit No. 0406402, Sewerage, **First Energy Nuclear Operating Company, Beaver Valley Power Station**, Route 168, P. O. Box 4, Shippingport, PA 15077. This existing facility is located in Shippingport Borough, **Beaver County**.

Description of Proposed Action/Activity: Permit re-issuance in the correct permit number.

WQM Permit No. 1105402, Sewerage, **Department of Conservation and Natural Resources, Bureau of State Parks, Prince Gallitzin State Park**, 966 Marina Road, Patton, PA 16668. This existing facility is located in White Township, **Cambria County**.

Description of Proposed Action/Activity: Permit issuance for State Park Sewage Treatment Plant rehabilitation, revision of disinfection method to ultraviolet radiation and installation of aerobic digestion facilities.

WQM Permit No. 1171403-A3, Sewerage, **Cambria Township Sewer Authority**, P. O. Box 247, Revloc, PA 15948. This existing facility is located in Cambria Township, **Cambria County**.

Description of Proposed Action/Activity: Permit issuance for the replacement of the sanitary sewer collection system in the Mylo Park area.

WQM Permit No. 6306404, Sewerage, **Borough of California**, 225 Third Street, California, PA 15419. This proposed facility is located in California Borough, **Washington County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of a sanitary sewer and central pump station.

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

WQM Permit No. WQG018508, Sewerage, **Richard L. Eppinger**, 574 Cherry Road, Chicora, PA 16025. This proposed facility is located in Fairview Township, **Butler County**.

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

WQM Permit No. 6106403, Sewerage, **City of Oil City Sewage Authority**, 21 Seneca Street, Oil City, PA 16301. 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. 2006401, Sewerage, **Department of Conservation and Natural Resources, Bureau of State Parks (Pymatuning State Park)**, P. O. Box 8551, 400 Market Street, Harrisburg, PA 17105-8551. This proposed facility is located in West Shenango Township and South Shenango Township, **Crawford County**.

Description of Proposed Action/Activity: This project is for the construction and operation of the proposed sewage collection and conveyance system to serve the Pymatuning State Park which will discharge to the North/South Shenango Joint Municipal 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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033606003	Silvano J. Giannini 332 Snyder Hollow Road New Providence, PA 17560	Lancaster	Providence Township	Trout Run HQ-CWF
PAI032906001	Turnpike Commission P. O. Box 67676 Harrisburg, PA 17106	Fulton	Brush Creek, Taylor and Wells Townships	Lick Branch of Sideling Hill Creek, UNT to Wooden Bridge Creek, Wooden Bridge Creek and Oregon Creek HQ-CWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAR10F154-R	Burt Stover S & A Custom Built Homes Lexington Place 2121 Old Gatesburg Road, Suite 200 State College, PA 16803	Centre	Ferguson Township	Big Hollow Drainageway CWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050206001	The Buncher Company 5600 Forward Avenue P. O. Box 81930 Pittsburgh, PA 15217-0930	Allegheny	Leetsdale Borough	Little Sewickley Creek (HQ-TSF)

Washington County Conservation District, 602 Courthouse Square, Washington, PA 15301, (724) 288-6774.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056306004	William Rieger Rieger Crane Rental Facility P. O. Box 141 Houston, PA 15342	Washington	North Strabane Township	Little Chartiers Creek (HQ-WWF)

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

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

List of NPDES and/or Other General Permit Types

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

PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

General Permit Type—PAG-2

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Clearfield County Sandy Township & City of Dubois	PAG2001706014	Torrell & Bernardo Remodeling & Custom Homes 130 McCrackin Run Road Dubois, PA 15801	UNT to Sandy Lick CWF UNT to Pentz Run CWF	Clearfield County Conservation District 650 Leonard Street Clearfield, PA 16830 (814) 765-2629
Clearfield County Lawrence Township	PAG2001706017	Susan and Richard Williams 725 Old Town Road Clearfield, PA 16830	Moose Creek CWF	Clearfield County Conservation District 650 Leonard Street Clearfield, PA 16830 (814) 765-2629
Union County Kelly Township	PAG2006006009	Art Keister Silvermoon Plaza Phase 2 150 Silvermoon Lake Lewisburg, PA 17837	UNT to Susquehanna River WWF	Union County Conservation District Union County Government Center 155 North 15th Street Lewisburg, PA 17837 (570) 524-3860
Union County West Buffalo Township	PAG2006006013	David Brubaker Meadow Green Townhouse Apartments, Lot 84 230 Oak View Drive Northumberland, PA 17857	UNT to Buffalo Creek	Union County Conservation District Union County Government Center 155 North 15th Street Lewisburg, PA 17837 (570) 524-3860
Erie County Fairview Township	PAG2002506038	Lake Shore Club District Association 6010 Bogey Way Erie PA 16505	UNT Lake Erie CWF, MF	Erie Conservation District (814) 825-6403
Mercer County City of Sharon	PAG2004306018	City of Sharon 155 West Connelly Blvd Sharon PA 16146	Shenango River WWF	Mercer Conservation District (724) 662-2242
Mercer County City of Hermitage	PAG2004306021	Kerrwood Investment Group 2450 Shenango Valley Freeway Hermitage PA 16148	Golden Run WWF	Mercer Conservation District (724) 662-2242

General Permit Type—PAG-3

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Scranton City Lackawanna County	PAR202248	Master Halco, Inc. 1000 North South Road Scranton, PA 18504	Keyser Creek Lackawanna River CWF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-2511 (570) 826-2511
White Deer Township Union County	PAR114816 (Stormwater)	SPX Corporation, A Delaware Corporation Thermal Product Solutions New Columbia, PA 17856	UNT to W. Branch Susquehanna River WWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666

*Facility Location:
Municipality &
County*Harmar Township
Allegheny CountyPermit No.
PAR806104*Applicant Name &
Address*Ward Trucking
Corporation
P. O. Box 1553
Altoona, PA 16603*Receiving
Water/Use*

Deer Creek

*Contact Office &
Phone No.*Southwest Regional
Office:
Water Management
Program Manager
400 Waterfront Drive
Pittsburgh, PA
15222-4745
(412) 442-4000East Taylor
Township
Cambria County

PAR606176

Wm. Penn Auto, Inc.
837 Wm. Penn Avenue
Johnstown, PA 15906

Stoneycreek River

Southwest Regional
Office:
Water Management
Program Manager
400 Waterfront Drive
Pittsburgh, PA
15222-4745
(412) 442-4000Washington
Township
Erie County

PAR608304

Jay's Auto Wrecking, Inc.
11610 Hamilton Road
Edinboro, PA 16412-1117Open stormwater
channels to a UNT of
Conneauttee CreekDEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA 16335-3481
(814) 332-6942*General Permit Type—PAG-4**Facility Location
County &
Municipality*Westmoreland
County
Ligonier TownshipPermit No.
PAG046209*Applicant Name &
Address*Edward E. and Bobbi J.
Berton
1370 Darlington Road
Ligonier, PA 15658*Receiving
Water/Use*

Fourmile Run

*Contact Office &
Phone No.*Southwest Regional
Office:
Water Management
Program Manager
400 Waterfront Drive
Pittsburgh, PA
15222-4745
(412) 442-4000Fairview Township
Butler County

PAG049300

Richard L. Eppinger
574 Cherry Road
Chicora, PA 16025UNT to Bear Creek in
Watershed 17-CDEP—NWRO
Water Management
230 Chestnut Street
Meadville, PA 16335-3481
(814) 332-6942**PUBLIC WATER SUPPLY (PWS)
PERMITS**

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

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

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

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

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

SAFE DRINKING WATER**Actions taken under the Pennsylvania Safe Drinking Water Act**

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

Permit No. 2400143, Public Water Supply.
 Applicant **Zack Group Inc.**
 Black Creek Township
Luzerne County
 Responsible Official Thomas Sawchak
 247 Kathleen Drive
 Peckville, PA 18452
 Type of Facility Community Water System
 Permit Issuance Date November 13, 2006
 Description of Action PWS operation permit for the community water system serving Zack's Rock Glen Manor issued to the new permittee, Zack Group, Inc.

Permit No. 2450085, Public Water Supply.
 Applicant **PA-AM Water Co.**
 Coolbaugh Township
Monroe County
 Responsible Official Paul A. Zielinski, Director
 Environment Mgmt. & Comp.
 PA AM Water Co.
 800 West Hersheypark Drive
 Hershey, PA 17033
 (717) 533-5000
 Type of Facility Community Water System
 Permit Issuance Date October 30, 2006
 Description of Action PWS operation permit for Lexington Woods development transferred from Lexington Woods Corp. to PA-AM Water Co.

Permit No. 3480028, Public Water Supply.
 Applicant **Lehigh County Authority**
 Moore Township
Northampton County
 Responsible Official Aurel M. Arndt, General
 Manager
 Lehigh County Authority
 P. O. Box 3348
 1053 Spruce Street
 Allentown, PA 18106-0348
 (610) 398-2503
 Type of Facility Community Water System
 Permit Issuance Date November 13, 2006
 Description of Action PWS permit for Clearview Farm Estates transferred from Clearview Farm Estates Water Co. to Lehigh County Authority.

Permit Minor Amendment, Public Water Supply.
 Applicant **Municipal Authority of the Borough of Minersville**
 Cass Township
Schuylkill County
 Responsible Official James Cleary, Manager
 Mun. Auth. of the Borough of Minersville
 2 East Sunbury Street
 Minersville, PA 17954
 (570) 544-2149

Type of Facility Community Water System
 Action Date October 23, 2006
 Description of Action Minor permit application for change of pH adjustment chemical at the Minersville WTP returned.

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

Permit No. 0606514 MA, Minor Amendment, Public Water Supply.

Applicant **Pennsylvania American Water Company**
 Municipality Exeter Township
 County **Berks**
 Type of Facility Repainting of the Neversink Tank No. 1 Finished Water Storage Tank
 Consulting Engineer Scott M. Thomas, P. E.
 Pennsylvania American Water Company
 800 West Hersheypark Drive
 Hershey, PA 17033
 Permit to Construct Issued: 11/20/2006

Operations Permit issued to **Bedford Township Municipal Authority**, 4050037, Bedford Township, **Bedford County** on 11/17/2006 for the operation of facilities approved under Construction Permit No. 0504502.

Operations Permit issued to **Bedford Township Municipal Authority**, 4050037, Bedford Township, **Bedford County** on 11/20/2006 for the operation of facilities approved under Construction Permit No. 0504505 MA.

Operations Permit issued to **Bedford Township Municipal Authority**, 4050037, Bedford Township, **Bedford County** on 11/20/2006 for the operation of facilities approved under Construction Permit No. 0505504 MA.

Operations Permit issued to **North Middleton Authority**, 7210049, North Middleton Township, **Cumberland County** on 11/8/2006 for the operation of facilities approved under Construction Permit No. 2106501 MA.

Wellhead Protection Program Approval issued to **Dillsburg Area Authority**, P. O. Box 370, 498 West Church Street, Dillsburg, PA 17019, PWSID 7670071, Dillsburg Borough, **York County** on November 13, 2006.

Wellhead Protection Program Approval issued to **Franklintown Borough Municipal Authority**, P. O. Box 75, Franklintown, PA 17323, PWSID 7670113, Franklintown Borough, **York County** on November 13, 2006.

Wellhead Protection Program Approval issued to **Martinsburg Municipal Authority**, P. O. Box 307, 133 Allegheny Street, Martinsburg, PA, 16662, PWSID 4070030, Martinsburg Borough, **Blair County** on November 13, 2006.

Operations Permit issued to **PA American Water**, South Hanover Township, **Dauphin County** on 11/8/2006 for the operation of facilities approved under Construction Permit No. 3306506 MA.

Operations Permit issued to **Eastern Lebanon County School District**, 7380327, Jackson Township, **Lebanon County** on 11/16/2006 for the operation of facilities approved under Construction Permit No. 3804503.

Operations Permit issued to **The York Water Company**, 7670100, Jackson Township, **York County** on 11/16/2006 for the operation of facilities approved under Construction Permit No. 6705502 MA.

Operations Permit issued to **The York Water Company**, 7670100, East Manchester Township, **York County** on 11/16/2006 for the operation of facilities approved under Construction Permit No. 6705506 MA.

Operations Permit issued to **Elco School District**, 7380327, Jackson Township, **Lebanon County** on 11/16/2006 for the operation of facilities approved under Construction Permit No. 3806503 MA.

