

# NOTICES

## DELAWARE RIVER BASIN COMMISSION

### Commission Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference followed by a public hearing on Wednesday, March 1, 2006. The hearing will be part of the Commission's regular business meeting. Both the conference session and business meeting are open to the public and will be held at the Commission Office Building, 25 State Police Drive, West Trenton, NJ.

The conference among the commissioners and staff will begin at 10:15 a.m. Topics of discussion will include a presentation on the State of Delaware Water Supply; an update on the State of the Basin Report currently under development; a presentation on the Oyster Revitalization Initiative in the Delaware Bay; a status report on the Development of a Long-Term Flow Regime for the New York City Reservoirs; a discussion about a forum to advance coordination among Federal agencies that partner with the Commission; and an update on activities relating to PCBs in the Delaware River.

The subjects of the public hearing to be held during the 1:30 p.m. business meeting include the dockets listed below:

1. *DSM Nutritional Products, Inc. D-85-14-3.* An application for renewal of a groundwater and surface water withdrawal project to continue to supply up to 120 mg/30 days of water for industrial process, potable and sanitary uses and groundwater remediation purposes to the applicant's manufacturing facility from six existing wells in the Pleistocene Alluvial Formation and one existing surface water intake located on the main stem of the Delaware River. The project is located in the Delaware River Watershed in White Township, Warren County, NJ.
2. *J. G. Townsend, Jr. & Co. D-89-48-3.* An application for the renewal of a groundwater withdrawal project to continue withdrawal of 15 mg/30 days to supply the applicant's vegetable processing facility from existing Wells Nos. 1 and 5 in the Columbia Formation. The project is located in the Savannah Ditch Watershed in the Town of Georgetown, Sussex County, DE.
3. *Borough of Shoemakersville D-90-7 CP-3.* An application for the renewal of a groundwater withdrawal project to continue withdrawal of 7.5 mg/30 days to supply the applicant's public water supply distribution system from existing Wells Nos. 1 and 3—6 in the Hamburg Formation. The project is located in the Schuylkill River Watershed in Shoemakersville Borough and Perry Township, Berks County.
4. *BP Oil Company D-91-32 (G)-2.* An application for the renewal of a groundwater decontamination project to withdraw up to 1 mg/day for treatment and discharge to the Delaware River through an existing outfall in Commission Water Quality Zone 4. The project is located at the former BP Oil Company Refinery located off of Mantua Avenue in Paulsboro Borough, Gloucester County, NJ. Up to 30 mg/30 days of groundwater is withdrawn from existing Wells Nos. R-4A, R-5A, R-6A, R-8, R-9 and R-10 and from new Wells Nos. R-11 and R-12, all located in New Jersey Critical Area 2 of the Potomac-Raritan-Magothy Formation.
5. *E. I. du Pont de Nemours and Company D-93-19-2.* An application for renewal of a surface and groundwater withdrawal project to continue withdrawal of 1,126 mg/30 days to supply the applicant's industrial facility from existing Wells Nos. INT-10B, R-5A, INT-103A, INT-102A, Q13-R01C, Q13-R01D, WS-1, M-259, M-257, CP-2, CP-4, WS-2, R-7, DW-8R, CL-1 CL-2, CL-3, and CP-7 and Salem Canal Surface Water Intake No. III. The project is located in the Glacial/PRM Aquifer and the Salem Canal Watershed in Carneys Point, Mannington and Pennsville Townships, Salem County, NJ.
6. *Township of Lower Municipal Utilities Authority D-94-21 CP-2.* An application to discontinue the withdrawal of water and close Wells Nos. AP-2 and 3 in the applicant's public water supply system, which have become unreliable sources of supply and to withdraw water from replacement Wells Nos. 6 and 7. The total withdrawal from replacement Wells Nos. 6 and 7 and existing Wells Nos. 1, 2 and 4 remains limited to 93 mg/30 days. Well No. 7 is located in the Atlantic Basin. The project is located in the Cohansey Formation in the Delaware River Watershed in Lower Township, Cape May County, NJ.
7. *Meter Services Company D-94-49 CP-2.* An application for renewal of a groundwater withdrawal project to continue to supply up to 3.6 mg/30 days of water to the applicant's public water supply distribution system from existing Wells Nos. 1 and 2 in the Brunswick Formation. The project is located in the Mill Creek Watershed in Buckingham Township, Bucks County in the Southeastern Pennsylvania Ground Water Protected Area.
8. *Rosenberger's Dairies, Inc. D-95-1-2.* An application for the renewal of a groundwater withdrawal project to continue withdrawal of 3.4 mg/30 days to supply the applicant's dairy processing facility from existing Wells Nos. R-1, R-3 and R-4 in the Brunswick Formation. The project is located in the West Branch Neshaminy Creek Watershed in Hatfield Township, Montgomery County and is located in the Southeastern Pennsylvania Ground Water Protected Area.
9. *Clement Pappas & Co., Inc. D-95-37-2.* An application for renewal of a groundwater withdrawal project to continue to supply up to 73.4 mg/30 days of water to the applicant's food processing facility from existing Well No. 6B in the Kirkwood-Cohansey Formation. The project is located in the Cohansey River Watershed in Upper Deerfield Township, Cumberland County, NJ.
10. *Sybron Chemicals, Inc. D-85-5-3.* An application for the renewal of a groundwater withdrawal project to decrease withdrawal from 77 mg/30 days to 34 mg/30 days to supply the applicant's industrial facility from existing Wells Nos. 4, 5 and EQ106 in the Middle Raritan and Mt. Laurel/Wenonah Aquifers. The project is located in the West Branch Rancocas Watershed in Pemberton Township, Burlington County, NJ.
11. *Willingboro Municipal Utilities Authority D-87-42 CP-3.* An application for the renewal of a groundwater withdrawal project and for an increase in withdrawal from 300 mg/30 days to 310 mg/30 days to supply the applicant's public water supply distribution system from existing Wells Nos. 1, 6, 9—11 and new replacement Well No. 5A. Replacement Well No. 5A is located in the Potomac-Raritan-Magothy Formation. The project is located in the Rancocas Creek Watershed in Willingboro Township, Burlington County, NJ.

12. *PPL Martins Creek, LLC D-87-56-2*. An application to update the existing docket to reflect operational and structural modifications to Ash Basin No. 4 as a result of an ash slurry spill which occurred from Ash Basin No. 4 due to a wooden stop-log failure. Approximately 100 million gallons of ash slurry was released from Ash Basin No. 4 from August 23-30, 2005. In addition, this project includes emergency remediation activities that PPL conducted in response to the ash slurry spill. Emergency approval was granted by letter dated October 12, 2005 for this project. The project discharges to the Delaware River in DRBC Water Quality Zone 1D, which is designated Special Protection Waters. The facility is located in Lower Mount Bethel Township, Northampton County.

13. *E. I. du Pont de Nemours and Company D-88-85-2*. An application to update and renew an existing industrial waste treatment plant (IWTP) discharge docket, which includes clarifying the Area Served and granting preliminary approval for the installation of a new outfall extension and diffuser. The IWTP discharges to Zone 5 of the Delaware River. DuPont Chambers Works is a large multi-product chemical manufacturing plant. The facility has an IWTP that is classified by EPA as a Centralized Waste Treatment system. The facility is located in Pennsville and Carneys Point, Salem County, NJ. The application does not request the Commission's approval to accept VX hydrolysate for treatment and discharge at the DuPont Chambers Works IWTP.

14. *Hamburg Municipal Authority D-92-73 CP-2*. An application to expand a 1.0 mgd wastewater treatment plant (WWTP) to treat 1.5 mgd, while continuing to provide advanced treatment by means of activated sludge and chemical addition processes. The WWTP will continue to serve the Borough of Hamburg and portions of Tilden and Windsor Townships, all in Berks County. The proposed expansion will enable the docket holder to serve the Borough of Port Clinton in Schuylkill County as well. The WWTP is located in Hamburg Borough, just east of SR 61 on the east bank of the Schuylkill River, to which the plant will continue to discharge. At the WWTP outfall, the Schuylkill River is conditionally designated as "Modified Recreational" in the Commission's Comprehensive Plan.

15. *Purex Industries, Inc. D-93-34 (G)-2*. An application for the renewal of a groundwater withdrawal project to decrease withdrawal from 11.23 mg/30 days to 7.78 mg/30 days to supply the applicant's groundwater remediation project from existing Wells RW-2, RW-7, RW-9, RW-10, and RW-13 and new Wells MP-7, MP-19 and MP-30 in the Kirkwood-Cohansey Aquifer. The project is located in the Maurice River Watershed in the City of Millville, Cumberland County, NJ.

16. *Jackson Township Municipal Utilities Authority D-94-18 CP-2*. An application for the renewal of a groundwater withdrawal project and increase in the applicant's withdrawal from 26.42 mg/30 days to 30 mg/30 days to supply the Six Flags Great Adventure Hurricane Harbor water amusement park from existing Wells Nos. 7, 10 and ASR-12 in the Upper Potomac-Raritan-Magothy Formation. The project is located in the Crosswicks Creek Watershed in Jackson Township, Ocean County, NJ.

17. *Sunny Dell Foods, Inc. D-2000-23-2*. An application to increase the discharge from the applicant's industrial waste treatment plant (IWTP) from 0.05 mgd to 0.072 mgd; modify effluent limits associated with the Christina River total maximum daily loads for CBOD<sub>5</sub>, ammonia, phosphorus and total nitrogen; and modify an existing contact cooling water system discharge of 0.09 mgd. Both

the IWTP effluent and contact cooling water are discharged to the West Branch Red Clay Creek. The facility is located in Kennett Township, Chester County.

18. *Swedesboro, Inc. t/a Beckett Golf Club D-87-77-1*. An application for a surface water withdrawal project to supply up to 4.0 mg/30 days of water for supplemental irrigation of the applicant's golf course from existing intakes Nos. 1 and 2. The surface water intakes are located on two onsite ponds. The project is located in the Oldmans Creek Watershed in Woolwich Township, Gloucester County, NJ. A Notice of Application Received (NAR) for this project was previously published on November 5, 1987 under docket number D-87-77. The current NAR reflects project revisions made since the 1987 application.

19. *Mercer County Correction Center D-2002-50 CP*. An application for approval of a groundwater withdrawal project to supply up to 4.333 mg/30 days of water to the applicant's correctional facility from existing Wells Nos. 1, 3 and 4 and new Well No. 5, all in the Passaic Formation. The project is located in the Delaware River Watershed in the northwest corner of Hopewell Township, Mercer County, NJ.

20. *Holman Enterprises—RMP Facility D-2004-25 1*. An application for approval of a groundwater withdrawal project to pump up to 7.45 million gallons per 30 days (mg/30 days) of water to be treated by the applicant's groundwater remediation project from Wells Nos. MW-7D, MW-19D, MW-23D, R-77D, R-78D, R-79D, R-80D and R-81D in the Potomac-Raritan-Magothy Formation. The project is located in the Pennsauken Creek Watershed in Pennsauken Township, Camden County, NJ.

21. *Town of Bethel D-2005-19 CP-1*. An application to construct a groundwater/leachate seep collection and treatment system to serve the Town of Bethel Landfill, an inactive and officially closed domestic waste landfill located on a 10-acre parcel of municipal property off Old White Lake Turnpike, about 0.25 miles east of its intersection with SR 55 in the Town of Bethel, Sullivan County, NY. Following aeration and sedimentation, up to 0.035 mgd of wastewater will be applied to a subsurface absorption bed for final processing and disposal. In addition to proposed Discharge Monitoring Reports, the existing groundwater monitoring well network will be used to assure that the proposed treatment system does not impair groundwater quality. The project is located in the Mongaup River Watershed upstream from Swinging Bridge Reservoir and in the drainage area of Commission Special Protection Waters. Although the Town of Bethel Landfill is capped with impervious materials, it is an unlined facility with residual leachate seepage that currently flows overland to the West Branch Mongaup River without any prior treatment.

22. *Chadds Ford Township D-2005-22 CP-1*. An application to construct a 0.15 mgd WWTP to serve existing residents in a portion of Chadds Ford Township, Delaware County and future residents of the proposed subdivision at Camp Sunset Hill (Turner's Mill), also in Chadds Ford Township. The WWTP is proposed to provide advanced treatment by means of extended aeration and tertiary filtration prior to ultraviolet light disinfection and discharge to Harvey Run, a tributary of Brandywine Creek in the Christina River Watershed. Its proposed location is the intersection of US 1 (Baltimore Pike) and Ring Road, across from the Brandywine Battlefield State Park. The Pantos WWTP that currently serves Chadds Ford Village and the Painter's Crossing Condo-

miniums is proposed to be converted to a pumping station, which will route up to 35,000 gallons per day of flow to the new WWTP.

23. *Motiva Enterprises, LLC D-2005-23-1*. An application for approval of a groundwater withdrawal project to supply up to 6.7 mg/30 days of water to the applicant's groundwater remediation project from new Wells Nos. 1—9 in the Kirkwood-Cohansey Formation. The project is located in the Maurice River Watershed in Franklin Township, Gloucester County, NJ.

24. *Congoleum Corporation D-2005-25-1*. An application to discharge an average of 168,000 gallons per day of noncontact cooling water from the applicant's tile floor manufacturing facility. The discharge is to a Hamilton Township municipal storm sewer, which discharges to Pond Run, a tributary to the Assunpink Creek. The facility is located in Hamilton Township, Mercer County, NJ.

25. *Tidewater Utilities, Inc. D-2005-26 CP-1*. An application for approval of a groundwater withdrawal project to supply up to 1.427, 1.22 and 1.22 mg/30 days of water to the applicant's North Dover District public water supply distribution system from new Wells Nos. SF-01, SF-02 and KWE-02, respectively. The wells are all located in the Federalsburg and Cheswold aquifers. The total withdrawal from all wells will be limited to 3.85 mg/30 days. The project is located in the Leipsic River Watershed in Kent County, DE.

26. *Tidewater Utilities, Inc. D-2005-27 CP-1*. An application for approval of a groundwater withdrawal project to supply up to 0.13, 3.51 and 0.065 mg/30 days of water to the applicant's Wild Quail District public water supply distribution system from new Wells Nos. WQ-01, WQ-02 and WQ-04, respectively. Wells Nos. WQ-01 and WQ-04 are located in the Frederica Formation and Well No. WQ-02 is located in the Piney Point Aquifer. The total withdrawal from all wells will be limited to 3.51 mg/30 days. The project is located in the St. Jones River Watershed in Kent County, DE.

27. *Penns Grove Sewerage Authority D-2005-29 CP-1*. An application to upgrade, but not expand, a 0.75 mg/day WWTP which serves Penns Grove Borough, Salem County, NJ. The WWTP upgrade will provide two new final clarifiers with appurtenances. The existing final clarifiers require costly chemical additives to meet NJPDES permit limits, particularly during surge flow conditions. The two new final clarifiers should reduce or eliminate the need to add costly chemicals to meet permit limits. Penns Grove Sewerage Authority requested and was granted emergency approval by the Commission on January 12, 2006, to implement the WWTP improvements expeditiously to meet a construction grant deadline. The WWTP will continue to discharge to the Delaware River in Commission Water Quality Zone 5 through the existing outfall.

28. *Camp Ramah in the Poconos D-2005-30-1*. An application to upgrade an existing seasonally operated WWTP by the addition of a new primary clarification process and a new aeration system. Seasonally, the WWTP discharges approximately 30,000 gallons per day to an unnamed tributary of Equinunk Creek, a tributary to the West Branch Delaware River. The facility is located in Buckingham Township, Wayne County.

29. *United States Army Corps of Engineers, Philadelphia District D-2005-32 CP-1*. An application to modify the Prompton Dam to safely pass the Probable Maximum Flood (PMF) of 111,000 cubic feet per second (cfs), based

upon revised estimates of flow regimes for the 60-square mile drainage area. The original PMF flow of 81,500 cfs was calculated in the year 1949, prior to advancements in mathematical modeling. Primarily a flood control facility, Prompton Dam is located in Prompton Borough, Wayne County. The lake that it forms on the West Branch Lackawaxen River extends into Clinton Township, also in Wayne County. The project involves the widening of the spillway from 50 to 85 feet, constructing a fuse-plug in the spillway, upgrading the outlet works rip-rap and constructing an embankment with material that will be excavated from the spillway. The project is located in the drainage area of Commission Special Protection Waters and the Upper Delaware Scenic and Recreational River.

In addition to the public hearing on the dockets listed previously, the Commission's 1:30 p.m. business meeting will include a public hearing on a resolution to approve the Commission's FY 2006-2007 budget and work plan. The Commission also will consider a resolution amending the *Basin Regulations—Water Supply Charges* regarding certificates of entitlement; a resolution establishing the PMP Peer Review Advisory Committee; and a resolution authorizing the Executive Director to extend the Commission's contract with the Northeast-Midwest Institute on a month-to-month basis through December 31, 2006.

