

# NOTICES

## DEPARTMENT OF AGRICULTURE

### Pennsylvania Potato Research Program; Referendum Order

A referendum will be held to vote on a recommended increase to the Pennsylvania Potato Research Program (Program) assessment fee from \$4 to \$5 per acre, effective in State fiscal year 2007. No hearing is scheduled for this referendum unless a producer member requests one in writing. To request a hearing, notify Ron Walker, in writing, at the Department of Agriculture, Bureau of Market Development, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110 within 7 days of the signed date of this referendum.

(I) The Program was established under the provisions of the act of March 24, 1998 (P. L. 217, No. 39) known as the Agricultural Commodities Marketing Act (act). The act requires that the Secretary of Agriculture (Secretary) call a referendum of affected producers any time there is a proposed change to the Program order. The referendum to be held for the Program will determine whether a majority of those voting and majority of production volume of those voting want the requested assessment increase.

(II) *Referendum Period:* The referendum period shall be January 3, 2007, until 4 p.m. on January 22, 2007. Completed ballots must be mailed or hand-delivered to the Department of Agriculture, Bureau of Market Development, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110. Hand-delivered ballots must be received by 4 p.m. on January 22, 2007. Ballots that are mailed must be postmarked no later than January 22, 2007, and received no later than January 29, 2007.

(III) *Notice of Referendum:* This referendum order and an official ballot shall be mailed no later than January 1, 2007, to all affected producers whose names appear on the list of potato growers in this Commonwealth maintained in the Office of the Secretary. Additional copies of the same materials shall be made available at the Office of the Secretary.

(IV) *Eligible Voters:* The rules governing the eligibility of a producer for voting are as follows: The record date for determination of whether a producer is eligible to vote is January 1, 2007. All potato producers who grow 5 or more acres of potatoes for sale are eligible to vote on the referendum.

(V) *Counting of Ballots:* The ballots will be canvassed and counted by a Teller Committee appointed by the Secretary. The counting of the ballots will begin at 10 a.m., Thursday, February 1, 2007, at the Department of Agriculture Building, Harrisburg, PA. The Secretary will announce the results of the referendum within 30 days following the completion of the referendum. The results will be published in the *Pennsylvania Bulletin* and Harrisburg *Patriot-News*, and disseminated to the news media.

(VI) *Reporting Irregularities:* Any irregularities or disputes concerning the referendum procedures must be reported in writing to the Secretary not later than 7 calendar days from the end of the referendum.

(VII) *Publication:* This referendum order shall be published in the *Pennsylvania Bulletin* and the Harrisburg *Patriot-News*.

(VIII) *Effective Date:* The foregoing order is effective immediately.

DENNIS C WOLFF,  
Department of Agriculture

[Pa.B. Doc. No. 06-2521. Filed for public inspection December 22, 2006, 9:00 a.m.]

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking, (Department) under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 9, 2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending December 12, 2006.

### BANKING INSTITUTIONS

#### Conversions

Date	Name of Bank	Location	Action
12-12-06	Community Bank, National Association Carmichaels Green County To: Community Bank Carmichaels Green County	Carmichaels	Approved
Represents conversion from a National banking association to a State-chartered commercial bank.			

**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-9-06	Fulton Bank Lancaster Lancaster County	Lancaster	Effective
	Purchase of essentially all of the assets and assumption of essentially all of the liabilities of Premier Bank, Doylestown, Bucks County, PA. Both institutions are wholly owned subsidiaries of Fulton Financial Corporation, Lancaster, PA. As of the effective date of the transaction, all the branch offices of Premier Bank became branches of Fulton Bank, including the former main office of Premier Bank.		
12-11-06	CommunityBanks, Millersburg, and East Prospect State Bank, East Pros- pect Surviving institution— CommunityBanks, Millersburg	Millersburg	Filed
11-30-06	Northwest Savings Bank Warren Warren County	1055 Union Road West Seneca Buffalo Erie County, NY	Opened
11-30-06	Bank of Hanover and Trust Company Hanover York County	1120 Fairfield Road Gettysburg Adams County	Opened
12-4-06	Wayne Bank Honesdale Wayne County	Fourtain Springs East II Route 611 Tannersville Pocono Township Monroe County	Opened
12-4-06	Graystone Bank Lancaster Lancaster County	Chateau Place, Lot 1 Linglestown Road Harrisburg Dauphin County	Opened
12-5-06	PeoplesBank, a Codorus Valley Company York York County	Shrewsburg Lutheran Retirement Village 800 Bollinger Drive Shrewsbury Shrewsbury Township York County (Limited Service Facility)	Opened
12-7-06	CommunityBanks Millersburg Dauphin County	700 Norland Avenue Chambersburg Franklin County	Filed
12-8-06	CommunityBanks Millersburg Dauphin County	2100 Utz Terrace Hanover West Manheim Township York County (Limited Service Facility)	Filed
12-12-06	First Commonwealth Bank Indiana Indiana County	5167 William Flynn Highway Gibsonia Allegheny County	Approved
12-12-06	Prudential Savings Bank Philadelphia Philadelphia County	23 North 3rd Street Philadelphia Philadelphia County	Approved
12-12-06	Harleysville Savings Bank Harleysville Montgomery County	Arbour Square 695 Main Street Harleysville Montgomery County (Limited Service Facility)	Approved

**Branch Relocations**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-12-06	Atlantic Central Bankers Bank Camp Hill Cumberland County	To: 550 Broad Street Newark Essex County, NJ	Approved

NOTICES

7883

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
		<i>From:</i> One Gateway Center Newark Essex County, NJ	

SAVINGS INSTITUTIONS

Conversions

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
12-8-06	ESSA Bank & Trust Stroudsburg Monroe County	Stroudsburg	Filed

Represents conversion from a mutual savings association to a stock savings association and concurrent formation of a holding company, ESSA Bancorp, Inc. that will own 100% of the common stock of the association.

CREDIT UNIONS

Branch Relocations

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
12-12-06	White Rose Credit Union York York County	<i>To:</i> 1 Dairyland Square Red Lion York Township York County  <i>From:</i> 200 East High Street Red Lion York Township York County	Approved

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

VICTORIA A. REIDER,  
*Acting Secretary*

[Pa.B. Doc. No. 06-2522. Filed for public inspection December 22, 2006, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of January 2007

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 January 2007 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 4.69 to which was added 2.50 percentage points for a total of 7.19 that by law is rounded off to the nearest quarter at 7 1/4%.

VICTORIA A. REIDER,  
*Acting Secretary*

[Pa.B. Doc. No. 06-2523. Filed for public inspection December 22, 2006, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Application of Marywood University for Approval of Amendment and Restatement of its Articles of Incorporation

#### Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6504(a) (relating to fundamental changes), the Department of Education (Department) will consider the application of the Congregation of the Sisters, Servants of the Immaculate Heart of Mary of Scranton, PA, Members of the Marywood University Corporation, for a Certificate of Authority approving the amendment and restatement of the Articles of Incorporation for Marywood University.

In accordance with 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department will act upon the application without hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23—35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with Carol Gisselquist, Higher Education Specialist (717) 787-4448, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate should contact Carol Gisselquist at (717) 787-4448 to discuss how the Department may best accommodate their needs.

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

[Pa.B. Doc. No. 06-2524. Filed for public inspection December 23, 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

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0082082 (Sew)	Jerry Bolyard 309 Bear Gap Road Clearville, PA 15535-9110	Bedford County Southampton Township	UNT to Lost Run 13-A	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0028428 Amendment No. 1	Brockway Area Sewer Authority 70 Industrial Park Drive Brockway, PA 15824	Brockway Borough Jefferson County	Little Toby Creek 17-A	Y
PA0221261	Richard A. and Pamela A. Roupe 600 Minard Run Road Bradford, PA 16701	Bradford Township, McKean County	UNT to Minard Run 16-C	Y

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

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

**Application No. PA 0036269**, Sewage, **Stewartstown Borough Authority**, Six North Main Street, Stewartstown, PA 17363.

Description of activity: The application is for the renewal of an NPDES permit for an increased discharge of treated sewage from a publicly owned treatment works in Hopewell Township, **York County**.

The receiving water, Ebaughs Creek, is in Watershed 7-I and is classified for CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Aberdeen Proving Ground in Maryland is located on Deer Creek, approximately 43 miles downstream. The discharge is not expected to affect the water supply.

The proposed final effluent limits for Outfall 001 based on an annual average flow rate of 0.625 mgd, to become effective 2 years following permit issuance, are:

<i>Parameter</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 <sub>5</sub>				
(5-1 to 10-31)	15	22		30
(11-1 to 4-30)	25	40		50
Total Suspended Solids	30	45		60
Total Phosphorus	2.0			4.0
NH <sub>3</sub> -N				
(5-1 to 10-31)	3.5			7.0
(11-1 to 4-30)	8.5			17

<i>Parameter</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>
Dissolved Oxygen			minimum of 5.0 at all times	
pH (S.U.)			from 6.0 to 9.0 inclusive	
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average		
(10-1 to 4-30)		5,300/100 ml as a geometric average		
Total Metals*			Monitor and Report	
Total Nitrogen	Monitor and Report			
Total Kjeldahl Nitrogen	Monitor and Report			
NO <sub>3</sub> -N + NO <sub>2</sub> -N	Monitor and Report			
Specific Conductance ((μhos/cm)		Monitor and Report		

\* Total Metals include Total Copper, Total Lead, Total Zinc, Total Selenium, Total Silver, Total Mercury, Total Cadmium and Total Antimony.

In addition, annual mass loading limitations of 1,342 lbs/year for Total Phosphorus and 10,740 lbs/year for Total Nitrogen are proposed based on a 2010 projected flow rate of 0.441 mgd.

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0021075**, Sewage, **Borough of Myerstown**, 101 East Washington Avenue, Myerstown, PA 17067-1142. This facility is located in Jackson Township, **Lebanon County**.

Description of activity: The application is for an NPDES permit to expand an existing discharge of treated sewage from 1.6 mgd to 2.0 mgd.

The receiving stream, Tulpehocken Creek, is in Watershed 3-C and classified for TSF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Western Berks Water Authority is located on the Tulpehocken Creek, approximately 32 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 2.0 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub> (5-1 to 10-31)	17	37	34
(11-1 to 4-30)	25	40	50
Total Suspended Solids	30	45	60
NH <sub>3</sub> -N (5-1 to 10-31)	5.5		11
(11-1 to 4-30)	16.5		33
Total Phosphorus	1.0		2.0
Total Residual Chlorine	0.34		1.1
Dissolved Oxygen		minimum of 5.0 at all times	
pH		from 6.0 to 9.0 inclusive	
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		2,000/100 ml as a geometric average	

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is not in effect.

**Application No. PA 0085065**, Industrial Waste, **Process Recovery Corporation**, 2909 Windmill Road, Sinking Spring, PA 19608. This facility is located in Cumru Township, **Berks County**.

Description of activity: The application is for renewal of an NPDES permit for existing discharge of treated industrial waste.

The receiving stream, Schuylkill River is in Watershed 3-C and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is Pottstown Borough Water and Sewer Authority located on the Schuylkill River, approximately 14 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 0.025 mgd are:

Parameter	Concentration (mg/l)		
	Average Monthly	Maximum Daily	Instantaneous Maximum
pH		from 6.0 to 9.0 inclusive	
Total Suspended Solids	Monitor and Report	Monitor and Report	
Total Dissolved Solids	Monitor and Report	Monitor and Report	
Color	Monitor and Report	Monitor and Report	
CBOD <sub>5</sub>	Monitor and Report	Monitor and Report	

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is in effect.

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

**PA0005037**, Industrial Waste, SIC, 4911, **EME Homer City Generation LP**, 1750 Power Plant Road, Homer City, PA 15748. This application is for renewal of an NPDES permit to discharge treated process water, sewage, cooling water and storm water, from the Homer City Power Station in Center Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, tributaries of Two Lick Creek, Blacklick Creek and Cherry Run, classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Buffalo Township Municipal Water Authority, located at Freeport, 57 miles below the discharge point.

Outfall 001: existing discharge, design flow of 2.16 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	1.38				
Free Available Chlorine			0.2	0.5	
Chromium			0.2	0.2	
Zinc			1.0	1.0	
Temperature (°F) (7-1 to 7-31)				84.4	
(8-1 to 6-30)				110	
pH	not less than 6.0 nor greater than 9.0				

Outfall 003: existing discharge, design flow of 1.45 mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
TSS			30	100	
Oil and Grease			15	20	30
Temperature (°F)				110	
pH	not less than 6.0 nor greater than 9.0				

Outfall 004: existing discharge, design flow of 0.32 mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
TSS			30	100	
Oil and Grease			15	20	30
Dissolved Iron			2.0	4.0	
Manganese			2.0	4.0	
pH	not less than 6.0 nor greater than 9.0				

Outfall 005: existing discharge, design flow of 0.87 mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
TSS			30	100	

## NOTICES

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Oil and Grease			15	20	30
Temperature (°F)				110	
pH	not less than 6.0 nor greater than 9.0				

Outfall 007: existing discharge, design flow of 0.015 mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	0.015				
TSS			30		60
CBOD <sub>5</sub>			25		60
Dissolved Oxygen			5.0 (minimum)		
Fecal Coliform					
(5-1 to 9-30) (#/100 ml)			200	1,000	
(10-1 to 4-30) (#/100 ml)			2,000		
TRC			1.4		3.3
pH	not less than 6.0 nor greater than 9.0				

Outfall 008: existing discharge, design flow of 0.016 mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	0.016				
TSS			30		60
CBOD <sub>5</sub>			25		50
Dissolved Oxygen			5.0 (minimum)		
Fecal Coliform					
(5-1 to 9-30) (#/100 ml)			200	1,000	
(10-1 to 4-30) (#/100 ml)			2,000		
TRC			1.4	3.3	
pH	not less than 6.0 nor greater than 9.0				

Outfall 011: existing discharge

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0				

Outfall 012: existing discharge

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0				

Outfall 014: existing discharge

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
TSS			30	60	

Outfall 015: existing discharge

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
TSS			30	100	
Oil and Grease			15	20	30



NOTICES

7889

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Temperature (°F)				110	
pH	not less than 6.0 nor greater than 9.0				

Outfall 016: existing discharge

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
TSS			30	100	
Oil and Grease			15	20	30
Temperature (°F)				110	
pH	not less than 6.0 nor greater than 9.0				

Outfall 018: existing discharge

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
TSS			30	100	
Oil and Grease			15	20	30
Dissolved Iron			4	7	
pH	not less than 6.0 nor greater than 9.0				

Outfall 020: existing discharge

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
TSS			30	100	
Oil and Grease			15	20	30
Dissolved Iron			2	4	
Manganese			2	4	
pH	not less than 6.0 nor greater than 9.0				

Outfall 023: existing discharge, interim limits

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
TSS			30	100	
Iron			15	20	30
pH	not less than 6.0 nor greater than 9.0				

Outfall 023: existing discharge, final limits

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
TSS			35	70	90
Iron			3.0	6.0	7.0
pH	Not less than 6.0 nor greater than 9.0				

Outfall 027: existing discharge, design flow of 0.179 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Total Suspended Solids			30	100	
CBOD <sub>5</sub>			25	50	
Oil and Grease			15	20	

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Temperature (°F)				110	
Beryllium			0.8	1.6	
Lead			0.1	0.2	
Selenium			0.8	1.6	
Boron			Monitor and Report		
MBAS			Monitor and Report		
Osmotic Pressure			Monitor and Report		
TDS			Monitor and Report		
pH	not less than 6.0 nor greater than 9.0				

Outfall 126 and 226: existing discharges.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Free Available Chloride			0.2	0.5	
Chromium			0.2	0.2	
Zinc			1.0	1.0	
Temperature (°F)					
(1-1 to 1-31)				97	
(2-1 to 2-29)				93	
(3-1 to 6-15)				110	
(6-16 to 6-30)				99	
(7-1 to 7-31)				79	
(8-1 to 8-15)				109	
(8-16 to 10-15)				110	
(10-16 to 11-15)				105	
(11-16 to 11-30)				89	
(12-1 to 12-31)				84	
pH	not less than 6.0 nor greater than 9.0				

Outfalls 006, 013, 017, 019, 021, 022, 024—026, 028 and 029 shall consist solely of uncontaminated storm water.

The EPA waiver is not in effect.

**PA0217093**, Industrial Waste, SIC, 3315, **Johnstown Wire Technologies, Inc.**, 124 Laurel Avenue, Johnstown, PA 15906. This application is for renewal of an NPDES permit to discharge treated process water, stormwater, untreated cooling water and groundwater from its Johnstown Plant in the City of Johnstown, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, Conemaugh River, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing downstream potable water supply is Buffalo Township Municipal Authority, located in Freeport, PA, 75.5 miles below the discharge point.

Internal Outfall 613: existing discharge, average flow of 1.44 mgd, Interim Limits.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Total Suspended Solids	375.27	808.07	31	60	75
Oil and Grease	275.97	361.62	26	52	
Cadmium			0.26	0.69	0.86
Chromium			1.71	2.77	3.46
Copper			2.07	3.38	4.23
Lead	3.08	5.96	0.43	0.69	0.86
Nickel			2.38	3.98	4.98
Silver			0.24	0.43	0.54
Zinc	10.56	17.20	1.48	2.61	3.26
Cyanide			0.65	1.20	1.50
Total Toxic Organics				2.13	
Iron			3.5	7.0	8.75
pH	not less than 6.0 nor greater than 10.0				

The EPA waiver is in effect.

*Internal Outfall 613: existing discharge, average flow of 1.44 mgd, Final Limits.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Total Suspended Solids	375.27	808.07	31	60	75
Oil and Grease	275.97	361.62	26	52	
Cadmium			0.011	0.022	0.028
Chromium			1.71	2.77	3.46
Copper			0.072	0.144	0.180
Lead	3.08	5.96	0.15	0.30	0.38
Nickel			2.38	3.98	4.98
Silver			0.021	0.042	0.053
Zinc	10.56	17.20	0.62	1.24	1.55
Cyanide			0.65	1.20	1.50
Total Toxic Organics				2.13	
Iron			3.5	7.0	8.75
pH	not less than 6.0 nor greater than 10.0				

*Internal Outfalls 615 and 623: existing discharge, flow of varied mgd, emergency overflows, Interim Limits.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Total Suspended Solids	375.27	808.07	31	60	75
Oil and Grease	275.97	361.62	26	52	
Cadmium			0.26	0.69	0.86
Chromium			1.71	2.77	3.46
Copper			2.07	3.38	4.23
Lead	3.08	5.96	0.43	0.69	0.86
Nickel			2.38	3.98	4.98
Silver			0.24	0.43	0.54
Zinc	10.56	17.20	1.48	2.61	3.26
Cyanide			0.65	1.20	1.50
Total Toxic Organics				2.13	
Iron			3.5	7.0	8.75
pH	not less than 6.0 nor greater than 10.0				

*Other Conditions: Limits apply only in the case of an emergency overflow.*

*Internal Outfalls 615 and 623: existing discharge, flow of varied mgd, emergency overflows, Final Limits.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Total Suspended Solids	375.27	808.07	31	60	75
Oil and Grease	275.97	361.62	26	52	
Cadmium			0.011	0.022	0.028
Chromium			1.71	2.77	3.46
Copper			0.072	0.144	0.180
Lead	3.08	5.96	0.15	0.30	0.38
Nickel			2.38	3.98	4.98
Silver			0.021	0.042	0.053
Zinc	10.56	17.20	0.62	1.24	1.55
Cyanide			0.65	1.20	1.50
Total Toxic Organics				2.13	
Iron			3.5	7.0	8.75
pH	not less than 6.0 nor greater than 10.0				

*Other Conditions: Limits apply in the case of an emergency overflow.*

*Outfall 603: existing discharge, average flow of 1.87 mgd.*

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Temperature (°F)				110	

## NOTICES

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Oil and Grease			15		30
Zinc			0.95	1.9	
Nitrate-Nitrite Nitrogen			Monitor and Report		
pH	not less than 6.0 nor greater than 9.0				

*Internal Outfall 614:* existing discharge, average flow of 0.08 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Temperature (°F)				110	
Total Residual Chlorine			0.5		1.25
pH	not less than 6.0 nor greater than 9.0				

*Internal Outfall 625:* existing discharge, average flow of 0.034 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Temperature (°F)				110	
Total Residual Chlorine			0.5		1.25
pH	not less than 6.0 nor greater than 9.0				

*Internal Outfall 617:* existing discharge, average flow of 0.05 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Temperature (°F)				110	
Total Residual Chlorine			0.5		1.25
pH	not less than 6.0 nor greater than 9.0				

*Outfalls 601, 602 and 604—607:* existing discharge, flow of varied mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Temperature (°F)				110	
Total Residual Chlorine			0.5		1.25
pH	not less than 6.0 nor greater than 9.0				

The permittee must complete a Storm Water Pollution Prevention Plan for Outfalls 601—607.