Permit No. 0601511, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
Municipality Robeson Township
County **Berks**
Type of Facility New Well No. 2 at Aqua Pennsylvania's Geigertown water system.
Consulting Engineer William A. LaDieu
CET Engineering Services
1240 North Mountain Road
Harrisburg, PA 17112
Permit to Construct Issued: 11/20/2006

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

Permit No. Minor Amendment—Construction Public Water Supply.

Applicant **Pennsylvania-American Water Company**
Township or Borough Milton Borough
County **Northumberland**
Responsible Official Paul A. Zielinski
Pennsylvania-American Water Co.
800 West Hersheypark Drive
Hershey, PA 17033
Type of Facility Public Water Supply—Construction
Consulting Engineer Scott M. Thomas, P. E.
Pennsylvania-American Water Co.
800 West Hersheypark Drive
Hershey, PA 17033
Permit Issued Date November 22, 2006
Description of Action Approves rehabilitation of any damaged concrete, replacement of any severely rusted components and blasting and painting of the interior and exterior of the 650,000 gallon Clarifier/Flocculator No. 2 at the Milton Filter Plant.

Permit No. Minor Amendment—Construction Public Water Supply.

Applicant
Township or Borough
County
Responsible Official

Type of Facility
Consulting Engineer

Permit Issued Date
Description of Action

Pennsylvania—American Water Company
Decatur Township
Clearfield
Paul A. Zielinski
Pennsylvania-American Water Co.
800 West Hersheypark Drive
Hershey, PA 17033
Public Water Supply—Construction
Scott M. Thomas, P. E.
Pennsylvania-American Water Co.
800 West Hersheypark Drive
Hershey, PA 17033
November 22, 2006
Approves rehabilitation of the 100,000 gallon Manor Hill Tank. Rehabilitation of the standpipe will include the following: paint removal; interior and exterior paint systems; concrete repair; welding, pit filling, chipping and grinding of irregular steel surfaces; addition of second shell manway; modifications to the roof manway; and slip resistance upgrade of the ladder.

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant
Township or Borough
County
Responsible Official

Type of Facility
Consulting Engineer

Permit Issued Date
Description of Action

City of DuBois
City of DuBois
Clearfield
Herm Suplizio, Acting Manager
City of DuBois
16 West Scribner Avenue
DuBois, PA 15801
Public Water Supply—Operation
Brian Sekula, P. E.
The EADS Group, Inc
15392 Route 322
Clarion, PA 16214
November 20, 2006
Operation of the recently constructed 240,000 gallon welded stainless steel backwash water storage tank at the DuBois Filtration Plant.

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

Permit No. 0206509, Public Water Supply.

Applicant
Borough or Township
County
Type of Facility

Pittsburgh Water and Sewer Authority
441 Smithfield Street
Pittsburgh, PA 15222
City of Pittsburgh
Allegheny
Rechlorination facilities

Permit to Construct Issued November 21, 2006
Permit No. 0206511, Public Water Supply.
 Applicant **Coraopolis Water & Sewer Authority**
 1012 Fifth Avenue
 Coraopolis, PA 15108
 Borough or Township Coraopolis Borough
 County **Allegheny**
 Type of Facility Water storage tanks, pressure reducing stations, booster station
 Consulting Engineer Lennon, Smith, Souleret Engineering, Inc.
 846 Fourth Avenue
 Coraopolis, PA 15108

Permit to Construct Issued November 22, 2006
Operations Permit issued to: **Harrison Township Water Authority**, 1705 Rear Freeport Road, Natrona Heights, PA 15065, (PWS ID 5020108), Harrison Township, **Allegheny County** on November 21, 2006 for the construction/operation of facilities approved under Permit No. 0206506MA.

Operations Permit issued to: **Beaver Falls Municipal Authority**, 1425 8th Avenue, P. O. Box 400, PA 15010, (PWSID 5040012), Patterson Township, **Beaver County** on November 21, 2006 for the operation of facilities approved under Construction Permit No. 0406502MA.

Permit No. 5606502MA, Minor Amendment. Public Water Supply.

Applicant **Seven Springs Municipal Authority**
 290 Lagoon Lane
 Champion, PA 15622
 Borough or Township Saltlick Township
 County **Fayette**
 Type of Facility Lake Tahoe water storage tank
 Consulting Engineer Widmer Engineering Inc.
 225 West Crawford Avenue
 Connellsville, PA 15425

Permit to Construct Issued November 22, 2006
Northwest Region: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Permit No. 2470501-MA5, Public Water Supply
 Applicant **Saint Marys Area Water Authority**
 Township or Borough City of Saint Marys
 County **Elk**
 Type of Facility Public Water Supply
 Permit to Construct Issued 11/28/2006

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

Borough or Township	Borough or Township Address	County
Hampden Township	230 South Sporting Hill Road Mechanicsburg, PA 17055	Cumberland

Plan Description: The approved plan (Act 537 Special Study) provides for the expansion of the Roth Lane WWTP from 3.4 to 4.82 mgd and alterations of the WWTP necessary to meet nutrient reduction requirements imposed by Pennsylvania's Chesapeake Bay Strategy. The Special Study also provides for the construction of a new outfall line that will discharge to Sears Run. Under the change in discharge point, UV disinfection will be utilized for the Roth Lane effluent. The existing Pinebrook WWTP will be abandoned. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

Borough or Township	Borough or Township Address	County
Windsor Township	1480 Windsor Road Red Lion, PA 17356	York

Plan Description: The approved plan provides for the construction of a pump station, force main, and gravity interceptor to serve the Panorama Hills area of the township as defined in the plan. A portion of the force main and interceptor will be located in York Township where connection to the existing Mill Creek Interceptor will be made. The plan also contains a municipal commitment to complete a township-wide Act 537 Official Plan within 5 years. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

HAZARDOUS SITES CLEANUP UNDER THE ACT OF OCTOBER 18, 1988

Proposed Site Investigation

General Alloy Casting Company Site, Rochester Township, Beaver County.

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.102—6020.1303), is proposing a site investigation at General Alloy Casting Company Site, Rochester Township, Beaver County, PA.

Under the authority of the HSCA, the Department is proposing a response action for the Site. The Site consists of industrial waste disposal areas located on the side of a steep ravine above McKinley Run in the Township of Rochester, Beaver County. The Site is adjacent to a mixed residential/industrial area. McKinley Run is a tributary to the Beaver River that flows into the Ohio River, a WWF under 25 Pa. Code Chapter 93 (relating to water quality standards). The most recent waste disposal activities are from waste generated from the operations of the General Alloy Casting Company. General Alloy Casting Company operated a bronze foundry from 1947 until 1982 located at 600 New York Avenue, Rochester, PA.

The waste is on the hillside portion of the 2.8 acre property. A building exists on the flatter portion of the property upgradient of the waste area. The following waste types and quantities were disposed of into the ravine from the operations of the General Alloy Casting Company: tool foundry grinding and cut-off dusts, bronze foundry shot blast collector dusts, electric furnace emission control dusts. In addition, waste glass was disposed of at the Site in the early 20th century from nearby glass manufacturing facilities.

Based on historical information and sampling, the Department has determined that lead, arsenic and nickel have been released from the Site. Lead, arsenic and nickel are hazardous substances as defined by the HSCA.

The current and/or potential threat from the Site to human health or welfare is the direct contact of the contamination to persons entering the area where the disposal area is located or coming into contact with surface water contaminated from seepage from the waste. The current and/or potential threats that adversely affect the environment is the possible contamination of the soil, groundwater and surface water related to the disposal area as a result of leaching of contamination from the waste.

The objectives and scope of the proposed response are to determine the extent of the disposal area and the nature of the material disposed and determine if contamination has migrated from the disposal area into the soil, groundwater, or surface water.

The following alternatives were evaluated:

Alternative 1. This alternative consists of taking no action to investigate the extent of contamination at the Site or determine the threats related to the release of hazardous substances from the Site.

Alternative 2. This alternative consists of conducting a site investigation to determine the extent of the disposal area and the nature of the materials disposed. The investigation will also determine if contamination has migrated into the soil, groundwater and/or surface water. In addition, an evaluation will be made of remediation alternatives designed to address the threats related to the Site.

Proposed Response

The proposed selected alternative is Alternative 2: to conduct a site investigation to determine the extent of the disposal area, the nature and extent of the contamination and evaluate possible remediation alternatives. Alternative 2 was chosen because it complies with the applicable, relevant, appropriate requirements and is cost effective compared to Alternative 1.

This notice is being provided under section 506(b) of the HSCA (35 P. S. § 6020.506(b)). The administrative record which contains the information that forms the basis and documents the selection of this response action is available for public review and comment. The administrative record is located at 400 Waterfront Drive, Pittsburgh, PA 15222 and is available for review Monday through Friday from 8 to 4.

The administrative record will be open for comment from December 9, 2006, until March 9, 2007. Persons may submit written comments into the record during this time only by sending them to Terry Goodwald in the Southwest Regional Office at 400 Waterfront Drive, Pittsburgh, PA 15222 or by delivering them to the Southwest Regional Office in person.

In addition, persons may present oral comments for inclusion in the administrative record at a public hearing. The Department has scheduled the hearing on Thursday, January 11, 2007, at 6 p.m. at the Rochester Township Municipal Building, 1013 Elm Street. Persons wishing to present comments are asked to register with Helen Humphreys, Department of Environmental Protection Community Relations Coordinator, by noon on January 10, 2007, by telephone at (412) 442 4183 or in writing at 400 Waterfront Drive, Pittsburgh, PA 15222.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings should call Helen Humphreys at (412) 442-4183 or through the Pennsylvania AT & T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Proposed Consent Order and Agreement

FR&S No. 3 Industrial Waste Site, Exeter Township, Berks 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 (35 P. S. § 1102) and section 1917-A of The Administrative Code of 1929, (71 P. S. § 510-17), has entered into a Agreement (Agreement) with Wood Nursery Corporation, Exeter Associates, Inc., and Buddies Nursery, Inc. (collectively "Property Owners"). The site is located in Exeter Township, Berks County.

The respective Property Owners are the owners of the following parcels of property located in Exeter Township, Berks County: Buddies Nursery, Inc., Nos. 43-5335-20-82-6420 and 43-5335-20-92-3272; Exeter Associates, Incorporated, Nos. 43-5335-20-82-7097 and 43-5335-20-72-8038; Wood Nursery Corp., No. 43-5335-20-80-5789. These parcels shall be collectively 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 used for the disposal of solid waste. Site characterization has confirmed or revealed buried solid waste, including 55 gallon drums and levels of hazardous substances and contaminants, including aromatic hydrocarbons, solvents, metals and semi-VOCs, in the soil and groundwater at the Site at levels above applicable standards.

The Property Owners shall submit a Notice of Intent to Remediate the Site, consistent with Act 2 requirements. The Property Owners shall submit to the Department for review and approval a Remedial Investigation (RI) Report, which compiles and summarizes information from previous reports submitted to the Department and a Cleanup Plan for the Site. The RI and Cleanup Plan shall comply with the requirements of 25 Pa. Code Chapter 250 (relating to administration of land recycling program), the most current version of the Land Recycling Program's *Technical Guidance Manual* and, as applicable, and the most current version of the Department's *Groundwater Monitoring Guidance Manual*. Upon the Department's approval of the Cleanup Plan, the Property Owners shall perform the activities described therein and submit a

Final Report for the Department's review and approval. The Property Owners shall provide the Department and its representatives or agents access to the Property for the purpose of site characterization, remediation, monitoring the remediation progress and postremediation monitoring.

Property Owners are persons that have resolved their liability to the Department for the Site and are eligible for protection from claims for contribution regarding matters addressed in this settlement, as provided by section 705(c)(2) of the HSCA (35 P. S. § 6020.705(c)(2)). This contribution protection is intended to be as broad as permissible under the HSCA, and the "matters addressed" in this settlement encompass all of the response actions and response costs at the Site. Under section 1113 of the 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 December 9, 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 located at 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 February 9, 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. Any 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.

Dyno Noble Inc.—Suscon Site, Pittston Township, Luzerne County. Glenn Randall, Project Manager, URS Corporation, 335 Commerce Drive, Suite 300, Fort Washington, PA 19034 has submitted a Final Report (on behalf of his client Dyno Noble, Inc., 2650 Decker Lake Blvd., Suite 300, Salt Lake City, UT 84119) concerning the remediation of soils and groundwater found or suspected to have been impacted by lead, heavy metals, ethylene glycol dinitrate and sulfates. The report was submitted to document attainment of the Statewide Health Standard and the Site-Specific Standard, using pathway of elimination.