The meeting will also include: adoption of the Minutes of the December 7, 2005, business meeting; announcements; a report on basin hydrologic conditions; a report by the executive director; a report by the Commission's general counsel; and an opportunity for public dialogue. Draft dockets and the resolutions scheduled for public hearing on March 1, 2006, will be posted on the Commission's website, [www.drbc.net](http://www.drbc.net), where they can be accessed through the Notice of Commission Meeting and Public Hearing. Additional documents relating to the dockets and other items may be examined at the Commission's offices. Contact William Muszynski at (609) 883-9500, Ext. 221, with any docket-related questions.

Individuals in need of an accommodation as provided for in the Americans With Disabilities Act who wish to attend the informational meeting, conference session or hearings should contact the Commission Secretary directly at (609) 883-9500, Ext. 203 or through the Telecommunications Relay Services (TRS) at 711 to discuss how the Commission may accommodate their needs.

PAMELA M. BUSH,  
Secretary

[Pa.B. Doc. No. 06-275. Filed for public inspection February 17, 2006, 9:00 a.m.]

## DEPARTMENT OF AGRICULTURE

### Pennsylvania Peach and Nectarine Research Program

Under 3 Pa.C.S. §§ 4501—4513 (relating to Agricultural Commodities Marketing Act), a referendum was held from December 19, 2005, to January 3, 2006, to determine if the producers affected by the Pennsylvania Peach and Nectarine Research Program (Program) want to have the Program increase the assessment fee per acre from \$5 to \$8. To pass, a simple majority of eligible producers voting had to vote in favor of the assessment

fee increase. In addition, voters in favor of the increase had to represent the majority of production acreage among all eligible voters who participated in the referendum.

An impartial Teller Committee met on January 13, 2006, to count the ballots. The following results were submitted by the Teller Committee: a total of 49 eligible votes were cast, with 25 producers voting in favor of and 24 producers voting against the proposed assessment increase. Eligible votes favoring the assessment increase represented 51% of eligible votes cast and those against represented 49% of eligible votes cast. (Two additional, ineligible ballots were cast.) The program members voting

in favor of the assessment increase represented 1,136 acres of peach and nectarine production in this Commonwealth and those voting against represented 414 acres of production. Because a majority of the votes representing a majority of production were cast in favor of the assessment increase, the Pennsylvania Peach and Nectarine Research Program's assessment fee will increase to \$8 per acre, effective immediately.

DENNIS C WOLFF,  
*Secretary*

[Pa.B. Doc. No. 06-276. Filed for public inspection February 17, 2006, 9:00 a.m.]

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking, 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 February 7, 2006.

### BANKING INSTITUTIONS

#### New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-6-06	Hyperion Bank Philadelphia Philadelphia County  <i>Correspondent:</i> Jonathan L. Levin, Esq. Reed Smith, LLP 2500 One Liberty Place 1650 Market Street Philadelphia, PA 19103-7301	1201-09 North 2nd Street Philadelphia Philadelphia County	Filed

#### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-1-06	Northwest Savings Bank Warren Warren County	2600 Old Washington Road Upper St. Clair Township Allegheny County	Approved

#### Branch Relocations/Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-27-06	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>Into:</i> 2014 Cottman Avenue Philadelphia Philadelphia County  <i>From:</i> 7935 Bustleton Avenue Philadelphia Philadelphia County # 6037	Effective
1-30-06	PeoplesBank, a Codorus Valley Company York York County	<i>To:</i> 48 East Market Street York York County  <i>From:</i> 118 East Market Street York York County	Effective
2-1-06	Northwest Savings Bank Warren Warren County	<i>To:</i> 1000 Market Place Drive Washington Township Erie County  <i>From:</i> 108 Washington Towne Boulevard Washington Township Erie County	Filed

**Branch Discontinuances**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-1-06	Leesport Bank Wyomissing Berks County	100 West Main Street Lansdale Montgomery County	Approved
2-1-06	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Four branches located at:  3890 Bigelow Boulevard Pittsburgh Allegheny County  1122 Seventh Avenue Beaver Falls Beaver County  392 Franklin Avenue Aliquippa Beaver County  419 North 7th Street Altoona Blair County	Approved

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS****Conversions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
12-30-05	K of C Federal Credit Union Philadelphia Philadelphia County	Philadelphia	Filed

*To:*

K of C Credit Union  
Philadelphia  
Philadelphia County

Application represents conversion from a Federal credit union to a State-chartered credit union as well as conversion from an occupational-based credit union to a community charter with a proposed field to include: (a) all persons who live, work, worship, volunteer or attend school in Bucks, Delaware, Montgomery and Philadelphia Counties; (b) businesses and other legal entities located in Bucks, Delaware, Montgomery and Philadelphia Counties; (c) persons within the immediate family or household of a member; (d) spouses of persons who died while within the field of membership of this credit union; (e) organizations of such persons; (f) employees of this credit union; and (g) members of record.

2-3-06	American Pride Credit Union Altoona Blair County	Altoona	Approved
--------	--	---------	----------

Application represents conversion from occupational-based credit union to a community charter with a proposed field of membership consisting of "those persons who live, work, worship, attend school, perform volunteer service, or participate in associations, and businesses and other legal entities, including wholly owned subsidiaries of businesses, located in Blair County, Pennsylvania or Bedford County, Pennsylvania; members of their immediate families."

**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
2-2-06	Greater Greensburg Industrial Credit Union, Greensburg, and Westmoreland Community Federal Credit Union, Greensburg—Surviving Institution—Westmoreland Community Federal Credit Union, Greensburg	Greensburg	Filed

A. WILLIAM SCHENCK, III,  
*Secretary*

[Pa.B. Doc. No. 06-277. Filed for public inspection February 17, 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

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

<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>
PA0031887	Green Hill MHC WWTP P. O. Box 677 Morgantown, PA 19543-0677	Montgomery County Marlborough Township	Green Lane Reservoir	Y

*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>
PA0084506 (Sewage)	David Kitch Starlite Camping Resort 1500 Furnace Hill Road Stevens, PA 17578	Lancaster County Clay Township	Dry Swale to Middle Creek 7-J	Y
PA0247979 (Sewage)	Gary and Judith Cryder 101 Fleisher Road Marysville, PA 17053	Perry County Rye Township	UNT Fishing Creek 7-A	Y
PA0087912 (IW)	Arnold Fuel Oil Company P. O. Box 2621 Harrisburg, PA 17105	Cumberland County Silver Spring Township	Trindle Spring Run/Hogestown Run 7-B	Y
PA0080501 (SEW)	Tuscarora School District—Montgomery Elementary School 118 East Seminary Street Mercersburg, PA 17236-1698	Franklin County Montgomery Township	UNT West Branch Conococheague Creek 13-C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0113051 IW	City of DuBois 16 West Scribner Avenue DuBois, PA 15801	Clearfield County Sandy Township	Laborde Branch 17C	Y
PA0032514 (Sewage)	Department of Conservation and Natural Resources Denton Hill State Park 5661 US 6 West Coudersport, PA 16915	Ulysses Township Potter County	Elm Hollow Run and Nine Mile Run HQ-CWF	Y
PA0111911	Construction Specialties, Inc. 6696 Route 405 Highway Muncy, PA 17756	Lycoming County Clinton Township	Turkey Run 10C	Y
PA0032361 (Sewage)	Williamsport Area School District 1400 West Third Street Williamsport, PA 17701-7898	Woodward Township Lycoming County	West Branch Susquehanna River WWF	Y

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

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

**PA0244074**, Sewage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489. This proposed facility is located in Worcester Township, **Montgomery County**.

Description of Proposed Activity: The applicant proposes to discharge treated sewage from a facility known as Stony Creek Farms WWTF. The facility is located near Township Line Road and North Wales Road. This is a revised notice.

The receiving stream, a pond discharging to Stony Creek, is in the State Water Plan Watershed 3F and is classified for TSF and MF. The nearest downstream public water supply intake for City of Norristown is located on Schuylkill River at Norristown, PA.

The proposed effluent limits for Outfall 001 are based on a design flow of 42,863 gpd.

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10			20
Total Suspended Solids	10			20
Ammonia Nitrogen (5-1 to 10-31)	1.5			3.0
(11-1 to 4-30)	3.0			6.0
Nitrite + Nitrate an N	Monitor and Report			Monitor and Report
Phosphorus, Total	0.5			1.0
Fecal Coliform				50/100 ml as a geometric mean

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	between 6.0 and 9.0 standard units at all times			
Dissolved Oxygen	minimum of 6 mg/l at all times			
Temperature (°F)				Monitor and Report

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

1. Notification of Responsible Operator.
2. Average Weekly Definition.
3. Remedial Measures.
4. No Stormwater.
5. Necessary Property Rights.
6. Small Stream Discharge.
7. Sewage Sludge Disposal.
8. Submit Data for TMDL/WLA Analysis.
9. I-Max Limits.
10. No Discharge Report.
11. 2/Month Monitoring.
12. UV Disinfection.
13. Laboratory Certification.

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

**PA0039861**, Industrial, **Altadis USA, Inc.**, 1000 Tresckow Road, McAdoo, PA 18237-2599. This proposed facility is located in Banks Township, **Carbon County**.

Description of Proposed Activity: Renewal of NPDES permit.

The receiving stream, Catawissa Creek, is in the State Water Plan Watershed 5E and is classified for CWF. The nearest downstream public water supply intake for Danville Borough Water Authority is located on Susquehanna River over 50 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.086 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>
CBOD <sub>5</sub>	8.9			
TSS	6.5			
Dissolved Oxygen			Minimum of 6.0	
pH	6 to 9 standard units			

The proposed effluent limits for Outfall 101 based on a design flow of 0.041 mgd.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>
CBOD <sub>5</sub>	In no case shall the arithmetic means of the effluent values of the CBOD <sub>5</sub> and TSS discharged during a period of 30 consecutive days exceed 15% of respective arithmetic means of the influent values for these parameters during the same time period, except as specifically authorized by the permitting authority.
Total Suspended Solids	

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

**Application No. PA 0080314**, Sewage, **Hampden Township**, 230 South Sporting Hill Road, Mechanicsburg, PA 17050-3097. This facility is located in Hampden Township, **Cumberland County**.

Description of activity: The application is for renewal of an NPDES permit for a relocated discharge of treated sewage.

The receiving stream, Conodoguinet Creek and Sears Run, is in Watershed 7-B and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Steelton Municipal Waterworks is located on the Susquehanna River, approximately 15.2 miles downstream. The discharge is not expected to affect the water supply.

The proposed interim effluent limits for Outfall 0001 for a design flow of 4.65 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>	25	40	67
Total Suspended Solids	30	45	81



## NOTICES

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
NH <sub>3</sub> -N (5-1 to 10-31)	6.9		18
(11-1 to 4-30)	15		40
Total Phosphorus	2		5.4
Total Nitrogen	Monitor and Report		
Total Residual Chlorine	0.35		1.2
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)	10,000/100 ml as a geometric average		

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

Total nitrogen and total phosphorus: Monitor and report total annual pounds and total monthly pounds. TKN and NO<sub>3</sub>-NO<sub>2</sub> as N: Monitor and report total monthly pounds and monthly average concentration.

The proposed final effluent limits for Outfall 001 for a design flow of 4.82 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>	10	15	27
Total Suspended Solids	30	45	81
NH <sub>3</sub> -N (5-1 to 10-31)	1.8		4.8
(11-1 to 4-30)	5.4		14
Total Phosphorus	2		5.4
Total Nitrogen	Monitor and Report		
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		

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

Total nitrogen: Total annual limit of 98,872 pounds, monitor and report total monthly pounds.

Total phosphorus: Total annual limit of 12,359 pounds, monitor and report total monthly pounds.

TKN and NO<sub>3</sub>-NO<sub>2</sub> as N: Monitor and report total monthly pounds and monthly average concentration.

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.

---

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

**PA0024490-A1.** Sewage. **Rockwood Borough**, 358 Market Street, Rockwood, PA 15557. This application is for amendment of an NPDES permit to discharge combined sewage from the Rockwood Borough Sewer System located in Paint Township, **Somerset County**.

Outfalls 003 and 008 are being permitted to discharge combined sewage to the Casselman River and Coxes Creek respectively.

The EPA waiver is in effect.

**PA0026328.** Sewage, **Township of Hopewell**, 1700 Clark Boulevard, Aliquippa, PA 15001. This application is for renewal of an NPDES permit to discharge treated sewage from Raccoon Creek Water Pollution Control Plant in Hopewell Township, **Beaver County**.

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

*Outfall 011:* existing discharge, design flow of 2.5 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>				
(5-1 to 10-31)	15	22.5		30
(11-1 to 4-30)	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	4.0	6.0		8.0
(11-1 to 4-30)	12.0	18.0		24.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.5			1.6
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

**PA0093408**, Sewage, **Cumberland Township Supervisors**, 100 Municipal Road, Carmichaels, PA 15320. This application is for renewal of an NPDES permit to discharge treated sewage from Crucible Water Pollution Control Facility in Cumberland Township, **Greene County**.

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

*Outfall 001*: existing discharge, design flow of 0.0995 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	37.5		50
Suspended Solids	30	45		60
Fecal Coliform				
(5 1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.7			1.6
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0096466**, Sewage, **Pennsylvania Services Corporation**, 158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370. This application is for renewal of an NPDES permit to discharge treated sewage from Administration Building STP in Franklin Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Smith 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 Tri County Joint Municipal Authority.

*Outfall 005*: existing discharge, design flow of 0.025 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0097632**, Sewage, **Valley Tire Company, Inc.**, P. O. Box 367, Windber, PA 15963. This application is for renewal of an NPDES permit to discharge treated sewage from Valley Tire Company STP in Paint Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Roaring Fork, which are classified as a CWF 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 Municipal Authority of Buffalo Township.

*Outfall 001:* existing discharge, design flow of 0.00049 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0204625**, Sewage, **Robert Feather**, 1510 Darkshade Drive, Windber, PA 15963. This application is for renewal of an NPDES permit to discharge treated sewage from Feather Nest Mobile Home Park STP in Paint Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Shade Creek, which are classified as a CWF 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 Municipal Authority of Buffalo Township.

*Outfall 001:* existing discharge, design flow of 0.02 mgd.

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

The EPA waiver is in effect.

**PA0218651**, Sewage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701. This application is for renewal of an NPDES permit to discharge treated sewage from Armagh STP in East Wheatfield Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving water, known as Mardis Run, which is classified as a CWF 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 Buffalo Township Municipal Authority, Freeport Plant, on the Allegheny River.

*Outfall 001:* existing discharge, design flow of 0.11 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	3.0	4.5		60
(11-1 to 4-30)	8.5	12.8		17.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(11-1 to 4-30)	2,000/100 as a geometric mean			
Dissolved Oxygen	not less than 6.0 mg/l			
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. 4606402**, Sewerage, **Lower Pottsgrove Township Authority**, 2199 Buchert Road, Pottstown, PA 19464. This proposed facility is located in Lower Pottsgrove Township, **Montgomery County**.

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

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

**WQM Permit No. 1306401**, **Borough of Weatherly**, 10 Wilbur Street, Weatherly, PA 18255-1437. This proposed facility is located in Weatherly Borough, **Carbon County**.

Description of Proposed Action/Activity: This project involves upgrades to Weatherly's sewage pump station, including three new 25 HP pumps, new plug and valves and two new hoists for removing and installing the pumps.

**WQM Permit No. 5406401**, **Cressona Borough Authority**, 58 Sillyman Street, Cressona, PA 17929. This proposed facility is located in North Manheim Township, **Schuylkill County**.

Description of Proposed Action/Activity: This project involves replacement of the existing Chestnut Hill Sewage Pumping Station.

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

**WQM Permit No. 3606401**, Sewerage, **East Cocalico Township Authority**, 102 Hill Road, Denver, PA 17517-9148. This proposed facility is located in East Cocalico Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/Operation for a new sewer diversion line will be installed at the entrance to the Adamstown Wastewater Treatment Plant and will divert a portion of wastewater flow from entering the Adamstown facility and then extend across a portion of the Adamstown Wastewater Treatment Plant and existing pasture. The diversion line will cross under the small stream and connect into an existing interceptor which runs to the Ephrata Wastewater Treatment Plant by means of the Gehman pumping station.

**WQM Permit No. 2906402**, Sewerage, **Belfast Township Supervisors**, 121 Homestead Lane, Needmore, PA 17238. This proposed facility is located in Belfast Township, **Fulton County**.