*Other Conditions:* A Part C Condition requiring a Toxics Reduction Evaluation is included.

**PA0094269**, Sewage, **James D. Sheridan**, 151 Adams Road, Gallitzin PA 15641. This application is for renewal of an NPDES permit to discharge treated sewage from Sheridan Small Flow STP in Gallitzin Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Clearfield Creek, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Pennsylvania American White Deer Treatment Plant located on the Susquehanna River.

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

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Weekly	Maximum Daily	Instantaneous Maximum
Zinc			Monitor and Report		
Nitrate-Nitrite Nitrogen			Monitor and Report		
CBOD <sub>5</sub>	25				50
Suspended Solids	30				60
Fecal Coliform	200/100 ml as a geometric mean				
(5-1 to 9-30)	2,000/100 ml as a geometric mean				
(10-1 to 4-30)	Monitor and Report				
Total Residual Chlorine	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

---

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


---

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

**WQM Permit No. 1506418**, Sewerage, **West Brandywine Township Municipal Authority**, 198 Lafayette Road, Coatesville, PA 19320. This proposed facility is located in West Brandywine Township, **Chester County**.

Description of Action/Activity: Construction and operation of 32,025 gpd capacity plant, subsurface storage basin, pump station and drip irrigation system.

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

**WQM Permit No. 0706405**, Sewerage, **Jody O. Bradley**, R. D. 1, Box 948, Claysburg, PA 16625. This proposed facility is located in Greenfield Township, **Blair County**.

Description of Proposed Action/Activity: Seeking approval for the construction/operation of a small flow sewage treatment system to serve their single family residence on Pine Hollow Road.

**WQM Permit No. 0606408**, Sewerage, **Galen Hall Corporation**, 815 Lancaster Avenue, Reading, PA 19607. This proposed facility is located in South Heidelberg Township, **Berks County**.

Description of Proposed Action/Activity: Seeking approval for the construction/operation of modifications/upgrades to their existing sewage treatment plant.

**WQM Permit No. 2182405 Amendment 06-1**, Sewerage, Newburg-Hopewell Joint Authority, P. O. Box 128, Newburg, PA 17240. This proposed facility is located in Hopewell Township, **Cumberland County**.

Description of Proposed Action/Activity: Seeking approval for the design organic loading to be increased due to the increased capacity of new clarification tanks.

**WQM Permit No. 4406401**, Sewerage, **Borough of Lewistown**, 2 East Third Street, Lewistown, PA 17044-1799. This proposed facility is located in Lewistown Borough, **Mifflin County**.

Description of Proposed Action/Activity: Seeking approval of a project that involves the realignment of public sanitary sewer including the installation of approximately 157 linear feet of 15-inch gravity sewer and approximately 219 linear feet of 8-inch force main.

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

**WQM Permit No. WQG016136**, Sewerage, **Kevin Sweger**, 1137 Hunts Ridge, Crescent, PA 15046. This proposed facility is located in Hanover Township, **Beaver County**.

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

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

**WQM Permit No. 2006**, Sewerage, **Cochranton Borough**, 109 East Adams Street, P. O. Box 66, Cochranton, PA 16314. This proposed facility is located in Cochranton Borough and Wayne Township, **Crawford County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a new sewage treatment facility.

**WQM Permit No. 2406401**, Sewerage, **Johnsonburg Municipal Authority**, 520 A Market Street, Johnsonburg, PA 15845. This proposed facility is located in Johnsonburg Borough, **Elk County**.

Description of Proposed Action/Activity: This project is for an upgrade to the Johnson's Run Pump Station and facilities relocation.

**WQM Permit No. 1006409**, Sewerage, **Slippery Rock Municipal Authority**, P. O. Box 57, 633 Kelly Boulevard, Slippery Rock, PA 16057. This proposed facility is located in Slippery Rock Township, **Butler County**.

Description of Proposed Action/Activity: This project is for a septage receiving station to provide preliminary treatment to protect the existing sewage treatment units and will include a flow meter and card reader to efficiently monitor the septage received.

**WQM Permit No. 1006410**, Sewerage, **Saxonburg Area Authority**, 420 West Main Street, Saxonburg, PA 16056. This proposed facility is located in Penn Township, **Butler County**.

Description of Proposed Action/Activity: This project is for a 9 lot residential subdivision/development.

---

**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**


---

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

## NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI011506095	Peter Rohr 1593 Overlook Place Malvern, PA 19355	Chester	Willistown Township	Crum Creek HQ-CWF
PAI011506096	West Brandywine Township Municipal Authority 198 Lafayette Road Coatesville, PA 19320	Chester	West Brandywine Township	Culbertson Run HQ-TSF Beaver Creek TSF, MF

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

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

## NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI023906029	William Weber 5563 Acorn Dr. Emmaus, PA 18049	Lehigh	Upper Milford Township	Leibert Creek HQ-CWF
PAI023905016(1)	Tim Reed Diakon Lutheran Social Ministries 798 Hausman Road Suite 300 Allentown, PA 18104	Lehigh	South Whitehall Township	Little Lehigh Creek HQ-CWF
PAI023906030	Byron Ashbrook Brookhaven Dev. 2910 Lindberg Ave. Allentown, PA 18103	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF
PAI023906031	David Posocco Posocco Equities 2610 Walbert Ave. Allentown, PA 18104	Lehigh	South Whitehall Township	Little Lehigh Creek HQ-CWF

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

## NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAS102804R	Fulton Industrial Development Assoc. 201 Lincoln Way W Suite 101 McConnellsburg, PA 17233	Fulton	Ayr Township	Big Cove Creek CWF
PAI030606001	Robeson Woods LP 100 West Lancaster Avenue Wayne, PA 19087	Berks	New Morgan Borough	Hay Creek and UNT to Hay Creek and Schuylkill River EV

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

## NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI-0610-06-002	Charles S. Bober St. Kilian Parish 212 Hook Street Mars PA 16046	Butler County	Cranberry Township	UNT to Kaufman Run WWF

---

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


---

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

## PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

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

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

### SAFE DRINKING WATER

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

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

##### Application No. 3506503, Public Water Supply.

Applicant	<b>Aqua Pennsylvania, Inc.</b> Jefferson Township <b>Lackawanna County</b>
Responsible Official	Steve Clark Aqua Pennsylvania, Inc. Palmyra Professional Center HCR 6, Box 6040 Hawley, PA
Type of Facility	Public Water System
Consulting Engineer	Entech Engineering, Inc. 4 South Fourth Street P. O. Box 32 Reading, PA 19603
Application Received Date	11/16/06
Description of Action	Reconstruction of well 1 and treatment system improvements.

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

<b>Permit No. 6706514,</b> Public Water Supply.	
Applicant	<b>Dillsburg Area Authority</b>
Municipality	Carroll Township
County	<b>York</b>
Responsible Official	Sheldon K. Williams, General Manager P. O. Box 370 98 W. Church St. Dillsburg, PA 17019
Type of Facility	Public Water Supply
Consulting Engineer	William A. LaDieu CET Engineering Services 1240 N. Mountain Road Harrisburg, PA 17112
Application Received:	11/13/2006
Description of Action	Construction of Well No. 7 with a wellhouse and treatment.

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

##### **Permit No. 4496231A5—Construction,** Public Water Supply.

Applicant	<b>Dutch Valley Food Company, Inc.</b>
Township or Borough	Sunbury
County	<b>Northumberland</b>
Responsible Official	John T. Lerch Manufacturing & Technical Projects Manager 1000 S. Second Street P. O. Box 471 Sunbury, PA 17801
Type of Facility	Public Water Supply—Construction
Consulting Engineer	Ralph A. Lambert, Jr., P. E. LAR Enterprises 363 West High Street P. O. Box 3489 Gettysburg, PA 17325
Application Received Date	December 8, 2006
Description of Action	Addition of a second source of spring water and revisions to the existing spring water processing system. Also requesting to allow the use of raw water from the existing source.

### 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	<b>Pennsylvania-American Water Company</b> City of Scranton <b>Lackawanna County</b>
-----------	--

Responsible Official	Scott M. Thomas, P. E. PA-AM Water Company 800 Hersheypark Drive Hershey, PA 17033
Type of Facility	Community Water System
Consulting Engineer	NA
Application Received Date	November 29, 2006
Description of Action	Application for repainting and minor repair/maintenance of the 500,000 gallon "Austin Heights-Old Forge" finished water storage tank.

## 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:

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

**Century 21 Vargo Real Estate**, Lower Providence Twp, **Montgomery County**. Gilbert J. Marshall, P. G., Marshall Geoscience, Inc. 170 E. First Avenue, Colleagueville, PA 19426 on behalf of Joseph M. and Patricia B. Vargo, Century 21-Vargo Real Estate, 2830 West Main St., Trooper, PA 19403 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by released of leaded gasoline. The future use of the site will remain the unchanged.

**Unitgo Rental Services Facility**, Bristol Township, **Bucks County**. Peter Millionis, ARCADIS, 6 Terry Drive, Suite, 300, Newtown, PA 18940 on behalf of Craig Eckstein, Lester Block, LLC, 420 Howell St., Bristol, PA 19007 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted by release of other organics. The future use of the site will remain the same.

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

**Saucon Valley Condos**, Hellertown Borough, **Northampton County**. Vincent M. Carbone, P. G., HDR Engineering, Inc., 609 Hamilton Mall, The Sovereign Building, Allentown, PA 18101-2111 has submitted a Notice of Intent to Remediate (on behalf of his client, Abraham Atiyeh, Brookside Commercial Construction Co., Inc., 1177 6th Street, Whitehall, PA 18052) concerning the remediation of soils found or suspected to have been impacted by arsenic as a result of historic operations. The applicant proposes to remediate the site to meet the residential Statewide Health Standard. The proposed future use of the site will be for residential housing. A summary of the Notice of Intent to Remediate was published in *The Morning Call* on December 6, 2006.

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

**Roman Salvage Property**, Greene Township, **Franklin County**. Skelly & Loy, Inc., 2601 North Front Street, Harrisburg, PA 17110, on behalf of Charles R. Roman, Roman's Army Store, 4369 Sunset Pike, Chambersburg, PA 17201-9601, submitted a Notice of Intent to Remediate site soils contaminated with arsenic. The property was formerly used for salvage and storage of Army surplus materials; future use is a proposed residential development. The applicant is seeking to remediate to both the Site-Specific and Statewide Health Standard.

**Former McCoy Electronics Facility**, Mercersburg Borough, **Franklin County**. Weston Solutions, Inc., 1400 Weston Way, West Chester, PA 19380, on behalf of Spirit



Washers, 95 Fox Road, Mercersburg, PA 17236 and Corning, Inc., HP-Me-02-50, Corning, NY 14831, submitted a revised Notice of Intent to Remediate site soils and groundwater contaminated with chlorinated solvents and cobalt. The property was formerly an electronics manufacturing facility and future use will be industrial/commercial. The applicant is seeking to remediate soil to the Statewide Health Standard and groundwater to the Site-Specific Standard.

**Small Tube Manufacturing, LLC**, Allegheny Township, **Blair County**. Malcolm Pirnie, Inc., 111 South Independence Mall East, Suite 1010, Philadelphia, PA 19106-2518, on behalf of Woverine Tube, Inc., 2100 Market Street NE, Decatur, AL 35609-2202, submitted a Notice of Intent to Remediate site soils contaminated with metals and VOCs. The site is and will remain a copper tube redrawing facility. The applicant is seeking to remediate to the Statewide Health Standard.

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

**Mt. Carmel Former MGP Site**, Mt. Carmel Borough, **Northumberland County**, PPL Gas Utilities Corp, 2 North 9th St. (GENTW17), Allentown, PA 18101-1179 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with inorganic compounds, polycyclic aromatic hydrocarbons and other organic compounds. The applicant proposes to remediate the site to meet the Site-Specific Standard. The future use of the property will be unchanged.

## 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.**

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

**04-00034C: Engineered Polymer Solutions, d/b/a Valspar Coatings** (372 Cleveland Avenue, Rochester, PA 15074) for installation of a new batch processing reactor (K-9) at their Rochester Plant in Rochester Township, **Beaver County**.

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

**37-264G: Ellwood Quality Steels Co.** (700 Moravia Street, New Castle, PA 16101) for increased production at the Melt Shop facility, in their plant in the city of New Castle, **Lawrence County**. This plan approval is subject to the Prevention of Significant Deterioration requirements for CM.

**24-083J: Carbone of America** (215 Stackpole Street, St. Marys, PA 15857) for installation of an electric furnace and graphite production line at the St. Marys Plant, in the City of St. Marys, **Elk County**.

**43-348A: American Cap Co., LLC** (15 Church Street, Wheatland, PA 16161) for construction of an activated carbon monolithic adsorbent process for the semiconductor manufacturing sector in Wheatland Borough, **Mercer County**. This is a State-only facility.

**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.*

**PA-23-0093A: Bryn Hill Industries, Inc.** (407 Industrial Park Drive, Yeadon, PA 19050) for relocation and installation of new sources used for the manufacture of urethane foam products to a new facility in Yeadon Borough, **Delaware County**. This facility is a State-only facility. This relocation and installation will not result in

an increase of criteria pollutant emissions from the facility. The Plan Approval and Operating Permit will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

**46-0005AB: Merck and Co., Inc.** (Sumneytown Pike, West Point, PA 19486) for installation of one portable emergency/peaking diesel-fired generator in Upper Gwynedd, **Montgomery County**. This installation is subject to the Department NSR regulations under 25 Pa. Code § 127.211(b)(1), for de minimis emission increases of NO<sub>x</sub>. Seventeen tons of NO<sub>x</sub> ERCs will be surrendered to the Department of Environmental Protection (Department) for this project. There are no add-on control devices for this source. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

1. To address the NSR regulations for this source, the permittee shall surrender 17.0 tons of NO<sub>x</sub> ERCs to the Department. These ERCs are currently held by the permittee in the Department's ERC registry. This amount includes the de minimis NO<sub>x</sub> increases (14.8 tons) times a multiplier of 1.15. The generator shall not start-up until the ERCs are transferred.

2. Air contaminant emissions shall not exceed any of the following:

- (a) Total Hydrocarbons—1.0 g/bhp-hr;
- (b) NO<sub>x</sub>—6.9 g/bhp-hr;
- (c) PM—0.4 g/bhp; and
- (d) CO—2.0 g/bhp-hr.

3. Only diesel fuel with 0.05% sulfur or less, by weight, shall be used in the operation of this source.

4. The source shall not operate more than 400 hours in any 12-consecutive month period.

5. The permittee shall monitor the hours of operation using a nonresettable hour meter or Department approved equivalent.

6. The fuel usage and operating time for this source shall be recorded monthly and aggregated on a 12-consecutive month basis.

7. Within 180 days after operation commences for this source, the permittee shall perform a stack test for NO<sub>x</sub> and CO to demonstrate compliance with the emission limits above.

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

**36-05140B: Valley Proteins, Inc.** (693 Wide Hollow Road, East Earl, PA 17519) to replace the existing cross-flow air scrubber in their feather process with a new larger cross-flow air scrubber at their existing facility in East Earl Township, **Lancaster County**. This rendering facility is a Title V facility. This facility's emissions will not increase with the new scrubber. Reduced odor emission will result from the increased size of the new scrubber. This plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

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

**AMS 06080: Pearl Pressman Liberty** (5th and Poplar Streets, Philadelphia, PA 19123) for installation of a Heidelberg Lithographic printing press. There will be a potential emission increase of 1.2 tons for VOCs for the facility. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable 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.**

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

**46-00010: Montenay Montgomery, LTD.** (1155 Conshohocken Road, Conshohocken, PA, 19428-1028) for a 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.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, Muhammad Zaman, Facilities Permitting Chief, (570) 327-0512.*

**19-00001: Magee Rieter Automotive Systems** (480 West Fifth Street, Bloomsburg, PA 17815) for renewal of a Title V Operating Permit 19-00001 for an automotive carpet manufacturing facility in the Town of Bloomsburg, **Columbia County**.

The facility incorporates two 77 million Btu per hour No. 4 fuel oil-fired boilers, a 60 million Btu per hour anthracite coal/carpet scrap-fired boiler, an 86.6 million Btu per hour anthracite coal/carpet scrap-fired boiler, three propane/natural gas-fired carpet dryers, three polyurethane foam process lines, 11 solvent parts washers, 13 emergency generators (various fuels—diesel, gasoline, propane and natural gas), a diesel-fired fire pump, 13 small (100,000 Btu per hour each) propane/natural gas-fired space heaters, an 8,000 gallon isocyanate storage tank, two 8,000 gallon polyol storage tanks and a 210,000 gallon fuel oil storage tank.

The PM emissions from each of the two anthracite coal/carpet scrap-fired boilers are controlled by a multiclone collector.

The air contaminant emissions from the facility are not expected to exceed 2,482 tons of SO<sub>x</sub>, 75 tons of PM including up to 52 tons of PM<sub>10</sub>, 256 tons of NO<sub>x</sub>, 106 tons of CO, 20 tons of VOCs, 9.99 tons of hydrogen chloride and 11.78 tons of combined HAPs (including hydrogen chloride) per year.

The Department of Environmental Protection (Department) proposes to renew Title V Operating Permit 19-00001. The Department of Environmental Protection intends to incorporate into this renewal all conditions currently contained in Title V Operating Permit 19-00001 with these exceptions, changes and/or additions:

1. A condition has been added to the permit which limits the facility's total combined emissions of hydrogen

chloride or any other single HAP to less than 10 tons in any 12-consecutive month period and the total combined emissions of all HAPs to less than 25 tons in any 12-consecutive month period.

2. A condition has been added to the permit which requires the permittee to develop and submit a fuel analysis plan to the Department within 60 days of permit renewal for the purposes of determining the chlorine content of the fuels used in the facility on a continuing basis. Conditions have also been added requiring the permittee to implement the fuel analysis plan approved by the Department, to maintain records of the chlorine analyses performed pursuant to the approved plan and to submit semi-annual reports of this information to the Department.

3. A condition has been added to the permit requiring all fuel oil fired at this facility to be fuel oil to which no reclaimed or waste oil or other waste materials have been added.

4. Conditions concerning the monitoring of fuel oil sulfur content and the maintenance of records of this information have been modified to eliminate a monitoring option which the Department has determined does not provide the compliance demonstration originally intended and to require the maintenance of more comprehensive records of fuel oil sulfur content.

5. Conditions limiting the facility's two fuel oil-fired boilers to using only No. 4 fuel oil have been modified to also allow the use of No. 2 fuel oil. Conditions specifying the fuel oil sulfur content limit and requiring the maintenance and reporting of records of the amount of fuel oil used in each boiler have also been modified to include the applicable 25 Pa. Code § 123.22 sulfur content limit for No. 2 fuel oil and to require the maintenance and reporting of the amount of each separate type of fuel oil used in the boilers.

6. Conditions were added to the permit requiring the performance of PM and NO<sub>x</sub> stack tests on the facility's two anthracite coal/carpet scrap-fired boilers within 12 months of permit renewal and every 3 years thereafter.

7. Conditions addressing the facility's emergency generators have been modified to include several generators installed since the permit was originally issued and also reorganized so that the Source P106 conditions address only those generators which are subject to the 25 Pa. Code §§ 129.91—129.95 Reasonably Available Control Technology requirements and the Source P107 conditions address those generators which are not subject to the respective requirements.

8. A condition requiring the maintenance of records of the vapor pressure of the materials stored in the 210,000-gallon fuel oil storage tank has been replaced with a condition requiring the maintenance of records of the identity of the materials stored in the respective tank. A condition has also been added to the permit restricting the tank to the storage of fuel oil only.

9. Conditions have been added to the permit specifying the applicable 25 Pa. Code § 129.63 requirements for the facility's solvent parts washers.

The proposed Title V operating permit renewal will be submitted to the United States Environmental Protection Agency for approval as a permit issued in accordance with the permit program requirements of 40 CFR Part 70.

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

**63-00027: Jessop Steel, LLC** (100 River Road, Brackenridge, PA 15014) for operation at Washington Specialty Plate in Washington City, Washington County. This is a Title V Renewal.

**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.*

**28-05041: Jerr-Dan Corp.—Route 11 Wrecker Plant** (1080 Hykes Road, Greencastle, PA 17225) for a synthetic minor operating permit in Antrim Township, **Franklin County**. The facility's major sources of emissions include paint booths that primarily emit VOC. This permit is renewal of the Title V permit No. 28-05032 with reduced emissions as a result of modification to the operations. The synthetic minor operating permit will contain monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

**11-00515: J-LOK Corp.** (P. O. Box 187, Cresson, PA 16630) for production of mine bolt resin cartridges in Cresson Township, **Cambria County**. This is a State-only Operating Permit.