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

Sewage Pump Station 1 (PS-1), Mount Joy Borough, Lancaster County. AR. R.O Consulting, Inc., 270 Granite Run Drive, Lancaster, PA 17601-6804, on behalf of Mount Joy Borough Authority, 21 East Main Street, Mount Joy, PA 17552-1415, submitted a Final Report concerning remediation of site soils contaminated with fuel oil, diesel fuel and leaded gasoline. The report is intended to document remediation of the site to the statewide health standard.

Flextronic Enclosures Site, Chambersburg Borough, Franklin County. Cardinal Resources, LLC, 4326 Northern Pike, Monroeville, PA 15642 and Shield Environmental Associates, Inc., 948 Floyd Drive, Lexington, KY 40505, on behalf of Castle Farms LLC, 6 Riverside Industrial Park, Rome, GA 30161, submitted a combined Remedial Investigation and Final Report concerning remediation of site groundwater contaminated with TCE. The report is intended to document remediation of the site to the Site-Specific Standard. Soils obtained a non-residential Statewide Health release of liability in November 2003.

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:

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 Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 20, 2006.

Mavis Humphrey Residence, Windham Township, **Bradford County**. Teeter Environmental Services, Inc., R. R. 1, Box 124B, Sayre, PA 18840 on behalf of Mavis Humphrey, R. R. 2, Box 310, Rome, PA 18837 has submitted within 90 days of release a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 20, 2006.

RESIDUAL WASTE GENERAL PERMITS

Permit Renewed under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and residual waste regulations for a general permit to operate residual waste processing facilities and/or the beneficial use of residual waste other than coal ash.

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

General Permit No. WMGR038SE006. Carbon Services of Philadelphia, Inc., 52 Fairview Dr., Lehighton PA 18235. Waste tire processing and beneficial use operation located in the City of Philadelphia. The permit was renewed by the Southeast Regional Office on November 22, 2006.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit Modification Deemed Complete 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.

Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.

Permit No. 101649. Phoenix Resources, Inc., 782 Antrim Rd., Wellsboro, PA 16901, located in Duncan Township, **Tioga County**. The major permit modification for the Groundwater Abatement Plan of the Construction/Demolition waste landfill was deemed complete by the Williamsport Regional Office on November 7, 2006.

Persons interested in reviewing the permit may contact David Garg, P. E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3653. TDD users may contact the Department through the Pennsylvania Relay Service, 800-654-5984.

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

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

Permit ID No. 301246. Innovative Supply, Inc., 4417 Route 30, Latrobe, PA 15650. Operation of a residual waste processing facility in Unity Township, **Westmoreland County**. Permit terminated in the Regional Office on November 22, 2006.

AIR QUALITY

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

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

09-301-124GP: Orchard Hill Memorial Park, Inc. (187 Route 94, Lafayette, NJ 07848) on November 27, 2006, to operate an animal crematory in Richland Township, **Bucks County**.

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

64-310-020: Haines and Kibblehouse, Inc. (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on November 22, 2006, to construct and operate a Pegson portable stone crushing plant and associated air cleaning device at the Bedrock Quarry, in Damascus Township, **Wayne County**.

64-310-020: Haines and Kibblehouse, Inc. (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on November 22, 2006, to construct and operate a portable stone crushing plant and associated air cleaning device at Hazleton Materials in Foster Township, **Luzerne County**.

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

GP-37-011: Dairy Farmers of America, Inc. (State Routes 18 and 208, New Wilmington, PA 16142) for a natural gas fired boiler in Wilmington Township, **Lawrence County**.

GP-43-295: Dairy Farmers of America, Inc. (82 North Street, West Middlesex, PA 16159) for a natural gas fired boiler in West Middlesex, **Mercer County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

09-0189: Eureka Stone Quarry-Warrington (Route 611, Warrington, PA 18914) on November 27, 2006, to operate a dust suppression system in Warrington Township, **Bucks County**.

09-0142A: ML 35, LLC (35 Runway Road, Levittown, PA 19057) on November 27, 2006, to operate an (2 MW) emergency generator in Bristol Township, **Bucks County**.

09-0032: Eureka Stone Quarry, Inc. (P. O. Box 249, Chalfont, PA 18914) on November 27, 2006, to operate a dust suppression system in Warrington Township, **Bucks County**.

15-0124: MacKissic, Inc. (1189 Old Schuylkill Road, P. O. Box 0111, Parker Ford, PA 19457) on November 27, 2006, to operate a paint spray booth in East Coventry Township, **Chester County**.

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

39-309-066: Lafarge North America, Inc. (5160 Main Street, Whitehall, PA 18052) on November 15, 2006, to install nine air cleaning devices to collect particulate emissions from the reclaim belt conveyor system, and to construct a pebble lime silo and associated air cleaning device in Whitehall Township, **Lehigh County**.

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

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

23-0091A: Union Packaging, LLC (6250 Baltimore Avenue, Yeadon, PA 19050) on November 16, 2006, to operate a flexographic printing press in Yeadon Borough, **Delaware County**.

46-0180: Transicoil Corp. (9 Iron Bridge Drive, Colledgeville, PA 19426) on November 27, 2006, to operate three solvert vapor degreasers in Perkiomen Township, **Montgomery County**.

46-0180A: Transicoil Corp. (9 Iron Bridge Drive, Colledgeville, PA 19426) on November 27, 2006, to operate a methanol glass cleaning operation in Perkiomen Township, **Montgomery County**.

23-0001W: Sunoco, Inc. (R & M) (P. O. Box 426, Marcus Hook, PA 19061-0426) on November 24, 2006, to operate a desulphurize gasoline (Tier II) in Marcus Hook Borough, **Delaware County**.

15-0027I: Johnson Matthey, Inc. (456 Devon Park Drive, Wayne, PA 19087) on November 28, 2006, to modify the operation of two diesel catalyts production Lines and pollution control equipment Tredyffrin Township, **Chester County**.

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

60-399-002: Ritz-Craft Corp. (15 Industrial Park Road, Mifflinburg, PA 17844) on November 17, 2006, to operate two mobile/modular home assembly plants and a surface coating operation on a temporary basis until March 17, 2007, in Mifflinburg Borough, **Union County**. The plan approval has been extended.

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

37-023D: Orion Power MidWest LP—New Castle Plant (Route 168, New Castle, PA 16101) on December 31, 2006, to modify the SNCR system operation in Taylor Township, **Lawrence County**.

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

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

46-00001: Moyer Packing Co. (741 Souder Road, Souderton, PA 18964) on November 28, 2006, to renew their Title V Operating Permit in Franconia Township, **Montgomery County**. The initial permit was issued on August 7, 2001, and was modified on March 31, 2006. The facility is a meat-packing and rendering plant, which emits major levels of NOx and SOx from the boilers on site. No changes have taken place at this facility that were not previously permitted. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting. The sources at this facility are not subject to Compliance Assurance Monitoring under 40 CFR Part 64.

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

V05-013: ConocoPhillips Co.—Philadelphia Terminal (G Street and Hunting Park Avenue, Philadelphia, PA 19124) on November 22, 2006, to operate a gasoline terminal facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two petroleum products loading racks, nine petroleum products storage tanks (five with vapor pressure <11psia and three with vapor pressure ≤ 1.5 psia), and two oil-water separators. The facility's gasoline loading is controlled by a vapor recovery unit.

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

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

46-00029: Glasgow, Inc.—Spring House Asphalt Plant and Quarry (PA Route 309 and Hartman Road, Montgomeryville, PA 18936) on November 28, 2006, to operate a non-Title V, State-only, Synthetic Minor Permit in Montgomery Township, **Montgomery County**. Glasgow, Inc. owns and operates a stationary stone crushing plant, an electric powered portable stone crushing plant, and a batch asphalt plant at this location. This permit also includes another portable stone crushing plant that operates at this facility and is shared with other asphalt plants and quarries under the control of Glasgow, Inc. This facility has the potential to emit 20.68 tons of PM per year, 24.9 tons of NOx per year, 6.8 tons of VOCs per year, 13.15 tons of SO₂ per year, and 59.53 tons CO per year. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

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

56-00204: Columbia Gas Transmission Corp. (138 Columbia Drive, Salisbury, PA 15558) on November 20, 2006, to operate five turbines rated at 1,080 horsepower each along with an assortment of ancillary smaller natural gas-fired units in Greenville Township, **Somerset County**, PA.

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

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

46-00027: Johnson and Johnson Pharmaceutical Research and Development, LLC— Lower Gwynedd (Welsh and McKean Roads, Spring House, PA 19477) on November 28, 2006, for a Minor Modification to Title V Operating Permit No. TVOP-46-00027 in Lower Gwynedd Township, **Montgomery County**. The previously issued Title V Operating Permit (TVOP) has been modified for the permanent removal of the pancrease process. Minor Modification of Title V Operating Permit No. TVOP-15-00027 is issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462.

09-00074: PCR Enterprises, Inc. (401 Fairview Avenue, Quakertown, PA 18951) on November 28, 2006, to issue a State-only Operating Permit Minor Modification under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462 in Quakertown Borough, **Bucks County** for modification to change dust filter operating parameter. The permit will include monitoring, recordkeeping, and reporting requirements designed to keep the facility within all applicable air quality requirements.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Actions

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

Permit No. 56010103 and NPDES No. PA0248789. Hoffman Mining, Inc. (P. O. Box 130, Friedens, PA 15541). Permit renewal for reclamation only of a bituminous surface auger mine in Shade Township, **Somerset County**, affecting 95.5 acres. Receiving streams: UNTs to/and Oven Run, classified for the following uses: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: October 24, 2006. Permit issued: November 8, 2006.

11000104 and NPDES No. PA0248851. Hoffman Mining, Inc. (P. O. Box 130, 118 Runway Road, Friedens,

PA 15541). Revision of an existing bituminous surface and auger mine to add 17.2 acres to the permit area and to include mining on the Middle Kittanning and the Lower Kittanning seams. A road variance to allow surface mining activities within 100 feet of Township Road T-300. The road variance is along the northern side of T-300, beginning approximately 4,750 feet northeast of the intersection of T-300 and SR 2001, and then continues in a northeast direction for approximately 4,500 feet. Also, the application includes a road variance for the southern side of T-300 beginning approximately 5,050 feet northeast of the intersection of T-300 and SR 2001, and then continues in a northeast direction for approximately 600 feet. Total SMP acres goes from 133.8 to 151.0 in Adams Township, **Cambria County**. Receiving stream: Paint Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: June 19, 2006. Permit issued: November 15, 2006.

56990105 and NPDES No. PA0235202. Marquise Mining Corporation (3889 Menoher Boulevard, Johnstown, PA 15905). Permit renewal for the continued operation and restoration of a bituminous surface-auger mine in Quemahoning Township, **Somerset County**, affecting 168.5 acres. Receiving streams: UNTs to the Stonycreek River and Stonycreek River classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Border Dam SWI. Application received: August 18, 2006. Permit issued: November 16, 2006.

Permit No. 56960110 and NPDES No. PA0234281. PBS Coals, Inc. (P. O. Box 260, Friedens, PA 15541). Permit renewal for reclamation only of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 312.2 acres. Receiving streams: UNTs to and Blue Lick Creek, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: October 26, 2006. Permit issued: November 20, 2006.

Permit No. 56010105 and NPDES No. PA0249068. Godin Bros, Inc. (128 Colton Drive Stoystown, PA 15563). Permit renewal for reclamation only of a bituminous surface mine in Jenner Township, **Somerset County**, affecting 34.8 acres. Receiving streams: UNTs to and Quemahoning Creek, classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Authority Quemahoning. Application received: October 27, 2006. Permit issued: November 20, 2006.

56060105 and NPDES No. PA0249971. AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15650). Commencement, operation and restoration of a bituminous surface-auger mine in Jenner Township, **Somerset County**, affecting 120.1 acres. Receiving streams: UNTs to Quemahoning Reservoir to Quemahoning Creek to the Stoney Creek River to the Conemaugh River classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Authority. The application includes a stream encroachment to modify and maintain an existing stream crossing and conduct activities within 100 feet of the stream as necessary for the crossing of UNT No. 2 to Quemahoning Creek. Application received: April 25, 2006. Permit issued November 20, 2006.

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

03020103 and NPDES Permit No. PA0250074. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Permit renewal issued for continued reclamation only of a bituminous surface mining site located in South Bend Township, **Armstrong County**, affecting 20.3 acres. Receiving streams: UNT "A & B" to Big Run; UNT to Whiskey Run; Big Run; Whiskey Run. Application received: September 8, 2006. Renewal issued: November 13, 2006.