Description of Proposed Action/Activity: Construction/Operation of sewage treatment facilities to serve the Village of Needmore.

**WQM Permit No. 3606402**, CAFO, **Meadow Vista Farms**, 166 Risser Road, Bainbridge, PA 17502. This proposed facility is located in Conoy Township, **Lancaster County**.

Description of Proposed Action/Activity: Application to construct a 118-foot by 412-foot free stall barn, 45-foot by 173-foot milking parlor with holding area, 100-foot by 122-foot special needs area, 66-foot by 300-foot sand settling and stacking area, two 90-foot by 390-foot earthen HDPE-lined waste storages with concrete floors and entrance ramps, 155-foot by 415-foot earthen HDPE-lined waste storage and 14.5-foot high earthen freshwater pond dam.

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

**WQM Permit No. 1705409**, Sewerage, **Burnside Borough Council**, P. O. Box 208, Burnside, PA 15721. This proposed facility is located in Burnside Borough, **Clearfield County**.

Description of Proposed Action/Activity: The proposed project includes a collection system and an extended aeration treatment facility. The collection system will serve 120 EDUs and be comprised of 13,000 linear feet of gravity sewer main, 6,000 linear feet of pressure sewer, 3,000 linear feet of force main and a wastewater pump station. The 0.040 mgd wastewater treatment facility will include a sewage grinder in the headworks with a bypass barscreen, a surge tank, extended aeration tanks, clarifiers, contact tank, dechlorination and postchlorination settling.

**WQM Permit No. 1805404**, Sewerage, **Castanea Township**, 347 Nittany Road, Castanea, PA 17745. This proposed facility is located in Castanea Township, **Clinton County**.

Description of Proposed Action/Activity: The Township is proposing to upgrade the existing pump station that serves to connect them to the Lock Haven Sewer System. New pumps, wet well and force main are to be installed.

**WQM Permit No. 1406401**, Sewerage, **Roy B. Reeve**, Ammerman Road, Bellefonte, PA 16823. This proposed facility is located in Union Township, **Centre County**.

Description of Proposed Action/Activity: Single residence small flow treatment facility consisting of a septic tank, sand filter and chlorination disinfection.

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

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

Description of Proposed Action/Activity: Application for pump station modifications.

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

**WQG Permit No. WQG016123**, Sewerage, **Glenn E. Myers**, 128 Briwood Drive, Canonsburg, PA 15137. This proposed facility is located in Cecil Township, **Washington County**.

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

*Southwest Region: Oil and Gas Management Program Manager; 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4015.*

**WQM Permit No. 3005201**, Industrial Waste, SIC 4925, **CNX Gas Company**, 1800 Washington Road, Pittsburgh, PA 15241. This proposed facility is located in Jackson Township, **Greene County**.

Description of Proposed Action/Activity: Discharge of treated groundwater associated with the dewatering of coal seams during methane gas extraction.

---

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

---

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

---



---

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

---

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011505080	Main Line Health Paoli Hospital—Phase III Lancaster Pike Willistown, PA 19345	Chester	Willistown Township	Valley Creek (EV)
PAI011506009	Education Carousel, Inc. The Malvern School 20 Creek Road Glen Mills, PA 19342	Chester	Willistown Township	Crum Creek (HQ-CWF)
PAI011506010	Immaculate University Immaculata University Stadium P. O. Box 503 Immaculata, PA 19345	Chester	East Whiteland Township	Ridley Creek (HQ-TSF) Valley Creek (EV)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025206002	Municipal Authority of the Borough of Milford P. O. Box 459 120 Pear Alley Milford, PA 18337	Pike	Milford Borough and Milford Township	Vantinebrook HQ-CWF Vandermark Creek HQ-CWF Crawford Branch HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032806001	Carlino Development Group 875 Berkshire Boulevard Suite 102 Wyomissing, PA 19610	Franklin	Washington Township	East Branch Antietam Creek and Red Run CWF

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

*Beaver County Conservation District: 156 Cowpath Road, Aliquippa, PA 15001, (724) 378-1701.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050405002	Doug Campbell The Corporation for Owner Operator Projects 2750 Constitution Blvd. Beaver Falls, PA 15010	Beaver	Chippewa Township	UNT to North Fork Little Beaver Creek (HQ-CWF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI052605005	Joseph E. Thurby, Jr. 11 Ashley Avenue Uniontown, PA 15401	Fayette	Henry Clay Township	Noahs Glade (HQ-CWF)
PAI052606001	National Pike Water Authority P. O. Box 10 Markleysburg, PA 15459	Fayette	Wharton Township	UNT to Deadman's Run and Meadow Run (HQ-CWF)
PAI052606002	Department of Transportation District 12-0 P. O. Box 459 North Gallatin Avenue Ext. Uniontown, PA 15401	Fayette	Wharton Township	UNT to Big Sandy Creek (HQ-CWF)

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

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

**PUBLIC WATER SUPPLY (PWS) PERMIT**

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

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

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

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

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

**SAFE DRINKING WATER**

**Applications Received under the Pennsylvania Safe Drinking Water Act**

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

**Permit No. 0906503, Public Water Supply**

Applicant	<b>Warrington Township Water And Sewer Department</b>
Township	Warrington
County	<b>Bucks</b>
Responsible Official	Fred Achenback
Type of Facility	PWS
Consulting Engineer	CKS Engineers, Inc.
Application Received Date	February 3, 2006
Description of Action	Installation of a polyphosphate feed system at Wells 1, 2 and 6 and Well 4 for Sequestering Iron and Manganese.

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

**Permit Application No. 4006501, Public Water Supply**

Applicant	<b>Conyngham Borough Authority</b>
Borough	Conyngham
County	<b>Luzerne</b>
Responsible Official	Benjamin Stangenburg President Conyngham Borough 90 Butler Avenue Conyngham, PA 18219
Type of Facility	Public Water Supply
Consulting Engineer	David J. Kavitski, P. E. RDK Engineering, Inc. 705 Ingham Street Freeland, PA 18224
Application Received Date	January 24, 2006

Description of Action The Conyngham Borough Authority proposes the construction of a new well (Well No. 7), control/treatment building and distribution system piping with associated appurtenances.

**Permit Application No. 3505502**, Public Water Supply

Applicant **Pennsylvania American Water**

Township Fell

County **Lackawanna**

Responsible Official William Kelvington  
Pennsylvania American Water  
800 West Hersheypark Drive  
Hershey, PA

Type of Facility Public Water Supply

Consulting Engineer Quad 3  
37 North Washington Street  
Wilkes-Barre, PA

Application Received Date October 18, 2005

Description of Action The installation of a booster pump station and 1,300 feet of 12-inch water main to connect the Forest City and Brownell water systems.

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

**Permit No. 0606501**, Public Water Supply.

Applicant **New Morgan Properties, LP**

Municipality New Morgan Borough

County **Berks**

Responsible Official W. Joseph Duckworth, President  
100 W. Lancaster Avenue  
Suite 102  
Wayne, PA 19087

Type of Facility Public Water Supply

Consulting Engineer R. Scott Hughes, P. E.  
Gannett Fleming, Inc.  
P. O. Box 80794  
Valley Forge, PA 19484-0794

Application Received Date 1/12/2006

Description of Action System upgrades to allow existing system to become a community water system.

**Permit No. 6706501**, Public Water Supply.

Applicant **Dover Borough**

Municipality Dover Borough

County **York**

Responsible Official Bradley Lentz  
Dover Borough Manager  
46 Butter Road  
Dover, PA 17315

Type of Facility Public Water Supply

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

Application Received Date 1/26/2006

Description of Action Addition of disinfection facilities at well house No. 3 to boost chlorine residuals for interconnection with Dover Township at interconnection point No. 1.

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

**Permit No. 1406501—Construction**, Public Water Supply.

Applicant **Port Matilda Waterworks**

Township or Borough Worth Township

County **Centre**

Responsible Official Richard Turner  
Borough President  
Port Matilda Waterworks  
400 South High Street  
Port Matilda, PA 16870

Type of Facility Public Water Supply—Construction

Consulting Engineer Brian L. Book, P. E.  
Herbert, Rowland & Grubic, Inc.  
474 Windmere Drive  
Suite 100  
State College, PA 16801

Application Received Date February 1, 2006

Description of Action Reconstruction and/or retesting of Wells 2, 3 and 5.

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

**Application No. 2074501-MA2**, Public Water Supply

Applicant **Conneautville Borough**

Township or Borough Conneautville Borough  
**Crawford County**

Responsible Official Charlene Prince  
Borough President

Consulting Engineer Jed A. Fiscus, EIT  
Project Consultant  
Northwest Engineering, Inc.  
P. O. Box Q  
Tidioute, PA 16351

Application Received Date 02/03/2006

Description of Action Replacement of water lines and potable water storage tank.

#### MINOR AMENDMENT

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

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

**Permit No. 0206501MA**, Minor Amendment.

Applicant **Western Allegheny County Municipal Authority**  
403 Virginia Drive  
Oakdale, PA 15071

Township or Borough North Fayette Township

Responsible Official Raymond Owens, Manager  
Western Allegheny County Municipal Authority  
403 Virginia Drive  
Oakdale, PA 15071

Type of Facility Water storage tank

Consulting Engineer Nichols & Slagle Engineering, Inc.  
333 Rouser Road  
Airport Office Park  
Building 4, Suite 600  
Moon Township, PA 15108

Application Received Date January 23, 2006

Description of Action Performing abrasive preparation of interior tank and high pressure preparation of the exterior of the tank prior to applying protective coating systems, providing minor repairs to tank, providing filler/surfacer as required, replacing existing cathodic protection system and performing disinfection activities prior to accepting the work.

#### WATER ALLOCATIONS

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

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

**WA 06-1024**, Water Allocations. **New Morgan Borough, Berks County**. Application to withdraw 288,000 gpd on a peak daily basis from the Back Creek/Mill Pond. Consulting Engineer: R. Scott Hughes, Gannett Fleming, Inc. Date Application Received: 1/12/2006.

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

**WA4-739A**, Water Allocations. **Borough of Baden, 149 State Street, Baden, PA 15005, Beaver County**. The applicant is requesting the right to purchase 500,000 gpd, peak month, from the Borough of Ambridge Water Authority.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 1

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

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

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

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

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

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

**IFS Industries formerly Prizer Painter Stove Works, Inc.**, City of Reading, **Berks County**. Golder Associates, Inc., 1951 Old Cuthbert Road, Suite 301, Cherry Hill, NJ 08034 on behalf of IFS Industries, Inc., 400 Orrton Avenue, Reading, PA 19603 and Prizer Painter Stove Works, Inc., 600 Arlington Street, Reading, PA 19603, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with metals, naphthalene and VOCs. The site will be remediated to a



combination of Statewide Health and Site-Specific Standards. The site will continue as an industrial property.

**Fehl's Home & Garden**, Muhlenberg Township, **Berks County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of Agway Liquidating Trust, LLC, 5790 Widewaters Parkway, Dewitt, NY 13214 and Fehl's Home & Garden, 5369 Allentown Pike, Temple, PA 19560, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil. The applicant seeks to remediate the site to a Statewide Health Standard. The property will continue to operate as a home and garden retail operation.

**Olszewski Property**, Freedom Township, **Adams County**. Alternative Environmental Solutions, 930 Pointview Avenue, Suite B, Ephrata, PA 17522 on behalf of Michael A. Olszewski, 620 McGlaughlin Road, Fairfield, PA 17320 and McDannell Oil, 322 Oak Drive, Orrtanna, PA 17353, submitted a Notice of Intent to Remediate site soils contaminated with kerosene. The applicant indicates that the site will be remediated to a Statewide Health Standard.

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

**Allied Chemical Dump Site**, Newell Borough, **Fayette County**. Chad Coy, Cummings/Riter Consultants, Inc., 10 Duff Road, Suite 500, Pittsburgh, PA 15235 on behalf of Jeff Jakoncuk, GenTek Inc., 90 East Halsey Road, Parsippany, NJ 07054 has submitted a Notice of Intent to Remediate wastes and soils contaminated with alum sludge, vanadium pentoxide, iron sulfate and miscellaneous solid wastes to attain a Site-Specific Standard. Remediation will include regrading and installation of an engineered soil cover. There is no planned future use for the disposal area.

**Reichhold Property**, South Fayette Township, Borough of Bridgeville, and Collier Township, **Allegheny County**. Robert Anderson, BB&L, 600 Waterfront Drive, Pittsburgh, PA 15222 on behalf of Michael Slenska, Beazer East Inc., c/o Three Rivers Management, Inc., One Oxford Centre, Suite 3000, Pittsburgh, PA 15219 has submitted a Notice of Intent to Remediate soils contaminated with xylene, styrene, toluene, naphthalene, maleic anhydride, phthalic anhydride, formaldehyde and vanadium pentoxide to meet a Site Specific Standard. Remediation of the site will include removal of all process structures, regrading, covering with engineered soil covers and paving to eliminate direct contact pathways and reduce migration to groundwater. Future planned use of the property is commercial retail for the areas where manufacturing processes were conducted and residential in the unaffected areas.

**Markovich Property**, North Huntingdon Township, **Westmoreland County**. Steven Gerritsen, SE Technologies, Inc., 98 Vanadium Road, Bridgeville, PA 15017 on behalf of Thomas Markovich, 64 Arona Road, North Huntingdon, PA 15642 and David Schwarzwaelder, Columbia Gas of Pennsylvania, a NiSource Company, 501 Technology Drive, Canonsburg, PA 15317 has submitted a Notice of Intent to Remediate site soils contaminated with volatile and semi-volatile organic constituents as well as PCBs. Columbia Gas of Pennsylvania operates a pipeline that services the contaminated property. Pipeline condensate liquid accumulated in the natural gas meter that serviced the property. During maintenance activities, the natural gas line was cleared of condensate liquids,

which resulted in the release of liquid to the yard area. A Statewide Health Standard is proposed for the affected area. Future plans for the property remain residential.

#### INFECTIOUS AND CHEMOTHERAPEUTIC WASTE GENERAL PERMITS

**Application Received Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and 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 Renewal Application No. WMGI005**. Merck & Co., Inc., 1 Merck Drive, Whitehouse Station, NJ 08889-0100. General Permit No. WMGI005 authorizes processing of infectious waste through chemical and thermal inactivation. The application was received by Central Office on February 3, 2006.

The application covers the following four Merck & Co., Inc. facilities:

West Point, 770 Sumneytown Pike, West Point, PA 19486-0004 (WMGI005A)

Cherokee, 100 Avenue C, Riverside, PA 17868 (WMGI005B)

Wayne, 466 Devon Park Drive, Wayne, PA 19087 (WMGI005C)

MRL North Wales, 502 and 503 Louise Lane, 140 Wissahickon Avenue, North Wales, PA 19545 (WMGI005D)

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

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

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

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

**Permit No. 100945. Community Refuse Service, Inc.**, Hopewell and North Newtown Township, **Cumberland County**. Major permit modification to Solid Waste Permit No. 101538 for the operation of Cumberland County Landfill, issued in accordance with Article V of the Solid Waste Management Act (35 P. S. §§ 6018.501—6018.508). This modification approves the construction and operation of the Northern (Martin) Borrow Area. Compliance with the terms and conditions set forth in the permit are mandatory. Persons have the right to file an appeal as to these terms and conditions.

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

**Permit ID No. 300720. Orion Power Midwest, LP,** 121 Champion Way, Suite 200, Canonsburg, PA 15317. Cheswick Ash Disposal Site (Cheswick Power Plant), Lefever Road (SR 1016), Cheswick, PA 15024. A permit renewal for a residual waste disposal site in Indiana Township, **Allegheny County** was received in the Regional Office on February 7, 2006.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

#### NEW SOURCES AND MODIFICATIONS

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

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

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

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

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

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

## PLAN APPROVALS

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

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

**39-309-064: Larfarge North America, Inc.** (5160 Main Street, Whitehall, PA 18052) for construction of a mixing fan in the Kiln No. 2 system to increase combustion efficiency in Whitehall, **Lehigh County**.

**45-320-005: United Huxley Envelope** (P. O. Box 37, Mount Pocono, PA 18344) for construction of an envelope manufacturing process in Coolbaugh Township, **Monroe County**.

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

**22-05035A: Eastern Industries, Inc.** (220 Park Road, P. O. Box 177, Winfield, PA 17889) to replace the existing primary jaw crusher, the existing grizzly and blacktop screens and to refurbish the dust collector that controls the blacktop plant at the Elizabethtown quarry in Washington Township, **Dauphin County**.

**36-05142A: Masterfoods USA—Division of Mars, Inc.** (295 Brown Street, Elizabethtown, PA 17022) for installation of a new roasting system at their candy manufacturing facility in Elizabethtown Borough, **Lancaster County**.