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

**37-00268: Commercial Asphalt Supply, Inc.** (155 Route 228 W., Valencia, PA 16059-2029) for reissuance of a Synthetic Minor Permit to operate a hot mix asphalt plant in Scott Township, **Lawrence County**. The facility has included a drum mix asphalt plant as a significant source. The facility has taken a throughput restriction of 650, 2,000 tons product per year and 2,640 hours of operational restriction to be a Synthetic minor facility.

**61-00180: Vertical Seal Co.—Akers National Roll Co.** (Chapman Road, Pleasantville, PA 16341) for reissuance of a Natural Minor Operating Permit to operate steel mill components to original tolerances in Harmony Township, **Forest County**. The facility's primary emission sources include five furnaces used to melt metals, a degreasing operation, a stress relief/heat treat furnace and miscellaneous propane combustion (space heaters).

**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.*

**32901603 and NPDES Permit No. PA0214507. Tipple Four J, Inc.** (P. O. Box 435, Seward, PA 15954). To renew the permit for the Tipple Four J in Armstrong Township, **Indiana County** and related NPDES permit. No additional discharges. Application received: October 31, 2006.

**33971301 and NPDES Permit No. PA0215031. AMFIRE Mining Company, LLC** (One Energy Place, Suite 2800, Latrobe, PA 15650). To revise the permit for the Dora No. 8 Mine in North Mahoning Township, **Indiana County** to add underground permit and subsidence control plan area acres. Underground Acres Proposed 234.6, SCP Acres Proposed 234.6. No additional discharges. Application received: November 13, 2006.

**56841608 and NPDES Permit No. PA0213721. PBS Coals, Inc.** (1576 Stoystown Road, P. O. Box 260, Friedens, PA 15541). To renew the permit for the Cambria Fuel Preparation Plant in Stonycreek Township,

**Somerset County** and related NPDES permit. No additional discharges. Application received: June 22, 2006.

**56951301 and NPDES Permit No. PA0214850. RoxCOAL, Inc.** (P. O. Box 149, Friedens, PA 15541). To renew the permit for the Augustus Mine in Shade Township, **Somerset County** and related NPDES permit. No additional discharges. Application received: October 30, 2006.

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

**56060111 and NPDES No. PA0262269. PBS Coals, Inc.** (P. O. Box 260, Friedens, PA 15541). Commencement, operation and restoration of a bituminous surface mine in Black Township, **Somerset County**, affecting 111.3 acres. Receiving streams: UNT to Coxes Creek/Coxes Creek classified for the following use: WWF. There are no potable water supply intakes within 10 miles downstream. Application received: November 30, 2006.

**Permit No. 56910101 and NPDES No. PA0599077. Paul F. Becker Coal Company** (1593 Old Route 22, Duncansville, PA 16653). Permit renewal for reclamation only of a bituminous surface auger mine in Somerset and Stonycreek Townships, **Somerset County**, affecting 120 acres. Receiving streams: UNTs to Kimberly Run, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: December 4, 2006.

**32813001 and NPDES No. PA 0125504. A & T Coal Company** (P. O. Box 327, Punxsutawney, PA 15767). Transfer of an existing bituminous surface mine from Twin Brook Coal Company, 410 Franklin St., Clymer, PA 15728 located in Green and Montgomery Townships, **Indiana County**, affecting 244 acres. Receiving streams: Painters Run and UNTs to Cush Cushion Creek classified for the following use: HQ-CWF. There are no potable water supply intakes within 10 miles downstream. Application received: December 4, 2006.

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

**03990105 and NPDES Permit No. PA0202592. Seven Sisters Mining Co., Inc.** (P. O. Box 300, 200 US Route 22, Delmont, PA 15626). Revision application to change the landuse from forestland to pastureland/land occasionally cut for hay to an existing bituminous surface mine, located in South Bend and Burrell Townships, **Armstrong County**, affecting 206.2 acres. Receiving stream: UNT to Fagley Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Revision application received: December 1, 2006.

**03990107 and NPDES Permit No. PA0202622. AMFIRE Mining Co., LLC** (One Energy Place, Latrobe, PA 15650). Revision application for a variance to install a stream crossing of a UNT to Limestone Run to an existing bituminous surface mine, located in East Franklin and Washington Townships, **Armstrong County**, affecting 263.8 acres. Receiving streams: UNTs

to Limestone Run, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Revision application Received: December 6, 2006.

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

**17940117 and NPDES No. PA0219916. King Coal Sales, Inc.** (P. O. Box 712, Philipsburg, PA 16866). Revision of an existing bituminous surface mine (change in land use) in Morris Township, **Clearfield County**, affecting 141.0 acres. Receiving streams: UNT to Alder Run to West Branch Susquehanna River. There are no potable water supply intakes within 10 miles downstream. Application received: November 20, 2006.

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

**54060104 and NPDES Permit No. PA0224570. Post Mining** (698 Fairview Street, Tamaqua, PA 18252-4724). Commencement, operation and restoration of an anthracite surface mining operation in Reilly Township, **Schuylkill County** affecting 165.0 acres, receiving stream: UNTs to Swatara Creek classified for the following use: CWF. Application received: December 5, 2006.

*Noncoal Applications Received*

*Effluent Limits*

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

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

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

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

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

**03860401 and NPDES Permit No. PA0588024. Seven Sisters Mining Co., Inc.** (200 Route 22, P. O. Box 300, Delmont, PA 15626-0300). NPDES renewal application for continued operation and reclamation of an existing noncoal surface mine, located in South Bend Township, **Armstrong County**, affecting 160 acres. Receiving stream: Crooked Creek, classified for the following use: WWF. There is not potable water supply intake within 10 miles downstream from the point of discharge. Renewal application receiving: December 4, 2006.

**FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401**

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water

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

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Individuals will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and

other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on each working day at the regional office noted before the application.

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

---

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

---

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E45-488. Department of Conservation and Natural Resources, Bureau of Forestry—Weiser Forest District**, 890 SR 0903, Jim Thorpe, PA 18229, in Tunkhannock Township, **Monroe County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a dry hydrant in Fishing Lake for the purpose of providing water for fire protection. The project is located in Indian Mountain Lakes Development, south of the intersection of North Shore Drive and Crest Drive (Blakeslee, PA Quadrangle N: 0.9 inch; W: 1.6 inches).

**E39-472. Lutron Electronics Company, Inc.**, 7200 Suter Road, Coopersburg, PA 18036-1299, in Upper Saucon Township, **Lehigh County**, United States Army Corps of Engineers, Philadelphia District.

To modify and maintain a 0.53 acre man-made pond within the Tumblebrook Creek Watershed (CWF) with work consisting of reconfiguring the geometry of the pond while maintaining the approximate size and depth. The activity is associated with the construction of an office building. The project is located on the west side of Suter Road approximately 0.1 mile north of Jacoby Road. (Allentown East, PA Quadrangle N: 3.5 inches; W: 0.2 inch).

**E13-156. Reading Blue Mountain & Northern Railroad**, One Railroad Boulevard, P. O. Box 218, Port Clinton, PA 19549, in Mahoning and Jim Thorpe Boroughs, **Carbon County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a 3-span steel I-beam railroad bridge across the Lehigh River (HQ-CWF) having spans of 120-feet, 150-feet and 150-feet and an unclearance of 40-feet. The project is located within the Lehigh Gorge State Park approximately 1.5 miles upstream of SR 0903 bridge over the Lehigh River. (Nesquehoning, PA Quadrangle N: 22.5 inches; W: 1.2 inches).

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

**E07-408. Jeffery Long Property**, Jeffrey and Vikki Long, R. D. 1, Box 426, Tyrone, PA 16686, **ACOE Baltimore District**.

To install and maintain a 6-inch diameter by 74-foot long PVC sanitary sewer lateral along Exceptional Value wetland of a UNT to Sandy Run (CWF), resulting in 0.04 acre of temporary wetland impact on the south side of SR 4018 approximately 1,100 feet west of the intersection of SR 4018 and SR 1001 (Bellwood, PA Quadrangle: N: 12.8 inches; W: 12.1 inches; Latitude: 40° 33' 59"; Longitude: 78° 20' 28") in Antis Township, **Blair County**.

**E50-238. Adams Pond**, James Adams, 37 Clouser Road, Mechanicsburg, PA 17055, **ACOE Baltimore District**.

To place and maintain fill in 0.02 acre of PEM wetland for the purpose of constructing a fire-protection pond located at 526 Dietz Road (Ickesburg, PA Quadrangle: N: 2.8 inches; W: 6.8 inches; Latitude: 40° 25' 17"; Longitude: 77° 20' 47") in Saville Township, **Perry County**. The amount of wetland impact area is less than 0.05 acre and is de minimus.

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

**E14-499. American Philatelic Research Library**, 100 Match Factory Place, Bellefonte, PA 16823. Water Obstruction and Encroachment Permit Application, in Bellefonte Borough, **Centre County**, ACOE Susquehanna River Basin District (Bellefonte, PA Quadrangle N: 6.3 inches; W: 12.7 inches).

To construct and maintain 50-feet of 6-inch PVC dry hydrant in Spring Creek (HQ-CWF) located in the parking area behind the Match Factory Building in Bellefonte Borough, **Centre County**.

**E18-415. Rocky A. Snyder**, Box 77 Woolrich, PA 17779. Water Obstruction and Encroachment Joint Permit Application, in Dunstable Township, **Clinton County**, ACOE Baltimore District (Lock Haven, PA Quadrangle N: 14.45 inches; W: 3.65 inches).

To construct and maintain a 48" smooth-lined plastic pipe culvert which will be used as an access to a private home, 3.5 miles west of Woolrich on SR 1003. This project proposes to permanently impact 20 linear feet of Little Plum Run, which is designated a HQ-CWF stream and does not propose to impact any jurisdictional wetlands.

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

**E03-440. Armstrong County Commissioners**, Administration Building, Courthouse Complex, Kittanning, PA 16201. To construct a bridge in North Buffalo Township, **Armstrong County**, Pittsburgh ACOE District. (Worthington, PA Quadrangle N: 9.25 inches; W: 3.25 inches; Latitude: 40° 48' 01"; Longitude: 79° 38' 52"). The applicant proposes to remove the existing structure (County Bridge No. 2) and to construct and maintain a bridge having a span of 86.33 feet with an underclearance of 13.6 feet across the channel of Buffalo Creek (TSF) for the purpose of improving highway safety. The project is located on T-659 (Beatty Mill Road), just east from the intersection of T-314 (Hogg Road) and will impact approximately 40.0 linear feet of stream channel.

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

**E25-617A, Erie Yacht Club.** Amendment to Remove/Replace Wall, in City of Erie, **Erie County**, ACOE Pittsburgh District (Swanville PA Quadrangle N: 22.2 inches; W: 0.8 inch).

The applicant proposes to amend Permit No. E25-617A which authorized the Erie Yacht Club to make the following improvements to the existing Erie Yacht Club Marina in Presque Isle Bay, Lake Erie at the foot of Ravine Drive approximately 1 mile east of the base of the Presque Isle Peninsula: 1) to dredge 6 areas of the existing marina basin removing a total of approximately 25,000 cubic yards of sediment and shale to establish and maintain bed elevations ranging from 560.0 feet USGS to 564.0 feet USGS; 2) to install and maintain a 370-foot long by 6-foot wide pile anchored floating dock along and parallel to the western side of the western marina jetty; and 3) to remove the a portion of the existing wall in front of the Erie Yacht Club clubhouse and to construct and maintain an approximately 157-foot long steel sheet piling wall with sheet panels each having a height of 10 feet, a width of 6.83 feet, and a thickness of 0.03 feet. The project includes removal of sediment to an elevation approximately 10 feet below the top of the wall and installation of 18.5-foot long pipe piles embedded approximately 8.5 feet into the shale bottom.

The applicant proposes to amend Permit No. E25-617A to make the following improvements to the existing Erie Yacht Club Marina in Presque Isle Bay, Lake Erie at the foot of Ravine Drive approximately 1 mile east of the base of the Presque Isle Peninsula: 1) to dredge 6 areas of the existing marina basin removing a total of approximately 25,000 cubic yards of sediment and shale to establish and maintain bed elevations ranging from 560.0 feet USGS to 564.0 feet USGS; 2) to install and maintain a 370-foot long by 6-foot wide pile anchored floating dock along and parallel to the western side of the western marina jetty; 3) to remove the a portion of the existing wall in front of the Erie Yacht Club clubhouse and to construct and maintain an approximately 157-foot long steel sheet piling wall with sheet panels each having a height of 10 feet, a width of 6.83 feet, and a thickness of 0.03 feet. The project includes removal of sediment to an elevation approximately 10 feet below the top of the wall and installation of 18.5-foot long pipe piles embedded approximately 8.5 feet into the shale bottom; 4) to install and maintain wave attenuators and dead weight anchors, and docks and dead weight anchors off-site or on-shore at the site; 5) to extract existing piles and to construct and maintain new piles to be augered into shale; 6) to removing the existing sailing school dock, bulkhead and embankment; 7) to widen and maintain the "O" dock by placing fill material; 8) to construct and maintain a revetment by placing rip-rap or concrete from existing "O" and "A" docks, to be entirely submerged; and 9) To remove various fixed docks and to construct and maintain floating docks.

Work is proposed to be done on water lots in Presque Isle Bay and not in or on submerged lands of the Commonwealth. This project proposes to impact approximately 0.728 acre of Presque Isle Bay.

**E27-080. Marion Lavern and Sandra M. Bechtel,** HC 2, Box 21, Tionesta, PA 16353. Bechtel SFTF, in Hickory Township, **Forest County**, ACOE Pittsburgh District (West Hickory, PA Quadrangle N: 10.4 inches; W: 5.9 inches).

The applicant proposes to construct and maintain an outfall structure having a 4-inch diameter outfall pipe (for a 500 gpd single residence sewage treatment facility) above the high water mark within the Federal Scenic River corridor of the Allegheny River approximately 200 feet W of the intersection of SR 62 and SR 3004 (Little Hickory Road). The Allegheny River is a perennial stream classified as a WWF.

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

**E14-487. Robert S. McGrail-Peasley,** 2045 Runville Road, Bellefonte, PA 16823, Berm/bridge/culvert, in Boggs Township, **Centre County**, ACOE Baltimore District (Bellefonte, PA Quadrangle N: 21.07 inches; W: 13.35 inches).

To construct and maintain: 1) 340 foot long by 2 foot wide by 2 foot high earthen berm on the top of the right bank of a UNT to Wild Cat Run for the purpose of protecting an earthen road from flood waters; 2) a wooden pedestrian bridge with a 19-foot clear span and 4-foot underclearance across Wild Cat Run for private use; 3) a 24-inch diameter HDPE culvert with a rock headwall to make a new road crossing near the upstream limit of the earthen berm, located 3,100 feet upstream of the intersection of Gum Stump Road and Runville Road (SR 144) (Bellefonte, PA Quadrangle N: 21.07 inches; W: 13.35 inches) in Boggs Township, Centre County. This project proposes to impact 340 linear feet of the UNT to Wild Cat Run and 5 linear feet of Wild Cat Run that are tributaries to Wallace Run, which is classified as a HQ-CWF and proposes no wetland impacts.

#### ENVIRONMENTAL ASSESSMENTS

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

**EA63-004A Molycorp, Inc.,** 1217 West Wayne Street, Washington, PA 15301. Request for permit waiver in accordance with 25 Pa. Code § 105.12(a)(16) and 401 Water Quality Certification in Canton Township, **Washington County**, Pittsburgh ACOE District. The applicant proposes to amend an already approved Environmental Assessment (EA63-004), which approved the following activities: permanently impacting 0.71 acre of PEM/PSS wetlands during waste removal an regarding, restoring and stabilizing 800 linear feet of stream bank along Chartiers Creek (WWF), removing an abandoned concrete obstruction in Chartiers Creek (WWF) and constructing and maintaining approximately 2,600 linear feet of temporary sheet piling and earthen berms along the eastern bank of Chartiers Creek (WWF). The amendment requests additional permanent impacts of 0.32 acre of PEM/PSS wetlands during waste removal and to fill 0.13 acre of PFO wetlands to widen an access road. The project is located in the vicinity of Caldwell Avenue, near the Jessop exit from I-70.

#### STORAGE TANKS

##### SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Waste Management, Division of Storage Tanks, P. O. Box 8763, Harrisburg, PA 17105-8763, within 30

days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

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

---

*SSIP*

<i>Application No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
06017	PPC Lubricants, Inc. 305 Micro Dr. Jonestown, PA 17038 Attn: David H. Klinger	Butler	Butler and Summit Townships	88 ASTs storing petroleum products	971,000 gallons total
06018	Green Renewable Energy, Ethanol & Nutrition-Holding, LLC 1904 Tollgate Rd. Palm, PA 18070 Attn: Jeffrey L. Dershem	Schuylkill	Frailey and Porter Townships	Six ASTs storing petroleum products	8,930,000 gallons total

---

**ACTIONS**


---

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

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

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

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

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

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



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

### I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0062464	Pennsylvania American Water Co. 100 North Pennsylvania Avenue Wilkes-Barre, PA 18701	Stroud Township Monroe County	Sambo Creek (1E)	Y
PA0060259 (Minor Sewage)	Tyler Hill Camp 85 Crescent Beach Road Glen Cove, NY 11542	Wayne County Damascus Township	Laurel Lake (1A)	Y
PA-0061506 (Sewage)	Preston Country Market P. O. Box 2 Preston Park, PA 18455	Preston Township Wayne County	UNT to Shehawken Creek (01A)	Y
PA0012823	PPL Martins Creek, LLC Two North Ninth Street Allentown, PA 18101-1179	Lower Mt. Bethel Township Northampton County	Delaware River WWF Watershed 1F	N

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0086444 (SEW)	Blude Ridge Sportsman Association 3009 Waynesboro Pike Fairfield, PA 17320	Adams County Liberty Township	Miney Branch of Tom's Creek 13-D	Y
PA0083917 (IW)	Edge Rubber 811 Progress Avenue Chambersburg, PA 17201-3257	Franklin County Chambersburg Borough	UNT Conococheague Creek 13-C	Y
PA0083194 (SEW)	HMS Host (Blue Mountain Service Plaza) PA Turnpike/Travel Plazas P. O. Box 8 Middletown, PA 17057	Cumberland County Hopewell Township	Newburg Run 7-B	Y
PA0085014 (SEW)	Conestoga Township P. O. Box 98 Conestoga, PA 17516-9616	Lancaster County Conestoga Township	Pequea Creek 7-K	Y
PA0087378 (IW)	Letterkenny Army Depot One Overcash Avenue Chambersburg, PA 17201	Franklin County Greene Township	Rowe Run 7-B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PAS236103 Industrial Waste	Ferro Color & Glass Performance Materials P. O. Box 519 West Wylie Avenue Washington, PA 15301	Washington County Canton Township	Chartiers Creek	Y
PA0217522 Sewage	Municipal Authority of the Borough of Smithton P. O. Box 342 615 Center Street Smithton, PA 15479-0342	Westmoreland County Smithton Borough	UNT of the Youghiogheny River	Y
PA0218855 Sewage	Consol PA Coal Company P. O. Box J Claysville, PA 15323	Washington County East Finley Township	Rocky Run	Y

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0218944 Sewage	Franklin Fayette Sewer Authority P. O. Box 55 Smock, PA 15480	Fayette County Franklin Township	Redstone Creek	Y
<i>Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.</i>				
<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0238651	SMS Millcraft, LLC 671 Colbert Avenue Oil City, PA 16301-2288	City of Oil City Venango County	Allegheny River 16-E	Y
PA0029114	Clintonville Borough Sewer and Water Authority P. O. Box 292 109 Franklin Street Clintonville, PA 16372	Clintonville Borough Venango County	UNT to Scrubgrass Creek 16-G	Y
PA0102628	Henderson Township Municipal Authority 121 Fourth Street Stump Creek, PA 15863	Henderson Township Jefferson County	Mahoning Creek 17-D	Y
PA0103594	Windsor Mobile Home Park 12740 Wetsell Ridge Road Edinboro, PA 16412-1854	Washington Township Erie County	UNT to Little Conneautee Creek 16-A	Y

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

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

**NPDES Permit No. PA02248720**, Sewage, **Brian Nicodemus**, 6141 Courtland Road, Alum Bank, PA 15521. This proposed facility is located in West St. Clair Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to a UNT to Dunning Creek in Watershed 11-C.

**NPDES Permit No. PA0081779**, Sewage, **Triple Crown Corporation, Fishing Creek Elementary**, 5351 Jaycee Drive, Harrisburg, PA 17112. This proposed facility is located in West Hanover Township, **Dauphin County**.

Description of Proposed Action/Activity: Authorization to discharge to the Fishing Creek in Watershed 7-C.

**NPDES Permit No. PA0247898**, Sewage, **David L. Fite, David Fite Realty**, 103 Fite Way, Suite D, Quarryville, PA 17566. This proposed facility is located in East Drumore Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to South Fork Big Beaver Creek in Watershed 7-K.