26040105 and NPDES Permit No. PA0250635. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687-1301). Permit issued for commencement, operation and reclamation of a bituminous surface mining site/preparation and processing facility located in Dunbar Township, **Fayette County**, affecting 364.6 acres. Receiving streams: UNTs to Laurel Run and Ferguson Run. Application received: December 14, 2004. Permit issued: November 14, 2006.

6050101 and NPDES Permit No. PA0250775. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687-1301). Permit issued for commencement, operation, and reclamation of a bituminous surface mining site/coal preparation and processing facility located in Derry and Ligonier Townships, **Westmoreland County**, affecting 450.36 acres. Receiving streams: UNTs to Loyalhanna Creek and Loyalhanna Creek. Application received: July 29, 2005. Permit issued: November 16, 2006.

02783003 and NPDES Permit No. PA0126681. Bologna Mining Company (P. O. Box 271, Burgettstown, PA 15021). Renewal issued for continued reclamation only (treatment of discharges) at an existing bituminous surface mining site located in North Fayette Township, **Allegheny County**, affecting 6.9 acres. Receiving streams: UNT to the North Branch of Robinson Run. Application received: April 25, 2006. Renewal issued: November 20, 2006.

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

17050107 and NPDES No. PA0256269. AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15650). Commencement, operation and restoration of a bituminous surface-auger mine in Girard Township, **Clearfield County**, affecting 209.6 acres. Receiving streams: UNTs to Little Surveyor Run; UNT to Surveyor Run, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: August 15, 2005. Permit issued: November 6, 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. Permit issued: September 13, 2006.

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

54960101R2. Mountaintop Coal Mining, Inc. (P. O. Box 183, Elysburg, PA 17824). Renewal of an existing anthracite surface mine operation in Barry and Foster Townships, **Schuylkill County** affecting 246.4 acres; receiving stream: Hans Yost Creek. Application received: July 10, 2006. Renewal issued: November 17, 2006.

54840202T. Blaschak Coal Corp. (P. O. Box 12, Mahanoy City, PA 17948). Transfer of an existing anthracite coal refuse reprocessing operation in Branch Township, **Schuylkill County** affecting 50.0 acres; receiving stream: none. Application received July 13, 2006. Transfer issued: November 17, 2006.

54773005R4. Reading Anthracite Company (P. O. Box 1200, Pottsville, PA 17901). Renewal of an existing anthracite surface mine operation in St. Clair Borough, East Norwegian and Blythe Townships, **Schuylkill County** affecting 2,108.0 acres; receiving stream: none. Application received: January 3, 2006. Renewal issued: November 22, 2006.

49871603R3. D. Dale Lenig (R. R. 1 Box 292, Shamokin, PA 17872). Renewal of an existing anthracite coal preparation plan operation in Little Mahanoy Township, **Northumberland County** affecting 2.1 acres; receiving stream: none. Application received: July 17, 2006. Renewal issued: November 27, 2006.

Noncoal Permits Actions

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

Permit No. 6476SM12 and NPDES Permit No. PA0612464. N. L. Minich & Sons, Inc. (730 North College Street, Carlisle, PA 17013-1800). Renewal of NPDES Permit, North Middleton Township, **Cumberland County**. Receiving streams: Meetinghouse Run classified for the following use: WWF. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received: September 28, 2006. Permit issued: November 21, 2006.

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

10010306 and NPDES Permit No. PA0241903. Three Rivers Aggregates (P. O. Box 6090, Falmouth, VA 22403). Transfer of an existing sand and gravel operation from G. L. McKnight, Inc. in Worth Township, **Butler County** affecting 122.0 acres. Receiving streams: UNT to Slippery Rock Creek. Application received: April 26, 2006. Permit Issued: November 15, 2006.

37860306 and NPDES Permit No. PA0212032. Three Rivers Aggregates (P. O. Box 6090, Falmouth, VA 22403). Transfer of an existing sand and gravel operation from G. L. McKnight, Inc. in Plain Grove Township, Lawrence County affecting 103.0 acres. Receiving streams: Taylor Run. Application received: April 26, 2006. Permit Issued: November 15, 2006.

10000305 and NPDES Permit No. PA0241792. Three Rivers Aggregates (P. O. Box 6090, Falmouth, VA 22403). Transfer of an existing sand and gravel operation from G. L. McKnight, Inc. in Worth Township, **Butler County** affecting 111.0 acres. Receiving streams: UNT to Black Run and Black Run. Application received: April 26, 2006. Permit Issued: November 15, 2006.

37940302 and NPDES Permit No. PA0212041. Three Rivers Aggregates (P. O. Box 6090, Falmouth, VA 22403). Transfer of an existing sand and gravel operation from G. L. McKnight in Scott and Plain Grove Townships, **Lawrence County** affecting 134.0 acres. Receiving streams: UNT to Slippery Rock Creek and UNT to Taylor Run. Application received: April 26, 2006. Permit issued: November 15, 2006.

37990301 and NPDES Permit No. PA0241474. Three Rivers Aggregates (P. O. Box 6090, Falmouth, VA 22403). Transfer of an existing sand and gravel

operation from G. L. McKnight in Plain Grove Township, **Lawrence County** affecting 31.0 acres. Receiving streams: UNTs to Taylor Run and Taylor Run. Application received: April 26 2006. Permit Issued: November 15, 2006.

37910305 and NPDES Permit No. PA0208485. Three Rivers Aggregates (P. O. Box 6090, Falmouth, VA 22403). Transfer of an existing sand and gravel operation from G. L. McKnight in Plain Grove Township, **Lawrence County** affecting 51.0 acres. Receiving streams: Taylor Run and UNT to Taylor Run. Application received: April 26, 2006. Permit Issued: November 15, 2006.

20060804. Patrick W. Burgess (22995 Olsen Road, Union City, PA 16438). Commencement, operation and restoration of a small noncoal sand and gravel operation in Bloomfield Township, **Crawford County** affecting 7.5 acres. Receiving streams: Oil Creek. Application received: July 24, 2006. Permit Issued: November 15, 2006.

33060801. Gary Lindemuth (1116 Sterrett Road, Reynoldsville, PA 15851). Commencement, operation and restoration of a small noncoal sandstone operation in Washington Township, **Jefferson County** affecting 5.0 acres. Receiving streams: Horm Run. Application received: June 14, 2006. Permit Issued: November 15, 2006.

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

08060813. D. Terry and Tracy Keeney (P. O. Box 85, Wyalusing, PA 18853). Commencement, operation and restoration of a quarry operation (flagstone) in Wilmot Township, **Bradford County**, affecting 3 acres. Receiving stream: Sugar Run Creek; tributary to Susquehanna. Application received: July 10, 2006. Permit issued: November 3, 2006.

18060801. Benson W. Probst (668 German Road, Lock Haven, PA 17745). Commencement, operation and restoration of a quarry operation (topsoil) in Wayne Township, **Clinton County**, affecting 5 acres. Receiving streams: McElhattan Run; Susquehanna River; Tributary to Chesapeake Bay. Application received: May 9, 2006. Permit issued: November 9, 2006.

08062805. Bronson Construction Company, Inc. (R. R. 3, Box 229, Troy, PA 16947). Commencement, operation and restoration of a quarry operation (sand and gravel) in N. Towanda Township, **Bradford County**, affecting 5 acres. Receiving stream: Sugar Creek, tributary to Susquehanna River. Application received: July 19, 2006. Permit issued: November 6, 2006.

14062801. A & A Construction Company, Inc. (1262 Ridge Road, Clarence, PA 16829). Commencement, operation and restoration of a quarry operation (topsoil, gravel, shale and sandrock), with upgrade from 2,000 tons to 10,000 tons, in Burnside and Snow Shoe Townships, **Centre County**, affecting 2 acres. Receiving streams: UNT to North Fork Beech Creek; tributary to North Fork and Beech Creek. Application received: October 27, 2006. Permit issued: November 6, 2006.

4976SM6. Martin Construction (Ronald Weed, 19 E. Wellsboro Street, Mansfield, PA 16933). Noncoal mining operation in Richmond Township, **Tioga County**. Restoration of 5.0 acres completed. Receiving stream: Lambs Creek Tributary to Tioga River. Application received: November 29, 1976. Final bond release: November 20, 2006.

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

58060842. David J. Dudock (P. O. Box 82, Meshoppen, PA 18630). Commencement, operation and restoration of a quarry operation in Auburn Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received: May 26, 2006. Permit issued: November 16, 2006.

58060855. John Kamarauskas (R. R. 4, Box 119, Montrose, PA 18801). Commencement, operation and restoration of a quarry operation in Rush Township, **Susquehanna County** affecting 1 acre, receiving stream: none. Application received: July 17, 2006. Permit issued: November 22, 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.

28064177. David H. Martin Excavating, Inc. (4601 Cumberland Highway, Chambersburg, PA 17201-9655). Blasting activity permit issued for residential development in Greene Township, **Franklin County**. Blasting activity permit end date is June 6, 2008. Permit issued: November 8, 2006.

21064190. John W. Gleim, Jr., Inc. (625 Hamilton Street, Carlisle, PA 17013-1925). Blasting activity permit issued for residential development in Silver Spring Township, **Cumberland County**. Blasting activity permit end date is August 15, 2007. Permit issued: November 8, 2006.

21064189. John W. Gleim, Jr., Inc. (625 Hamilton Street, Carlisle, PA 17013-1925). Blasting activity permit issued for residential development in Silver Spring Township, **Cumberland County**. Blasting activity permit end date is August 15, 2007. Permit issued: November 8, 2006.

32064005. Appalachian Geophysical Services, LLC (P. O. Box 426, Killbuck, OH 44637). Blasting activity permit issued for seismic exploration project in Center Township, **Indiana County**. Blasting activity permit end date is December 30, 2006. Permit issued: November 15, 2006.

32064004. Appalachian Geophysical Services, LLC (P. O. Box 426, Killbuck, OH 44637). Blasting activity permit issued for seismic exploration project in East Mahoning Township, **Indiana County**. Blasting activity permit end date is December 30, 2006. Permit issued: November 15, 2006.

28064178. Geological Tech, Inc. (P. O. Box 70, Falling Waters, WV 25419-0070). Blasting activity permit issued for commercial development in Washington Township, **Franklin County**. Blasting activity permit end date is November 14, 2007. Permit issued: November 15, 2006.

21064191. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013-0608). Blasting activity permit issued for residential development in South Middleton Township, **Cumberland County**. Blasting activity permit end date is November 30, 2007. Permit issued: November 15, 2006.

01064122. Newville Construction Services, Inc. (408 Mohawk Road, Newville, PA 17241-9424). Blasting

activity permit issued for commercial development in Straban Township, **Adams County**. Blasting activity permit end date is November 14, 2007. Permit issued: November 15, 2006.

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

02064010. Wampum Hardware Co. (636 Paden Road, New Galilee, PA 16141). Blasting activity permit at the Kelly Run Landfill, located in Forward Township, **Allegheny County**, with an expected duration of 1 year. Permit issued: November 21, 2006.

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

46064129. Austin Powder Company (25800 Science Park Drive, Cleveland, OH 44122). Construction blasting for North View Estates in Palmer Township, **Northampton County** with an expiration date of November 9, 2007. Permit issued: November 13, 2006.

64064118. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431). Construction blasting for Kernwood Development in Oregon Township, **Wayne County** with an expiration date of November 10, 2007. Permit issued: November 13, 2006.

67064141. Fitz & Smith, Inc. (P. O. Box 178, Dallastown, PA 17313). Construction blasting for Ashcombe Farms Subdivision in Dover Township, **York County** with an expiration date of November 9, 2007. Permit issued: November 13, 2006.

67064142. Newville Construction Services, Inc. (408 Mohawk Road, Newville, PA 17241). Construction blasting for Eastern York High School in Lower Windsor Township, **York County** with an expiration date of November 1, 2007. Permit issued: November 13, 2006.

06064141. Newville Construction Services, Inc. (408 Mohawk Road, Newville, PA 17241). Construction blasting for The Reserves at Bally Heights in Washington Township, **Berks County** with an expiration date of November 1, 2007. Permit issued: November 14, 2006.

06064142. Dyno Nobel, Inc. (1320 Galiffa Drive, Donora, PA 15033). Construction blasting for Norfolk Southern Titus railroad widening in Lower Alsace Township, **Berks County** with an expiration date of May 30, 2007. Permit issued: November 14, 2006.