**67-05106A: Donsco, Inc.** (P. O. Box 2001, Wrightsville, PA 17368) for replacement of a baghouse emission control system at their iron foundry in Wrightsville Borough, **York County**.

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

**41-318-045C: High Steel Structures, Inc.** (1853 William Penn Way, Lancaster, PA 17605) for modification of a structural steel surface coating operation by revising the applicable coating VOC content limitations in the City of Williamsport, **Lycoming County**.

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

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

**23-0091A: Union Packaging, LLC** (6250 Baltimore Avenue, Yeadon, PA 19050) for installation of a seven-color, 32.25-inch wide flexographic printing press at the Union Packaging facility which is a minor facility in Yeadon Borough, **Delaware County**. The press will be equipped with seven natural gas fired dryers. This installation will result in a VOC emission increase of 4.1 tons per year. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restric-

tions designed to keep the facility operating within all applicable air quality requirements.

**23-0073: Alan McIlvain Co.** (501 Market Street, Marcus Hook, PA 19061) for installation of a wood planer and dust collector at their Marcus Hook wood molding manufacturing facility in Marcus Hook Borough, **Delaware County**. The facility currently operates under a State-only Operating Permit (23-00073). The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

**09-0117B: Heucotech, LTD** (99 Newbold Road, Fairless Hills, PA 19030) for expansion and modification of the pigment mixing operations in Falls Township, **Bucks County**. This expansion and modification of the pigment mixing operations may result in the emissions of 1.7 tons per year of PM<sub>10</sub>, 4.97 tons per year of ammonia and 2.7 tons per year of VOCs. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

**09-0024E: Waste Management Disposal Services of Pennsylvania, Inc.—Tullytown Landfill** (1121 Bordentown Road, Morrisville, PA 19067) a plan approval for installation of an enlaced flare in Tullytown Borough, **Bucks County**. The Plan Approval was submitted for the installation of an enlaced flare. The permittee shall comply with 40 CFR Part 60 Subpart WWW. The permit is for a Title V facility. The permit will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**09-0007B: Waste Management Disposal Services of Pennsylvania, Inc.—G.R.O.W.S. Landfill** (1121 Bordentown Road, Morrisville, PA 19067) a plan approval for installation of an enlaced flare in Falls Township, **Bucks County**. The permittee shall comply with 40 CFR Part 60, Subpart WWW. The permit is for a Title V facility. The permit will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

**40-303-025: Barletta Materials and Construction, Inc.** (P. O. Box 550, Tamaqua, PA 18252) for reactivation of a batch asphalt plant utilizing recycled asphalt pavement at their Harwood facility in Hazle Township, **Luzerne County**. This facility is not a Title V facility. The company has elected to take a voluntary production restriction of 495,000 tons of asphalt per year. Annual emissions resulting from the reactivation of the plant include 10.4 tons of particulate, 17.2 tons of SO<sub>x</sub>, 99.0 tons of CO, 29.7 tons of NO<sub>x</sub> and 2.0 tons of VOCs. The asphalt plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources for Hot Mix Asphalt Facilities, 40 CFR 60.90—60.93. The plan approval will include all appropriate testing, monitoring, recordkeeping and reporting requirements designed to keep the batch asphalt plant operating within all applicable air quality requirements.

**39-318-114: Apollo Metals, LTD** (1001 Fourteenth Avenue, Bethlehem, PA 18018) for construction and operation of a chrome plating tank, and installation and operation of three air cleaning devices (scrubbers) on

existing plating operations in the City of Bethlehem, **Lehigh County**. The facility is a non-Title V facility. PM emissions from the air cleaning devices will be less than 0.02 grain/dscf. The plan approval will include monitoring, reporting and recordkeeping requirements designed to keep the sources 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.*

**36-05001D: Armstrong World Industries, Inc.** (1507 River Road, Marietta, PA 17547) for modification of perlite expanders in East Donegal Township, **Lancaster County**. The modifications will increase production capacity. There should not be any increase in emissions as a result of new controls that will be installed. The perlite expanders have a potential to emit 33 tons per year of NO<sub>x</sub>, 13 tons per year of CO and 31 tons per year of PM. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

**67-05005D: PPL Brunner Island, LLC** (2 North Ninth Street, Allentown, PA 18101) for installation of two flue gas desulfurization systems for the three bituminous coal-fired electric utility boilers (Units 1—3) and the construction of two 500 horsepower diesel-fired engines at the Brunner Island Steam Electric Station in East Manchester Township, **York County**. The proposed flue gas desulfurization systems will have the ability to remove 70% to 97% of the SO<sub>x</sub> generated by the respective boilers. The SO<sub>2</sub> emissions from the facility are expected to decrease by about 100,000 tons per year, while all other air contaminants are expected to remain unchanged. The air contaminant emissions from the proposed 500 horsepower diesel-fired engines are not expected to exceed 6.47 tons of NO<sub>x</sub>, 1.87 tons of CO, 0.93 ton of total hydrocarbons, 0.71 ton of SO<sub>2</sub> and 0.37 ton of PM. The plan approval will include emission limits, monitoring, work practice standards, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements. The plan approval will be incorporated into the facility's Title V permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

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

**62-162B: Elkhorn Field Services**, Zimmerman Hill Road, Clarendon PA 16365 for construction of a new refrigeration compressor (800 HP Ajax Lean Burn engine), dehydration unit (0.5 mmBtu/hr) and flash tank for their Keystone natural gas processing facility in Pleasant Township, **Warren County**.

In accordance with 25 Pa. Code §§ 127.44(d) and 127.424(d), the Department of Environmental Protection (Department) intends to issue a plan approval to construct a new refrigeration compressor (800 HP Ajax Lean Burn engine), dehydration unit (0.5 mmBtu/hr), and flash tank in Pleasant Township, Warren County. This plan approval will restrict the existing refrigeration compressor to 438 hours of operation based on a 12-month rolling total. The plan approval will include emission restrictions for the new engine and will require emission testing for NO<sub>x</sub>, CO, VOC and formaldehyde. The facility-wide NO<sub>x</sub> emission increases will be approximately 0.82 tpy. CO emissions from the facility will decrease by approximately 5.37 tpy because of the lower emission rate from the new

engine. VOC emissions will increase by approximately 0.13 tpy. Other emissions will remain approximately the same. The plan approval will also include additional monitoring, reporting and recordkeeping conditions and other requirements to ensure the source is operated in compliance with the Department's regulations contained in 25 Pa. Code Chapters 121–143 and the requirements of the Federal Clean Air Act. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into a State-only Operating Permit through an administrative amendment at a later date. Issuance of the plan approval is recommended with the appropriate conditions in the plan approval.

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

**AMS 05125: Sunoco Chemicals—Frankford Plant** (Margaret and Bermuda Streets, Philadelphia, PA 19137) to increase the phenol pumping capacity to the barge loading operations from 1,800 gal/min to 2,500 gal/min, to increase the emission limit from the Barge Scrubber Vent from 0.0024 lb/hr to 0.257 lb/hr and remove the 96% control efficiency requirement for the scrubber, and to change the scrubbing solution for the Odor Control Scrubber from an 8-10% caustic solution to water in the City of Philadelphia, **Philadelphia County**. 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.**

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

**06-05045: Department of Public Welfare** (P. O. Box 1000, Hamburg, PA 19526-1000) for operation of a State hospital (Hamburg Center) in Windsor Township, **Berks County**. This will be a minor modification of the permit. The modification will involve the limiting of the emissions of HAPs from the facility by limiting the amount of coal fired in the two main coal fired boilers. The modified permit will include monitoring, work practices, record keeping 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.*

**03-00023: Allegheny Energy** (800 Cabin Hill Drive, Greensburg, PA 15601) for Armstrong Power Station in Washington Township, **Armstrong County**. This is a Title V Operating Permit Renewal.

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

**25-00025: General Electric Transportation—Erie** (2901 East Lake Road, Erie, PA 16531) for renewal their Title V Operating Permit in Lawrence Park Township, **Erie County**. The initial permit was originally issued on November 2, 2000. General Electric Transportation own three coal-fired boilers, combustion furnace, fly ash handling system, bottom ash handling system, drying oven and powder paint booth, plasma metal spray booth,

armature burn off oven, pyrolysis oven, cab prep and painting, VPI paint booth, 18 paint booths, welding booth, gasoline tanks, four VPI ovens, four vanish dip and curing, coal crusher, two engine test cells, coal pile handling, coal silo handling, miscellaneous machining and grinding and 20 generators. As a result of potential emissions of NOx, the facility is a major source, and is therefore subject to Reasonable Available Control Technology. The facility is subject to Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. Boilers Nos. 1, 5 and 9 are subject to Compliance Assurance Monitoring under 40 CFR Part 64. The proposed Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**24-00083: Cabone of America Industries Corp.** (215 Stackpole Street, Saint Marys, PA 15857-1401) for reissuance of their Title V Operating Permit in the City of Saint Marys, **Elk County**. The facility manufactures Carbon and Graphite Products. The facility's major emission sources include crushers, coke and graphite mills, screening operation, pulverizers, blenders, mixers, curing ovens, CBH kilns, carbottom kilns, dryers, jet mill, graphite machining lathes, extrusion press, pit oven, batch graphitizers, excess air ovens and graphite machining saw grinders. The facility is a major facility due to its potential to emit of PM10. Therefore, the facility is subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility is also subject to the Compliance Assurance Monitoring Rule found in 40 CFR Part 64. Appropriate permit conditions to address the applicable CAM requirements have been included in the permit.

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

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428, Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.*

**09-00004: Tolas Health Care Packaging** (905 Pennsylvania Boulevard, Feasterville, PA 19053) for a non-Title V (State-only) facility in Lower South Hampton Township, **Bucks County**. The facility's sources include a two rotogravure presses, six lithographic presses and two cold degreasers. The permittee has elected to take an emission restriction of 24.9 ton/year for VOCs. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**09-00164: H and K Materials, Inc.—Chalfont Quarry** (300 Skunk Hollow Road, Chalfont, PA) for operation of a rock crushing plant at the Blooming Glen Quarry located in Hilltown Township, **Bucks County**. The permit is for a non-Title V (State-only, Natural Minor) facility. The permit incorporates Plan Approval PA-09-0164 for the NSECO High-Pressure Water Suppression System. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

**45-00003: Reliant Energy—Shawnee CT Facility** (121 Champion Way, Suite 200, Canonsburg, PA 15317) a renewal State-only (Synthetic Minor) Operating Permit

for a combustion turbine in Middle Smithfield Township, **Monroe County**. The source has the potential to emit major quantities of regulated pollutants (NO<sub>x</sub>, VOCs and SO<sub>x</sub>) above Title V thresholds. The facility is proposing a limitation on NO<sub>x</sub> and operating hours to keep pollutants below Title V emission thresholds. Records shall be kept for fuel oil throughput, operating hours and calculated NO<sub>x</sub> emissions, all on a 12-month rolling sum basis. The proposed State-only (Synthetic Minor) Operating Permit contains other applicable requirements for emissions limitations, monitoring, recordkeeping, reporting and work practice standards used to verify facility compliance with Federal and State air pollution regulations.

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

**22-03025: John R. Shultz Funeral Home** (406 Market Street, Lykens, PA 17048) for operation of a human crematorium in Lykens Borough, **Dauphin County**. This is a renewal of the facility's State-only operating permit issued in 2001. All requirements from the previous permit remain in place.

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

**49-00041: Eastern Industries, Inc.** (P. O. Box 177, Winfield, PA 17889) for operation of a stone crushing and screening and asphalt pavement production facility (Shamokin Plant) in Coal Township, **Northumberland County**.

The facility incorporates a 150 ton per hour batch mix asphalt plant and associated aggregate, liquid asphalt and fuel oil handling and/or storage equipment as well as a stone crushing and screening plant and a solvent parts cleaner. The PM emissions including PM<sub>10</sub> from the asphalt plant are controlled by a knockout box and a fabric collector operating in series. The PM/PM<sub>10</sub> emissions from the stone crushing and screening plant are controlled by a water spray dust suppression system. The CO and SO<sub>x</sub> emissions from the facility will be limited to less than 100 tons per year of each and the emission of PM, PM<sub>10</sub>, NO<sub>x</sub>, VOCs and HAPs are not expected to exceed 76.05, 52.26, 27.83, 11.83 and 1.73 tons per year, respectively.

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

The Department of Environmental Protection (Department) proposes to incorporate into the operating permit to be issued conditions requiring compliance with all applicable regulatory requirements pertaining to air contamination sources and the emission of air contaminants as well as conditions previously established in Operating Permit 49-303-001, issued on September 29, 1993, and Operating Permit 49-310-0004A, issued on September 23, 1993.

These previously established conditions include:

1. A condition limiting the fuel fired in the asphalt plant to gas (natural or liquefied petroleum), virgin No. 2 fuel oil and recycled/reprocessed oil.
2. A condition limiting the sulfur content of all oil fired in the asphalt plant to 1.0%, by weight.
3. A condition limiting the content of certain contaminants in the recycled/reprocessed oil fired in the asphalt plant to:

- Arsenic—five parts per million (by weight)

- Cadmium—two parts per million (by weight)
- Chromium—10 parts per million (by weight)
- Total halogens—1,000 parts per million (by weight)

4. A condition requiring the permittee to take a representative sample of each shipment of recycled/reprocessed oil received and save it for at least 2 years for possible analysis.

5. A condition requiring spare fabric collector bags to be kept onsite.

6. A condition prohibiting the manufacture of asbestos-containing asphalt paving material.

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

1. A condition limiting the content of certain contaminants in the recycled/reprocessed oil used in the asphalt plant to more stringent limitations than previously required by Operating Permit 49-303-001:

- Lead—100 parts per million (by weight)
- polychlorinated bithenyls—none detectable (detection limit no greater than two parts per million)

2. A condition prohibiting the recycled/reprocessed oil used in the asphalt plant from having a flash point less than 100°F.

3. A condition limiting the asphalt plant's production to no more than 450,000 tons of product during any 12-consecutive month period.

4. A condition requiring the performance of PM stack testing on the asphalt plant with 2.5 years of operating permit issuance.

5. A condition prohibiting the facility from accepting any shipment of recycled/reprocessed oil which contains contaminant contents in excess of those specified in the permit or for which contaminant contents are unknown.

6. A condition specifying the specific analytical procedures to be employed in determining the contaminant contents in recycled/reprocessed oil.

7. Conditions requiring the permittee to test each shipment of recycled/reprocessed oil received for total halogen content and to perform a complete analysis for all regulated contaminants on at least one out of every 15 shipments of the oil.

8. A condition specifying the conditions which must be met to take a "representative sample" of recycled/reprocessed oil.

9. A condition requiring the maintenance and periodic submission, of records of the results of all recycled/reprocessed oil analyses performed, the total quantity of asphalt concrete produced each month, the quantity of each type of fuel used each month and the delivery date, quantity, supplier identification and contaminant contents for each shipment of recycled/reprocessed oil received.

10. A condition prohibiting the permittee from putting any waste oil or other waste materials into any storage tank used for the storage of fuel.

11. A condition requiring the maintenance of records of the vapor pressure of the contents of the liquid asphalt storage tank.

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

**10-00288: Bear Metallurgical Co.** (679 East Butler Road, Butler, PA 16002) for the manufacture of ferromolybdenum and ferovanadium in the City of Butler, **Butler County**.

**43-00321: Northeast Industrial Manufacturing, Inc.** (640 Keystone Road, Greenville, PA 16125) for reissuance of a Natural Minor Permit for surface coating operations at their roll off container manufacturing plant in Hempfield Township, **Mercer County**.

**42-00187: Resting Acres Pet Cemetery Inc.** (1353 South Avenue, Bradford, PA 16701) for operation of an animal crematorium outside the town of Bradford, **McKean County**.

**25-00940: Animal Friends Cremation Service, Inc.** (11711 Sharp Road, Waterford, PA 16441) for operation of an animal cremation service outside the town of Waterford, **Erie County**.

**61-00183: Venango County Humane Society** (2724 Deep Hollow Road, Franklin, PA 16323) for operation of an animal crematorium outside the Town of Franklin, **Venango County**.

**COAL AND NONCOAL MINING  
ACTIVITY APPLICATIONS**

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

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of an application is available for inspection at the district mining office indicated before an application. Where a 401 Water Quality Certification is needed for any aspect of a particu-

lar 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.*

**03991301 and NPDES Permit No. PA0235407, Rosebud Mining Company** (301 Market Street, Kittanning, PA 16201), to revise the permit for the Logansport Mine in Bethel Township, **Armstrong County** and related NPDES permit to construct coal storage yard and rail load-out facility. Receiving stream: UNT A to Allegheny

River, classified for the following use: WWF. Application received January 9, 2006.