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

**NPDES Permit No. PA0000183**, Industrial Waste, **General Electric—Erie**, 2901 East Lake Road, Erie, PA 16531. This proposed facility is located in Lawrence Park Township, **Erie County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to a UNT to Lake Erie in Watershed 15.

## 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. WQG02460630**, Sewerage, **Hickory Veterinary Hospital**, 2303 Hickory Road, Plymouth Meeting, PA 19462. This proposed facility is located in Plymouth Township, **Montgomery County**.

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

**WQM Permit No. 1504417**, Sewerage, **Franklin Township**, P. O. Box 118, 20 Municipal Lane, Kemblesville, PA 19347. This proposed facility is located in Franklin Township, **Chester County**.

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

**WQM Permit No. 4606407**, Sewerage, **Upper Pottsgrove Township**, 1409 Farmington Avenue, Pottstown, PA 19464-1829. This proposed facility is located in Upper Pottsgrove Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a sanitary sewage collection with conveyance to Pine Ford Road pump station.

**WQM Permit No. WQG02150631**, Sewerage, **Oxford Area Sewer Authority**, 401 East Market Street, P. O. Box 380, Oxford, PA 19363. This proposed facility is located in Oxford Borough, **Chester County**.

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

**WQM Permit No. 1500421-I**, Sewerage, **Upper Uwchlan Township**, 140 Pottstown Pike, Chester Springs, PA 19425. This proposed facility is located in West Vincent Township, **Chester County**.

Description of Action/Activity: Construction and operation of a new gravity collection system, effluent return force main, storage lagoon and spray pump station.

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

**WQM Permit No. 0506405**, Sewerage, **Brian Nicodemus**, 6141 Courtland Road, Alum Bank, PA 15521. This proposed facility is located in West St. Clair Township, **Bedford County**.

Description of Proposed Action/Activity: Approval for the construction/operation of sewerage facilities consisting of a single family residence sewage treatment facility with one 1,000 gallon dual compartment septic tank, a gravity dosed peat filter, tablet chlorinator and chlorine contact tank.

**WQM Permit No. 667S060, Transfer 1**, Sewerage, **Triple Crown Corporation**, 5351 Jaycee Avenue, Harrisburg, PA 17112. This proposed facility is located in West Hanover Township, **Dauphin County**.

Description of Proposed Action/Activity: Approval for the transfer of sewerage facilities consisting of an extended aeration plant with polishing pond and disinfection.

**WQM Permit No. 6705415, Amendment 06-1**, Sewerage, **Jeffrey Garvick, Township Manager**, Penn Township, 20 Wayne Avenue, Hanover, PA 17331. This proposed facility is located in Penn Township, **York County**.

Description of Proposed Action/Activity: Approval for the construction/operation of the Whispering Run, High Pointe-North, Maitland Investments and Martins Ridge Sanitary Sewer Extension.

**WQM Permit No. 3606404**, Sewerage, **David L. Fite, David Fite Realty**, 103 Fite Way, Suite D, Quarryville, PA 17566. This proposed facility is located in East Drumore Township, **Lancaster County**.

Description of Proposed Action/Activity: Approval for the construction/operation of sewerage facilities consisting of a Dual CA-120 Cromaglass units with equalization and phosphorus precipitation at the Commerce Commons Sewage Treatment Facility.

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

**WQM Permit No. 0406201**, Industrial Waste, **Ashland, Inc.**, 501 Railroad Street, Rochester, PA 15074. This proposed facility is located in Freedom/Rochester Boroughs, **Beaver County**.

Description of Proposed Action/Activity: Permit issuance to treat stormwater and groundwater from bulk petroleum storage and distribution facilities.

**WQM Permit No. 1169401-A3**, Sewerage, **Johnstown Redevelopment Authority**, 4th Floor, Public Safety Building, 401 Washington Street, Johnstown, PA 15901. This existing facility is located in West Taylor Township, **Cambria County**.

Description of Proposed Action/Activity: Permit amendment issuance for installation of an additional circular final clarifier and accompanying return activated sludge pumps and skimming pumps at the Dornick Point STP.

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

**WQM Permit No. 2506407** Sewerage, **Amendment No. 1, Washington Township Sewer Authority**, 11800 Edinboro Road, Edinboro, PA 16412. This proposed facility is located in Washington Township, **Erie County**.

Description of Proposed Action/Activity: Angling wastewater treatment plant expansion and upgrade.

---

#### IV. NPDES Stormwater Discharges from MS4 Permit Actions

---

#### V. NPDES Waiver Stormwater Discharges from MS4 Actions

---

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

---

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010906026	Ken Shinbach 14 East 75th Street New York, NY 10021	Bucks	Tinicum Township	UNT Tinicum Creek (EV)
PAS10G464R	Trammell Crow Development, Inc. 300 Conshohocken State Road Suite 250 Conshohocken, Pa 19428	Chester	East Whiteland Township	Cedar Hollow Run (EV)
PAI011505069	Pulte Homes of PA, LLC 1100 Northbrook Avenue P. O. Box 200 Trevose, PA 19053	Chester	East Brandywine Township	Beaver Creek (TSF-MF) Culbertson Run (HQ-TSF-MF)

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011506026	Gary A. Hopkins P. O. Box 100 Oxford, PA 19363	Chester	Lower Oxford Township	West Branch Big Elk Creek (HQ-TSF-MF)
PAI011506092	Conard Pyle Company 372 Rosehill Road West Grove, PA 19390	Chester	Penn Township	UNT East Branch Big Elk Creek (HQ-TSF-MF)
PAI012306007	Sposato-Rayer Builders, Inc. 114 Black Bass Lane Media, PA 19063	Delaware	Upper Providence Township	UNT Ridley Creek (HQ-TSF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023906012	Lehigh Valley Hospital & Health Network 2 Cedar Crest and I-78 Allentown, PA 18105	Lehigh	City of Allentown Salisbury Township Lower Macungie Township	Little Lehigh Creek HQ-CWF

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

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

### List of NPDES and/or Other General Permit Types

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

#### *General Permit Type—PAG-2*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Concord Township Delaware County	PAG2002306038	DDLMLP 1050 Baltimore Pike Glen Mills, PA 19342	West Branch Chester Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Haverford Township Delaware County	PAG2002306036	School District Haverford Township 1801 Darby Road Havertown, PA 19083	Darby/Cobbs Creeks (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Abington Township Montgomery County	PAG2004606129	Prime Building Group 205 East Mill Road Hatboro, PA 19040	Meadow Brook (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

## NOTICES

7909

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
New Hanover Township Montgomery County	PAG2004606058	Michael Gola 305 Cumbrian Court West Chester, PA 19382	Swamp Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Douglass Township Montgomery County	PAG2004606113	Roger Elias 693 Sunnyside Avenue Norristown, PA 19403	UNT Minister Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Merion Township Montgomery County	PAG2004606140	Allen A. Myers 1805 Berks Road Worcester, PA 19490	Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Whitpain Township Montgomery County	PAG2004606131	Danny Jake Corporation 3625 Welsh Road Willow Grove, PA 19090	UNT Stony Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Providence Township Montgomery County	PAG2004606071	Garcia Development, LLC 3001 Eisenhower Driver East Norriton, PA 19403	Tributary Schuylkill River (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Whitpain Township Montgomery County	PAG2004605100	Wings Field Preservation Associates 1501 Narcissa Road Blue Bell, PA 19422	Wissahickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
New Hanover Township Montgomery County	PAG2004606056	Girl Scouts of Southeastern PA P. O. Box 27540 Philadelphia, PA	Swamp Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Franconia Township Montgomery County	PAG2004606134	Jesse Landis 684 Forman Road Souderton, PA 18964	Skippack Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Royersford Borough Montgomery County	PAG2004606125	Stephen Freedman 1715 Butler Pike Ambler, PA 19002	Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Scott Township Carbondale Township Mayfield Borough Jermyn Borough Lackawanna County	PAG2003506036	William White R. R. 1, Box 432 Olyphant, PA 18447	Rush Brook CWF Tributary to South Branch Tunkhannock Creek CWF	Lackawanna Co. Cons. Dist. (570) 281-9495
Salem Township Luzerne County	PAG2004006048	Landstudies, Inc. 1860 Lick Run Rd. Williamsport, PA 17701	North Branch Susquehanna River CWF	Luzerne Co. Cons. Dist. (570) 674-7991
South Whitehall Township Lehigh County	PAG2003906020	Brian Lasage Eastern Industries 4401 Camp Mtg. Rd. Center Valley, PA 18034	Jordan Creek TSF, MF	Lehigh Co. Cons. Dist. (610) 391-9583
Upper Saucon Township Lehigh County	PAG2003906024	Dan Altieri Southern Lehigh Sch. Dist. 5775 Main St. Center Valley, PA 18034	Saucon Creek CWF	Lehigh Co. Cons. Dist. (610) 391-9583
Upper Saucon Township Lehigh County	PAG2003906027	James Roney Saucon Valley CC 2050 Saucon Valley Rd. Bethlehem, PA 18015	Saucon Creek CWF	Lehigh Co. Cons. Dist. (610) 391-9583

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Washington Township Lehigh County	PAG2003906030	Rudy Amelio WBP Associates 1348 Hamilton Blvd. Allentown, PA 18102	Trout Creek CWF	Lehigh Co. Cons. Dist. (610) 391-9583
Whitehall Township Lehigh County	PAG2003906033	Andrew Twigger Dunn Twigger Co. 1665 Valley Ctr. Parkway, Suite 110 Bethlehem, PA 18017	Coplay Creek CWF	Lehigh Co. Cons. Dist. (610) 391-9583
Taylor Borough Lackawanna County	PAG2003506038	Robert Cordaro 200 Alamo Ave. Scranton, PA 18503	Keyser Creek CWF	Lackawanna Co. Cons. Dist. (570) 281-9495
Greene Township Franklin County	PAG2002806073	Norland Family Practice Paul Klink Downing Field Enterprises 3000 Philadelphia Ave. Chambersburg PA 17201	UNT East Branch of Conococheague Creek CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Greene Township Franklin County	PAR10M215R	Green Valley Estates ph. III Preston Bellows Creekridge II, LLC 2082 Lincoln Way East Chambersburg PA 17201	Conococheague Creek CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Letterkenny Township Franklin County	PAG2002806071	Less Than Truckload Fac. Richard Dreistadt U. S. Army Corp of Engineers P. O. Box 1715 Baltimore MD 21203	Conodoguinet Creek WWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Hamilton and St. Thomas Townships Franklin County	PAG200280654	John Hart Franklin Co. Comm. 14 N. Main Street Chambersburg PA 17201	Dennis Creek CWF Back Creek TSF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Greene Township Franklin County	PAG2002806082	Clyde Fox GF Properties 3326 Carnauti Drive Chambersburg PA 17201	UNT to Conococheague Creek CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Greene Township Franklin County	PAG20028040011	Keith Sunderman S&A Custom Built Homes 2121 Old Gatesburg Road Suite 200 State College PA 16803	UNT to Conococheague Creek CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Greene Township Franklin County	PAG2002805084	Sunset Terrace Bonnie Zehler Franklin Co. Housing Auth. 436 West Washington St. Chambersburg PA 17201	Conococheague Creek CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
West Hanover Township Dauphin County	PAG2002206074	CJ Pony Parts, Inc. 7481 Allentown Blvd. Harrisburg, PA 17111	Beaver Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Rd. Dauphin, PA 17018

## NOTICES

7911

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Lower Swatara Township Dauphin County	PAG2002206063	Borough of Middletown Jeffrey Stonehill 60 W. Emaus St. Middletown, PA 17057	Swatara Creek WWF and Susquehanna River WWF	Dauphin County Conservation District 1451 Peters Mountain Rd. Dauphin, PA 17018
Union Township Lebanon County	PAG2003806023	Kenneth Boltz USPFO for Pennsylvania, Fort Indiantown Gap Building 11-12, Service Road Annville, PA 17003	Aires Run and Vesle Run WWF	Lebanon County Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
East Hanover Township Lebanon County	PAG2003806028	Kenneth Boltz USPFO for Pennsylvania Fort Indiantown Gap Building 11-12, Service Road Annville, PA 17003	Manada Creek CWF	Lebanon County Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
North Londonderry Township Lebanon County	PAG2003806035	Stephen P. Myers The Hershey Company 1025 Reese Avenue P. O. Box 805 Hershey, PA 17033-0805	Spring Creek WWF	Lebanon County Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
North Lebanon Township Lebanon County	PAG2003806034	Ben Reigert Restoration Connection, Inc. 987 Valley View Drive New Holland, PA 17557	Little Swatara Creek WWF	Lebanon County Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
Centre County College Township	PAG2001406023	Fredrick Kissinger Kissinger, Bigatel & Brower Centre Hills Villas 2300 South Atherton Street State College, PA 16801	Slab Cabin Run CWF	Centre County Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823 (814) 355-6817
Union County East Buffalo Township	PAG2006006011	Cristian Faust 138 Arbutas Park Road Bloomsburg, PA 17815	UNT to Susquehanna River WWF	Union County Conservation District Union County Government Center 155 North 15th Street Lewisburg, PA 17837 (570) 524-3860
Beaver County Economy Borough and New Sewickley Township	PAG2000406021	Stephen M. Dell Traditions of America 5000 Ritter Road Mechanicsburg, PA 17055	UNT to Crow's Run (WWF) and Tevebaugh Run (WWF)	Beaver County CD (724) 378-1701
Lawrence County Union Township	PAG2003706005	David Chapin Arbor Development Group 19459 Via Del Caballo Yorba Linda CA 92886	UNT Shenango River WWF	Lawrence County Conservation District (724) 652-4512

*General Permit Type—PAG-3**Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Ashland Borough Schuylkill County	PAR112204	ITT Corporation—Goulds Pumps 500 East Centre Street Ashland, PA 17921	Mahanoy Creek	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-2511 (570) 826-2511
Mount Pleasant Westmoreland County	PAR216173	Port Augustus Glass Company 1900 Liberty Street Mount Pleasant, PA 15666-1616	Shupe Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

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

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Farmington Township Warren County	PAG048417	Teddy R. Babcock R. R. 3, 333A Valentine Run Road Russell, PA 16345	UNT to Rhine Run in Watershed 16-B	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Mead Township Warren County	PAG048385	Ronald W. Polzer 13191 Painesville-Warren Road Painesville, OH 44077	UNT to the Allegheny (River) Reservoir in Watershed 16-B	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Slippery Rock Township Butler County	PAG049301	Vernon H. Boyer 657 Kiester Road Slippery Rock, PA 16057-3823	Slippery Rock Creek in Watershed 20-C	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Sugar Grove Township Warren County	PAG048784	Everett L. Rhoades R. R. 2, Box 41A Sugar Grove, PA 16350-9317	UNT (Hazeltine Hollow Run) to Matthews Run in Watershed 16-B	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

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

<i>Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
York County Carroll Township	PAG053556	Shillito Oil, Inc. 1014 York Road Dillsburg, PA 17019	UNT to Dogwood Run CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

*General Permit Type—PAG-8 (SSN)**Facility Location & County/Municipality*

<i>County/Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Conemaugh Township Indiana County	PAG086114	Mon Valley Sewage Authority P. O. Box 792 Donora, PA 15033	Stanley Auen Farm No. 1	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000



## 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. 2640067, Operations Permit** Public Water Supply.

Applicant	<b>Wayne Memorial Long Term Care, Inc.</b> 9 Manor Drive Beach Lake, PA 18405 Damascus Township
County	<b>Wayne</b>
Type of Facility	PWS
Consulting Engineer	N/A
Permit to Operate Issued	12/04/06

**Permit No. Minor Amendment** Public Water Supply.

Applicant	<b>Aqua Pennsylvania, Inc.</b> Palmyra Professional Building HC 6, Box 6040 Hawley, PA 18428 Barrett Township
County	<b>Monroe</b>
Type of Facility	PWS

Consulting Engineer	Douglas Berg, P. E. Entech Engineering, Inc. P. O. Box 32 Reading, PA 19603
Permit to Construct Issued	12/04/06

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

**Permit No. 5005502, Public Water Supply.**

Applicant	<b>Borough of Blain</b>
Municipality	Blain Borough
County	<b>Perry</b>
Type of Facility	This permit application is for the construction of a finished water storage standpipe, booster pump station and treatment building. The Pennsylvania Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Department's review of the project and the information received in the Environmental Report for the project has not identified any significant, adverse environmental impact resulting from this proposed project. The Department hereby approves the Environmental Assessment.

Consulting Engineer	Angelo A. Tesoriero, P. E. GeoSource Engineers 7 Winter Drive Dillsburg, PA 17019-9550
Permit to Construct Issued:	12/14/2005

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

**Permit No. 1805501—Operation** Public Water Supply.

Applicant	<b>Porter Township Municipal Authority</b>
Township or Borough	Porter Township
County	<b>Clinton</b>
Responsible Official	Karl Walizer, Chairman Porter Township Municipal Authority 216 Spring Run Road, Room 105 Mill Hall, PA 17751
Type of Facility	Public Water Supply—Operation
Consulting Engineer	N/A
Permit Issued Date	December 12, 2006

Description of Action Approval of the proposed optimal corrosion control treatment water quality parameter performance requirements. Permanent operation of the zinc orthophosphate chemical feed system.

### SEWAGE FACILITIES ACT PLAN APPROVAL

#### Plan Approvals Granted under the Pennsylvania Sewage Facilities Act

##### Plan Location:

Borough or Township	Borough or Township Address	County
Pocono Township	P. O. Box 197 Tannersville, PA 18372	Monroe
Hamilton Township	P. O. Box 285 Sciota, PA 18354	Monroe

*Plan Description:* The approved plan provides for construction of a pump station in Swiftwater, a Pocono Township Interceptor Sewer, a Hamilton Township Interceptor Sewer, a 2.0 million gallons per day wastewater treatment plant in Pocono Township with tertiary treatment and filtration, and a force main to convey treated effluent to the Brodhead Creek for discharge at a point below the Brodhead Creek Regional Authority Water Plant. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. The approved project will require an NPDES Permit for the proposed effluent discharge. The approved project will require a Water Quality Management Part II Permit for construction and operation of the proposed sewage facilities. Other Departmental permits will be required for construction and encroachment on streams and/or wetlands.

*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
Toboyne Township	R. R. 1, Box 1013 Blain, PA 17006	Perry

*Plan Description:* The approved plan revision provides for a new 4,200 gpd private community onlot sewage disposal system. The proposed facility will serve the Wildwood Family Campground, a new 76 site seasonal campground on 120 acres with a camp store and a single family residence. Horse Valley Run, a high quality stream, runs through this campground. The Department's review of the sewage facilities update revision has not identified any significant impacts resulting from this proposal.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 2

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

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

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

The Department has received the following plans and reports:

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

**Essington Sunoco Pipeline**, Tinicum Township, Delaware County. Lisa Strobridge, Aquaterra Technologies, Inc, 122 S. Chester St., West Chester, PA 19381 on behalf of Brad Fish, Sunoco, Inc., (R & M) P. O. Box 1135 Post Road, Blue Ball Ave., Marcs Hook, PA 19061 has submitted a Final Report concerning remediation of site soil contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Site Specific Standards and Statewide Health Standards.

**Thorndale Pumping Station**, Thorndale Borough, Chester County. Mike Eberle, Malcolm Primie, Inc., 630 Freedom Business Center, Suite, 203, King of Prussia, 19406 on behalf of Mike Humberger, Pennzoil-Quaker State Co., d/b/a SOPUS Products, 12700 Northborough Drive, 300 E-11, Houston, TX 77067 has submitted a Final Report concerning remediation of site soil contaminated with No. 6 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standards.

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

**Trexler Plaza, Inc.**, Upper Macungie Township, Lehigh County. Michael P. Raffoni, GemChem, Inc., P. O. Box 384, Lititz, PA 17543-0384 has submitted a

Final Report (on behalf of his client, Bud Thind, Trexler Plaza, Inc., P. O. Box 307, Fogelsville, PA 18051) concerning the remediation of soils found to be impacted by No. 2 fuel oil as a result of several holes observed along the tank's invert during the removal process. This tank was used to heat an onsite building at this facility. The report was submitted in document attainment of the residential Statewide Health Standard. A summary of the submittal of the Notice of Intent to Remediate and the Final Report was reportedly published in *The Morning Call* on November 13, 2006.

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

**Automotive Service, Inc.**, Union Township, **Berks County**. Marshall Geoscience, Inc. 170 E. First Avenue, Collegetown, 19426, on behalf of Sandy's Garage, 1682 E. Main Street, Douglassville, PA 19518, submitted a Final Report concerning site soil, sediment and surface water contaminated by No. 2 fuel oil. The report is intended to document remediation of the site to the residential Statewide Health Standard.