06065143. Schlouch, Inc. (P. O. Box 69, Blandon, PA 19510). Construction blasting for The Shoppes at Wyomissing in Wyomissing Borough, **Berks County** with an expiration date of December 1, 2007. Permit issued: November 14, 2006.

39064122. Schlouch, Inc. (P. O. Box 69, Blandon, PA 19510). Construction blasting for Parkland Hollow in North Whitehall Township, **Lehigh County** with an expiration date of November 14, 2007. Permit issued: November 14, 2006.

46064137. Newville Construction Services, Inc. (408 Mohawk Road, Newville, PA 17241). Construction blasting for Peco Utilities in Montgomery Township, **Montgomery County** with an expiration date of November 1, 2007. Permit issued: November 14, 2006.

360641113. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for Harvest Meadows in East Lampeter Township, **Lancaster County** with an expiration date of December 30, 2007. Permit issued: November 15, 2006.

36064114. Newville Construction Services, Inc. (408 Mohawk Road, Newville, PA 17241). Construction blasting for Millwood Substation in Pequea Township, **Lancaster County** with an expiration date of November 14, 2007. Permit issued: November 15, 2006.

38064132. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for Lebanon Valley Brethern Home in North Londonderry Township, **Lebanon County** with an expiration date of December 30, 2007. Permit issued: November 15, 2006.

38064133. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for Iron Valley Development in Cornwall Borough, **Lebanon County** with an expiration date of December 30, 2007. Permit issued: November 15, 2006.

45064170. Geological Technologies, Inc. (P. O. Box 70, Falling Waters, WV 25419). Construction blasting for Pipeline at East Stroudsburg in Smithfield Township, **Monroe County** with an expiration date of November 14, 2007. Permit issued: November 20, 2006.

46064138. Allan A. Myers, Inc. d/b/a Independence Construction Materials (P. O. Box 98, Worcester, PA 19490). Construction blasting for Conshohocken Rail Extension in Plymouth Township, **Montgomery County** with an expiration date of November 15, 2007. Permit issued: November 20, 2006.

38064134. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for Fairview School in South Lebanon Township, **Lebanon County** with an expiration date of December 30, 2006. Permit issued: November 21, 2006.

48064130. DC Guelich Explosives, Inc. (R. R. 3 Box 125A, Clearfield, PA 16830). Construction blasting for LESI PA Bethlehem Landfill in Lower Saucon Township, **Northampton County** with an expiration date of November 20, 2007. Permit issued: November 27, 2006.

ABANDONED MINE RECLAMATION

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232, No. (814) 797-2706.

Bond Forfeiture	PBF 33990907.1
Contract Awarded	
Location	Washington Township Jefferson County
Description	Act 181 Bond Forfeiture Reclamation Dale Hollobaugh Permit No. 33990907
Contractor	Fairview Coal Company Ridgway, PA 15853
Amount	\$99,900
Date of Award	November 20, 2006

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232, (814) 797-2706.

Bond Forfeiture	PBF 43820102.1
Contract Awarded	
Location	Liberty and Mercer Townships Mercer and Butler Counties
Description	Act 181 Bond Forfeiture Reclamation C & K Coal Company Permit No. 43820102

Contractor	Quality Aggregates, Inc. Neville Island, PA 15225
Amount	\$94,770.06
Date of Award	November 20, 2006

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E64-260. Frank Muggeo and Michael Muggeo, 73 Buckingham Drive, Beacon Falls, CT 06403. Lake Township, **Wayne County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 150-foot long driveway crossing through a de minimis area of wetlands equal to 0.05 acre for the purpose of providing access to a single family residence (Lake Ariel, PA Quadrangle N: 18.1 inches; W: 1.0 inches). (Subbasin: 01B)

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

E21-391: Hampden Township, 230 South Sporting Hill Road, Mechanicsburg, PA 17050-3097 in Hampden Township, **Cumberland County**, ACOE Baltimore District.

To construct and maintain a 10-foot wide single span bike trail bridge of 50 feet with an underclearance of 5 feet across Sears Run (WWF) to improve the biking trail located 1800 feet from its confluence with Conodoguinet Creek (Harrisburg West, PA Quadrangle N: 1.9 inches; W: 13.3 inches; Latitude: 40° 15' 38"; Longitude: 76° 58' 13") in Hampden Township, Cumberland County.

E36-806: Manheim Township, 1840 Municipal Drive, Lancaster, PA 17601 in Manheim Township, **Lancaster County**, ACOE Baltimore District.

To relocate a 130-foot section of Bachman Run (WWF) upstream of Buckwalter Road for the purpose of widening the roadway, and replace an existing 23-foot long 29" by 42" corrugated metal pipe culvert under Buckwalter Road with a 51-foot long 29" by 45" reinforced concrete pipe culvert (Manheim, PA Quadrangle N: 0.2 inch; W: 9.6 inches; Latitude: 40° 07' 34", Longitude: 76° 19' 07"). This permit authorizes maintenance of the new culvert. Total permanent stream impacts are 181 LF. The relocated channel will have a new alignment north of the roadway, and have a low flow channel with 3:1 sloped benches. The banks will be lined with erosion control matting.

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

E03-441. Department of Transportation, Engineering District 10-0, P. O. Box 429, 2550 Oakland Avenue, Indiana, PA 15701. To replace and relocate a section of RCP in Pine Township, **Armstrong County**, Pittsburgh ACOE District. (Templeton, PA Quadrangle N: 9.5 inches; W: 12.0 inches and Latitude: 40° 55' 18"— Longitude: 79° 27' 40"). To construct and maintain a 250 LF replacement and relocation of the lower section of an existing 580 LF, 72-inch diameter RCP on Whiskey Run (WWF) with a drainage area of 1.5 square miles located at the northern edge of the Village of Templeton; and construct and maintain various 18" to 24" diameter stormwater outfalls with drainage areas less than 100 acres discharging to the Allegheny River. This project is associated with the three quarter mile long realignment and improvement project of SR 1003 between the confluence of the Allegheny River and Mahoning Creek to the north, and the confluence of the Allegheny River and Whiskey Run to the south.

[Pa.B. Doc. No. 06-2416. Filed for public inspection December 8, 2006, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) website at www.depweb.state.pa.us (DEP Keywords: "Technical Guidance"). The "Final Documents" heading is

the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2006.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Final Technical Guidance

DEP ID: 254-2000-715. Title: Use of Waste from Land Clearing, Grubbing and Excavation (LCGE) and the Use of Concrete or Other Clean Fill Materials Containing Protruding Rebar or Other Metal as Clean Fill. Description: This policy provides guidance for the use of waste from land clearing, grubbing and excavation (LCGE) as clean fill, including provisions for the use of concrete containing protruding rebar as clean fill. Substantive changes were proposed to the guidance, which was initially issued on March 20, 1990, under the title of "Definition of Clean Fill." The substantive changes, emanating from new regulations concerning the use of waste from land clearing, grubbing and excavation as clean fill and policy modifications concerning the safe management of protruding rebar from concrete, were advertised for public comment at 36 Pa.B. 1294 (March 18, 2006). Comments were received which have been addressed by the Department in a separate Comment and Response document that is available on the Department's website at www.depweb.state.pa.us (DEP Keyword: Technical Guidance). Upon finalization of the substantive revisions to the policy, the Department incorporated modified provisions concerning the management of uncontaminated concrete containing protruding rebar, including measures that are recommended to prevent or minimize safety hazards. The guidance is issued under the authority of the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003). Contact: Habib Sharifihosseini, Department of Environmental Protection, Bureau of Waste Management, Division of Municipal and Residual Waste, P. O. Box 8472, Rachel Carson State Office Building, 14th Floor, Harrisburg, PA 17105-8472, (717) 783-7500, hsharifiho@state.pa.us Effective Date: December 9, 2006.

KATHLEEN A. MCGINTY,

Secretary

[Pa.B. Doc. No. 06-2417. Filed for public inspection December 8, 2006, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Altoona Hospital Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Altoona Hospital Surgery Center has requested an exception to the requirements of 28 Pa. Code § 553.31 (relating to administrative responsibilities).

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. 06-2418. Filed for public inspection December 8, 2006, 9:00 a.m.]

Application of Carbon-Schuylkill Endoscopy Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Carbon-Schuylkill Endoscopy Center has requested an exception to the requirements of 28 Pa. Code § 555.31 (relating 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.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

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. 06-2419. Filed for public inspection December 8, 2006, 9:00 a.m.]

Application of Clearfield Hospital for Exception

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

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

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

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

Persons with a disability who wish to obtain a copy of a request and 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. 06-2420. Filed for public inspection December 8, 2006, 9:00 a.m.]

Application of Endoscopy Center of Delaware County for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Endoscopy Center of Delaware County 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. 06-2421. Filed for public inspection December 8, 2006, 9:00 a.m.]

Application of Grand View Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Grand View Hospital has requested an exception to the requirements of 28 Pa. Code § 51.23 (relating to positron emission tomography).

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. 06-2422. Filed for public inspection December 8, 2006, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Million Dollar Blockbuster Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Million Dollar Blockbuster.

2. *Price:* The price of a Pennsylvania Million Dollar Blockbuster instant lottery game ticket is \$20.

3. *Play Symbols:* Each Pennsylvania Million Dollar Blockbuster instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Star symbol (STAR), Gold Bar symbol (GLDBAR) and a 5X symbol (5TIMES).

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$10⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$30\$ (THIRTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$250 (TWOHNFTY), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO), \$10,000 (TEN THO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$20, \$25, \$30, \$40, \$50, \$100, \$200, \$250, \$400, \$500, \$1,000, \$5,000, \$10,000 and \$1,000,000. The \$1,000,000 top prize is a lump sum cash payment. A player can win up to 20 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 5,400,000 tickets will be printed for the Pennsylvania Million Dollar Blockbuster instant lottery game.

7. Determination of Prize Winners:

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

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

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

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5,000 (FIV THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 5X symbol (5TIMES), and a prize symbol of \$1,000 (ONE THO) appears under the 5X symbol (5TIMES) on a single ticket, shall be entitled to a prize of \$5,000.

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

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

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

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 5X symbol (5TIMES), and a prize symbol of \$200 (TWO HUN) appears under the 5X symbol (5TIMES) on a single ticket, shall be entitled to a prize of \$1,000.

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

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

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 5X symbol (5TIMES), and a prize symbol of \$100 (ONE HUN) appears under the 5X symbol (5TIMES) on a single ticket, shall be entitled to a prize of \$500.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$400 (FOR HUN) appears under the Star symbol (STAR) on a single ticket, shall be entitled to a prize of \$400.

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

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

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$250 (TWOHNFTY) appears under the Star symbol (STAR) on a single ticket, shall be entitled to a prize of \$250.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 5X symbol (5TIMES), and a prize symbol of \$50\$ (FIFTY) appears under the 5X symbol (5TIMES) on a single ticket, shall be entitled to a prize of \$250.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$200 (TWO HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

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

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Gold Bar symbol (GLDBAR), and a prize symbol of \$100 (ONE HUN) appears under the Gold Bar symbol (GLDBAR) on a single ticket, shall be entitled to a prize of \$200.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 5X symbol (5TIMES), and a prize symbol of \$40\$ (FORTY) appears under the 5X symbol (5TIMES) on a single ticket, shall be entitled to a prize of \$200.

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

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

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

(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 5X symbol (5TIMES), and a prize symbol of \$20\$ (TWENTY) appears under the 5X symbol (5TIMES) on a single ticket, shall be entitled to a prize of \$100.

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

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

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Gold Bar symbol (GLDBAR), and a prize symbol of \$25\$ (TWY FIV) appears under the Gold Bar symbol (GLDBAR) on a single ticket, shall be entitled to a prize of \$50.

(dd) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 5X symbol (5TIMES), and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the 5X symbol (5TIMES) on a single ticket, shall be entitled to a prize of \$50.

(ee) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40\$ (FORTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(ff) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$40\$ (FORTY) appears under the Star symbol (STAR) on a single ticket, shall be entitled to a prize of \$40.

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

(hh) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30\$ (THIRTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(ii) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol

(STAR), and a prize symbol of \$30\$ (THIRTY) appears under the Star symbol (STAR) on a single ticket, shall be entitled to a prize of \$30.

(jj) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$25\$ (TWY FIV) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(kk) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$25\$ (TWY FIV) appears under the Star symbol (STAR) on a single ticket, shall be entitled to a prize of \$25.

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

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

(nn) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Gold Bar symbol (GLDBAR), and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the Gold Bar symbol (GLDBAR) on a single ticket, shall be entitled to a prize of \$20.