**11743703 and NPDES Permit No. PA0214671, RNS Services, Inc.** (P. O. Box 38, 7 Riverside Plaza, Blossburg, PA 16912), to renew the permit for the Lancashire No. 25 Refuse Site in Barr and West Carroll Townships, **Cambria County** and related NPDES Permit. No additional discharges. Application received November 28, 2005.

**30841316 and NPDES Permit No. PA0213535, Consol Pennsylvania Coal Company** (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit for the Bailey Mine and Prep Plant in Richhill Township, **Greene County** to change 122.48 underground permit acres from development mining to longwall mining and perform stream remediation activity to South Fork of Dunkard Fork that may be impacted by the longwall mining activity. No additional discharges. Application received December 22, 2005.

**56841605 and NPDES Permit No. PA0214761, Croner, Inc.** (P. O. Box 260, Friedens, PA 15541), to renew the permit for the Goodtown Preparation Plant in Brothersvalley Township, **Somerset County** and related NPDES permit for reclamation only. No additional discharges. Application received January 19, 2006

*Cambria District Mining Office: 286 Industrial Road, Ebensburg, PA 15931, (824) 472-1900.*

**Permit No. 32020106 and NPDES Permit No. 0249271. Britt Energies Inc.,** 2450 Philadelphia Street, Indiana, PA 15701, permit revision—land use change on Mystic Brooke Development LP property from Forestland to Pastureland in Center Township, **Indiana County**, affecting 114.4 acres. Receiving streams: UNTs to Yellow Creek and UNTs to Tearing Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received on January 26, 2006.

**56060101 and NPDES No. PA0249904. Fieg Brothers,** 3070 Stoystown Road, Stoystown, PA 15563-8164, commencement, operation and restoration of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 194.6 acres. Receiving streams: UNT to Buck Run; UNT to Schrock Run; and UNT to Stonycreek River classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Hooversville Municipal Authority. Application received January 26, 2006.

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

**65060101 and NPDES Permit No. PA0250856. Gary Gioia Coal Company** (319 Karen Drive, Elizabeth, PA 15037). Application for commencement, operation and reclamation of a bituminous surface mine, located in South Huntingdon Township, **Westmoreland County**, affecting 23.2 acres. Receiving stream: UNT to Youghiogheny River, classified for the following use: WWF. There is not potable water supply intake within 10 miles downstream from the point of discharge. Application received: January 30, 2006.

**65950111 and NPDES Permit No. PA0201511. M. B. Energy, Inc.** (175 McKnight Road, Blairsville, PA 15717-7961). Renewal application for continued operation and reclamation of a bituminous surface mine, located in Derry Township, **Westmoreland County**, affecting 84.7 acres. Receiving streams: UNT to Miller Run, classified

for the following use: CWF. There is not potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: February 1, 2006.

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

**10030101 and NPDES Permit No. PA0242331. Quality Aggregates, Inc.** (200 Neville Road, Neville island, PA 15225). Revision to an existing bituminous surface strip, auger, and beneficial use coal ash operation in Venango Township, **Butler County** affecting 108.0 acres. Receiving streams: three UNTs to Seaton Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Revisions to add 13 acres to the permit area and to add Subchapter F protection for the discharge. Application received: January 27, 2006.

**61020102 and NPDES Permit No. PA0242101. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Renewal of an existing bituminous surface strip operation in Scrubgrass Township, **Venango County** affecting 133.0 acres. Receiving streams: UNTs to the Allegheny River, classified for the following use: CWF. The first downstream potable water supply intakes from the point of discharge are Emlenton Water Company and the Parker Area Water Authority. Application received: February 1, 2006

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

**17950113 and NPDES No. PA0220159. Waroquier Coal Co.** (P. O. Box 128, Clearfield, PA 16830), permit renewal for the continued operation and restoration of a bituminous surface mine in Greenwood Township, **Clearfield County**, affecting 40.5 acres. Receiving streams: UNTs Nos. 1 and 2 to Watts Creek to Watts Creek to Clearfield Creek to West Branch of the Susquehanna River, classified for the following use: HQ-CWF. There are no potable water supply intakes within 10 miles downstream. Application received: January 25, 2006.

**17990111 and NPDES No. PA0238341. Larry D. Baumgardner Coal Co., Inc.** (P. O. Box 186, Lanse, PA 16849), revision of an existing bituminous surface mine for an insignificant permit boundary correction to add 3.8 acres, in Decatur Township, **Clearfield County**, affecting 95.2 acres. Receiving streams: Laurel Run to Moshannon Creek to West Branch Susquehanna River. Application received January 19, 2006.

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

**40663028R4. Pagnotti Enterprises, Inc.** (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine and coal refuse reprocessing operation in Hazle Township, **Luzerne County** affecting 474.0 acres. Receiving stream: none. Application received January 24, 2006.

**40663029R4. Pagnotti Enterprises, Inc.** (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine and coal refuse reprocessing operation in Foster Township, **Luzerne County** 521.0 acres. Receiving stream: none. Application received January 24, 2006.

**40663029T. Northampton Fuel Supply Co., Inc.** (1 Horweth Drive, Northampton, PA 18067), transfer and correction of an existing anthracite surface mine and coal

refuse reprocessing operation from Pagnotti Enterprises, Inc. in Foster Township, **Luzerne County** 521.0 acres. Receiving stream: none. Application received January 26, 2006.

**54850108R4. Jett Contracting Company** (P. O. Box 243, Brockton, PA 17925), renewal of an existing anthracite surface mine operation in Blythe Township and New Philadelphia Borough, **Schuylkill County** affecting 56.9 acres. Receiving stream: none. Application received January 27, 2006.

**22851602R4. Meadowbrook Coal Co., Inc.** (6690 SR 209, Lykens, PA 17048), renewal of an existing anthracite coal preparation plant operation in Wiconisco Township, **Dauphin County** affecting 23.4 acres. Receiving stream: none. Application received January 27, 2006.

**54020201C. Stoudt's Ferry Preparation Co., Inc.** (P. O. Box 279, St. Clair, PA 17970), correction to an existing anthracite surface mine to include a coal preparation plant operation in Mahanoy Township, **Schuylkill County** affecting 66.0 acres. Receiving stream: none. Application received January 30, 2006.

**40663033R4. Jeddo-Highland Coal Company** (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine and coal refuse reprocessing operation in Foster and Butler Townships, **Luzerne County** affecting 1,515.0 acres. Receiving stream: none. Application received January 31, 2006.

#### *Coal Applications Returned*

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

**17050105 and NPDES No. PA0256218. Southwest Reclamation, Inc.** (P. O. Box 1419, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine permit in Lawrence Township, **Clearfield County**, affecting 10.0 acres. Application received: May 5, 2005. Application returned January 24, 2006.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Individuals will be notified, in writing, of the time and place of a scheduled hearing or conference

concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on each working day at the regional office noted before the application.

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

---

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

---

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E45-482. C & M Shawnee Land Holdings, LP**, 2421 Bristol Road, Warrington, PA 18976, in Smithfield and Middle Smithfield Townships, **Monroe County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain 15 road crossings and various utility line stream crossings in tributaries to Shawnee Creek (HQ-CWF) and in 0.14 acre of PFO wetlands to provide access and utility services to the remainder of a planned residential development known as Shawnee Valley Development—Phase 1B through 4. The project is located on the north and south sides of Hollow Road between Mount Nebo Road and Mosier Knob Road (Bushkill, PA-NJ Quadrangle N: 4.9 inches; W: 12.4 inches).

**E58-269. Village of Four Seasons Association, Inc.**, R. R. 2, Box 3350, Uniondale, PA 18470, in Herrick Township, **Susquehanna County**, United States Army Corps of Engineers, Baltimore District.

To regrade and construct facilities associated with the expansion of an existing sewage treatment plant, impacting a de minimis area of wetlands equal to 0.05 acre, within the watershed of East Branch Tunhannock Creek (CWF). The project is located on the west side of T-470, approximately 800 feet south of the intersection of T-470 and SR 0374. (Clifford, PA Quadrangle N: 18.6 inches; W: 6.5 inches).

**E45-484. Hirshland & Company**, 1055 West Lakes Drive, Suite 300, Berwyn, PA 19312, in Mount Pocono Borough, **Monroe County**, United States Army Corps of Engineers, Philadelphia District.

To place fill in approximately 0.07 acre of PEM wetlands for the purpose of constructing an entrance road for a proposed commercial development. The project is located on the south side of SR 0940, approximately 0.8 mile east of SR 0314 (Pocono Pines, PA Quadrangle N: 21.8 inches; W: 0.3 inch).

**E45-483. S.I.D.E. Corporation**, P. O. Box 1050, Blakeslee, PA 18610, in Tobyhanna Township, **Monroe County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a riprap stormwater outfall channel in the floodway of Tobyhanna Creek (HQ-CWF)



for the purpose of conveying stormwater runoff from a proposed 5-lot residential development known as Stream's Edge Subdivision. The project is located on the south side of Tobyhanna Creek adjacent to New Ventures Business Park (Blakeslee, PA Quadrangle N: 15.5 inches; W: 11.0 inches).

**E40-658. Department of Transportation, Engineering District 4-0**, 55 Keystone Industrial Park, Dunmore, PA 18512, in Sugarloaf Township and Conyngham Borough, **Luzerne County**, United States Army Corps of Engineers, Baltimore District.

To remove the existing structures and to construct and maintain two road crossings of tributaries to Little Nescopeck Creek (CWF), utilizing a 48-inch RCP culvert and a 54-inch RCP culvert. The limits of channel impact are approximately 285 feet and 370 feet, respectively, including riprap channel lining extending upstream and downstream of the culverts and relocation of approximately 280 feet of channel in the vicinity of the 54-inch culvert. The project will permanently impact 0.17 acre of wetlands associated with roadway widening and will temporarily impact 0.04 acre of wetlands. The project is located along SR 0093, section 308, segment 0190, offset 0056 to segment 0210, offset 2460 (Conyngham, PA Quadrangle N: 22.1 inches; W: 9.8 inches).

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

**E67-795: Windy Brae Manor Mobile Home Park**, 14871 Mount Olivet Road, Stewartstown, PA 17363 in North Hopewell Township, **York County**, ACOE Baltimore District.

To construct and maintain a 36-inch culvert pipe 16-foot long and two 6-inch water lines in a UNT to the East Branch Codorus Creek (HQ-CWF) and in associated wetlands (Glen Rock, PA Quadrangle Latitude: 76° 38' 8"; Longitude: 39° 47' 34"; N: 7.7 inches; W: 1.5 inches) in North Hopewell Township, York County. The project will permanently impact 0.002 acre and temporarily impact 0.007 acre of palustrine emergent wetlands, no mitigation is required.

**E36-805: Sertoma Club of Lancaster**, P. O. Box 1061, Lancaster, PA 17603 in Manheim Township, City of Lancaster, **Lancaster County**, ACOE Baltimore District.

The Sertoma Club of Lancaster proposes to construct an interpretative trail on an approximately 3-acre parcel south of Long's Park near the intersection of Route 30 and Harrisburg Pike in Manheim Township and Lancaster City (center of project located on Lancaster USGS Quadrangle, North 1 inch, West 1 inch). The project will involve approximately 900 feet of stream bank stabilization work along a UNT of Little Conestoga Creek, three footbridges, one wetland crossing and one intake pipe on an existing dam. There would be approximately 5,000 square feet of wetland enhancement work, 30 feet of stream channel impacts, and 950 feet of wetland impacts.

**E36-802: Martin Brothers Builders**, 119 Furlow Road, Reinholds, PA 17569-9143, Brecknock Township, **Lancaster County**, ACOE Baltimore District.

To relocate 642 feet of a UNT to Muddy Creek (TSF) (reducing the proposed channel to 486 feet onsite), to construct and maintain one new 1.0-foot depressed, 12-foot wide by 4.5-foot deep by 60-foot long concrete box culvert, one sanitary sewer line crossing, and three stormwater outfalls in and along the relocated stream channel as part of a proposed residential development known as Millstone

Village (Terre Hill, PA Quadrangle N: 13.3"; W: 1.6"; Latitude: 40° 11' 57" N; Longitude: 76° 00' 41" W) in Brecknock Township, Lancaster County.

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

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

Proposed project is to place and maintain fill in 4.16 acres of wetlands for the purpose of expanding an existing construction and demolition landfill. The wetlands are located within the Babb Creek and Wilson Creek watersheds. Title 25, Chapter 93 of the *Pennsylvania Code* classifies each stream as a CWF stream. The site is located approximately 1 mile northeast of the small town of Antrim, PA and can be accessed off of SR 3009. Proposed permanent wetland impacts will be mitigated on site with a 5.16 acre constructed wetland complex.

**E55-207. Penn Valley Airport Authority**, 100 Airport Road, Selinsgrove, PA 17870. Project is an extension of Runway 17 at Penn Valley Airport in Monroe Township, **Snyder County**, ACOE Baltimore District (Sunbury, PA Quadrangle N: 14.2 inches; W: 16.0 inches).

The applicant proposes a 760-foot extension of Runway 17 and its parallel taxiway. Purpose of the extension is to allow heavier aircraft to use the runway. The project will require the filling of a 0.05 acre isolated emergent wetland. This wetland is classified as "other wetlands" by the Department of and is located adjacent to the existing taxiway. The affected wetland acreage meets the Department's "de minimis" definition and will not be replaced by the applicant.

**E08-436: Water Obstruction and Encroachment. Valley Youth Hunter Education, Inc.**, P. O. Box 191, Athens, PA. 18810. United States Army Corps of Engineers, Baltimore District. Rome, PA. 7.5' Quadrangle N: 16.1" W: 13.8") Rome Township, **Bradford County**.

To place and maintain fill in 0.24 acre of a palustrine emergent wetland system for the purpose of expanding and improving the existing outdoor shooting range and for future development of an indoor shooting range; 0.34 acre of replacement wetlands are proposed. The site is located approximately 0.56 mile north of the SR 187 and 467 intersection, on the west side of SR 187.

**E53-410. Potter County Conservation District**, 107 Market Street, Coudersport, PA 16915, Genesee River Stabilization Project (Perry-Cornell-Slawson Site) in Genesee Township, **Potter County**, ACOE Pittsburgh District (Ulysses, PA Quadrangle N: 18.5 inches; W: 15.0 inches).

To restore a reach of the Genesee River (CWF) by constructing, operating and maintaining a minimum of four rock straight vanes, four root-wads and 175 feet of rock toe protection for the stabilization of 480 feet of eroded stream bank. All in-stream activity and structures shall be constructed in minimum stream flow conditions needed to establish stream centerline, as well as from the stream bank to the fullest extent possible. Since the Genesee River is a STF, no construction of future repair work shall done in or along the stream channel between March 1 and June 15 without the prior written approval of the Fish and Boat Commission. The project will not impact wetlands while temporarily impacting 480 feet of

the Genesee River that is located along the eastern right-of-way of SR 0449 approximately 1,200 feet north of Township Road 411 and SR 0449 intersection near the Village of Hickox.

**E17-417. Osceola Mills, Rush and Decatur (ORD) Sewer Authority**, P. O. Box 215, Osceola Mills, PA 16666-0215. ORD Sewer Authority Wastewater Treatment Facility and Collection System, Osceola Mills Borough and Decatur Township, **Clearfield County**, ACOE Baltimore District (Houtzdale, PA Quadrangle N: 19.0 inches; W: 2.7 inches).

To construct, operate and maintain a wastewater treatment facility, a treated wastewater effluent outfall, and 160,000 linear feet of wastewater collection and conveyance lines within a 30-foot right-of-way for the treatment of municipal wastewater. Construction of the new treatment facility, outfall, and wastewater collection/conveyance system will result in 12 and 5 wetland crossings that are as follows:

<i>Stream/Wetland</i>	<i>Stream Classification</i>	<i>Latitude</i>	<i>Longitude</i>
Moshannon Creek	STF	40° 51' 17.80"	78° 15' 35.6"
Moshannon Creek	CWF	40° 51' 19.39"	78° 15' 30.50"
UN—Moshannon	CWF	40° 01' 32.32"	78° 15' 39.71"
UNT—Moshannon	CWF	40° 01' 43.97"	78° 15' 44.79"
UNT—Moshannon	CWF	40° 01' 45.67"	78° 15' 43.29"
UNT—Moshannon	CWF	40° 01' 30.32"	78° 15' 35.25"
UNT—Moshannon	CWF	40° 01' 46.33"	78° 15' 29.01"
UNT—Moshannon	CWF	40° 01' 48.91"	78° 15' 26.08"
UNT—Moshannon	CWF	40° 01' 45.67"	78° 15' 43.29"
Big Run	CWF	40° 01' 10.36"	78° 15' 43.29"
UNT—Moshannon	CWF	40° 01' 07.91"	78° 15' 47.70"
Wetland A	CWF	40° 01' 17.43"	78° 15' 15.50"
Wetland B	CWF	40° 01' 19.93"	78° 15' 16.50"
Wetland C	CWF	40° 01' 19.50"	78° 15' 16.00"
Wetland D	CWF	40° 01' 19.36"	78° 15' 09.94"
Wetland F	CWF	40° 01' 17.36"	78° 24' 16.32"

Wastewater collection and conveyance lines shall be installed beneath streambeds so there will be a minimum of 3 feet of cover between the top of the pipe and the lowest point in the streambed or concrete encased. Trench plugs or clay dikes shall be used at every waterway and wetland crossing to ensure the existing hydrology is not altered. As proposed, the project will permanently impact 0.04 acre of wetland and 171 feet of waterway that is located along the eastern and western right-of-way of SR 0053 upstream and downstream of SR 0970 and SR 0053 intersection in Osceola Mills Borough.