**Chambersburg Armory**, Hamilton Township, **Franklin County**. Converse Consultants, 2738 West College Avenue, State College, PA 16801, on behalf of the Department of Military and Veterans Affairs, Environmental Division, Building 11-19, Fort Indiantown Gap, Annville, PA 17003-5002, submitted a Final Report concerning remediation of site soils and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to the residential Statewide Health Standard.

**Former ENCO Realty Facility**, Reading City, **Berks County**. Whittemore and Haigh Engineering, Inc., 200 Bethlehem Drive, Suite 201, Morgantown, PA 19543, on behalf of QMM Properties, LLC, P. O. Box 350, Shillington, PA 19607-0350, submitted a Remedial Investigation and Final Report concerning remediation of site soils contaminated with VOCs and lead. The reports are intended to document remediation of the site to the Site-Specific Standard.

**Swartz Estate**, Camp Hill Borough, **Cumberland County**. CQS, Inc., 1061 North Mountain Road, Harrisburg, 17110, on behalf of Robert Pozner, Executor, Swartz Estate, 454 Stevens Avenue, Ridgeway, NJ 17450, resubmitted a Final Report concerning remediation of site soils and ground water contaminated with No. 2 heating oil. The report is intended to document remediation of the site to the residential Statewide Health Standard.

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

**Giant Foods, LLC**, Lamar Township, **Clinton County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Giant Foods, LLC, 1604 Industrial Dr., Carlisle, PA 17013 has submitted a Notice of Intent to Remediate soil contaminated with diesel fuel. The report was submitted within 90-days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

**Lowes of Mill Hall**, Bald Eagle Township, **Clinton County**. Converse Consultants, 2738 West College Ave., State College, PA 16801 on behalf of Mill Hall Development, LLC, 121 Prosperous Place, Suite 6-B, Lexington, KY 40065 has submitted a Final Report concerning remediation of site groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Background Standard.

**Tyco Electronics Corporation (Formerly AMP Inc.)**, Selinsgrove Borough, **Snyder County**. Science Applications International Corp., 6310 Allentown Blvd., Harrisburg, PA 17112 on behalf of Tyco Electronics Corp., P. O. Box 68355, Harrisburg, PA 171056-8355 has submitted a Cleanup Plan concerning remediation of site soil and groundwater contaminated with solvents. The report is intended to document remediation of the site to meet the Site-specific Standard.

**Eileen McArdle Residence**, New Berlin Borough, **Union County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Eileen McArdle, 525 Market St., New Berlin, PA 17855 has submitted a Final Report concerning remediation of soil and surface groundwater contaminated with No. 2 heating oil. The report was submitted within 90 days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

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

The Department has received the following plans and reports:

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

**863 Easton Partners LP**, Warrington Township, **Bucks County**. Terrence J. McKenna, P. E., Keating Env., Mgmt., Inc., 123 John Robert Thomas Dr., Exton, PA 19341 on behalf of Philip Hinerman, Esq., Fox Rothschild, LLP, 2000 Mkt. St., 10th Fl., Philadelphia PA 19103 has submitted a Remedial Investigation Report and Final Report concerning the remediation of site soil and groundwater contaminated with PAH's, chlorinated solvents and gasoline. The Remedial Investigation Report and Final Report was approved by the Department on November 8, 2006.

**Crozer Chester Medical Center**, Upland Borough, **Delaware County**. Matthew Miller, IES Engineers, 1720 Walton Rd., Blue Bell, PA 19422 on behalf of Brain Crimmins, Crozer-Keystone Health System, 100 W. Sproul Rd., Springfield, PA 19064 has submitted a Remedial Investigation Report and Final Report concerning the remediation of site soil and groundwater contaminated with No. 6 fuel oil. The Remedial Investigation Report and Final Report was disapproved by the Department on November 28, 2006.

**US Steel Fairless Works Facility**, Falls Township, **Buck County**. Francis Adams, Golder Assoc., Inc., 19511 Old Cuthbert Rd., Suite 301, Cherry Hill, NJ 08034 on behalf of Kathy Mayher, United States Steel Corp., 600 Grant St., Pittsburgh, PA 15219 has submitted a Remedial Investigation, Risk Assessment and Final Report concerning the remediation of site soil contaminated with inorganics, solvents and PCB's. The Remedial Investigation, Risk Assessment, and Final Report was approved by the Department on November 30, 2006

**Frankford Cleaners**, City of Philadelphia, **Philadelphia County**. Peter Granholm Apex Companies, LLC, 15850 Crabbs Branch Way, Suite 200, Rockville, MD 20855 on behalf of Eric Silvers, URSP I, LLC, 121 W. Forsthy St., Suite 200, Jacksonville, FL 32202 has submitted a Remedial Investigation Report and Final Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents. The Remedial Investigation Report and Final Report was disapproved on December 5, 2006.

**Media Station Apts**, Upper Providence Township, **Delaware County**. Thomas E. Rodriguez, Blasland, Bouck, & Lee, Inc., 500 N. Gulph Rd., Suite 401, King of Prussia, PA 19406 on behalf of Viera Thilbault, Media Station, LP, 340 Media Station Rd., P. O. Box 973, Media PA 19063 has submitted a Remedial Investigation and Final Report concerning the remediation of site soil and groundwater contaminated with other organics. The Remedial Investigation and Final Report was approved by the Department on December 5, 2006.

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

**Clifford N. Estep Residence**, West Manchester Township, **York County**. Liberty Environmental, Inc., 10 North Fifth Street, Suite 800, Reading, PA 19601, on behalf of Clifford N. Estep, 2695 Baker Road, York, PA 17404, American Furniture Rental, 490 West Basin Road, New Castle, DE 19720, and Environmental Products and Services of VT, Inc., 5100 Paxton Street, Harrisburg, PA 17111, submitted a Final Report concerning the remediation of site soils contaminated with diesel fuel. The final report demonstrated attainment of the residential Statewide Health Standard, and was approved by the Department on December 5, 2006.

**Creekside Apartments**, Lancaster City, **Lancaster County**. GCI Environmental Services, 1250 East King Street, Lancaster, PA 17602, on behalf of Creekside Apartments, P. O. Box 266, Bausman, PA 17504, submitted a Final Report concerning remediation of groundwater contaminated with No. 2 fuel oil. The property is residential. The final report demonstrated attainment of the residential Statewide Health Standard, and was approved by the Department on December 7, 2006.

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

**Former Koppers Co., Inc.**, Clinton Township, **Lycoming County**. Key Environmental, Inc., 200 3rd Ave., Carnegie, PA 15106 on behalf of Beazer East, Inc., 1 Oxford Centre, Suite 3000, Pittsburgh, PA 15219 has submitted a Final Report to remediate soil and groundwater contaminated with polynuclear aromatic hydrocarbons, primarily naphthalene. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 4, 2006.

**PPL-Shinglehouse Check (S-17)**, Sharon Township, **Potter County**. PPL Services Corp., 2 North 9th Street GENTW17, Allentown, PA has submitted a Final Report concerning remediation of soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 5, 2006.

**PPL Crandall Hill Check (P-135)**, Roulette Township, **Potter County**, PPL Services Corp, 2 North 9th St. GENTW 17, Allentown, PA 18101 has submitted a Final Report to Remediate soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 5, 2006.

**PPL-Sharon Station (S-9)**, Sharon Township, **Potter County**. PPL Services Corp., 2 North 9th Street GENTW17, Allentown, PA has submitted a Final Report concerning remediation of soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 5, 2006.

#### INFECTIOUS AND CHEMOTHERAPEUTIC WASTE GENERAL PERMITS

**Permit issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and municipal waste regulations for a general permit to operate infectious and chemotherapeutic waste processing facilities.**

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

**General Permit No. WMGI007R001. Penn State Milton S. Hershey Medical Center**, 600 Centerview Drive, Hershey, PA 17033-0855. This general permit renewal issued to Penn State Milton S. Hershey Medical Center is for the processing of infectious waste using the Sterile Technology Industries, Inc.'s waste processing (disinfection) technology to be utilized at the site of waste generation. The processing is limited to the grinding, chemical disinfection (sodium hypochlorite) and thermal treatment of infectious waste. The general permit was issued by Central Office on November 27, 2006.

Persons interested in obtaining more information about the general permit may contact the Central Office at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

## AIR QUALITY

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

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

**AQ-SE-0014: Haines & Kibblehouse, Inc.** (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) On December 6, 2006, to operate a portable crushing plant in Hilltown Township, **Bucks County**.

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

**GP7-67-03139: USA Direct, LLC d/b/a Vertis Communications** (2901 Blackbridge Road, York, PA 17402) on December 8, 2006, for Sheetfed Offset Lithographic Printing Press under GP7 in Manchester Township, **York County**.

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

**GP5-03-00231: The Peoples Natural Gas Co.** (1201 East 55th Street, Main Building, Cleveland, OH 44103) on December 5, 2006, to construct and to operate one 5 MMCFD Van Gas Technologies dehydration unit, with a Robur chiller train containing a burner rated at 0.4745 mmBtu/hr and one 75 bhp General Motors natural gas-fired engine, as well as to continue to operate one 810 bhp Caterpillar lean burn natural gas-fired compressor engine, model No. G3512 TALE at the Shady Plain Compressor Station in South Bend Township, **Armstrong County**.

**GP3-32-00320: Penn Run Quarry No. 2** (456 Weston Road, Penn Run, PA 15765) on December 5, 2006, to operate crushing and screening equipment at their Spruce Mine in Cherry Hill Township, **Indiana County**.

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

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

**66-315-047: The Procter & Gamble Paper Products Co.** (P. O. Box 32, Route 87, Mehoopany, PA 18629) on December 6, 2006, to install an air cleaning device to capture emissions from a room ventilation system at their facility in Washington Township, **Wyoming 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.*

**46-0180A: Transicoil Corp.** (9 Iron Bridge Drive, Colleagueville, PA 19426) On December 7, 2006, to modify the methanol glass cleaning operation permit in Perkiomen Township, **Montgomery County**.

**09-0143A: Naceville Materials** (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on December 7, 2006, to operate a scalping screen and conveyors in West Rockhill Township, **Bucks County**.

**46-0169A: H and N Packaging, Inc.** (92 County Line Road, Colmar, PA 18915) on December 7, 2006, to operate an graphic arts facility in Hatfield Township, **Montgomery County**.

**46-0169B: H and N Packaging, Inc.** (92 County Line Road, Colmar, PA 18915) on December 7, 2006, to operate five color flexographic printing presses in Hatfield Township, **Montgomery County**.

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

**23-0038B: DELCORA** (100 East Fifth Street, P. O. Box 999, Chester, PA 19016) on December 11, 2006, to operate two venturi scrubber in City of Chester, **Delaware County**.

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

**53-0009D: National Fuel Gas Supply Corp.** (1100 State Street, Erie, PA 16501) on December 7, 2006, to operate a 4445 horsepower natural gas-fired reciprocating internal combustion compressor engine (Engine 1A) on a temporary basis until April 6, 2007, at the Ellisburg Compressor Station in Allegany Township, **Potter County**. The plan approval has been extended.

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

**32-00059A: Reliant Energy** (121 Champion Way, Suite 200, Canonsburg, PA 15317) on December 5, 2006, to complete initial operating permit inspection of Auxiliary Boiler B at their Conemaugh Power Station in West Wheatfield Township, **Indiana County**. This plan approval was extended.

**04-00724A: Duke Energy NGL Services, LP** (370 17th Street, Suite 2500, Denver, CO 80202) on December 7, 2006, to complete installation of a propane storage and delivery terminal at the Midland Plant in Industry Borough, **Beaver County**. This plan approval was extended.

**65-00767A: Westmoreland Waste, LLC** (901 Tyrol Boulevard, Belle Vernon, PA 15012) on December 7, 2006, to complete installation of an enclosed flare at the sanitary landfill in Rostraver Township, **Westmoreland County**. This plan approval was extended.

---

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

---

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

**09-00030: MSC Engineered Materials and Solutions Group** (120 Enterprise Avenue, Morrisville, PA 19067) on December 7, 2006, to renew the manufacturing metal coating and allied services of a facility Title V Operating Permit in Falls Township, **Bucks County**.

---

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

---

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

**46-00040: National Label Co.** (2025 Joshua Road, Lafayette Hill, PA 19444) on December 7, 2006, to operate the manufacturing commercial printing operation of a Synthetic Minor Operating Permit in Whitmarsh Township, **Montgomery County**.

**09-00141: Lower Bucks County Joint Municipal Authority** (7811 New Falls Road, P. O. Box 460, Levittown, PA 19058) on December 7, 2006, to operate the manufacturing Sewage Systems of a Synthetic Minor Operating Permit in Bristol Township, **Bucks County**.

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

**06-03031: Custom Design & Manufacturing Company, Inc.** (P. O. Box 341, 420 South 3rd Street, Hamburg, PA 19526) on December 5, 2006, to operate a wooden cabinet coating operation known as Quaker Maid Cabinetry in the Hamburg Borough, **Berks County**.

**67-03101: Southern Die Casters, Inc.** (883 East Tolna Road, P. O. Box 178, Shrewsbury, Pa 17361) on December 11, 2006, to operate their aluminum castings plant in Shrewsbury Township, **York County**. This is a renewal of the State-only operating permit.

**67-05110: New York Wire Co.** (P. O. Box 1749, York, PA 17405-1749) on December 6, 2006, to operate their weaving facility in the City of York, **York County**.

---

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

---

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

**23-00001: Sunoco, Inc.** (Delaware Avenue and Green Street, Marcus Hook, PA 19061-0426) on December 6, 2006, a modification to incorporate Item No. 69 from Federal Civil Case No. 05cv02866 that addresses 40 CFR 61, Subpart FF (Benzene Waste NESHAP) for Source 103

in Marcus Hook Borough, **Delaware County**. Sources 87, 88, 89, 92 (all deactivated boilers), 623, 624 and 625 (located in the state of Delaware) have been removed from the permit. Minor Operating Permit Modification of Title V Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462.

**23-00004: Covanta Delaware Valley, L.P.** (10 Highland Avenue, Chester, PA, 19013) on December 7, 2006, for a permit renewal to Title V Operating Permit 23-00004 in Chester City, **Delaware County**. The permit modification clarifies three group conditions (Nos. 33, 37 and 40). No changes have taken place at the facility since the previous permit was last issued on June 6, 2006. Minor Modification of Title V Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462.

**23-00069: Trustees of the University of Pennsylvania** (500 South Ridgeway Avenue, Glenolden, PA 19036-2307) on December 7, 2006, to operate three boilers and one emergency generator in Glenolden Borough, **Chester County**. This amendment is to address a change of ownership from E. I. Dupont De Nemours & Co. to the Trustees of the University of Pennsylvania. Administrative Amendment of State-only Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450.

**15-00085: Lincoln University** (1570 Baltimore Pike, Lincoln University, PA 19352) on November 30, 2006, for an administrative amendment to State-only operating permit in Lower Oxford Township, **Chester County**. The permit is being amended to incorporate Plan Approval PA 15-0085B for: (a) the modification of the burners of two existing boilers (031, 032) to Low NOx burners equipped with flue gas recirculation; and (b) the installation of a new boiler, Babcock & Wilcox that will be equipped with Low NOx Burners and flue gas recirculation. The amended operating permit will contain additional 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.*

**01-05022: Knouse Foods Cooperative, Inc.** (P. O. Box 807, Biglerville, PA 17307) on December 7, 2006, to operate their Orrtanna fruit processing facility in Hamiltonban Township, **Adams County**. This operating permit was administratively amended to incorporate Plan Approval 01-05022B. This is revision No. 1.

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

**14-00034: Jostens, Inc.** (401 Science Park Road, State College, PA 16803) on December 1, 2006, under the minor operating permit modification requirements of 25 Pa. Code § 127.462, to use different materials and increase material usage rates in a printing press in Ferguson Township, **Centre County**.

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

**42-00004: American Refining Group, Inc.** (77 North Kendall Avenue, Bradford, PA 16701) on December 6, 2006, to modify Title V Operating Permit Number 42-00004 to incorporate synthetic minor emission limits for

three date eligible sources, so that the facility will fall under the BART (Best Available Retrofit Technology) applicability threshold in the City of Bradford, **McKean County**. The combined NO<sub>x</sub>, PM<sub>10</sub>, SO<sub>x</sub> and VOC emissions from Source ID: 033-Boiler No. 3, Source ID: 034-Boiler No. 4, and Source ID: C301-Refinery Gas Flare, have been limited to no more than 250 tons per year for each pollutant.

**De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.**

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

**32-00085: PolyVision Corp.** (2170 Barr Slope Road, Dixonville, PA 15734) on November 29, 2006, De Minimis emission increase of 660 pounds of VOCs per year resulting from the installation of a lamination line at the Dixonville Plant in Green Township, **Indiana County**.

**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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

*Coal Permits Actions*

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

**Permit No. 11960109 and NPDES No. PA0234320. Paul F. Becker Coal Company,** (1593 Old Route 22, Duncansville, PA 16635). Permit renewal for reclamation only of a bituminous surface and auger, mine in Elder Township, **Cambria County**, affecting 27.0 acres. Receiving stream: UNT to Brubaker Run, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: November 13, 2006. Permit issued: December 4, 2006.

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

**65060101 and NPDES Permit No. PA0250856. Gary Gioia Coal Company** (319 Karen Drive, Elizabeth, PA 15037). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in South Huntingdon Township, **Westmoreland County**, affecting 23.2 acres. Receiving streams: UNT to Youghiogheny River. Application received: January 30, 2006. Permit issued: December 7, 2006.

**02-05-03 and NPDES Permit No. PA0250899. Kerry Coal Company** (R. D. 2, Box 2139, Wampum, PA 16157). Government Financed Construction Contract issued for reclamation of approximately 10.1 acres of abandoned mine lands located in the City of Pittsburgh, **Allegheny County**. Receiving streams: UNT to Streets Run. Application received: March 23, 2006. Contract issued: December 7, 2006.

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

**16850116 and NPDES Permit No. PA0106577. Terry Coal Sales, Inc.** (P. O. Box 58, Distant, PA 16223). Renewal of an existing bituminous strip, auger and coal ash disposal operation in Porter Township, **Clarion County** affecting 648.5 acres. This renewal is issued for reclamation only. Receiving streams: UNT to Leisure Run, Leisure Run and Long Run. Application received: July 28, 2005. Permit issued: December 5, 2006.

**33910106 and NPDES Permit No. PA0208451. Terry Coal Sales, Inc.** (P. O. Box 58, Distant, PA 16223). Renewal of an existing bituminous strip and auger operation in Perry Township, **Jefferson County** affecting 195.0 acres. This renewal is issued for reclamation only. Receiving streams: Two UNTs to Foundry Run and Foundry Run. Application received: June 2, 2006. Permit issued: December 5, 2006.

**33890122 and NPDES Permit No. PA0207705. Terry Coal Sales, Inc.** (P. O. Box 58, Distant, PA 16223). Renewal of an existing bituminous strip and auger operation in Knox, Oliver and Rose Townships, **Jefferson County** affecting 200.0 acres. This renewal is issued for reclamation only. Receiving streams: UNT to Lick Run and Lick Run. Application received: May 6, 2005. Permit issued: December 5, 2006.

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

**17910130 and NPDES No. PA0206784. Sky Haven Coal, Inc.** (5510 State Park Road, Penfield, PA 15849). Permit renewal for reclamation only of a bituminous surface mine in Penn Township, **Clearfield County**, affecting 191.7 acres. Receiving streams: Daily Run, Curry Run and UNT to Poplar Run. There are no potable water supply intakes within 10 miles downstream. Application received: October 13, 2006. Permit issued: October 16, 2006.

**17910132 and NPDES No. PA0206814. Sky Haven Coal, Inc.** (5510 State Park Road, Penfield, PA 15849). Permit renewal for reclamation only of a bituminous surface mine in Penn Township, **Clearfield County**, affecting 128.4 acres. Receiving streams: Muddy Run and a UNT to Little Muddy Run. There are no potable water supply intakes within 10 miles downstream. Application received: October 13, 2006. Permit issued: October 16, 2006.

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

**54060102 and NPDES Permit No. PA0224524. Kuperavage Enterprises, Inc.** (P. O. Box 99, Middleport, PA 17953). Commencement, operation and restoration of an anthracite surface mine and refuse disposal operation in Blythe Township, **Schuylkill County** affecting 66.0 acres; receiving stream: Bushy Creek. Application received: March 3, 2006. Permit issued: December 4, 2006.

**54910205T. Blaschak Coal Corp.** (P. O. Box 12, Mahanoy City, PA 17948). Transfer of an existing anthra-

cite coal refuse reprocessing operation in West Mahanoy Township, **Schuylkill County** affecting 12.5 acres; receiving stream: none. Application received: July 13, 2006. Transfer issued: December 5, 2006.