(oo) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

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

<i>When Any Of Your Numbers Match Any Of The Winning Numbers, Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
\$10 × 2	\$20	75	72,000
\$10 w/Gold Bar	\$20	25	216,000
\$20 w/Star	\$20	75	72,000
\$20	\$20	30	180,000
\$25 w/Star	\$25	25	216,000
\$25	\$25	37.50	144,000
\$10 × 3	\$30	75	72,000
\$30 w/Star	\$30	150	36,000
\$30	\$30	75	72,000
\$10 × 4	\$40	150	36,000
\$20 × 2	\$40	150	36,000
\$20 w/Gold Bar	\$40	150	36,000
\$40 w/Star	\$40	150	36,000
\$40	\$40	150	36,000
\$10 × 5	\$50	150	36,000
\$25 × 2	\$50	300	18,000
\$25 w/Gold Bar	\$50	150	36,000
\$10 w/5X	\$50	150	36,000
\$50 w/Star	\$50	300	18,000
\$50	\$50	150	36,000
\$10 × 10	\$100	150	36,000
\$20 × 5	\$100	150	36,000

<i>When Any Of Your Numbers Match Any Of The Winning Numbers, Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
\$20 w/5X	\$100	150	36,000
\$50 w/Gold Bar	\$100	300	18,000
\$100 w/Star	\$100	300	18,000
\$100	\$100	150	36,000
\$10 × 20	\$200	1,714	3,150
\$20 × 10	\$200	1,714	3,150
\$25 × 8	\$200	1,714	3,150
\$40 w/5X	\$200	1,714	3,150
\$100 w/Gold Bar	\$200	1,714	3,150
\$100 × 2	\$200	1,714	3,150
\$200 w/Star	\$200	1,714	3,150
\$200	\$200	1,500	3,600
\$25 × 10	\$250	12,000	450
\$50 × 5	\$250	12,000	450
\$50 w/5X	\$250	12,000	450
\$250 w/Star	\$250	12,000	450
\$250	\$250	12,000	450
\$20 × 20	\$400	3,000	1,800
\$25 × 16	\$400	3,000	1,800
\$100 × 4	\$400	3,000	1,800
\$200 × 2	\$400	3,000	1,800
\$200 w/Gold Bar	\$400	3,000	1,800
\$400 w/Star	\$400	3,000	1,800
\$400	\$400	3,000	1,800
\$25 × 20	\$500	12,000	450
\$50 × 10	\$500	12,000	450
\$100 × 5	\$500	12,000	450
\$200 w/Gold Bar + \$100	\$500	12,000	450
\$100 w/5X	\$500	12,000	450
\$500 w/Star	\$500	12,000	450
\$500	\$500	12,000	450
\$50 × 20	\$1,000	40,000	135
\$100 × 10	\$1,000	40,000	135
\$200 × 5	\$1,000	40,000	135
\$200 w/5X	\$1,000	40,000	135
\$500 × 2	\$1,000	40,000	135
\$500 w/Gold Bar	\$1,000	40,000	135
\$1,000 w/Star	\$1,000	40,000	135
\$1,000	\$1,000	40,000	135
\$500 × 10	\$5,000	120,000	45
\$1,000 × 5	\$5,000	120,000	45
\$1,000 w/5X	\$5,000	120,000	45
\$5,000	\$5,000	120,000	45
\$500 × 20	\$10,000	1,080,000	5
\$10,000 w/Star	\$10,000	1,080,000	5
\$10,000	\$10,000	1,080,000	5
\$1,000,000	\$1,000,000	1,080,000	5

STAR (STAR) = Win prize shown under it automatically.

GOLD BAR (GLDBAR) = Win double the prize shown under it.

5X (5TIMES) = Win 5 times the prize shown under it.

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

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

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Million Dollar Blockbuster, prize money from winning Pennsylvania Million Dollar Blockbuster instant lottery game tickets will be

retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Million Dollar Blockbuster instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

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

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 06-2423. Filed for public inspection December 8, 2006, 9:00 a.m.]

Pennsylvania \$100,000 A Year For Life Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania \$100,000 A Year For Life.

2. *Price:* The price of a Pennsylvania \$100,000 A Year For Life instant lottery game ticket is \$10.

3. *Play Symbols:* Each Pennsylvania \$100,000 A Year For Life instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), Cash symbol (CASH), \$100 Burst symbol (BURST) and a Star symbol (STAR).

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$5^{.00} (FIV DOL), \$10^{.00} (TEN DOL), \$15\$ (FIFTN), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$50\$ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO), \$10,000 (TEN THO), \$100,000 (ONEHUNTHO) and \$100K/YR/LF (\$100K/YR/LF).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$15, \$20, \$25, \$50, \$100, \$500, \$1,000, \$5,000, \$10,000, \$100,000 and \$100,000 a year for life (\$2 million lifetime minimum). A player can win up to 15 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 10,800,000 tickets will be printed for the Pennsylvania \$100,000 A Year For Life instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100K/YR/LF (\$100K/YR/LF) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000 a year for life (\$2 million lifetime minimum) which will be paid by an initial cash payment of \$100,000 plus equal annual payments of \$100,000 over the lifetime of the winner and continuing under the provisions of 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner) until the \$2 million minimum has been paid to the estate of the deceased. If the winner of the Pennsylvania \$100,000 A Year For Life prize is younger than 18 years of age, the winner will not begin to receive the prize until the winner reaches 18 years of age. Only one claimant per ticket allowed.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

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

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5,000 (FIV THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

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

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$50\$ (FIFTY) appears in ten of the "prize" areas, and a prize symbol of \$100 (ONE HUN) appears in five of the "prize" areas on a single ticket, shall be entitled to a prize of \$1,000.

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

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

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$25\$ (TWY FIV) appears in ten of the "prize" areas, and a prize symbol of \$50\$ (FIFTY) appears in five of the "prize" areas on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING

NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a \$100 Burst symbol (BURST), shall be entitled to a prize of \$100.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Star symbol (STAR), and a prize symbol of \$5⁰⁰ (FIV DOL) appears in ten of the "prize" areas, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "prize" areas on a single ticket, shall be entitled to a prize of \$100.

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

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

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$25\$ (TWY FIV) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol

of \$20\$ (TWENTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

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

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

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

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

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

When Any Of Your Numbers Match Any Of The Winning Numbers, Win With Prize(s) Of:

\$5 × 2
\$10
\$5 × 3
\$10 + \$5
\$15 w/CASH
\$5 × 4
\$5 × 2 + \$10
\$15 + \$5
\$10 × 2
\$20 w/CASH
\$5 × 5
\$5 × 3 + \$10
\$10 × 2 + \$5
\$15 + \$10
\$25
\$5 × 10
\$10 × 5
\$10 × 3 + \$20
\$20 × 2 + \$10
\$50 w/CASH
\$5 × 10 + \$10 × 5 w/STAR
\$10 × 10
\$20 × 5
\$50 × 2
\$100 w/\$100 BURST
\$100
\$25 × 10 + \$50 × 5 w/STAR

<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
\$10	20	540,000
\$10	30	360,000
\$15	60	180,000
\$15	60	180,000
\$15	60	180,000
\$20	60	180,000
\$20	60	180,000
\$20	60	180,000
\$20	60	180,000
\$25	300	36,000
\$25	300	36,000
\$25	300	36,000
\$25	300	36,000
\$25	300	36,000
\$50	300	36,000
\$50	300	36,000
\$50	300	36,000
\$50	300	36,000
\$100	600	18,000
\$100	600	18,000
\$100	600	18,000
\$100	600	18,000
\$100	120	90,000
\$100	600	18,000
\$500	10,000	1,080

When Any Of Your Numbers
Match Any Of The Winning Numbers,
Win With Prize(s) Of:

\$25 × 10 + \$50 × 5
\$50 × 10
\$100 × 5
\$500 w/CASH
\$50 × 10 + \$100 × 5 w/STAR
\$50 × 10 + \$100 × 5
\$100 × 10
\$500 × 2
\$1,000
\$5,000
\$10,000 w/CASH
\$100,000
\$100K/YR/LIFE

Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 10,800,000 Tickets:
\$500	10,000	1,080
\$500	10,000	1,080
\$500	10,000	1,080
\$500	10,000	1,080
\$1,000	15,000	720
\$1,000	15,000	720
\$1,000	15,000	720
\$1,000	15,000	720
\$1,000	15,000	720
\$5,000	120,000	90
\$10,000	120,000	90
\$100,000	1,200,000	9
\$100,000/YR/LIFE	3,600,000	3

CASH (CASH) = Win prize shown under it automatically.

\$100 BURST (BURST) = Win \$100 automatically.

STAR (STAR) = Win all 15 prizes shown.

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

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$100,000 A Year For Life instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$100,000 A Year For Life, prize money from winning Pennsylvania \$100,000 A Year For Life instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania \$100,000 A Year For Life instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania \$100,000 A Year For Life or through normal communications methods.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 06-2424. Filed for public inspection December 8, 2006, 9:00 a.m.]

Rates of Tax on Aviation Gasoline and Jet Fuel for 2007; Oil Company Franchise Tax Rate for 2007; Alternative Fuels Tax Rates for 2007

Aviation Gasoline and Jet Fuels

Under 74 Pa.C.S. § 6121(b) (relating to tax on aviation fuels), the Secretary of Revenue (Secretary) announces

that for calendar year 2007 the rate of tax on aviation gasoline and all other liquid fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in propeller-driven piston engine aircraft or aircraft engines remains at the current rate of 5.3¢¹ per gallon or fractional part thereof.

Under 74 Pa.C.S. § 6131(b) (relating to tax on jet fuels), the Secretary announces that for calendar year 2007 the rate of tax on jet fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in turbine-propeller jet, turbojet and jet-driven aircraft and aircraft engines remains at the current rate of 2.0¢ per gallon or fractional part thereof.

The rate of tax on aviation gasoline is adjusted annually beginning on January 1, 1985 and each January 1 thereafter. The rate of tax on jet fuels is adjusted annually beginning on January 1, 1986 and each January 1 thereafter. Under 74 Pa.C.S. §§ 6121(b) and 6131(b) the rate of each tax increases or decreases 0.1¢ per gallon for each 10% increase or decrease in the producer price index for jet fuel as determined by the U. S. Department of Labor, Bureau of Labor Statistics, for the most recent 12-month period available as of November 1, subject to a maximum rate of 6.0¢ per gallon for aviation gasoline and 2.0¢ per gallon for jet fuels.

On November 1, 2006, the most recently available 12-month period was September 2005 to September 2006, as reported in Bureau of Labor Statistics, U. S. Department of Labor, Producer Price Indexes, September 2006, USDL 06-1812, released October 17, 2006, for which the percentage change was minus (-)1.2%. Accordingly, the aviation gasoline tax rate remains unchanged from the 2006 rate of 5.3¢ per gallon; similarly, the jet fuel tax rate remains unchanged from the 2006 rate of 2.0¢ per gallon.

Oil Company Franchise Tax

The Secretary announces that for the calendar year 2007 the rate of the oil company franchise tax remains at the current rate of 19.2¢ per gallon on all liquid fuels and 26.1¢ per gallon on all fuels used or sold and delivered by

¹The rate of 5.3¢ per gallon consists of the 1.5¢ per gallon tax imposed by the Liquid Fuels and Fuels Tax Act, 75 Pa.C.S. § 9004(c)(1), and the 3.8¢ per gallon additional tax imposed by 74 Pa.C.S. § 6121(a). As limited by 74 Pa.C.S. § 6121(b), the combined rate of these two component taxes may never exceed 6¢ per gallon or be less than 3¢ per gallon.

distributors within this Commonwealth under 75 Pa.C.S. § 9004(b) (relating to imposition of tax, exemptions, and deductions).

The rate of the oil company franchise tax imposed under 75 Pa.C.S. Chapter 95 (relating to taxes for highway maintenance and construction), 75 Pa.C.S. § 9502 (relating to imposition of tax), and collected under 75 Pa.C.S. Chapter 90 (relating to liquid fuels and fuels tax), 75 Pa.C.S. § 9004(b), is determined annually by the Department of Revenue (Department) and announced by each December 15 for the following calendar year. The tax rate is determined on a "cents per gallon equivalent basis," which is defined by 75 Pa.C.S. § 9002 as:

The average wholesale price per gallon multiplied by the decimal equivalent of any tax imposed by section 9502 (relating to imposition of tax), the product of which is rounded to the next highest tenth of a cent per gallon. The rate of tax shall be determined by the Department of Revenue on an annual basis beginning every January 1 and shall be published as a notice in the Pennsylvania Bulletin no later than the preceding December 15. In the event of a change in the rate of tax imposed by section 9502, the Department shall redetermine the rate of tax as of the effective date of such change and give notice as soon as possible.