**E14-485. Osceola Mills, Rush and Decatur (ORD) Sewer Authority**, P. O. Box 215, Osceola Mills, PA 16666-0215. ORD Sewer Authority Wastewater Treatment Facility and Collection System, Rush Township, **Centre County**, ACOE Baltimore District (Sandy Ridge, PA Quadrangle N: 11.1 inches; W: 14.7 inches).

To construct, operate and maintain a wastewater treatment facility, a treated wastewater effluent outfall, and 160,000 linear feet of wastewater collection and conveyance lines within a 30-foot right-of-way for the treatment of municipal wastewater. Construction of the new treatment facility, outfall, and wastewater collection/conveyance system will result in 33 and 10 wetland crossings that are as follows:

<i>Stream/Wetland</i>	<i>Stream Classification</i>	<i>Latitude</i>	<i>Longitude</i>
UNT—Moshannon	CWF	40° 01' 09.07"	78° 15' 16.73"
UNT—Moshannon	CWF	40° 01' 09.07"	78° 15' 16.73"
UNT—Moshannon	CWF	40° 01' 04.97"	78° 15' 25.07"
UNT—Moshannon	CWF	40° 01' 04.50"	78° 15' 25.00"
UNT—Moshannon	CWF	40° 01' 04.00"	78° 15' 24.80"
Trout Run	CWF	40° 01' 51.95"	78° 15' 39.96"
Trout Run	CWF	40° 00' 36.27"	78° 15' 40.19"
UNT—Trout Run	CWF	40° 00' 26.02"	78° 15' 45.19"
UNT—Trout Run	CWF	40° 00' 20.28"	78° 15' 44.48"
UNT—Trout Run	CWF	40° 00' 05.48"	78° 15' 25.75"
UNT—Trout Run	CWF	40° 00' 03.88"	78° 15' 24.47"
UNT—Trout Run	CWF	39° 59' 48.51"	78° 14' 59.04"
UNT—Moshannon	CWF	40° 01' 03.67"	78° 15' 22.04"
UNT—Moshannon	CWF	39° 24' 02.84"	78° 15' 09.84"
UNT—Moshannon	CWF	40° 00' 57.03"	78° 15' 30.80"
UNT—Moshannon	CWF	40° 00' 57.68"	78° 15' 15.23"
UNT—Moshannon	CWF	40° 00' 54.64"	78° 15' 10.33"
UNT—Moshannon	CWF	40° 00' 52.50"	78° 15' 04.19"
UNT—Moshannon	CWF	40° 00' 57.62"	78° 16' 49.24"
UNT—Moshannon	CWF	40° 00' 53.38"	78° 16' 55.79"
UNT—Moshannon	CWF	40° 00' 51.85"	78° 16' 50.72"
UNT—Trout Run	CWF	40° 00' 36.27"	78° 15' 40.19"

<i>Stream/Wetland</i>	<i>Stream Classification</i>	<i>Latitude</i>	<i>Longitude</i>
Trout Run	CWF	40° 00' 11.47"	78° 15' 41.97"
UNT—Trout Run	CWF	40° 00' 32.12"	78° 15' 38.89"
UNT—Trout Run	CWF	39° 59' 35.16"	78° 14' 12.40"
UNT—Trout Run	CWF	39° 59' 26.67"	78° 13' 58.90"
UNT—Trout Run	CWF	39° 59' 25.80"	78° 13' 58.30"
UNT—Trout Run	CWF	39° 59' 14.91"	78° 13' 56.15"
UNT—Trout Run	CWF	39° 58' 53.08"	78° 13' 50.12"
UNT—Trout Run	CWF	39° 58' 25.50"	78° 13' 15.87"
UNT—Trout Run	CWF	39° 58' 23.81"	78° 13' 12.28"
UNT—Trout Run	CWF	39° 59' 25.01"	78° 13' 11.26"
Wetland A	CWF	40° 01' 15.20"	78° 15' 14.09"
Wetland G	CWF	40° 00' 53.38"	78° 16' 55.79"
Wetland H	CWF	40° 00' 51.85"	78° 16' 56.72"
Wetland I	CWF	40° 00' 51.95"	78° 15' 39.96"
Wetland J	CWF	40° 00' 36.27"	78° 15' 40.19"
Wetland K	CWF	40° 00' 03.88"	78° 15' 24.47"
Wetland L	CWF	39° 59' 57.44"	78° 15' 18.50"
Wetland AA	HQ-CWF	39° 39' 02.95"	78° 03' 52.86"
Wetland BB	HQ-CWF	39° 58' 42.63"	78° 13' 34.73"
Wetland BB	HQ-CWF	39° 58' 42.63"	78° 13' 34.73"

Wastewater collection and conveyance lines shall be installed beneath streambeds so there will be a minimum of 3 feet of cover between the top of the pipe and the lowest point in the streambed or concrete encased. Trench plugs or clay dikes shall be used at every waterway and wetland crossing to ensure the existing hydrology is not altered. As proposed, the project will permanently impact 0.04 acre of wetland and 171 feet of waterway that is located along the eastern and western right-of-way of SR 970 1 mile north of SR 0350 and SR 0970 intersection at the Village of Sandy Ridge.

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

**E02-1524. The McCandless Township Sanitary Authority**, 418 Arcadia Drive, Pittsburgh, PA 15237-5597. To place fill in wetlands in McCandless Township, **Allegheny County**, Pittsburgh ACOE District. (Emsworth, PA Quadrangle N: 11.25 inches; W: 1.5 inches and Latitude: 40° 33' 39"—Longitude: 80° 01' 39"). The applicant proposes to place fill in 0.67 acre of wetlands, construct and maintain three outfall structures on the left bank of Little Pine Creek (TSF), and to construct and maintain three sequencing batch reactors, a headworks grit bar screen and a UV tank/post equalization flow control valve vault on the left bank and in the floodway of Little Pine Creek (TSF) for the purpose of upgrading the existing Longvue No. 1 Wastewater Treatment Facility located approximately 800.0 feet north from the intersection of Hazlett Road and Remington Drive. The project will impact 0.68 acre of wetlands.

**E32-339. Reliant Energy Northeast Management Company**, 121 Champion Way, Suite 200, Canonsburg, PA 15317-5817. To construct a new rail track in West Wheatfield Township, **Indiana County**, Pittsburgh ACOE District. The project begins at (New Florence, PA Quadrangle N: 2.2 inches; W: 7.1 inches and Latitude: 40° 23' 16"—Longitude: 79° 04' 24" and ends at New Florence, PA Quadrangle N: 1.9 inches; W: 9.5 inches and Latitude: 40° 23' 07"—Longitude: 79° 03' 27"). The applicant proposes to amend Permit E32-339 to construct a new rail track to facilitate coal rail car operations at the Conemaugh Power Station: 1) Place and maintain fill in three wetlands for a total wetland impact of 0.03 acre; 2) Place and maintain fill along the right bank floodway

of the Conemaugh River for a total length of approximately 2,000 feet; 3) Extend and maintain the height of an existing endwall by 1 foot on a UNT to the Conemaugh River (WWF), and extend the length of an existing culvert by 6 feet on another UNT to the Conemaugh River both located in watersheds under 100 acres.

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

**E10-416, TSC/Cranberry, LLC**, 250 Grandview Drive, Fort Mitchell, KY 41017. TSC/Cranberry Commercial Development, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 40° 43' 8.4"; W: 80° 06' 15.6").

To conduct the following activities for the construction of a Tractor Supply Company commercial retail facility along the east side of SR 19 Perry Highway approximately 0.25 mile south of North boundary Road:

1. To fill a total of 0.56 acre of two wetland areas.
2. To realign two sections for a total of 145 feet of the channel of a tributary to Brush Creek.
3. To construct and maintain a retaining wall and fill within the right floodway of a tributary to Brush Creek for a total distance of approximately 500 feet.
4. To install and maintain a sanitary sewer line crossing of wetlands adjoining the tributary to Brush Creek to connect to the existing Cranberry Township sewer line.

Project proposes creation of 0.65 acre of replacement wetland off site within the floodplain of Brush Creek on property within Thorn Hill Industrial Park located between Commonwealth Drive and I-76 south of Freedom Road.

**E42-319, James J. Macfarlane, Double J Resources, Inc.** 11 Boylston Street, Bradford, PA 16701. Duffy Estate Lease, in Lafayette Township, **McKean County**, ACOE Pittsburgh District (Cyclone, PA Quadrangle Latitude: 41° 48' 26"; Longitude: 78° 36' 9.6").

To place and maintain fill in 0.04 acre of PEM wetlands and to install and maintain four wetland crossings consisting of three 2-inch diameter plastic pipelines having a temporary impact of 0.07 acre of PEM wetlands and to install and maintain three minor stream crossings im-

pacting approximately 40 linear feet of a UNT to Kinzua Creek (CWF) located approximately 1,400 feet north and east of the intersection of SR 0059 and SR 4003 (Bingham Road). The permittee is required to provide 1.21 acres of replacement wetlands.

**ENVIRONMENTAL ASSESSMENTS**

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

**D44-066EA. James Hackenberg**, 432 Strodes Run Road, Lewistown, PA 17044, Granville and Oliver Townships, **Mifflin County**, ACOE Baltimore District.

Project proposes to remove a breached unnamed dam across Strodes Run (HQ-CWF) for the purpose of eliminating a threat to public safety and restoring the stream

to a free flowing condition. The dam is located approximately 300 feet north of the intersection of Rough Road and Strodes Run Road (Belleville, PA Quadrangle N: 10.4 inches; W: 8.2 inches).

**DAM SAFETY**

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

**D15-396. Culbertson Realty Associates, LP**, P. O. Box 1906, West Chester, PA 19380-0133. To modify, operate and maintain Culbertson Village Dam across Culbertson Run (HQ-CWF) for the purpose of converting an existing farm pond into a stormwater management facility for a proposed townhouse development (Wagontown, PA Quadrangle N: 9.4 inches; W: 6.2 inches) in West Brandywine Township, **Chester County**.

**ACTIONS**

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

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

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

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

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

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

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

**I. NPDES Renewal Permit Actions**

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0209201 (Nonmunicipal)	Terrace Hills Mobile Home Park R. R. 1, Box 44A Sugar Run, PA	Wyalusing Township Bradford County	Wyalusing Creek (SWP 4D)	Y
PA0209368 (Nonmunicipal)	Benton Foundry, Inc. 5297 SR 487 Benton, PA 17814-9550	Sugarloaf Township Columbia County	UNT to Coles Creek (SWP 5C)	Y
PA0101290 SP	Sandy Township P. O. Box 267 Dubois, PA 15801	Clearfield Sandy Township	Wolf Run 17C	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>
PA0002275 Sewage	Keystone Coal Mining Corporation P. O. Box 219 Shelocta, PA 15774	Armstrong County Plumcreek Township	UNT of Crooked Creek	Y
PA0094536 Sewage	Forest Hills School District P. O. Box 158 Sidman, PA 15955-0158	Cambria County Croyle Township	UNT of South Fork Little Conemaugh	Y
PA0095681 Sewage	Casciola Homes Sewage Treatment Plant	Washington County Cecil Township	Miller Run	Y
PA0097781 Sewage	NBI Properties, Inc. 850 23rd Avenue, Suite D Longmont, CO 80501	Westmoreland County Rostraver Township	Cedar Creek	Y
PA0204951 Sewage	Advanced Commerce Group, Inc. 100 Legacy Drive Sewickley, PA 15143	Allegheny County Sewickley Hills Borough	UNT of Kilbuck Run	Y

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

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

**NPDES Permit No. PA0011533**, Industrial Waste, **Sunoco, Inc. (R & M) Girard Point Processing Area**, 3144, Philadelphia, PA 19145-5299. This proposed facility is located in City of Philadelphia, **Philadelphia County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge industrial wastewater and stormwater from the facility into the Schuylkill River in Watershed 3F.

**NPDES Permit No. PA0052728**, Sewage, **Turkey Hill Minit Market**, 257 Centerville Road, Lancaster, PA 17603. This proposed facility is located in City of Coatesville, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated sewage into a UNT to West Branch of Brandywine Creek in Watershed 3H-Brandywine.

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

**NPDES Permit No. PA0247979**, Sewage, **Mr. and Mrs. Gary Cryder**, 101 Fleisher Road, Marysville, PA 17053. This proposed facility is located in Rye Township, **Perry County**.

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

## 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. WQG02230602**, Sewerage, **Upper Providence Township Sewer Authority**, 935 North Providence Road, Media, PA 19063. This proposed facility is located in Upper Providence Township, **Delaware County**.

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

**WQM Permit No. WQG02150509**, 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 sewer extension and pump station.

**WQM Permit No. 4605417**, Sewerage, **Upper Montgomery Joint Authority**, 1100 Mensch Dam Road, P. O. Box 6, Pennsburg, PA 18073. This proposed facility is located in Pennsburg Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of removing existing sewage pump and control to install new pumps and controls.

**WQM Permit No. WQG02150515**, Sewerage, **West Bradford Township**, 1385 Campus Drive, Downingtown, PA 19335. This proposed facility is located in West Bradford Township, **Chester County**.

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

**WQM Permit No. 0999416**, Sewerage, Amendment, **Warrington Township**, 1585 Turk Road, Warrington, PA 18976. This proposed facility is located in Warrington Township, **Bucks County**.

Description of Action/Activity: Upgrading the capacity of the Bradford Greene Pump Station to 0.673 mgd via the replacement of the three existing pumps.

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

**WQM Permit No. 5405403**, Sewerage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. This proposed facility is located in North Union Township, **Schuylkill County**.

Description of Proposed Action/Activity: Issuance of Water Quality Management Permit.

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

**WQM Permit No. 6705415**, Sewerage, **Penn Township**, 20 Wayne Avenue, Hanover, PA 17331. This proposed facility is located in Penn Township, **York County**.

Description of Proposed Action/Activity: The construction/operation of a gravity sewer main beginning at Manhole No. 8-95 located in Westminster Avenue and proceeding south to a point approximately 1,200 feet south of Grandview Road.

**WQM Permit No. 0105409**, Sewerage, **Borough of Hanover**, 44 Frederick Street, Hanover, PA 17731. This proposed facility is located in Conewago Township, **Adams County**.

Description of Proposed Action/Activity: Replacement of pump stations and motors, discharge lines and controls. Installation of a second 12" force main and second relief trunk line.

**WQM Permit No. 5005401**, Sewerage, **Gary and Judy Cryder**, 101 Fleisher Road, Marysville, PA 17053. This proposed facility is located in Rye Township, **Perry County**.

Description of Proposed Action/Activity: Construction/Operation of a residential small flow treatment facility using a septic tank, Ecoflo STB-650 peat filter and chlorine tablet chlorination.

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

**WQM Permit No. 4905404**, Sewerage (SIC 4952), **Mount Carmel Municipal Authority**, P. O. Box 365, Mount Carmel, PA 17851-0365. This proposed facility will be located in Mount Carmel Township and the Borough of Mount Carmel, **Northumberland County**.

Description of Proposed Action/Activity: Issuance of a permit, authorizing the construction of Phase I of the 3-phase combined sewer separation project, consistent with the approved Act 537 Plan Update. Phase I will include the replacement of approximately 8,150 linear feet of 24-inch and 30-inch gravity sewer with a 36-inch gravity sewer between CSO No. 13 and the treatment plant and eliminating CSO Nos. 13 and 14. Also included in Phase I is the replacement of an 18-inch gravity interceptor from Beech Street to CSO No. 13 and the installation of new stormwater pipes and associated sanitary sewer repairs for partial separation in Mount Carmel Borough.