**54743208R4 and NPDES Permit No. PA0612219. Ginther Coal Company** (P. O. Box 989, Pottsville, PA 17901). Renewal of an existing anthracite coal refuse reprocessing operation in East Norwegian Township, **Schuylkill County** affecting 62.0 acres; receiving stream: Schuylkill River. Application received: January 3, 2005. Renewal issued: December 7, 2006.

#### *Noncoal Permits Actions*

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

**26060605 and NPDES Permit No. PA0250937. John Joseph** (470 Vanderbilt Road, Connellsville, PA 15425). Commencement, operation and reclamation of a noncoal surface mine, located in Jefferson Township, **Fayette County**, affecting 16.6 acres. Receiving streams: UNTs A—D to Little Redstone Creek. Application received: June 29, 2006. Permit issued: December 7, 2006.

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

**7975SM4C5 and NPDES Permit No. PA0594270. Edison Quarry, Inc.** (25 Quarry Road, Doylestown, PA 18901). Renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Doylestown Township, **Bucks County**; receiving stream: Neshaminy Creek. Application received: October 20, 2006. Renewal issued: December 4, 2006.

**58060813. Daniel S. Warner** (R. R. 6, Box 6580, Montrose, PA 18801). Commencement, operation and restoration of a quarry operation in Jessup Township, **Susquehanna County** affecting 5.0 acres; receiving stream: none. Application received: March 6, 2006. Permit issued: December 6, 2006.

**7475SM3T and NPDES Permit No. PA0612308. Keystone Cement Company** (P. O. Box A, Bath, PA 18014). Transfer of an existing quarry operation and renewal of NPDES Permit for discharge of treated mine drainage in East Allen Township, **Northampton County** affecting 852.7 acres; receiving stream: Monacacy Creek. Renewal Application received June 20, 2006 and Transfer Application received: October 4, 2006. Renewal and Transfer issued: December 7, 2006.

**64062803. Keystone Bluestone, Inc.** (214 Exchange Street, Susquehanna, PA 18847). Commencement, operation and restoration of a quarry operation in Starrucca Borough, **Wayne County** affecting 5.0 acres; receiving stream: none. Application received: June 8, 2006. Permit issued: December 8, 2006.

**66060807. Annita R. Breitweiser** (6233 Italy Valley Road, Naples, NY 14512). Commencement, operation and restoration of a quarry operation in Meshoppen Township, **Wyoming County** affecting 4.0 acres; receiving stream: none. Application received: July 6, 2006. Permit issued: December 8, 2006.

**48062801. Moore Materials, LLC** (615 Moorestown Drive, Bath, PA 18014). Commencement, operation and restoration of a quarry operation in Wind Gap Borough, **Northampton County** affecting 4.92 acres; receiving stream: none. Application received: July 11, 2006. Permit issued: December 8, 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.*

**21064193. M & J Explosives, Inc.** (P. O. Box 608, Carlisle, PA 17013-0608). Blasting activity permit issued for single dwelling development in Middlesex Township, **Cumberland County**. Blasting activity permit end date is November 30, 2007. Permit issued: November 28, 2006.

**28064180. Warrens Excavating & Drilling, Inc.** (P. O. Box 189, Bowmansville, PA 17507-0189). Blasting activity permit issued for residential development in Antrim Township, **Franklin County**. Blasting activity permit end date is November 22, 2007. Permit issued: November 28, 2006.

**21064195. John W. Gleim, Jr., Inc.** (625 Hamilton Street, Carlisle, PA 17013-1925). Blasting activity permit issued for residential development in North Middleton Township, **Cumberland County**. Blasting activity permit end date is April 15, 2007. Permit issued: December 2, 2006.

**28064181. Geological Tech, Inc.** (P. O. Box 70, Falling Waters, WV 25419-0079). Blasting activity permit issued for residential development in Washington Township, **Franklin County**. Blasting activity permit end date is December 1, 2007. Permit issued: December 1, 2006.

**21064194. John W. Gleim, Jr., Inc.** (625 Hamilton Street, Carlisle, PA 17013-1925). Blasting activity permit issued for hospital development in Hampden Township, **Cumberland County**. Blasting activity permit end date is April 15, 2007. Permit issued: December 1, 2006.

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

**42064005. East Resources, Inc.** (P. O. Box 426, Mount Jewett, PA 16740). Blasting activity permit for gas and oil exploration in Corydon Township, **McKean County**. This blasting activity permit will expire on August 1, 2007. Application received: November 30, 2006. Application issued: December 4, 2006.

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

**36064116. Keystone Blasting Service** (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for a single dwelling in East Lampeter Township, **Lancaster County** with an expiration date of December 30, 2006. Permit issued: December 4, 2006.

**15064131. Douglas Explosives, Inc.** (P. O. Box 77, Philipsburg, PA 16866). Construction blasting for Wallace Elementary Center water tank in Wallace Township, **Chester County** with an expiration date of November 29, 2007. Permit issued: December 6, 2006.

**36064117. Keystone Blasting Service** (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for Wetherburns Commons in Manheim Township, **Lancaster County** with an expiration date of December 30, 2007. Permit issued: December 6, 2006.



**36064118. Keystone Blasting Service** (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for a single dwelling in Caernarvon Township, **Lancaster County** with an expiration date of December 30, 2006. Permit issued: December 6, 2006.

**36064119. Warren's Excavating & Drilling, Inc.** (P. O. Box 189, Bowmansville, PA 17507). Construction blasting for Florin Hill in Mt. Joy Borough, **Lancaster County** with an expiration date of December 4, 2007. Permit issued: December 6, 2006.

**38064136. J. Roy's, Inc.** (Box 125, Bowmansville, PA 17507). Construction blasting for Hershey Athletic Fields in North Londonderry Township, **Lebanon County** with an expiration date of December 15, 2007. Permit issued: December 6, 2006.

**38064137. Warren's Excavating & Drilling, Inc.** (P. O. Box 189, Bowmansville, PA 17507). Construction blasting for Fox Ridge Subdivision in South Lebanon Township, **Lebanon County** with an expiration date of December 5, 2007. Permit issued: December 6, 2006.

**06064144. Brubacher Excavating, Inc.** (P. O. Box 528, Bowmansville, PA 17507). Construction blasting for Spring Ridge Commercial Development in Spring Township, **Berks County** with an expiration date of December 31, 2007. Permit issued: December 8, 2006.

**360641120. Brubacher Excavating, Inc.** (P. O. Box 528, Bowmansville, PA 17507). Construction blasting for Lampeter Strasburg High School in West Lampeter Township, **Lancaster County** with an expiration date of December 31, 2007. Permit issued: December 8, 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

*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. All temporary structures shall be constructed of clean rock, which is free of fines. Upon project completion, all temporary structures shall be removed with the disturbed areas restored to original contours and elevations. The Department deems the 0.05 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.*

**E02-1541. The Borough of Etna**, 437 Butler Street, Pittsburgh, PA 15223. To place stream bank stabilization in Etna Borough, **Allegheny County**, Pittsburgh ACOE District. (Pittsburgh East, PA Quadrangle N: 21.5 inches; W: 9.35 inches and Latitude: 40° 39' 37"—Longitude: 79° 56' 32"). To place and maintain approximately 180 feet of stream bank stabilization, including approximately 77' of sheet piling, 154 feet of rock lining and a 29' by 20' grout stabilized rock buttress. A temporary stream crossing and removal of deposited debris is also included with this project. The project is located north of Poplar Street near

its intersection with Hofner Street in Etna Borough. The project impacts approximately 180 feet of stream channel.

**E02-1544. Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. To construct a bridge over the Allegheny River between Harmar Township to the north and Plum Borough to the south in **Allegheny County**, Pittsburgh ACOE District. (New Kensington West, PA Quadrangle N: 8.8 inches; W: 10.2 inches and from Latitude: 40° 32' 56"—Longitude: 79° 49' 25" to N: 4.54 inches; W: 9.8 inches and Latitude: 40° 31' 30"—Longitude: 79° 49' 15"). To remove the existing I-76, four lane, 61 ft total width, multiple span, steel girder and truss bridge having a total length of 2,179 ft, and having a navigational channel normal pool elevation clearance of approximately 70 ft. and to construct and maintain 120 ft. downstream and to the west a six span, twin concrete box girder, six lane, 124 ft. total width replacement bridge having a total length of 2,350 ft. and having a navigational channel normal pool elevation clearance of approximately 88 ft. over the Allegheny River (WWF). In addition, fill and maintain 0.9 acre of PEM wetland; and construct and maintain 660 ft. of 54-inch to 66-inch culvert, which extends the existing stream enclosure located in the upper 200 acres of the Panther Run (WWF) watershed. The Turnpike improvement and relocation project extends 1.53 miles south of the intersection with SR 28.

**E11-322. Cambria County Conservation District**, 401 Candlelight Drive, Ebensburg, PA 15931. To construct stream channel improvements in Patton Borough, **Cambria County**, Pittsburgh ACOE District. (Hastings, PA Quadrangle N: 2.0 inches; W: 2.8 inches and Latitude: 40° 38' 10"—Longitude: 78° 38' 43"). To construct and maintain a stream channel improvement project, for the purpose of improving fish habitat and to reduce stream bank erosion, by constructing a low flow channel in Chest Creek (CWF), with rock barbs, log vanes and some rock toes and through limited gravel bar removal. The project is located within an approximately 2,100 feet reach of Chest Creek, below the SR 36 Bridge within the limits of an existing flood control project.

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

**E43-324. City of Hermitage**, 800 North Hermitage Road, Hermitage, PA 16148-3316. Indian Run Stream Restoration, in City of Hermitage, **Mercer County**, ACOE Pittsburgh District (Sharon East, PA Quadrangle N: 41° 13' 52"; W: 80° 26' 45").

To construct and maintain a stream restoration and stabilization project along approximately 1,100 feet of a tributary to Pine Hollow Run (West Branch Pine Hollow Run or Indian Run) (WWF) beginning at SR 62 approximately 1,500 feet southeast of the intersection of SR 62 and SR 18 and extending upstream to Sunset Boulevard.

## SPECIAL NOTICES

### Public Hearing

The Department of Environmental Protection (Department) Water Management Program will hold a fact finding hearing on the following NPDES permit applications submitted by the Philadelphia Water Department:

1. PA0026689, Northeast Water Pollution Control Plant (WPCP), 210 million gallons/day, 3899 Richmond St., Philadelphia.
2. PA0026671, Southwest WPCP, 200 mgd, 8200 Enterprise Ave., Philadelphia.

3. PA0026662, Southeast WPCP, 112 mgd, 25 Pattison Ave., Philadelphia.

The hearing is scheduled for Tuesday, January 23, 2007, at 7 p.m. at the Fels South Philadelphia Family Center, 2407 South Broad St., Philadelphia, PA 19148. Informational material will be available before the hearing beginning at 6:30 p.m. A snow date of Tuesday, January 30, 2007, will be reserved in the case of severe inclement weather.

The applications pertain to the treatment of municipal sewage at the previously referenced facilities, as well as the discharge of stormwater and combined sewer overflows at various locations to the Delaware River and its tributaries. A copy of the applications are available for review at the applicant's office: Philadelphia Water Department, 1101 Market Street, Aramark Tower, 2nd Floor, Philadelphia, PA 19107, (215) 685-6300.

The hearing was requested for the purpose of increasing public participation as well as for commenting on the technical merits of the applications and the draft permits.

Anyone intending to make a presentation at the hearing should submit written notice to: Regional Manager, Water Management Program, 2 E. Main St., Norristown, PA 19401. The notice should include your name, address and phone number and a brief statement about your presentation. Comments will be limited to 10 minutes per speaker. Where groups are represented, a spokesperson is requested to present the group's concerns. The hearing will not be a question and answer session. Anyone wishing to present written material directly to the Department may do so within 30 days following the hearing.

Public notice of the draft permits was published in the *Pennsylvania Bulletin* on October 21, 2006. Comments received at the hearing will be considered by the Department in completing their review and prior to taking final action concerning the applications.

For further information, contact Sohan Garg, Department of Environmental Resources, Southeast Regional Office, 2 E. Main St., Norristown, PA 19401 or by calling (484) 250-5970.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceedings or to confirm that the hearing will continue as scheduled, contact Dennis Harney at (484) 250-5819. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### Request for Comment and Notice of Public Meeting for Proposed Total Maximum Daily Loads (TMDLs) for the Stump Creek Watershed located in Clearfield and Jefferson Counties

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

The Department of Environmental Protection (Department) will hold a public meeting to discuss and accept comments on a proposed TMDL for the Stump Creek Watershed located in Clearfield and Jefferson Counties. The meeting will be held on February 7, 2007, beginning at 10 a.m. at the Moshannon District Mining Office on Enterprise Drive in Philipsburg, PA. Individuals who plan to make a presentation at the public meeting should contact John Mital, Moshannon District Mining Office at (814) 342-8200 by 4 p.m. on Friday, February 2, 2007. The Department will consider all comments in developing the final TMDL for the Stump Creek Watershed, which will be submitted to the Environmental Protection Agency for approval.

The proposed TMDL for the Stump Creek Watershed was established in accordance with the requirements of section 303(d) of the Clean Water Act. Three stream segments in the Stump Creek Watershed have been identified as impaired on the 1996 Pennsylvania section 303(d) list due to depressed pH and/or high concentrations of metals. The listed segments and miles degraded are shown in the following table:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
47922 (5291)	Stump Creek	1.9
47922 (5292)	Stump Creek	1.2
47922 (7215)	Stump Creek	0.8

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0—9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was mined for coal in the 1900s. The effects of this are still present.

The proposed TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a data set based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the proposed TMDL. The proposed TMDL for the Stump Creek Watershed sets allowable loading rates for metals and acidity at specified points in the watershed. Field data collected in 2004 and 2005 were used to establish the proposed TMDL for the Stump Creek Watershed. The data and all supporting information used to develop the proposed TMDL are available from the Department.

The Department will accept written comments on the proposed TMDL for the Stump Creek Watershed. Written comments must be postmarked by February 23, 2007, and sent to John Mital, Licensed Professional Geologist, Department of Environmental Protection, Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, [jmital@state.pa.us](mailto:jmital@state.pa.us).

To request a copy of the proposed TMDL and associated information sheet or to obtain directions to the Moshannon District Mining Office, contact John Mital at the phone number or e-mail address indicated previously.

The proposed TMDL for the Stump Creek Watershed can be accessed through the Department's website at [www.dep.state.pa.us](http://www.dep.state.pa.us) by typing "TMDL" in the DEP Keyword field, and clicking GO. Persons with a disability who require accommodations to attend this meeting should contact the Department at (814) 472-1900 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

### **Request for Comment and Notice of Public Meeting for Proposed Total Maximum Daily Loads (TMDLs) for the Laurel Branch Run Watershed located in Clearfield County**

The Department of Environmental Protection (Department) will hold a public meeting to discuss and accept comments on a proposed TMDL for the Laurel Branch Run Watershed located in Clearfield County. The meeting will be held on February 7, 2007, beginning at 10 a.m. at the Moshannon District Mining Office on Enterprise Drive in Philipsburg, PA. Individuals who plan to make a presentation at the public meeting should contact John Mital, Moshannon District Mining Office at (814) 342-8200 by 4 p.m. on Friday, February 2, 2007. The Department will consider all comments in developing the final TMDL for the Laurel Branch Run Watershed, which will be submitted to the Environmental Protection Agency for approval.

The proposed TMDL for the Laurel Branch Run Watershed was established in accordance with the requirements of section 303(d) of the Clean Water Act. One stream segment in the Laurel Branch Run Watershed has been identified as impaired on the 1996 Pennsylvania Section 303(d) list due to depressed pH and/or high concentrations of metals. The listed segment and miles degraded are shown in the following table:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
48023 (5302)	Laurel Branch Run	1.4

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
PH	6.0—9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was mined for coal in the 1900s. The effects of this are still present.

The proposed TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a data set based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the proposed TMDL. The proposed TMDL for the Laurel Branch Run Watershed sets allowable loading rates for metals and acidity at specified points in the watershed. Field data collected in 2003 and 2004 were used to establish the proposed TMDL for the Laurel Branch Run Watershed. The data and all supporting information used to develop the proposed TMDL are available from the Department.

The Department will accept written comments on the proposed TMDL for the Laurel Branch Run Watershed. Written comments must be postmarked by February 23, 2007 and sent to John Mital, Licensed Professional Geologist, Department of Environmental Protection,

Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, [jmital@state.pa.us](mailto:jmital@state.pa.us).

To request a copy of the proposed TMDL and associated information sheet or to obtain directions to the Moshannon District Mining Office, contact John Mital at the phone number or e-mail address indicated previously.

The proposed TMDL for the Laurel Branch Run Watershed can be accessed through the Department's website at [www.dep.state.pa.us](http://www.dep.state.pa.us). (DEP Keyword: TMDL). Persons with a disability who require accommodations to attend this meeting should contact the Department at (814) 472-1900 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

**Request for Comment and Notice of Public Meeting for Proposed Total Maximum Daily Loads (TMDLs) for East Branch Mahoning Creek Watershed in Clearfield and Jefferson Counties**

The Department of Environmental Protection (Department) will hold a public meeting to discuss and accept comments on a proposed TMDL for the East Branch Mahoning Creek Watershed in Clearfield and Jefferson Counties. The meeting will be held on February 7, 2007, beginning at 10 a.m. at the Moshannon District Mining Office on Enterprise Drive in Philipsburg, PA. Individuals who plan to make a presentation at the public meeting should contact John Mital, Moshannon District Mining Office at (814) 342-8200 by 4 p.m. on Friday, February 2, 2007. The Department will consider all comments in developing the final TMDL for the East Branch Mahoning Creek Watershed, which will be submitted to the Environmental Protection Agency for approval.

The proposed TMDL for the East Branch Mahoning Creek Watershed was established in accordance with the requirements of section 303(d) of the Clean Water Act. One stream segment in the East Branch Mahoning Creek Watershed has been identified as impaired on the 1996 Pennsylvania Section 303(d) list due to depressed pH and/or high concentrations of metals. The listed segment and miles degraded are shown in the following table:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
47974	East Branch Mahoning Creek	8.0

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
PH	6.0—9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was mined for coal in the 1900s. The effects of this are still present.

The proposed TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a data set based on its statistical makeup. Since there was no critical flow

condition where criteria were exceeded, the Department used the average flow to express the loading values in the proposed TMDL. The proposed TMDL for the East Branch Mahoning Creek Watershed sets allowable loading rates for metals and acidity at specified points in the watershed. Field data collected in 2004 and 2005 were used to establish the proposed TMDL for the East Branch Mahoning Creek Watershed. The data and all supporting information used to develop the proposed TMDL are available from the Department.

The Department will accept written comments on the proposed TMDL for the East Branch Mahoning Creek Watershed. All written comments must be postmarked by February 23, 2007 and sent to John Mital, Licensed Professional Geologist, Department of Environmental Protection, Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, [jmital@state.pa.us](mailto:jmital@state.pa.us).

To request a copy of the proposed TMDL and associated information sheet or to obtain directions to the Moshannon District Mining Office, contact John Mital at the phone number or e-mail address indicated previously.

The proposed TMDL for the East Branch Mahoning Creek Watershed can be accessed through the Department's website at [www.dep.state.pa.us](http://www.dep.state.pa.us). (DEP Keyword: TMDL). Persons with a disability who require accommodations to attend this meeting should contact the Department at (814) 472-1900 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

**Request for Comment and Notice of Public Meeting for Proposed Total Maximum Daily Loads (TMDLs) for the Proposed Total Maximum Daily Load (TMDL) for UNT 26051 to Trout Run and UNT 26053 to Pine Run in Clearfield County**

The Department of Environmental Protection (Department) will hold a public meeting to discuss and accept comments on a proposed TMDL for the UNT 26051 to Trout Run and UNT 26053 to Pine Run in Clearfield County. The meeting will be held on January 17, 2007, beginning at 10 a.m. at the Moshannon District Mining Office located on Enterprise Drive in Philipsburg, Pennsylvania. Individuals who plan to make a presentation at the public meeting should contact John Mital, Moshannon District Mining Office at (814) 342-8200 no later than 4 p.m. on Friday, January 12, 2007. The Department will consider all comments in developing the final TMDL for the UNT 26051 to Trout Run and UNT 26053 to Pine Run Watersheds which will be submitted to the Environmental Protection Agency for approval.

The proposed TMDL for the UNT 26051 to Trout Run and UNT 26053 to Pine Run Watersheds was established in accordance with the requirements of section 303(d) of the Clean Water Act. One stream segment in the UNT 26051 to Trout Run Watershed has been identified as impaired on the 1996 Pennsylvania Section 303(d) list and one stream segment in the UNT 26053 to Pine Run has been identified as impaired on the 2004 Pennsylvania Section 303(d) list as impaired due to depressed pH and/or high concentrations of metals. The listed segments and miles degraded are shown in the following table:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
26053 (7167)	UNT 26053 to Trout Run	0.4
26051 (20030707-0955-JLR)	UNT 26051 to Pine Run	0.5

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
PH	6.0—9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was mined for coal in the 1900s. The effects of this are still present.