"Average wholesale price" as used above is defined as:

The average wholesale price per gallon of all taxable liquid fuels and fuels, excluding the federal excise tax and all liquid fuels taxes, as determined by the Department of Revenue for the 12-month period ending on the September 30 immediately prior to January 1 of the year for which the rate is to be set. In no case shall the average wholesale price be less than 90¢ nor more than \$1.25 per gallon.

For the 12-month period ending September 30, 2006 the Department has determined that the average wholesale price of liquid fuels and fuels was \$1.99 per gallon, which exceeds the statutory maximum of \$1.25; therefore, an average wholesale price of \$1.25 is used to compute the tax rate for 2007.

The oil company franchise tax imposed under 75 Pa.C.S. § 9502 in terms of mills applicable to each gallon

is:

<i>Imposition Section</i>	<i>Liquid Fuels</i>	<i>Fuels</i>
75 Pa.C.S. § 9502(a)(1)	60.0	60.0
75 Pa.C.S. § 9502(a)(2)	55.0	55.0
75 Pa.C.S. § 9502(a)(3)	38.5	38.5
75 Pa.C.S. § 9502(a)(4)	<u>00.0</u>	<u>55.0</u>
Total Mills per Gallon:	153.5	208.5
Decimal Equivalent:	.1535	.2085
Multiply by Average Wholesale Price:	<u>× \$1.25</u>	<u>× \$1.25</u>
Product:	19.188¢	26.063¢
Oil Company Franchise Tax per Gallon (Rounded Up to Next Highest Tenth):	19.2¢	26.1¢

The act of April 17, 1997 (P. L. 6, No. 3) provides that the oil company franchise tax as computed above is collected at the same time as the liquid fuels and fuels tax of 12¢ per gallon; therefore, effective January 1, 2007, the combined rate of tax for liquid fuels (primarily gasoline) is 31.2¢ per gallon and for fuels (primarily undyed diesel fuel) is 38.1¢ per gallon.

Alternative Fuels Tax Rates for 2007

Under 75 Pa.C.S. § 9004(d) the Secretary is required to compute the rate of tax applicable to each alternative fuel on a gallon-equivalent-basis. Under 75 Pa.C.S. § 9002 "gallon-equivalent-basis" is defined as the "amount of any alternative fuel as determined by the Department to contain 114,500 BTUs." The amount determined on a "gallon-equivalent-basis" for each alternative fuel is subject to the liquid fuels and oil company franchise taxes currently imposed on one gallon of gasoline. The rate of tax on one gallon of gasoline during the period of this notice is 12.0¢ for the liquid fuels tax and 19.2¢ for the oil company franchise tax for a total tax of 31.2¢ per gallon of gasoline.

The Secretary announces that the 2007 tax rates for alternative fuels are as follows:

<i>Alternative Fuel</i>	<i>Rate of Conversation (Btu/gal of alternative fuel)</i>	<i>Amount Equivalent to One Gallon of Gasoline @ 114,500 Btu per gallon</i>	<i>Tax Rate per Gallon of Alternative Fuel</i>
Ethanol	76,400	1.499	\$.208
Methanol	56,560	2.024	\$.154
Propane/LPG	83,500	1.371	\$.228
E-85	80,460	1.423	\$.219
M-85	65,350	1.752	\$.178
Compressed Natural Gas (CNG)	29,000 @ 3,000 PSI	3.948	\$.079
Liquefied Natural Gas (LNG)	66,640	1.718	\$.182

<i>Alternative Fuel</i>	<i>Rate of Conversation (Btu/gal of alternative fuel)</i>	<i>Amount Equivalent to One Gallon of Gasoline @ 114,500 Btu per gallon</i>	<i>Tax Rate per Gallon of Alternative Fuel</i>
Electricity	3,412 Btu/KWH	33.558 KWH	\$.0093/KWH

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 06-2425. Filed for public inspection December 8, 2006, 9:00 a.m.]

Realty Transfer Tax; Revised 2005 Common Level Ratio; Real Estate Valuation Factor

The following real estate valuation factor is based on sales data compiled by the State Tax Equalization Board in 2005. This factor is the mathematical reciprocal of the actual common level ratio. For Pennsylvania Realty Transfer Tax purposes, this factor is applicable for documents accepted from January 1, 2007, to June 30, 2007. The date of acceptance of a document is rebuttably presumed to be its date of execution, that is, the date specified in the body of the document as the date of the instrument. See 61 Pa. Code § 91.102 (relating to acceptance of documents).

<i>County</i>	<i>Revised Common Level Ratio Factor</i>
* Snyder	4.94

* Adjusted by the Department of Revenue to reflect assessment ratio change effective January 1, 2007.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 06-2426. Filed for public inspection December 8, 2006, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

National Fuel Gas Supply Corporation v. DEP; EHB Doc. No. 2005-168-MG

The Department of Environmental Protection (Department) and National Fuel Gas Supply Corporation (NFG) have submitted a Consent Adjudication for approval by the Environmental Hearing Board (Board) in this matter. NFG maintains a compressor station at Ellisburg in Allegany Township, Potter County (Ellisburg Compressor Station). At the Ellisburg Compressor Station, NFG operates commercial class reciprocating internal combustion engines that drive natural gas compressors, among other things. On August 16, 1999, the Department issued a plan approval for the modification of Engine 1A at the Ellisburg Compressor Station. Appropriate testing methods were discussed between the parties and the Department ultimately approved NFG's formaldehyde testing on Engine 1A on October 20, 2003. On May 27, 2004, NFG submitted a plan approval application to change the permitted formaldehyde emission limit on Engine 1A. The 2004 application was denied and NFG appealed the

denial of that application. The appeal was docketed with the Board at EHB Docket No. 2005-168-MG. On June 20, 2006, NFG submitted another plan approval application to request a change in the permitted formaldehyde emissions rate for Engine 1A.

The Department and NFG have agreed to a settlement in the form of a Consent Adjudication, the major provisions of which include:

1. The Department will issue Plan Approval No. 53-00003C as Appendix A to the Consent Adjudication that will establish formaldehyde emissions rates for Engine 1A of 0.17 g/BHP, 1.67 lb/hr and 7.31 tons/year at 4,445 BHP.
2. NFG waives its rights to challenge Plan Approval No. 53-00003C if issued as described in the Appendix A to the Consent Adjudication.
3. The Department accepts the June 3, 2003 emissions test conducted by NFG as demonstrating compliance with the 1.67 lb/hr and 7.31 tons/year formaldehyde emissions limitations from Engine 1A for purposes of Plan Approval No. 53-00003C.

Copies of the full Consent Adjudication are in the hands of: Dawn M. Herb, Assistant Counsel, Department of Environmental Protection, Northcentral Region Office of Chief Counsel, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 321-6568; David G. Mandelbaum, Esquire and Marc E. Davies, Esquire, Ballard Spahr Andrews & Ingersoll, LLP, 1735 Market Street, 51st Floor, Philadelphia, PA 19103-7599, (215) 864-8102 or (215) 864-8248; and at the office of the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105-8457, (717) 787-3483 and may be reviewed by any interested party on request during normal business hours. Public comments will be received for 30 days from the date of this notice. A copy of any comments should be sent to each of the parties at the previously noted addresses. This notice is being provided under 25 Pa. Code §§ 1021.38 and 1021.141 (relating to publication of notice; and termination of proceedings). The Consent Adjudication is subject to final approval by the Board. The Board may schedule a hearing prior to taking action on the Consent Adjudication. For any aggrieved person not a party to the action, an appeal of the Consent Adjudication must be filed with Commonwealth Court within 30 days of the date of the Board's action.

MICHAEL L. KRANCER,
Chairperson

[Pa.B. Doc. No. 06-2427. Filed for public inspection December 8, 2006, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Environmental Quality Board Meeting Cancellation

The December 19, 2006, Environmental Quality Board (Board) meeting has been cancelled. The next meeting of the Board is scheduled for Wednesday, January 17, 2007, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. An agenda

and meeting materials for the meeting will be available on the Department of Environmental Protection's website at www.depweb.state.pa.us (DEP Keywords: "EQB").

Questions concerning the Board's next scheduled meeting may be directed to Natasha Harley at (717) 783-8727 or nharley@state.pa.us.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-2428. Filed for public inspection December 8, 2006, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
47-12	Milk Marketing Board Refrigeration Equipment; Records and Reports 36 Pa.B. 5875 (September 23, 2006)	10/23/06	11/22/06
16A-5719	State Board of Veterinary Medicine Recordkeeping 36 Pa.B. 5984 (September 30, 2006)	10/30/06	11/29/06
16A-4313	State Board of Chiropractic Patient Records 36 Pa.B. 5979 (September 30, 2006)	10/30/06	11/29/06

Milk Marketing Board Regulation #47-12 (IRRC #2564)

Refrigeration Equipment; Records and Reports November 22, 2006

We submit for your consideration the following comments on the proposed rulemaking published in the September 23, 2006 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Milk Marketing Board (Board) to respond to all comments received from us or any other source.

Section 146.4. Sale of equipment.—Clarity.

We have two concerns with this section.

First, Subsection (a)(2) contains the phrase "or value of the equipment to the dealer at the time it was placed at the customer's location . . ." Is this phrase referring to the value equated using the depreciation formula in Subsection (c)? If so, a cross-reference should be added. If not, then the method of how the value under Subsection (a)(2) is determined should be set forth or cross-referenced in the final-form regulation.

Second, under Subsection (d), the dealer or subdealer should maintain certain items "for review by the Board." Board staff indicated that these items must be maintained by the dealer for two years, based on Section 701(b) of the Milk Marketing Law (31 P. S. § 700j-701(b)). This subsection should be amended in the final-form regulation to clarify how long records must be maintained by inserting a cross-reference to the appropriate section of the Milk Marketing Law.

State Board of Veterinary Medicine Regulation #16A-5719 (IRRC #2565)

Recordkeeping

November 29, 2006

We submit for your consideration the following comments on the proposed rulemaking published in the September 30, 2006 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the State Board of Veterinary Medicine (Board) to respond to all comments received from us or any other source.

Section 31.22. Recordkeeping.—Clarity.

We have three concerns with this section.

First, we agree with the House Professional Licensure Committee (HPLC) that the terms “animal” and “patient” are used interchangeably throughout the regulation, and recommend that one term be used consistently.

Second, the Board should clearly indicate which recordkeeping methods would meet the required standards. This section contains the phrase “problem-oriented or similar format.” The preamble states that a “problem oriented medical record” (POMR) is a “recognized standard form of all medical recordkeeping.” Board staff indicated that POMR is a general recordkeeping method and there are several more specific methods that fall under it. Which of these methods are acceptable to the Board?

Finally, Paragraph (4) requires the veterinary record of an animal, “except a production animal,” to include documentation of communication with a client. The Board excluded production animals because existing Federal regulations address communication between veterinarians and owners of production animals. The HPLC questioned whether a citation to the Federal regulations should be included in this regulation. We agree and recommend that the final-form regulation include a cross-reference to the appropriate Federal regulations.

State Board of Chiropractic Regulation

**#16A-4313
(IRRC #2568)**

Patient Records**November 29, 2006**

We submit for your consideration the following comments on the proposed rulemaking published in the September 30, 2006 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the State Board of Chiropractic (Board) to respond to all comments received from us or any other source.

1. Need, Reasonableness and Economic impact of the regulation.*Standards for medical records*

In response to question #16 of the Regulatory Analysis Form, the Board states the following:

On December 6, 2001, the Board received a petition under 1 Pa. Code § 35.18 to promulgate a regulation that would establish medical necessity definitional parameters in order to assist licensees to discharge their regulatory documentation obligation and establish guidelines for peer review and utilization review concerning chiropractic care. The Board held a work session on March 7, 2002. After extensive discussion at public meetings over the ensuing months, the Board concluded that its rulemaking should be directed toward setting forth standards for medical records, not attempting to define what is medically necessary.

The House Professional Licensure Committee (House Committee) asked the Board to further explain the rationale for this regulation. We agree that the Board has

not explained the basis for its apparent disagreement with portions of the December 6, 2001 petition. The Board also needs to explain its conclusion that the rulemaking should only be directed toward standards for medical records rather than attempt to define what is medically necessary. It is not clear how this conclusion is consistent with this rulemaking that requires documentation of “diagnosis and clinical necessity,” defines separate levels of care and specifies how that care must be documented. The Board should respond to these concerns, provide support for the need for this rulemaking and explain its objectives.