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

**WQM Permit No. 6505405**, Sewerage, **Rostraver Township Sewage Authority**, 202 Port Royal Road, Belle Vernon, PA 15012. This proposed facility is located in Rostraver Township, **Westmoreland County**.

Description of Proposed Action/Activity: Issuance for the construction of about 76,100 LF of sanitary sewer ranging in size from 8" to 24" in diameter, force main and two pump stations.

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

**WQM Permit No. 1005406**, Sewerage, **Collins Reffner**, 406 Keck Road, Butler, PA 16001. This proposed facility is located in Summit Township, **Butler County**.

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

**WQM Permit No. 2506402**, Sewerage, **Robert L. Smith**, 13478 Old Lake Road, East Springfield, PA 16411. This proposed facility is located in Springfield Township, **Erie County**.

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

**WQM Permit No. WQG018436**, Sewerage, **Stacey E. and Terry L. Walbridge**, 5045 Neyland Road, Edinboro, PA 16412. This proposed facility is located in McKean Township, **Erie County**.

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

---

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

---

*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>	<i>DEP Protocol (Y/N)</i>
PAI132243	Mayfield Borough 739 Penn Avenue Mayfield, PA 18433	Lackawanna	Mayfield Borough	Lackawanna River HQ-CWF Powdery Creek CWF Hoise Creek CWF	Y

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024805012	Patriot Builders & Excavators 1611 Delabole Rd. Pen Argyl, PA 18072	Northampton	Forks Township	Tributary to Bushkill Creek HQ-CWF
PAI024505014	Joseph L. Mackey 1667 Robinhood Rd. Mt. Bethel, PA 18343	Monroe	Chestnuthill Township	McMichaels Creek EV
PAI023905028	Lower Macungie Assoc., LP 810 7th Ave., 28th Floor New York, NY 10019	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF
PAI024505011	Jeffrey A. Snyder Stroud Commons 7400 Route 611, Suite 8 Stroudsburg, PA 18360	Monroe	Pocono Township	Scot Run HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032105005	Yanek Custom Homes, Inc. Eight South Ridge Road Boiling Springs, PA 17007	Cumberland	South Middleton Township	UNT Yellow Breeches HQ/CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI045505001	Middleburg Municipal Authority 13 N. Main St. Middleburg, PA 17842	Snyder	Franklin Township	Erb Run E/W Branch Bowersox Run 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>
Phoenixville Borough Chester County	PAG2001505093	Northridge Village, LP Northridge Village—Phase 5 1890 Rose Cottage Lane Malvern, PA 19355	French Creek (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015105029	Once Upon A Nation Franklin Square Revitalization Free Quaker Meeting House 500 Arch Street Philadelphia, PA 19106	PWD Municipal Sewers	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015105046	Westrum Byberry, LP Byberry State Hospital Demolition 370 Commerce Drive Fort Washington, PA 19034	Poquessing Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Sugarloaf Township Conyngham Borough Luzerne County	PAG2004005048	Department of Transportation Engineering District 4-0 Attn: Robert T. Doble 55 Keystone Industrial Park Dunmore, PA 18512	Nescopeck Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991
Bethlehem Township Northampton County	PAG2004805022	Diocese of Allentown 4029 W. Tilghman St. P. O. Box F Allentown, PA 18105	Nancy Run (Source to SR 3007 Bridge) CWF, MF	Northampton Co. Cons. Dist. (610) 746-1971
Pringle Borough Luzerne County	PAG2004005051	Michael Jannuzzi 1000 Roosevelt St. Edwardsville, PA 18704	Toby Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991
Hazle Township Luzerne County	PAG2004005053	Department of Transportation District 4-0 Attn: Denise Youorski 55 Keystone Industrial Park Dunmore, PA 18512	Stony Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991
Fairview Township York County	PAG2006705096	Wayne Smith PA School Boards Assoc., Inc. 774 Limekiln Rd. New Cumberland PA	Yellow Breeches CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Hanover Borough York County	PAG2006705097	GVH Greg Hurley 323 Union St., Suite 300 Nashville, TN 37201	South Branch Conewago Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430



<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>
Windsor Township York County	PAG2006705073	Inazio Argento 3110 Wheatlyn Road York, PA 17402	Kreutz Creek WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Annville Township Lebanon County	PAG2003805043	Robert E. Hamilton Lebanon Valley College 101 North College Avenue Annville, PA 17003	Quittapahilla Creek TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
Jackson Township Lebanon County	PAG2003805045	Dennis Martin Martin Water 746 E. Lincoln Ave. Myerstown, PA 17067	Tulpehocken Creek TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
North Lebanon Township Lebanon County	PAG20038050029	Isaac Martin P. O. Box 508 Lebec, CA 93243	Little Swatara Creek WWF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
Annville Township Lebanon County	PAG2003805043	Robert E. Hamilton Lebanon Valley College 101 North College Avenue Annville, PA 17003	Quittapahilla Creek TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
Jackson Township Lebanon County	PAG2003805045	Dennis Martin Martin Water 746 E. Lincoln Ave. Myerstown, PA 17067	Tulpehocken Creek TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
North Lebanon Township Lebanon County	PAG20038050029	Isaac Martin P. O. Box 508 Lebec, CA 93243	Little Swatara Creek WWF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
Scott Township Columbia County	PAG2001906002	Tenny St. Elderly Housing, LP 700 Sawmill Rd. Bloomsburg, PA 17815	Susquehanna River Tributaries WWF	Columbia Co. Conserv. Dist. 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310
Town of Bloomsburg Columbia County	PAG2001905018	Bloomsburg University 400 E. Second St. Bloomsburg, PA 17815	Fishing Creek WWF	Columbia Co. Conserv. Dist. 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310
Allegheny County North Fayette Township	PAG2000203015	Irongate Ventures, LLC 210 Bird Park Road Pittsburgh, PA 15228	Robinson Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Scott Township	PAG2000204123-1	Glimcher Group One Mellon Center Suite 2000 Pittsburgh, PA 15219	Chartiers Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County North Versailles Township	PAG2000205042	J & J Holdings P. O. Box 545 Monroeville, PA 15146	Turtle Creek (WWF)	Allegheny County CD (412) 241-7645

<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>
Allegheny County Oakdale Borough North Fayette Township	PAG2000205104	American AAA Properties LP 500 Glass Road Pittsburgh, PA 15205	Robinson Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Richland Township	PAG2000205116	Pine Richland Area School District 702 Warrendale Road Gibsonia, PA 15044	Pine Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Plum Borough	PAG2000205120	Kacin Brothers, Inc. 795 Pine Valley Drive Pittsburgh, PA 15239	Little Plum Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Franklin Park Borough	PAG2000205121	Department of Transportation 45 Thoms Run Road Bridgeville, PA 15017	Ohio River (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Elizabeth Township	PAG2000205122	Rock Ridge Development, LLC 2338 Southampton Drive Pittsburgh, PA 15241	Youghiogheny River (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Ross Township	PAG2000205124	Reformed Presbyterian Church of North Hills 606 Thompson Run Road Pittsburgh, PA 15237	Little Pine Creek (TSF)	Allegheny County CD (412) 241-7645
Allegheny County West Deer Township	PAG2000205125	Chase Development Co. 13 Dewey Lane Gibsonia, PA 15044	Little Deer Creek (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Aleppo Township	PAG2000205127	National Development Co. 340 Mansfield Avenue Pittsburgh, PA 15220	Kilbuck Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Pittsburgh	PAG2000205128	Walnut Neville Commons, LP 5500 Walnut Street Suite 300 Pittsburgh, PA 15232	Allegheny River (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Findlay Township	PAG2000205129	Win Development, LLC 320 Heizler Drive Hookstown, PA 15050	Potato Garden Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Pine Township	PAG2000205132	H2O Auto Wash, LLC P. O. Box 66 Bakerstown, PA 15007	Pine Creek (CWF)	Allegheny County CD (412) 241-7645
Washington County Somerset Twp.	PAG2006306002	J. Colin Gallaway Gallaway Safety & Supply 207 Carlton Drive Eighty-Four, PA 15330	Pigeon Creek (WWF)	Washington County CD (724) 228-6774
Butler County Adams Township	PAG2001005027	Adams Development Group 117 Ridge Road Valencia, PA 16059	UNT Breakneck Creek WWF	Butler Conservation District (724) 284-5270
Butler County Adams Township	PAG2001005033	Shoppes at Heritage Creek Eric J. Lamm Kaclik Development Assoc., LP Cranberry Township, PA 16066	Kaufman Run WWF	Butler Conservation District (724) 284-5270
Butler County Slippery Rock Township	PAG2001005036	Weathervane Hill West Gary McKnight P. O. Box 773 Slippery Rock, PA 16057	UNT Slippery Rock Creek CWF	Butler Conservation District (724) 284-5270

<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>
Crawford County City of Titusville	PAG2002005007	Lutheran Society of PA Elderly Apartment Complex Hudson Holding 2450 Shenango Valley Freeway Hermitage, PA 16148	UNT Oil Creek CWF	Crawford Conservation District (814) 763-5269
Crawford County Vernon Township	PAG2002005008	Palmiero Realty, LP 16165 Conneaut Lake Road Meadville, PA 16335	Watson Run WWF	Crawford Conservation District (814) 763-5269
Crawford County Cambridge Township	PAG2002005009	Peggy Lewis Cambridge Springs Borough 161 Carringer Street Cambridge Springs, PA 16403	UNT French Creek WWF	Crawford Conservation District (814) 763-5269
East Union Township Schuylkill County	PAG2115406001	Department of Environmental Protection Bureau of Abandoned Mine Reclamation 2 Public Square Fifth Floor Wilkes-Barre, PA 18711-0790	UNT to Catawissa Creek (CWF)	Department of Environmental Protection Bureau of Abandoned Mine Reclamation 2 Public Square Fifth Floor Wilkes-Barre, PA 18711-0790 (570) 826-2371

*General Permit Type—PAG-3*

<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>
White Deer Township Union County	PAR144801	NGC Industries, Inc. P. O. Box 338 Milton, PA 17848	UNT to West Branch Susquehanna River (WWF)	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Boggs Township Centre County	PAR804837	Bestway Travel Centre Inc. P. O. Box 256 Milesburg, PA 16853	Bald Eagle Creek TSF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
North Towanda Township Bradford County	PAR804863	Williams Oil Company Inc. P. O. Box 207 York Avenue North Towanda, PA 18848-0207	Storm Drain to Susquehanna River WWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Ward Township Tioga County	PAR504806 (Stormwater)	Pine Hill, Inc. Landfill & Reclamation Operation P. O. Box 62 Blossburg, PA 16912-0062	UNT to Fall Brook CWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664

<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>
Adams Township Butler County	PAR808357	USF Holland, Inc. 100 Marland Road Mars, PA 16046	Breakneck Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-4*

<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>
Berks County Greenwich Township	PAG043675	Dawn Oneill and Jerry Seaser P. O. Box 145 Lenhartsville, PA 19534	UNT Maiden Creek CWF/3-B	DEP—SCRO 909 Elmert Ave. Harrisburg PA 17110 (717) 705-4707
Bedford County West Providence Township	PAG043676	Zane Weicht 1138 N. Milk and Water Road Everett PA 15537	UNT Clear Creek TSF/11-C	DEP—SCRO 909 Elmerton Ave. Harrisburg PA 17110 (717) 705-4707
Bradford Township Clearfield County	PAG045158 Sewerage	Tammy L. Royer 367 Main Street P. O. Box 166 Woodland, PA 16881	UNT Moravian Run CWF	Water Management Program 208 West Third Street Williamsport, PA 17701 (570) 327-3664
Summit Township Butler County	PA0239763	Collins Feffner 406 Keck Road Butler, PA 16001	UNT to Bonnie Brook	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Springfield Township Erie County	PA0239691	Robert L. Smith 13478 Old Lake Road East Springfield, PA 16411	UNT to Lake Erie	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
McKean Township Erie County	PAG049225	Stacey E. and Terry L. Walbridge 5045 Neyland Road Edinboro, PA 16412	UNT to Elk Creek 15-EC	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-8*

<i>Facility Location &amp; 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>
Broad Top City Borough Huntingdon County	PAG083593	Broad Top City Borough P. O. Box 220 Broad Top, PA 16621	Broad Top City Wastewater Treatment Plant Broad Top City Borough Huntingdon County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

*General Permit Type—PAG-8 (SSN)*

<i>Facility Location &amp; 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	PAG086106A1	Redevelopment Authority of the City of Johnstown Public Safety Building 4th Floor 401 Washington Street Johnstown, PA 15901	Ewing Farm	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

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

**Operations Permit** issued to **Shrewsbury Borough**, 7670088, Shrewsbury Borough, **York County** on 1/18/2006 for the operation of facilities approved under Construction Permit No. 6705505.

**Operations Permit** issued to **Municipal Authority of the Borough of Lewistown**, 4440010, Armagh Township, **Mifflin County** on 1/23/2006 for the operation of facilities approved under Construction Permit No. 4405501 MA.

**Transferred Operations Permit** issued to **Littlestown Borough Authority**, 7010022, Littlestown Borough, **Adams County** on 1/23/2006 for the operation of facilities approved under Operation Permit No. 0105502.

**Permit No. 0105503**, Public Water Supply.

Applicant	<b>Lexington Land Development Corporation</b>
Municipality	Reading Township
County	<b>Adams</b>
Type of Facility	Construction of a new community water system to be called Hampton Heights.
Consulting Engineer	Christopher S. Pecora, P. E. KPI Technology 143 Carlisle Street Gettysburg, PA 17325
Permit to Construct Issued:	1/27/2006

**Permit No. 0105508**, Public Water Supply.

Applicant	<b>Bonneauville Borough Municipal Authority</b>
Municipality	Bonneauville Borough
County	<b>Adams</b>
Type of Facility	The construction of the Meadows Wells A and B.
Consulting Engineer	Mark S. Snyder, P. E. Buchart-Horn, Inc. 445 West Philadelphia Street York, PA 17405-7040
Permit to Construct Issued:	1/25/2006

**Permit No. 2205508 MA, Minor Amendment**, Public Water Supply.

Applicant	<b>United Water Pennsylvania</b>
Municipality	Susquehanna Township
County	<b>Dauphin</b>
Type of Facility	Rehabilitation of Filter Nos. 2 and 3 at the 6th Street filter plant.
Consulting Engineer	Arthur Saunders, P. E. United Water Pennsylvania 4211 East Park Circle Harrisburg, PA 17111
Permit to Construct Issued:	1/18/2006

**Permit No. 2204505 MA, Minor Amendment**, Public Water Supply.

Applicant	<b>United Water Pennsylvania</b>
Municipality	Susquehanna Township
County	<b>Dauphin</b>
Type of Facility	Construction of a pretreatment caustic soda injection.
Consulting Engineer	Arthur Saunders, P. E. United Water Pennsylvania 4211 East Park Circle Harrisburg, PA 17111
Permit to Construct Issued:	1/17/2006

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

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

Applicant	<b>BCI Municipal Authority</b>
Township or Borough	Beccaria Township
County	<b>Clearfield</b>
Responsible Official	Steven G. Fletcher, Supervisor BCI Municipal Authority Cressview Street P. O. Box 388 Irvona, PA 16656
Type of Facility	Public Water Supply—Operation
Consulting Engineer	N/A
Permit Issued Date	2/3/06
Description of Action	Utahville Waterline Extension

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

Applicant **Laporte Borough**  
 Township or Borough Laporte Borough  
 County **Sullivan**  
 Responsible Official Winifred Ferguson  
 Borough Council President  
 Laporte Borough  
 P. O. Box 125, Main Street  
 Laporte, PA 18626-0125

Type of Facility Public Water Supply—Operation  
 Consulting Engineer James J. Rhoades, Jr., P. E.  
 Alfred Benesch & Company  
 400 One Norwegian Plaza  
 P. O. Box 1090  
 Pottsville, PA 17901

Permit Issued Date 2/3/06  
 Description of Action One mile of transmission line  
 and distribution from the tank to  
 the Lake area.

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

**Permit No. 0405502**, Public Water Supply.

Applicant **Beaver Falls Municipal Authority**  
 1425 8th Avenue  
 P. O. Box 400  
 Beaver Falls, PA 15010

Borough or Township Big Beaver Borough  
 County **Beaver**

Type of Facility Penndale Road Booster Station  
 and Water Tank

Consulting Engineer Michael Baker Jr., Inc.  
 4301 Dutch Ridge Road  
 Beaver, PA 15009

Permit to Construct February 1, 2006  
 Issued

**Operations Permit** issued to **New Sewickley Township Municipal Authority**, 233 Miller Road, Rochester, PA 15047, (PWS ID 5040085) New Sewickley Township, **Beaver County** on January 23, 2006, for the operation of facilities approved under Construction Permit No. 0405503MA.