The proposed TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a data set based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the proposed TMDL. The proposed TMDL for the UNT 26051 to Trout Run and UNT 26053 to Pine Run Watersheds sets allowable loading rates for metals and acidity at specified points in the watershed. Field data collected in 2004 and 2005 years were used to establish the proposed TMDL for the UNT 26051 to Trout Run and UNT 26053 to Pine Run Watersheds. The data and all supporting information used to develop the proposed TMDL are available from the Department.

The Department will accept written comments on the proposed TMDL for the UNT 26051 to Trout Run and UNT 26053 to Pine Run Watersheds. All written comments must be postmarked by February 23, 2007, and sent to John Mital, Licensed Professional Geologist, Department of Environmental Protection, Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, [jmital@state.pa.us](mailto:jmital@state.pa.us).

To request a copy of the proposed TMDL and associated information sheet or to obtain directions to the Moshannon District Mining Office, contact John Mital at the phone number or e-mail address indicated previously.

The proposed TMDL for the UNT 26051 to Trout Run and UNT 26053 to Pine Run Watersheds can be accessed through the Department's website at [www.dep.state.pa.us](http://www.dep.state.pa.us). (DEP Keyword: TMDL). Persons with a disability who require accommodations to attend this meeting should contact the Department at (814) 472-1900 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

**Request for Comment and Notice of Public Meeting for Proposed Total Maximum Daily Loads (TMDLs) for West Creek in Elk and Cameron Counties**

The Department of Environmental Protection (Department) will hold a public meeting to discuss and accept comments on a proposed TMDL for the West Creek

Watershed located in Elk and Cameron Counties. The meeting will be held on January 17, 2007, beginning at 2 p.m. at the Moshannon District Mining Office on Enterprise Drive in Philipsburg, PA. Individuals who plan to make a presentation at the public meeting should contact John Mital, Moshannon District Mining Office at (814) 342-8200 no later than 4 p.m. on Friday, January 12, 2007. The Department will consider all comments in developing the final TMDL for the West Creek Watershed, which will be submitted to the Environmental Protection Agency for approval.

The proposed TMDL for the West Creek Watershed was established in accordance with the requirements of section 303(d) of the Clean Water Act. One stream segment in the West Creek Watershed has been identified as impaired on the 1996 Pennsylvania Section 303(d) list due to depressed pH and/or high concentrations of metals. The listed segment and miles degraded are shown in the following table:

<i>Stream Code (Segment ID)</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
25222 (7147)	West Creek	12.0

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0—9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was mined for coal in the 1900s. The effects of this are still present.

The proposed TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a data set based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the proposed TMDL. The proposed TMDL for the West Creek Watershed sets allowable loading rates for metals and acidity at specified points in the watershed. Field data collected over the past 2 years was used to establish the proposed TMDL for the West Creek Watershed. The data and all supporting information used to develop the proposed TMDL are available from the Department.

The Department will accept written comments on the proposed TMDL for the West Creek Watershed. All written comments must be postmarked by February 23, 2007 and sent to John Mital, Licensed Professional Geologist, Department of Environmental Protection, Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, [jmital@state.pa.us](mailto:jmital@state.pa.us).

To request a copy of the proposed TMDL and associated information sheet or to obtain directions to the Moshannon District Mining Office, contact John Mital at the phone number or e-mail address indicated previously.

The proposed TMDL for the West Creek Watershed can be accessed through the Department's website at [www.dep.state.pa.us](http://www.dep.state.pa.us). (DEP Keyword: TMDL). Persons with a disability who require accommodations to attend this meeting should contact the Department at (814) 472-1900 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

**Submission Deadline for Application for Reimbursement for Certified Host Municipality Inspectors under Act 101 (Section 1102), the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988 and Act 108 (Section 304), the Hazardous Sites Cleanup Act of 1988**

The Department of Environmental Protection (Department) hereby announces the submission deadline for 2006 Host Municipality Inspector Program Reimbursement Applications as March 31, 2007. Reimbursements are available to municipalities under the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) and the Hazardous Sites Cleanup Act (Act 108). Municipalities include cities, boroughs, incorporated towns, townships and home rule municipalities.

Reimbursements are allocated from the Recycling Fund authorized under Act 101 for municipal waste facilities or from the Hazardous Sites Cleanup Fund under Act 108 for hazardous waste facilities. Reimbursements are available to any municipality that has a municipal waste landfill, resource recovery or commercial hazardous waste storage, treatment and disposal facilities located within its geographic borders. Upon application from any host municipality, the Department shall award reimbursements for authorized costs incurred for the salary and expenses of up to two certified Host Municipality Inspectors. The reimbursement shall not exceed 50% of the approved costs of salaries and expenses. Reimbursement is available only for Host Municipality Inspectors trained and certified by the Department.

The application for reimbursement contains tables for specifying the itemized expenses for certified inspectors and for calculating the total reimbursement request. Complete instructions are included with the application, which is being distributed to all municipalities that have participated in the program. If your municipality does not receive but requires an application or if you have any questions about this program, contact the Program Development Section, Department of Environmental Protection, Bureau of Waste Management, Rachel Carson State Office Building, P. O. Box 8471, Harrisburg, PA 17105-8471, (717) 787-9870 or visit [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (PA Keyword "Municipal Waste").

The deadline for submitting applications is 4:30 p.m. on March 31, 2007. Applications received by the Department after the deadline will not be considered.

[Pa.B. Doc. No. 06-2525. Filed for public inspection December 22, 2006, 9:00 a.m.]

**Proposed Revision to the State Implementation Plan for the Altoona 8-Hour Ozone Nonattainment Area; Public Hearing**

Ground-level ozone concentrations above the Federal health-based standard are a serious human health threat and can also cause damage to crops, forests and wildlife. The Altoona (Blair County) 8-hour Ozone Nonattainment Area has met the health-based National ambient air quality standard for ozone based on 2003—2005 concentrations. Therefore, the Department of Environmental Protection (Department) plans to submit a request to the United States Environmental Protection Agency (EPA) to redesignate this nonattainment area to attainment of the 8-hour ozone national ambient air quality standard (NAAQS). The Department is seeking public comment on the 8-hour ozone redesignation request, the 2002 base year inventory and a State Implementation Plan revision setting forth a Maintenance Plan, which includes the Pennsylvania Clean Vehicles Program, demonstrating that the area can maintain the health-based ozone standard for the next 10 years as required under section 175A(a) of the Federal Clean Air Act (42 U.S.C.A. § 7505a). The Maintenance Plan, once approved by the EPA, will also establish new motor vehicle emission budgets for purposes of transportation conformity.

This proposal is available on the Department's website at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (choose "Air Topics") or through the contact persons listed.

The Department will hold a public hearing to receive comments on the proposals on Tuesday, January 23, 2007, at 1 p.m. at the Blair County Courthouse, Conference Room 2B, 423 Allegheny St., Hollidaysburg, PA 16648. Persons wishing to present testimony at the hearing should contact Yvette House, P. O. Box 8468, Harrisburg, PA 17105, (717) 787-9495 or [yhouse@state.pa.us](mailto:yhouse@state.pa.us) to reserve a time. Persons who do not reserve a time will be able to testify as time allows. Witnesses should keep testimony to 10 minutes and should provide two written copies of their statement at the hearing.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact Yvette House at (717) 787-9495 or [yhouse@state.pa.us](mailto:yhouse@state.pa.us). TDD users may contact the AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

The Department must receive comments no later than January 26, 2007. Written comments should be sent to the attention of J. Wick Havens, Chief, Division of Air Resource Management, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, [jhavens@state.pa.us](mailto:jhavens@state.pa.us). Use "Altoona Ozone SIP" as the mail addressee or in the subject line.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-2526. Filed for public inspection December 22, 2006, 9:00 a.m.]

**Proposed Revision to the State Implementation Plan for Ozone for the Harrisburg-Lebanon-Carlisle 8-Hour Ozone Nonattainment Area; Public Hearing**

Ground-level ozone concentrations above the Federal health-based standard are a serious human health threat and can also cause damage to crops, forests and wildlife. The Harrisburg-Lebanon-Carlisle 8-hour Ozone Nonattainment Area has met the health-based National ambient air quality standard for ozone based on 2003–2005 concentrations. Therefore, the Department of Environmental Protection (Department) plans to submit a request to the United States Environmental Protection Agency (EPA) to redesignate this nonattainment area to attainment. The Department is seeking public comment on the 8-hour ozone redesignation request, the 2002 base year inventory and a State Implementation Plan revision setting forth a Maintenance Plan, which includes the Pennsylvania Clean Vehicles Program, demonstrating that the area can maintain the health-based ozone standard for the next 10 years as required under section 175A(a) of the Federal Clean Air Act (42 U.S.C.A. § 7505a). The Maintenance Plan, once approved by the EPA, will also establish new motor vehicle emission budgets for purposes of transportation conformity.

This proposal is available on the Department's website at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (choose "Air Topics") or through the contact persons listed.

The Department will hold a public hearing to receive comments on the proposals on Tuesday, January 23, 2007, at 1 p.m. at the Rachel Carson State Office Building, 12th Floor, 400 Market Street, Harrisburg, PA. Persons wishing to present testimony at the hearing should contact Yvette House, P. O. Box 8468, Harrisburg, PA 17105, (717) 787-9495, [yhouse@state.pa.us](mailto:yhouse@state.pa.us) to reserve a time. Persons who do not reserve a time will be able to testify as time allows. Witnesses should keep testimony to 10 minutes and should provide two written copies of their statement at the hearing.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact Yvette House at (717) 787-9495 or [yhouse@state.pa.us](mailto:yhouse@state.pa.us). TDD users may contact the AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

The Department must receive comments no later than January 26, 2007. Written comments should be sent to the attention of J. Wick Havens, Chief, Division of Air Resource Management, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, [jhavens@state.pa.us](mailto:jhavens@state.pa.us). Use "Harrisburg SIP" as the mail addressee or in the subject line.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-2527. Filed for public inspection December 22, 2006, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, shall be awarded no contract for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Angelos Manoloudis Electric, Inc., and Angelos Manoloudis, individually	753 Crystal Drive Pittsburgh, PA 15228	12/7/2006

STEPHEN M. SCHMERIN,  
*Secretary*

[Pa.B. Doc. No. 06-2528. Filed for public inspection December 22, 2006, 9:00 a.m.]

### Notice to All Pennsylvania Workers' Compensation Insurers and Self-Insured Employers

On November 9, 2006, Governor Edward G. Rendell signed into law Act 147 (Act 147). As a part of Act 147, the Legislature amended the language in section 306(h) of the Workers' Compensation Act (act) (77 P. S. § 583). This notice is being provided to make individuals aware of this amendment and to their your cooperation to timely implement its provisions.

Beginning on January 1, 2007, Act 147 increases the payment under section 306(h) of the act on eligible claims to \$100 per week, extends the entitlement to this payment to any person receiving compensation under section 306(a), (c)(23) or 307 of the act for an injury occurring prior to August 31, 1993, and removes claims under section 306(b) of the act from eligibility for this entitlement. Although Act 147 modifies the class and amount of section 306(h) payments, it does not change the payment mechanism for these claims. Section 306(h) payments are still to be reimbursed in advance by the Commonwealth during fiscal years where appropriations are made for these reimbursements.

Therefore, the Bureau is requesting that all insurers and self-insured employers submit a listing (by means of electronic media or paper) of all pre-August 31, 1993, claims on which compensation is to be paid under section 306(a), (c)(23) or 307 of the act, in an amount less than \$100 per week as of January 1, 2007, containing the following particulars: (1) Bureau code; (2) name of the claimant; (3) Social Security number; (4) claimant's date of birth; (5) date of injury; (6) name of employer; (7)

Insurer claim number; and (8) Current Weekly Compensation Rate. Insurers and self-insured employers who have no pre-August 31, 1993 claims on which compensation is to be paid under section 306(a), (c)(23) or 307 should so advise the Bureau.

Provide this information (listing of pre-August 31, 1993, claims or notification of no such claims) to the Bureau by January 22, 2007.

It is preferred that this information be submitted by means of electronic media using the spreadsheet and transmittal instructions located at [www.dli.state.pa.us](http://www.dli.state.pa.us). Click on the "Workers Comp/SWIF" link found at the bottom right-hand corner of the page, and then on the "Bureau of Workers' Compensation" link. Scroll down to Announcements and click on the link titled, "Act 147 Spreadsheet."

Individuals who prefer to submit the information on paper, a listing should be submitted to the Bureau by mail to Terry Titus, Statistical Information Services Section, Claims Management Division, Bureau of Workers' Compensation, 1171 South Cameron Street, Room 103, Harrisburg, PA 17104.

Further information regarding this notice may be obtained by contacting the Bureau at (717) 772-3702 or [ra-li-bwc-helpline@state.pa.us](mailto:ra-li-bwc-helpline@state.pa.us).

STEPHEN M. SCHMERIN,  
*Secretary*

[Pa.B. Doc. No. 06-2529. Filed for public inspection December 22, 2006, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania \$100,000 Pot O' Gold 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 Pot O' Gold.

2. *Price:* The price of a Pennsylvania \$100,000 Pot O' Gold instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania \$100,000 Pot O' Gold instant lottery game ticket will contain one play area. The play symbols and their captions, printed in black ink, located in the play area are: Chest symbol (CHEST), Coins symbol (COINS), Wallet symbol (WALLET), Money Bag symbol (MNYBAG), Money symbol (MONEY), Castle symbol (CASTLE), Diamond symbol (DMND), Gold symbol (GOLD), Pipe symbol (PIPE), Cabbage symbol (CABBAGE), Mushroom symbol (MSHROM), Piggy Bank symbol (PIGBNK), Leprechaun symbol (LEPCH), Pot O' Gold symbol (PTGOLD), Leprechaun Hat symbol (LEPHAT) and Rainbow symbol (RNBOW). The play symbols and their captions, printed in green ink, located in the play area are: Chest symbol (CHEST), Coins symbol (COINS), Wallet symbol (WALLET), Money Bag symbol (MNYBAG), Money symbol

(MONEY), Castle symbol (CASTLE), Diamond symbol (DMND), Gold symbol (GOLD), Pipe symbol (PIPE), Cabbage symbol (CABBAGE), Mushroom symbol (MSHROM), Piggy Bank symbol (PIGBNK), Leprechaun symbol (LEPCH), Leprechaun Hat symbol (LEPHAT), Rainbow symbol (RNBOW) and a Four Leaf Clover symbol (4LCLVR).

4. *Prize Symbols:* The prize symbols and their captions, located in the 12 "PRIZE" areas are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$2,000 (TWO THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$40, \$50, \$100, \$400, \$500, \$1,000, \$2,000 and \$100,000. The player can win up to 10 times on the ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 3,600,000 tickets will be printed for the Pennsylvania \$100,000 Pot O' Gold instant lottery game.

#### 7. *Determination of Prize Winners:*

(a) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$100,000 (ONEHUNTHO) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$2,000 (TWO THO) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$2,000.

(c) Holders of tickets with a Four Leaf Clover (4LCLVR) play symbol, with the symbol and caption printed in green ink, and a prize symbol of \$500 (FIV HUN) appearing in the "PRIZE" area to the right of that Four Leaf Clover (4LCLVR) play symbol, on a single ticket, shall be entitled to a prize of \$2,000.

(d) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$1,000 (ONE THO) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$500 (FIV HUN) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$400 (FOR HUN) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$400.

(g) Holders of tickets with a Four Leaf Clover (4LCLVR) play symbol, with the symbol and caption printed in green ink, and a prize symbol of \$100 (ONE HUN) appearing in the "PRIZE" area to the right of that Four Leaf Clover (4LCLVR) play symbol, on a single ticket, shall be entitled to a prize of \$400.



(h) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$100 (ONE HUN) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets with a Four Leaf Clover (4LCLVR) play symbol, with the symbol and caption printed in green ink, and a prize symbol of \$25\$ (TWY FIV) appearing in the "PRIZE" area to the right of that Four Leaf Clover (4LCLVR) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$50\$ (FIFTY) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$40\$ (FORTY) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$40.

(l) Holders of tickets with a Four Leaf Clover (4LCLVR) play symbol, with the symbol and caption printed in green ink, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appearing in the "PRIZE" area to the right of that Four Leaf Clover (4LCLVR) play symbol, on a single ticket, shall be entitled to a prize of \$40.

(m) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$25\$ (TWY FIV)

appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$25.

(n) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$20\$ (TWENTY) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets with a Four Leaf Clover (4LCLVR) play symbol, with the symbol and caption printed in green ink, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appearing in the "PRIZE" area to the right of that Four Leaf Clover (4LCLVR) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(p) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(q) Holders of tickets with a Pot O' Gold (PTGOLD) play symbol, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appearing in the "PRIZE" area to the right of that Pot O' Gold (PTGOLD) 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:

<i>Find A Pot O' Gold (PTGOLD) Symbol, Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 3,600,000 Tickets</i>
\$5	\$5	10	360,000
\$5 x 2	\$10	60	60,000
\$10	\$10	20	180,000
\$5 x 4	\$20	600	6,000
\$5 w/4 LEAF CLOVER	\$20	150	24,000
\$20	\$20	120	30,000
\$5 x 5	\$25	120	30,000
\$25	\$25	120	30,000
\$5 x 8	\$40	600	6,000
\$10 x 4	\$40	600	6,000
\$10 w/4 LEAF CLOVER	\$40	600	6,000
\$40	\$40	300	12,000
\$5 x 10	\$50	600	6,000
\$10 x 5	\$50	600	6,000
\$25 x 2	\$50	600	6,000
\$50	\$50	300	12,000
\$10 x 10	\$100	2,000	1,800
\$20 x 5	\$100	2,000	1,800
\$25 w/4 LEAF CLOVER	\$100	1,000	3,600
\$100	\$100	750	4,800
\$40 x 10	\$400	30,000	120
\$100 w/4 LEAF CLOVER	\$400	15,000	240
\$400	\$400	10,000	360
\$50 x 10	\$500	24,000	150
\$100 x 5	\$500	24,000	150
\$500	\$500	12,000	300
\$500 x 2	\$1,000	60,000	60
\$1,000	\$1,000	120,000	30
\$500 w/4 LEAF CLOVER	\$2,000	120,000	30
\$2,000	\$2,000	120,000	30
\$100,000	\$100,000	360,000	10

4 LEAF CLOVER (4LCLVR) = Win 4 times the prize shown to the right of that symbol.

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 Pot O' Gold 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 Pot O' Gold, prize money from winning Pennsylvania \$100,000 Pot O' Gold 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 Pot O' Gold 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 Pot O' Gold or through normal communications methods.

GREGORY C. FAJT,  
*Secretary*

[Pa.B. Doc. No. 06-2530. Filed for public inspection December 22, 2006, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Finding Cameron County

Under section 2002(b) of The Administrative Code of 1929 (71 P. S. § 512(b)), the Deputy Secretary for Highway Administration makes the following written finding:

The Department of Transportation (Department) is planning the replacement of two bridges within Elk State

Forest carrying Wykoff Run Road (SR 2001) over Laurel Draft and White Oak Draft in Gibson Township, Cameron County.

The project is considered an Environmental Document in accordance with Act 120, The Administrative Code of 1929.

The project will require the acquisition of 0.30 acre from the 200,000 acre Elk State Forest. Both bridges are located within the Quehanna Wild Area of the Elk State Forest, a Section 2002 resource. Acquisition of land from the Elk State Forest property will constitute a use of the Section 2002 resource.

Based upon studies, there is no prudent and feasible alternative to the proposed action.

The environmental, economic, social and other effects of the proposed project as enumerated in Section 2002 of The Administrative Code of 1929 have been considered. It has been concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize effects.

RICHARD H. HOGG, P. E.,  
*Deputy Secretary for Highway Administration*

[Pa.B. Doc. No. 06-2531. Filed for public inspection December 22, 2006, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### 2007 List of Native Species for Purposes of 58 Pa. Code Chapter 79

Under 58 Pa. Code § 79.1 (relating to definitions), which will go into effect on January 1, 2007, the Fish and Boat Commission (Commission) is publishing the following list of reptile and amphibian species and subspecies, where applicable, that the Commission has determined are native species for purposes of 58 Pa. Code Chapter 79 (relating to reptiles and amphibians). (See 36 Pa.B. (December 23, 2006).) The Commission's regulations define "native species" as a reptile or amphibian species or subspecies, where applicable, that has not been introduced into this Commonwealth and occurs historically within the boundaries of this Commonwealth. The Commission's regulations go on to state that the Commission will from time to time publish in the *Pennsylvania Bulletin* a list of reptile and amphibian species and subspecies, where applicable, that it has determined to be native species.