Purposes of patient records

The House Committee also questioned whether the Board is taking a unique approach regarding the content of patient records. In its extensive comments on this regulation, Practice Masters, Incorporated (PM) believes its suggestions will make the regulation consistent with documentation standards in the industry.

The Board should explain what factors it considered in developing this regulation. Specifically, the Board should explain how the regulation is consistent with documentation standards of other health care licensing boards and how it supports processes such as peer review, documentation for compensation and utilization review.

2. Section 5.1. Definitions—Clarity.*Distinction between levels of care*

While the regulation defines four levels of care (elective, maintenance, palliative and supportive) along with preventive service, the distinction between them is not sufficiently clear. The House Committee expressed concern with the lack of distinction between maintenance care and palliative care and asked for examples of each type of care. The House Committee asks the Board to carefully review the comments submitted by PM regarding the definitions. We agree. The Board should review all of the definitions and provide a clear delineation between all of the levels of care and service specified in the regulation.

Clarity affected by use of the negative

Several definitions include a description of what the term does not mean, rather than what the term does mean. This affects the clarity of the definitions. The Board should consider revising the following definitions for clarity: elective care, maintenance care, palliative care and preventive service.

3. Section 5.51. Patient records.—Clarity.*Human performance and sense of well-being*

Subparagraph (c)(4)(i) requires the patient record to demonstrate “how human performance and the sense of well-being was enhanced.” These requirements are vague. What criteria must the licensee use in the documentation of these findings?

ALVIN C. BUSH,
Chairperson

[Pa.B. Doc. No. 06-2429. Filed for public inspection December 8, 2006, 9:00 a.m.]

INSURANCE DEPARTMENT

Highmark Inc. and Highmark Blue Shield; Professional Provider Reimbursement Increase for the Low Income Fee Schedule Programs; Rate Filing

On November 14, 2006, the Insurance Department (Department) received from Highmark Blue Cross Blue Shield and Highmark Blue Shield filing number 3-Pricing (Provider Reimbursement)-06-HI requesting to adjust the low income fee schedule program allowances. The following increases are proposed:

- * 4.16% for Plan C Medical/Surgical
- * 5.80% for 1800S Medical/Surgical
- * 2.17% for 5000S Medical/Surgical
- * 13.94% for Special Care Medical/Surgical—Entry Tier
- * 0.00% for Special Care Medical/Surgical—Tier Two

Highmark requests the approval without an immediate adjustment in rates for these programs.

The filing will impact select evaluation and management allowances under the Plan C, 1800S and 5000S Fixed Fee Schedules.

Unless formal administrative action is taken prior to February 14, 2007, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, csandersjo@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-2430. Filed for public inspection December 8, 2006, 9:00 a.m.]

Liberty Mutual Fire Insurance Company; The First Liberty Insurance Corporation Homeowners Rate Revision; Rate Filing

On November 8, 2006, the Insurance Department (Department) received from Liberty Mutual Fire Insurance Company and The First Liberty Insurance Corporation a filing for a rate level revision for homeowners insurance.

The companies request an overall 5.98% increase amounting to \$5.993 million annually, to be effective February 19, 2007, for new business and April 5, 2007, for renewal business.

Unless formal administrative action is taken prior to January 8, 2007, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, xlu@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-2431. Filed for public inspection December 8, 2006, 9:00 a.m.]

Penn Treaty Network America Insurance Company; Rate Increase Filing for Several LTC Policy Forms; Rate Filing

Penn Treaty is requesting approval to increase the premium on several long-term care policy forms. The company is requesting an aggregate increase of 50% on 6,930 policyholders in this Commonwealth of forms LTC93C(PA)-N, LTC93C(PA)-P, LTC93CR(PA)-N, LTC93CR(PA)-P, N2400(PA), NF2400(PA), P2400(PA), PF2400(PA), PF2600(PA)-P, PF2600(PA)-N, FPF2600(PA)-P, FPF2600(PA)-N and LTCP-6700(PA)-N. The company is requesting an aggregate increase of 69% on 83 policyholders in this Commonwealth of forms LTC94(PA)-P, LTC94R(PA)-P and LTC94(PA)-N. The company is requesting an aggregate increase of 71% on 815 policyholders in this Commonwealth of forms LTCTP-6000(PA)-N, LTCTP-6000(PA)-P, FLTCTP-6000(PA)-N and FLTCTP-6000(PA)-P. Finally, the company is requesting an aggregate increase of 47% on 662 policyholders in this Commonwealth of forms LTCTP-6500(PA)-N and FLTCTP-6500(PA)-N.

Note that the rate increases listed previously are averages. The actual rate increase an individual will receive will vary by his underwriting class, inflation option and maximum benefit period.

Unless formal administrative action is taken prior to February 14, 2007, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-2432. Filed for public inspection December 8, 2006, 9:00 a.m.]

Pennsylvania Compensation Rating Bureau Workers' Compensation Loss Cost Filing; Rate Filing

On November 28, 2006, the Insurance Department (Department) received from the Pennsylvania Compensation Rating Bureau (PCRB) a filing for a loss cost level change for Workers' Compensation insurance. This filing is made in accordance with section 705 of the act of July 2, 1993 (P. L. 190, No. 44). The PCRB requests an overall 2.95% increase in collectible loss costs, effective April 1, 2007, on a new and renewal basis. Also, the PCRB has calculated the Employer Assessment Factor effective April 1, 2007, to be 1.92%, as compared to the currently approved provision of 1.98%. Updates to a variety of other rating values to reflect the most recent available experience are also being submitted for approval. Finally, the filing includes proposed additions and/or changes to other manual rules consistent with intended practice regarding workers' compensation insurance options, classification procedures and related matters.

The entire April 1, 2007, loss cost filing is available for review on the PCRB's website at www.pcrb.com in the "Filings" section.

Interested parties are invited to submit written comments, suggestions or objections to Michael McKenney, Insurance Department, Insurance Product Regulation and Market Enforcement, 1311 Strawberry Square, Harrisburg, PA 17120, mmckenney@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-2433. Filed for public inspection December 8, 2006, 9:00 a.m.]

Progressive Direct Insurance Company; Private Passenger Automobile Rate and Rule Revisions; Rate Filing

On November 14, 2006, the Insurance Department (Department) received from Progressive Direct Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 6.0% decrease amounting to -\$4.699 million annually, to be effective April 9, 2007, for new business and May 19, 2007, for renewal business.

Unless formal administrative action is taken prior to January 13, 2007, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Michael P. McKenney, Insurance Department, Insurance Product Regulation and Market Enforcement, 1311 Strawberry Square, Harrisburg, PA 17120, mmckenney@state.pa.us within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-2434. Filed for public inspection December 8, 2006, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Dauphin County, Wine & Spirits Shoppe #2214, 4404 Oakhurst Blvd., Harrisburg, PA 17110.

Lease Expiration Date: December 31, 2007

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 to 10,000 net useable square feet of new or existing retail commercial space. The location must be along SR 39 (Linglestown Road) bordered by Crooked Hill Road to the west and Colonial Road to the east.

Proposals due: December 29, 2006, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Charles D. Mooney, (717) 657-4228

Lancaster County, Wine & Spirits Shoppe #3610, 2350 N. Reading Rd., Denver, PA 17517.

Lease Expiration Date: May 31, 2007

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 2,600 to 5,000 net useable square feet of new or existing retail commercial space. The location must be in East Cocalico Township on SR 272 and 1/4 mile south of its intersection with Church Street to its intersection with N. Muddy Creek Rd.

Proposals due: December 29, 2006, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Matthew L. Sweeney, (717) 657-4228

Monroe County, Wine & Spirits Shoppe #4505, Weir Lake Road, Brodheadsville, PA 18322.

Lease Expiration Date: July 31, 2007

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,000 to 8,000 net useable square feet of new or existing retail commercial space. The location must be within the proximity of the intersection of Route 209 and Weir Lake Road, Brodheadsville, Chestnut Hill Township.

Proposals due: December 29, 2006, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Charles D. Mooney, (717) 657-4228
 JONATHAN H. NEWMAN,
Chairperson

[Pa.B. Doc. No. 06-2435. Filed for public inspection December 8, 2006, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Natural Gas Service

A-123100F0035. UGI Utilities, Inc. Amended application of UGI Utilities, Inc., for approval to render natural gas distribution service to the public in portions of North Coventry and East Coventry Townships, Chester County, PA.

A-122300F0009. Peco Energy Company. Application of Peco Energy Company for approval of the acquisition by purchase from UGI Utilities, Inc., of certain gas distribution facilities located in North Coventry Township, Chester County, PA.

These applications will be consolidated at **A-123100F0035**.

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 of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicants, on or before January 12, 2007. The documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicants' business address.

Applicants: UGI Utilities, Inc. and Peco Energy Company.

Through and By Counsel: Kevin J. McKeon, Esquire, Hawke, McKeon, Sniscak & Kennard, LLP, 100 North Tenth Street, Harrisburg, PA 17101 and Shari C. Gribbin, Esquire, 2301 Market Street, S23-1, P. O. Box 8699, Philadelphia, PA 19101-8699.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-2436. Filed for public inspection December 8, 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 January 2, 2007. 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-00123308. Keystone Paratransit, Inc. (6214 Lindbergh Boulevard, Philadelphia, PA 19142), a corporation of the Commonwealth of Pennsylvania, common carrier—persons in paratransit service, in the City and County of Philadelphia and the Counties of Bucks, Chester, Delaware and Montgomery.

A-00123309. West Philadelphia Community Mental Health Consortium, Inc., t/d/b/a The Consortium (3801 Market Street, Suite 201, Philadelphia, PA 19104)—contract carrier—persons in paratransit service, for Logisticare Solutions, LLC in the City and County of Philadelphia.

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

A-00108867, F.1, Am-A and Am-B. Personal Touch Limousine, Inc., t/d/b/a V.I.P. Limousine Service, (345 Rouse Road, Coraopolis, Allegheny County, PA 15108)—discontinuance of service—persons, in limousine service, between points in Pennsylvania.

A-001044444. Carl J. Wasserlein (1883 East Main Street, East Earl, Lancaster County, PA 17519)—certificate of public convenience to abandon/discontinue the rights to transport, as a common carrier by motor vehicle, persons whose personal convictions prevent them from owning or operating motor vehicles, in paratransit service, from points in the Counties of Berks, Chester and Lancaster, to points in Pennsylvania, and return.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-2437. Filed for public inspection December 8, 2006, 9:00 a.m.]

Telecommunications

A-311302F7001. Verizon North, Inc. and Greater Communications Telephone Company, Inc. Joint petition of Verizon North, Inc. and Greater Communications Telephone Company, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Greater Communications Telephone Company, Inc., by its counsel, filed on November 22, 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 Verizon North, Inc. and Greater Communications Telephone Company, 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. 06-2438. Filed for public inspection December 8, 2006, 9:00 a.m.]

Telecommunications

A-311302F7000. Verizon Pennsylvania, Inc. and Greater Communications Telephone Company, Inc. Joint petition of Verizon Pennsylvania, Inc. and Greater Communications Telephone Company, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Greater Communications Telephone Company, Inc., by its counsel, filed on November 28, 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 Verizon Pennsylvania, Inc. and Greater Communications Telephone Company, 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. 06-2439. Filed for public inspection December 8, 2006, 9:00 a.m.]

STATE ETHICS COMMISSION

Public Meeting

Under 65 Pa.C.S. §§ 1101—1113 (relating to the Public Official and Employee Ethics Act) (act), the State Ethics Commission (Commission) is required to hold at least two public hearings each year to seek input from persons and organizations who represent any individual subject to the provisions of the act and from other interested parties.

The Commission will conduct a public meeting in Room 307, Finance Building, Harrisburg, PA on January 9, 2007, beginning at 9 a.m. for purposes of receiving input and for the conduct of other agency business. Public officials, public employees, organizations and members of the general public may attend.

Persons seeking to testify or present a statement, information or other comments in relation to the act, the regulations of the Commission or agency operations should contact Claire J. Hershberger at (717) 783-1610 or (800) 932-0936. Written copies of any statement should be provided at the time of the meeting.

JOHN J. CONTINO,
Executive Director

[Pa.B. Doc. No. 06-2440. Filed for public inspection December 8, 2006, 9:00 a.m.]