<i>Scientific Name</i>	<i>Common Name</i>	<i>PA Status</i>
<i>Acris crepitans crepitans</i>	Northern Cricket Frog	S
<i>Agkistrodon contortrix</i>	Northern Copperhead	S
<i>Ambystoma jeffersonianum</i>	Jefferson Salamander	S
<i>Ambystoma maculatum</i>	Spotted Salamander	A
<i>Ambystoma opacum</i>	Marbled Salamander	S
<i>Ambystoma tigrinum</i>	Tiger Salamander	X
<i>Aneides aeneus</i>	Green Salamander	T
<i>Apalone mutica mutica</i>	Midland Smooth Softshell	X
<i>Apalone spinifer spinifera</i>	Eastern Spiny Softshell	S
<i>Bufo americanus americanus</i>	Eastern American Toad	A
<i>Bufo fowleri</i>	Fowler's Toad	S
<i>Carphophis amoenus</i>	Worm Snake	S

Scientific Name	Common Name	PA Status
<i>Chelydra serpentina</i>	Snapping Turtle	A
<i>Chrysemys picta marginata</i>	Midland Painted Turtle	A
<i>Chrysemys picta picta</i>	Eastern Painted Turtle	A
<i>Clemmys guttata</i>	Spotted Turtle	S
<i>Clonophis kirtlandii</i>	Kirtland's Snake	E
<i>Coluber constrictor constrictor</i>	Northern Black Racer	A
<i>Crotalus horridus</i>	Timber Rattlesnake	C
<i>Cryptobranchus alleganiensis alleganiensis</i>	Eastern Hellbender	S
<i>Desmognathus fuscus</i>	Dusky Salamander	A
<i>Desmognathus monticola</i>	Seal Salamander	A
<i>Desmognathus ochrophaeus</i>	Mountain Dusky Salamander	A
<i>Diadophis punctatus</i>	Ringneck Snake	A
<i>Elaphe alleghaniensis</i>	Eastern Ratsnake	A
<i>Emys blandingii</i>	Blanding's Turtle	C
<i>Eumeces anthracinus</i>	Northern Coal Skink	S
<i>Eumeces fasciatus</i>	Five-lined Skink	A
<i>Eumeces laticeps</i>	Broadhead Skink	C
<i>Eurycea bislineata</i>	Northern Two-lined Salamander	A
<i>Eurycea longicauda longicauda</i>	Longtail Salamander	A
<i>Glyptemys insculpta</i>	Wood Turtle	S
<i>Glyptemys muhlenbergii</i>	Bog Turtle	E
<i>Graptemys geographica</i>	Map Turtle	S
<i>Gyrinophilus porphyriticus porphyriticus</i>	Spring Salamander	A
<i>Hemidactylium scutatum</i>	Four-toed Salamander	S
<i>Heterodon platirhinos</i>	Eastern Hognose Snake	S
<i>Hyla versicolor</i>	Gray Treefrog	A
<i>Kinosternum subrubrum subrubrum</i>	Eastern Mud Turtle	X
<i>Lampropeltis triangulum triangulum</i>	Eastern Milksnake	A
<i>Liochlorophis vernalis</i>	Smooth Green Snake	S
<i>Necturus maculosus</i>	Mudpuppy	S
<i>Nerodia sipedon sipedon</i>	Northern Water Snake	A
<i>Notophthalmus viridescens viridescens</i>	Eastern Red-spotted Newt	A
<i>Opheodrys aestivus</i>	Rough Green Snake	E
<i>Plethodon cinereus</i>	Redback Salamander	A
<i>Plethodon glutinosus</i>	Slimy Salamander	A
<i>Plethodon hoffmani</i>	Valley and Ridge Salamander	S
<i>Plethodon richmondi</i>	Ravine Salamander	S
<i>Plethodon wehrlei</i>	Wehrle's Salamander	A
<i>Pseudacris crucifer crucifer</i>	Northern Spring Peeper	A
<i>Pseudacris brachyphona</i>	Mountain Chorus Frog	S
<i>Pseudacris feriarum feriarum</i>	Upland Chorus Frog	S
<i>Pseudacris feriarum triseriata</i>	Western Chorus Frog	S
<i>Pseudacris triseriata kalmi</i>	New Jersey Chorus Frog	E
<i>Pseudemys rubriventris</i>	Red-bellied Turtle	T
<i>Pseudotriton montanus montanus</i>	Eastern Mud Salamander	E
<i>Pseudotriton ruber ruber</i>	Northern Red Salamander	A
<i>Rana catesbeiana</i>	Bullfrog	A
<i>Rana clamitans</i>	Green Frog	A
<i>Rana palustris</i>	Pickerel Frog	A
<i>Rana pipiens</i>	Northern Leopard Frog	S
<i>Rana sphenocephala</i>	Coastal Plain Leopard Frog	E
<i>Rana sylvatica</i>	Wood Frog	A
<i>Regina septemvittata</i>	Queen Snake	S
<i>Scaphiopus holbrookii</i>	Eastern Spadefoot	E
<i>Sceloporus undulatus</i>	Northern Fence Lizard	S
<i>Sistrurus catenatus catenatus</i>	Eastern Massasauga	E
<i>Sternotherus odoratus</i>	Stinkpot	A
<i>Storeria dekayi dekayi</i>	Northern Brown Snake	A
<i>Storeria occipitomaculata occipitomaculata</i>	Northern Redbelly Snake	A
<i>Terrepene carolina carolina</i>	Eastern Box Turtle	S
<i>Thamnophis brachystoma</i>	Shorthead Garter Snake	S
<i>Thamnophis sauritus</i>	Eastern Ribbon Snake	S
<i>Thamnophis sirtalis sirtalis</i>	Eastern Garter Snake	A
<i>Virginia pulchra</i>	Mountain Earth Snake	S
<i>Virginia valeriae</i>	Smooth Earth Snake	S

Legend

A=Abundant

C=Candidate Species

E=Endangered Species

S=Species of special concern, rare, not common due to one or more of the following factors: range restriction, population decline, limited distribution, direct threats from habitat alteration, collection

T=Threatened Species

X=Extirpated, no longer occurs in PA

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

[Pa.B. Doc. No. 06-2532. Filed for public inspection December 22, 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 regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
57-249	Pennsylvania Public Utility Commission Service Interruption 36 Pa.B. 6303 (October 14, 2006)	11/13/06	12/13/06

### **Pennsylvania Public Utility Commission Regulation #57-249 (IRRC #2570)**

#### **Service Interruption**

**December 13, 2006**

We submit for your consideration the following comments on the proposed rulemaking published in the October 14, 2006 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Pennsylvania Public Utility Commission (PUC) to respond to all comments received from us or any other source.

### **Section 67.1. General provisions.—Protection of public health and safety; Consistency with other regulations; Reasonableness; Implementation procedure; and Clarity.**

#### *Questions*

The Pennsylvania Chapter of the National Association of Water Companies (PA-NAWC) and Pennsylvania American Water Company's (PAWC) submitted comments on the proposed regulation that generated the following questions that relate directly to our review criteria.

First, what is the intent of the phrase "affecting the quantity or quality of water delivered to the customers"? For example, would this language require notice if the drinking water was discolored but still safe to drink? What types and levels of change in "quantity or quality" triggers the notice requirement? If there is a drop in pressure, hence a drop in quantity delivered during a certain time period, is that covered by this regulation? How much of a drop in pressure would trigger the required notice?

Second, the PUC noted in the preamble that "a similar DEP [Department of Environmental Protection] regulation defines a 'service interruption' as 'affecting quantity or quality of the water delivered to the customer.'" However, this language is from the existing regulations at 25 Pa. Code § 109.708 which govern notice to the public and DEP before "planned service interruptions" initiated by public water suppliers. Why is this language being used in the proposed amendment to 52 Pa. Code § 67.1 which governs "unplanned service interruptions"? (Emphasis added.)

#### *Reasonable alternatives*

Two commentators, PA-NAWC and PAWC, suggested that the proposed regulation should cite other existing DEP regulations relating to notification requirements for public water suppliers. They suggest referencing existing DEP regulations at 25 Pa. Code Chapter 109, Subchapter D (§§ 109.407—109.416 and § 109.701(a)(3)). These regulations require notice in specific situations that relate directly to public health and safety. For example, Sections 109.409(a)(1) and (b)(1) specifically require one hour notice to DEP for violations of the maximum contaminant level for fluoride. Therefore, these portions of Chapter 109 would afford clear and precise implementation of the PUC's policy objectives of protecting consumers of drinking water. Another benefit to using DEP regulations is that water suppliers are already familiar with these provisions. We recommend that the PUC give strong

consideration to referencing existing regulations at 25 Pa. Code §§ 109.407—109.416 and 109.701 to give water suppliers clear direction on when notice will be required.

ALVIN C. BUSH,  
*Chairperson*

[Pa.B. Doc. No. 06-2533. Filed for public inspection December 22, 2006, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Coal Mine Compensation Rating Bureau; Workers' Compensation Loss Cost Filing; Rate Filing

On December 7, 2006, the Insurance Department (Department) received from the Coal Mine Compensation Rating Bureau (CMCRB) 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 CMCRB requests an overall 8.8% increase in collectible loss costs, effective April 1, 2007, on a new and renewal basis. Also, the CMCRB has calculated the Employer Assessment Factor effective April 1, 2007 to be 2.22%, as compared to the currently approved provision of 3.03%.

The entire April 1, 2007, loss cost filing is available for review on the Department's website at [www.ins.state.pa.us](http://www.ins.state.pa.us). Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin".

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](mailto: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. 06-2534. Filed for public inspection December 22, 2006, 9:00 a.m.]

## OFFICE OF ATTORNEY GENERAL

[OPINION 2006-2]

### Liquor Control Board; Interpretation of Section 498 of the Liquor Code

December 6, 2006

Jonathan Newman, Chairman  
Pennsylvania Liquor Control Board  
502 Northwest Office Building  
Harrisburg, PA 17124-0001

Dear Chairman Newman:

On behalf of the Liquor Control Board, you have requested my opinion as to the proper interpretation of Section 498 of the Liquor Code, 47 P. S. § 4-498. Specifically, you have asked whether Section 498(e)(2) prohibits licensees from advertising alcohol products and prices in community papers, which are locally distributed, paper

advertising media in which, for a fee, businesses may advertise their products and services. Our Opinion assumes that the community paper is not owned, operated or controlled by the licensee advertising in the paper.

Section 498(a) broadly permits licensees "to advertise their products and prices," and section 498(g) broadly defines "advertisement" as "any advertising of alcoholic beverages through the medium of radio broadcast, television broadcast, newspapers, periodicals or other publications, outdoor advertisement, any form of electronic transmission or any other printed or graphic matter, including booklets, flyers or cards, or on the product label or attachment itself." Section 498(e)(2), however, prohibits licensees from "distribut[ing], by mail, personally or through servants, agents or employees, price lists, circulars or handbills off the licensed premises to the general public as a means of advertising liquor, wine or malt or brewed beverages."

By its terms, Section 498(e)(2) prohibits only a "licensee" or a "servant, agent or employee" of a licensee from distributing "price lists, circulars or handbills." The relationships of master-servant, principal-agent, and employer-employee share the essential feature that the former controls the latter. Thus, a licensee who advertises in a community paper that the licensee does not own, operate or control does not violate Section 498(e)(2), which obviates the need to consider whether community papers, which unquestionably are "publications" and "printed matter," are nonetheless, in some general sense or particular context, "price lists, handbills or circulars."

Accordingly, it is our opinion, and you are so advised, that Section 498(e)(2) of the Liquor Code does not prohibit licensees from advertising alcohol products and prices in community papers.

Finally, you are advised that, in accordance with Section 204(a)(1) of the Commonwealth Attorneys Act, 71 P. S. § 732-204(a)(1), you are required to follow the advice set forth in this Opinion and shall not in any way be liable for doing so.

TOM CORBETT,  
*Attorney General*

[Pa.B. Doc. No. 06-2535. Filed for public inspection December 22, 2006, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Rescission Order

Public Meeting held  
November 30, 2006

*Commissioners Present:* Wendell F. Holland, Chairperson;  
James H. Cawley, Vice Chairperson; Kim Pizzingrilli;  
Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission, Law Bureau  
Prosecutory Staff v. Access One, Inc. (2001.0352); Doc. No.  
C-20027755, A-310786*

### Rescission Order

*By the Commission:*

On May 23, 2002, Law Bureau Prosecutory Staff filed a formal complaint against Access One, Inc. (the Respon-

dent), an IXC reseller certificated at A-310786, for failure to file its 2000 Annual Report. Subsequently, on October 29, 2002, the Commission entered a default order that sustained the complaint and cancelled Respondent's certificate of public convenience. The notice of the default order was published on November 9, 2002, at 32 Pa.B. 5596.

While Respondent did not file a formal request to rescind the default order, it did file its outstanding 2000 Annual Report on November 26, 2002. We note that this filing was made within the 20 day comment period given in the default order. We also note that Respondent is current in the filing of its annual reports. Moreover, Commission records show that Respondent is current in the payment of its assessments.

In response to Respondent filing its 2000 Annual Report, a rescission order had been prepared for the December 19, 2002 Public Meeting. However, due to administrative oversight, that rescission order was not presented at that December 2002 public meeting. A recent review of Commission records revealed that the October 29, 2002 Default Order was never rescinded. That review, prompted the issuance of the instant order. In an effort to rectify this problem and to update Commission records, we will rescind the default order and reinstate Access One, Inc's certificate of public convenience.

However, we caution Respondent that all future annual reports must be timely filed and all Commission correspondence must be answered in a timely manner. The Commission hereby puts Access One, Inc. and the rest of the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504.505, 506 and 3301;

Therefore,

It Is Ordered That:

1. The Default Order entered October 29, 2002 at this docket is hereby rescinded.
2. The certificate of public convenience held by Access One, Inc. at Docket No. A-310786 is hereby reinstated.
3. A copy of this order be published in the *Pennsylvania Bulletin*.

JAMES J. MCNULTY,  
Secretary

[Pa.B. Doc. No. 06-2536. Filed for public inspection December 22, 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 16, 2007. Documents filed in support of the applications are avail-

able 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.

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

**A-00123336. Arwing, Inc.** (7846 Route 183, Bernville, Berks County, PA 19506), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in Pennsylvania; which is to be a transfer of all the rights authorized under the certificate issued at A-00118524 to Infinity Limousine, Inc., subject to the same limitations and conditions.

**Application of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under the application.**

**A-00121501, F.2, Am-A. Dan Reitz, Inc. t/a Silver Bullet Cab** (911 South Brady Street, DuBois, Clearfield County, PA 15801), a corporation of the Commonwealth of Pennsylvania, inter alia—persons, in paratransit service, from points in the City of DuBois, Clearfield County, and points located with an airline distance of 10 statute miles of the limits of said city, to points in Pennsylvania, and return: *So As To Permit* the transportation of personnel of the B & P Railroad Company, in paratransit service, to the facilities of the B&P Railroad Company, in Pennsylvania, and return. *Attorney:* Dwight L. Koerber, Jr., 110 North Second Street, P. O. Box 1320, Clearfield, PA 16830

### Complaint

*Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Michael J. Alexander t/a Alexander's Delivery; Doc. No. A-00112496C0601*

### COMPLAINT

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

1. That Michael J. Alexander, t/a Alexander's Delivery, respondent, maintains his principal place of business at 1119 Fifth Street, Sandusky, OH 17660.
2. That respondent was issued a certificate of public convenience by this Commission on April 11, 1996, at Application Docket No. A-00112496.
3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 2003, 2004 and 2005.
4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, failed to comply with the January 11, 1999 Commission Decision at P-981458 and, by failing

to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's Certificate of Public Convenience at A-00112496.

Respectfully submitted,

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

VERIFICATION

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

Date: \_\_\_\_\_  
Wendy J. Keezel, Chief of Enforcement

NOTICE

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

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

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

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

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

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

**Complaint**

*Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Ketler Trucking, Inc.; Doc. No. A-00118221C0601*

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities

within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Ketler Trucking, Inc., respondent, maintains its principal place of business at 4000 Embassy Parkway, Suite 420, Akron, OH 43333.

2. That respondent was issued a certificate of public convenience by this Commission on January 8, 2002, at Application Docket No. A-00118221 F.2.

3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 2003, 2004 and 2005.

4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, failed to comply with the January 11, 1999 Commission Decision at P-981458 and, by failing to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's Certificate of Public Convenience at A-00118221 F.2.

Respectfully submitted,

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

VERIFICATION

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

Date: \_\_\_\_\_  
Wendy J. Keezel, Chief of Enforcement

NOTICE

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

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

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will

request that the Commission issue an Order imposing a penalty, which will include the revocation of your Certificate of Public Convenience.

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

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

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

### Complaint

*Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Chemlogic Transport Service, LLC; Doc. No. A-00119107C0601*

### COMPLAINT

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

1. That Chemlogic Transport Service LLC, respondent, maintains its principal place of business at 8 Reservoir Circle, Suite 204, Baltimore, MD 21208.

2. That respondent was issued a certificate of public convenience by this Commission on February 20, 2003, at Application Docket No. A-00119107 F.2.

3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 2003, 2004 and 2005.

4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, failed to comply with the January 11, 1999 Commission Decision at P-981458 and, by failing to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's Certificate of Public Convenience at A-00119107 F.2.

Respectfully submitted,

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

### VERIFICATION

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

Date: \_\_\_\_\_  
Wendy J. Keezel, Chief of Enforcement

### NOTICE

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

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

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

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

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

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

JAMES J. MCNULTY,  
Secretary

[Pa.B. Doc. No. 06-2537. Filed for public inspection December 22, 2006, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept bids for Project #06-181.P, Fuel Oil #2 (Heating Oil), until 2 p.m. on Thursday, January, 11, 2007. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available



December 27, 2006. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 06-2538. Filed for public inspection December 22, 2006, 9:00 a.m.]

## STATE BOARD OF COSMETOLOGY

**Bureau of Professional and Occupational Affairs v.  
Kevin T. Gaskins; Doc. No. 1878-45-06**

On November 7, 2006, Kevin T. Gaskins, license no. CO234027L, of Upper Darby, Delaware County, was suspended under the Order of the Court of Common Pleas of Philadelphia County dated October 23, 2006, which the Court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Herbert Abramson, Senior Counsel in Charge, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

SUSAN E. RINEER,  
*Chairperson*

[Pa.B. Doc. No. 06-2539. Filed for public inspection December 22, 2006, 9:00 a.m.]

**Bureau of Professional and Occupational Affairs v.  
Melissa Molino; Doc. No. 2041-45-2006**

On October 16, 2006, Melissa Molino, of Blakeslee, Monroe County, had her license No. CO-226713-L suspended immediately for failure to pay the \$450 civil penalty imposed by the State Board of Cosmetology (Board), based on her practice of cosmetology on a lapsed license.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

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

SUSAN E. RINEER,  
*Chairperson*

[Pa.B. Doc. No. 06-2540. Filed for public inspection December 22, 2006, 9:00 a.m.]

## STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

**Bureau of Professional and Occupational Affairs v.  
Curtis Bryant; Doc. No. 1846-60-06**

On November 3, 2006, Curtis Bryant, license no. MV191874, of York, York County, was suspended under the Order of the Court of Common Pleas of Philadelphia County dated October 23, 2006, which the Court issued under section 4355 of the Domestic Relations Code. The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Herbert Abramson, Senior Counsel in Charge, State Board of Vehicle Manufacturers, Dealers and Salespersons, P. O. Box 2649, Harrisburg, PA 17105-2649.

EDWIN K. GALBREATH, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 06-2541. Filed for public inspection December 22, 2006, 9:00 a.m.]

## STATE POLICE

**Uniform Crime Reporting Act**

On November 29, 2004, Governor Edward G. Rendell signed the Uniform Crime Reporting Act (act) (20 P. S. §§ 20.101, 20.301—20.305 and 20.501—20.509). The act requires all Commonwealth law enforcement agencies to report crime statistics to the State Police on a monthly basis beginning in June 2005. The act also requires the State Police to notify both the Pennsylvania Commission on Crime and Delinquency and the Administrative Office of Pennsylvania Courts when an agency is found not in compliance with the reporting requirements. If the agency fails to submit Uniform Crime Report statistics to the State Police within 50 days, the agency will be ineligible to receive grants administered by the Pennsylvania Commission on Crime and Delinquency and the Administrative Office of the Pennsylvania Courts will withhold all monies collected and distributed under 42 Pa.C.S. Chapter 35, Subchapter E (relating to fines, etc.). Further information about the mandatory reporting requirements is available on the Pennsylvania Uniform Crime Reporting System website, [ucr.psp.state.pa.us](http://ucr.psp.state.pa.us).

COL. JEFFREY B. MILLER,  
*Commissioner*

[Pa.B. Doc. No. 06-2542. Filed for public inspection December 22, 2006, 9:00 a.m.]