**Operations Permit** issued to **New Sewickley Township Municipal Authority**, 233 Miller Road, Rochester, PA 15047, (PWS ID 5040085) New Sewickley Township, **Beaver County** on February 2, 2006, for the operation of facilities approved under Construction Permit No. 0403503.

**Operations Permit** issued to **Highridge Water Authority**, 17 Maple Avenue, Blairsville, PA 15717, (PWS ID 5650069) East Wheatfield Township, **Indiana County** on January 30, 2006, for the operation of facilities approved under Construction Permit No. 6599501.

**Permit No. 366W004-T2, Minor Amendment.** Public Water Supply.

Applicant **Sardello, Inc.**  
 1000 Corporation Drive  
 Aliquippa, PA 15001

Borough or Township Darlington Township  
 County **Beaver**  
 Type of Facility Sardello Darlington Water  
 System  
 Permit to Operate January 30, 2006  
 Issued

#### WATER ALLOCATIONS

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

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

**WA 67-708A, Water Allocations. West Manheim Township Water Authority, York County.** The applicant is requesting the right to purchase up to 1.25 mgd, based on a 30-day average, from the Borough of Hanover Municipal Water Works. Consulting Engineer: John F Leen IV, P. E., C S Davidson Inc. Permit Application Returned: 1/25/2006.

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

**WA32-782D, Water Allocations. Return. Indiana County Municipal Services Authority, 827 Water Street, Indiana, PA 15701, Indiana County.** Return of the subsidiary water allocation application submitted March 9, 2001, for the increase from Pennsylvania-American Water Company—Indiana District, from 108,000 gallons per day to 243,000 gallons per day and the extension of the Indiana County Municipal Services Authority's Shelocta water system to service the proposed Dominion Energy facility to be located in South Bend Township, Armstrong County.

**WA11-779A, Water Allocations. Jackson Township Water Authority, 2949 William Penn Avenue, Johnstown, PA 15909, Cambria County.** Granting the right to purchase 18,200 gallons of water per day, as a peak month, 30-day average, from the Ebensburg Borough Municipal Authority.

#### SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Biglerville	P. O. Box 631 Biglerville, PA 17307	Adams

*Plan Description:* Categorical Exclusion

The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Authority proposes improvements to the sanitary sewer system and wastewater treatment facility. The improvements to the WWTF are designed to upgrade the existing equipment through rehabilitation and functional replacement in order to improve effluent quality

and operational reliability. The improvements to the sanitary sewer collection system are designed to correct I/I. The Department's review of the project and the information received has not identified any significant adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this project from the State Environmental Review Process.

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Castanea Township	347 Nittany Road Castanea, PA 17726	Clinton

*Plan Description:* The approved plan provides for upgrading the existing pump station and replacing the force main and the replacement/rehabilitation of approximately 2,275 lineal feet of sewer line on Fleming Street, Logan Avenue and Sherwood Street. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Ellwood City Borough	525 Lawrence Avenue Ellwood City, PA 16117	Lawrence

*Plan Description:* The approved plan provides for the construction of a sewer extension to serve 15 existing dwellings on Bridge Street in the Borough of Ellwood City, Lawrence County. The project will be privately funded and constructed. The facilities will be dedicated to Ellwood City for operation and maintenance after construction is complete.

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

### **Proposed Investigation**

#### **Everglade Junkyard Site, Hempfield Township, Westmoreland County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), is proposing an investigation of the Everglade Junkyard Site (Site), Hempfield Township, Westmoreland County. The Site is located on Everglade Road about 1 mile south of Route 30 in Hempfield Township, Westmoreland County. The Site encompasses approximately 15 acres and is the location of the former Everglade Iron and Steel Company. Preliminary analyses of contaminants at this Site indicate that concentrations of PCBs, lead, mercury and dioxin and/or furan compounds exceed Statewide Health Standards for both residential and nonresidential areas under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908). The Department proposes to conduct a further investigation of this Site to determine the location, types and volume of waste present and determine the appropriate response.

This notice is being provided under section 506(b) of the HSCA (35 P. S. §§ 6020.506(b)). The administrative record which contains the information that forms the basis and documents the selection of this response is available for public review and comment. The administrative record is located at 400 Waterfront Drive, Pittsburgh, PA 15222 and is available for review Monday through Friday from 8 a.m. to 4 p.m. Call (412) 442-4000 to schedule an appointment.

The administrative record will be open for comment from February 18, 2006, until April 14, 2006. Persons may submit written comments into the record during this time only by sending them to Dawna Saunders at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222 or by delivering them to this office in person.

In addition, persons may present oral comments, for inclusion in the administrative record, at a public hearing. The Department has scheduled the hearing on March 28, 2006, at 6 p.m. at the Hempfield Township Municipal Building, 1132 Woodward Drive.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings should call Helen Humphreys at (412) 442-4000 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

## **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:

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

**Dauphin Oil Company—Station No. 3**, Carlisle Borough, **Cumberland County**. Environmental Remediation & Recovery, Inc., 5719 Route 6N, Edinboro, PA 16412 on behalf of Dauphin Oil Company, 815 Newville Road, Carlisle, PA 17013, submitted a combined remedial investigation and final report concerning remediation of site soils contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to a combination of the Statewide Health and Site-Specific Standards.

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

**Franklin Mills Site**, Borough of Franklin, **Cambria County**. Mark Urbassik, KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of John Toth, EMF Development Corp., 365 Bassett Road, Hooversville, PA 15936, and Richard McNulty, Borough of Franklin, 1125 Main Street, Johnstown, PA 15909 has submitted Remedial Investigation Report and a Risk Assessment Report concerning remediation of site soil and groundwater contaminated with oils, solvents, lead, acids and PCBs. All previous structures have been demolished and removed, no further remediation is proposed. Proposed future use of the site is either commercial or industrial. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Markovich Property**, North Huntingdon Township, **Westmoreland County**. Steven Gerritsen, SE Technologies, Inc., 98 Vanadium Road, Bridgeville, PA 15017 on behalf of Thomas Markovich, 64 Arona Road, North Huntingdon, PA 15642 and David Schwarzwaelder, Columbia Gas of Pennsylvania, a NiSource Company, 501 Technology Drive, Canonsburg, PA 15317 has submitted Final Report site soils contaminated with volatile and semi-volatile organic constituents as well as PCBs. Columbia Gas of Pennsylvania operates a pipeline that services the contaminated property. Pipeline condensate liquid accumulated in the natural gas meter that serviced the property. During maintenance activities, the natural gas line was cleared of condensate liquids, which resulted in the release of liquid to the yard area. The Final Report 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.*

**Frankford Candy & Chocolate Co.**, City of Philadelphia, **Philadelphia County**. Michael Christie, Penn E & R, Inc., 2755 Bergery Rd., Hatfield, PA 19440 on behalf of Norman Milan, Stormim Warehousing, LP, 3248 Stonegate Dr., Huntingdon, Valley, PA has submitted a Final Report concerning the remediation of site soil contaminated with Nos. 4 and 6 fuel soil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on January 19, 2006.

**Devon Self-Storage**, City of Philadelphia, **Philadelphia County**. Charlene Drake, REACT Env. Svc., Inc., 6901 Kingsessing Ave., Philadelphia, PA 19122 on behalf of Kim Johnson, Devon Self-Storage, 2000 Powell St.,



Suite, 1240, Emeryville, CA 94608 has submitted a Final Report concerning the remediation of site soil contaminated with Nos. 4 and 6 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 21, 2005.

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

**PPL Carlisle Manufactured Gas Plant**, Carlisle Borough, **Cumberland County**. Langan Engineering and Environmental Services, 30 South 17th Street, Suite 1500, Philadelphia, PA 18101, on behalf of PPL Corporation, GENA2-4, Two North Ninth Street, Allentown, PA 18101-1179 and UGI Utilities, 100 Kachel Boulevard, Reading, PA 19612, submitted a Final Report concerning remediation of site soils and groundwater contaminated with lead, heavy metals, solvents, BTEX and PAHs. The Final Report demonstrated attainment of a combination of the Site-Specific and nonresidential Statewide Health Standards and was approved by the Department on February 1, 2006.

**Glidden Site**, City of Reading, **Berks County**. Walter B. Satterthwaite Associates, Inc., 720 Old Fern Hill Road, West Chester, PA 19380, on behalf of Group 2 Properties, Cross Roads Corporate Centre, 4641 Pottsville Pike, Suite E, Reading, PA 19605 and Dwight Allison, GRI Reading, 24 Goos Road, North Hampton, NH 03862, submitted a Final Report concerning remediation of site soils and groundwater contaminated with VOCs, SVOCs and metals. The Final Report demonstrated attainment of the residential Statewide Health Standards and was approved by the Department on February 3, 2006.

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

**Eckerd Drug Store**, Loyalsock Township, **Lycoming County**. Environmental Standards, Inc., 1140 Valley Forge Road, P. O. Box 810, Valley Forge, PA 19482 on behalf of Glimcher Development Corp., 150 East Gay St., Columbus, OH 43215 has submitted a Final Report concerning the remediation of site groundwater contaminated with leaded gasoline, gasoline and diesel fuel. Final Report demonstrated attainment of the Statewide Health Standards and was approved by the Department on February 2, 2006.

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

**The Buncher Company 43rd through 46th Street Property**, City of Pittsburgh, **Allegheny County**. Frank W. Benacquista, P. G., KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 (on behalf of Joseph M. Jackovic, The Buncher Company, 5600 Forward Avenue, Pittsburgh, PA 15217-0930) has submitted a Remedial Investigation Report and a Final Report concerning remediation of site soil and groundwater contaminated with lead, chromium and organics. The Remedial Investigation Report and the Final Report demonstrated attainment of the Site-Specific Standard and were approved by the Department on January 19, 2006.

**Westinghouse Electric Company Specialty Metals Plant**, Derry Township, **Westmoreland County**. William A. Baughman, Cummings/Riter Consultants, Inc., 10 Duff Road, Suite 500, Pittsburgh PA 15235 (on behalf of Dan Wesolowski, Westinghouse Electric Company, R. D. 4, Box 333, Westinghouse Road, Blairsville, PA 15717) has submitted a Risk Assessment Report concerning remediation of site soil and groundwater contaminated with lead,

heavy metals, BTEX and solvents. The Risk Assessment Report was disapproved by the Department on December 15, 2005.

**Wilkinsburg Save-A-Lot**, Wilkinsburg Borough, **Allegheny County**. Dennis Guthrie, URS Corporation, 501 Holiday Drive, Suite 300, Pittsburgh, PA 15220 on behalf of Wesley Johnson, Wilkinsburg Borough Manager, 713 South Avenue, Wilkinsburg, PA 15221 and Fred Ralston, Allegheny County Department of Economic Development, 425 Sixth Street, Pittsburgh, PA 15219 has submitted a Remedial Investigation Report and a Cleanup Plan site soils contaminated with lead and arsenic and site groundwater contaminated with petroleum compounds (benzene, ethyl-benzene, toluene and xylenes). The Remedial Investigation Report and the Cleanup Plan were approved by the Department on December 12, 2005

**Beazer Adelaide Site/Former Koppers Wood Treating Facility**, Dunbar Township, **Fayette County**. James S. Zubrow, P. G., Key Environmental Inc., 1200 Arch Street, Suite 200, Carnegie, PA 15106 (on behalf of Kurt Paschl, Beazer East, Inc., c/o Three Rivers Management, Inc., One Oxford Centre, Suite 3000, Pittsburgh, PA 15219) has submitted a Risk Assessment Report and a Cleanup Plan concerning remediation of site soil and groundwater contaminated with inorganics, other organics and PAHs. The Risk Assessment Report was approved by the Department on July 27, 2005 and the Cleanup Plan on November 17, 2005.

**LTV Southside Works (Parcel A1)**, City of Pittsburgh, **Allegheny County**. Martin Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Urban Redevelopment Authority, 200 Ross Street, Pittsburgh, PA 15219 and South Pittsburgh LLC 150 East Broad Street Suite 200, Columbus Ohio 43215) has submitted a Final Report concerning the remediation of site soil contaminated with chlorinated solvents, PCBs, PAHs, other organics and Inorganics. The Final Report demonstrated attainment of the Site Specific Standard and was approved by the Department on July 22, 2005.

**LTV South Side Parcel B2a**, City of Pittsburgh, **Allegheny County**. Martin C. Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of 2600 Block B2 Associates, LP, 400 Penn Center Blvd., Suite 211, Pittsburgh, PA 15235) has submitted a Final Report concerning remediation of site soil contaminated with PCBs, heavy metals, PHCs and PAHs. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on December 27, 2005.

**LTV South Side Parcel D2b**, City of Pittsburgh, **Allegheny County**. Martin C. Knuth, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Soffer Quantum II Associates, LP, 400 Penn Center Blvd., Suite 211, Pittsburgh, PA 15235) has submitted a Final Report concerning remediation of site soil contaminated with PCBs, Heavy Metals, PHCs and PAHs. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on December 27, 2005.

**Liberty Park Development Site**, City of Pittsburgh, **Allegheny County**. Joseph M. Harrick, Penn Environmental and Remediation, Inc., 359 Northgate Drive, Warrendale, PA 15066 (on behalf of John Coyne, P. E. Director of Engineering and Construction, Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219) has submitted a Remedial Investigation

Report concerning remediation of site soils contaminated with metals including antimony, arsenic, boron, lead, thallium, silver and PAH. The Remedial Investigation Report was approved by the Department on August 25, 2005.

**Liberty Park Development Site**, City of Pittsburgh, **Allegheny County**. Joseph M. Harrick, Penn Environmental and Remediation, Inc., 359 Northgate Drive, Warrendale, PA 15066 (on behalf of John Coyne, P. E. Director of Engineering and Construction, Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219) has submitted a Soils Cleanup Plan concerning remediation of site soils contaminated with metals including antimony, arsenic, boron, lead, thallium, silver and PAH. The Soils Cleanup Plan was approved by the Department on September 20, 2005.

#### HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

**Permit issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous waste storage facility.**

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

**Permit No. PA0890090004. United States Department of Energy, Pittsburgh Naval Reactors Office, Bettis Atomic Power Laboratory**, I-14 Pittsburgh-McKeesport Boulevard, West Mifflin, PA 15122. Operation of hazardous and mixed hazardous and radioactive waste storage facilities in West Mifflin Borough, **Allegheny County**. Permit issued in the Regional Office on February 2, 2006.

#### AIR QUALITY

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

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

**AQ-SE-0014: Haines and Kibblehouse, Inc.** (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on February 3, 2006, to operate a portable crushing plant in Hilltown Township, **Bucks County**.

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

**39-323-004GP4: Albarell Electric, Inc.** (P. O. Box 799, Bethlehem, PA 18018) on January 30, 2006, to construct and operate a burn-off oven and associated air cleaning device at 1000C West Lehigh Street, Bethlehem, **Lehigh County**.

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

**GP3-12-07-03014: New Enterprise Stone and Lime Co., Inc.** (P. O. Box 77, New Enterprise, PA 16664) on January 31, 2006, for a Portable Nonmetallic Mineral Processing Plant under GP3 in Taylor Township, **Blair County**.

**GP3-38-03050: Haines and Kibblehouse, Inc.** (P. O. Box 196, Skippack, PA 19474) on January 27, 2006, for a Portable Nonmetallic Mineral Processing Plant under GP3 in North Annville Township, **Lebanon County**.

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

**GP5-26-00549: Phillips Production Company** (502 Keystone Drive, Warrendale, PA 15085) on January 25, 2006, to operate a replacement natural gas fired engine at the Adams Compressor Station located in Dunbar Township, **Fayette County**.

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

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

**22-05034D: Pennsy Supply, Inc.** (1001 Paxton Street, Harrisburg, PA 17105) on January 30, 2006, to modify existing hot mix asphalt plant at Hummelstown Quarry, South Hanover Township, **Dauphin County**.

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

**18-00005C: Dominion Transmission, Inc.** (445 West Main Street, Clarksburg, WV 26301) on January 18, 2006, to modify a fugitive volatile organic compound emission limitation at a natural gas compressor station (Finnefrock Compressor Station) by increasing the respective limitation from 4.4 tons in any 12-consecutive month period to 15.41 tons in any 12-consecutive month period in Leidy Township, **Clinton County**.

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

**65-00851A: Newcomer Products, Inc.** (P. O. Box 272, Latrobe, PA 15650) on February 1, 2006, to manufacture cemented carbide products for the metal cutting tools, wear parts, drilling and hard-facing industries at Latrobe Plant in Derry Township located in **Westmoreland County**.

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

**10-027E: Penreco** (138 Petrolia Street Karns City, PA 16041) on January 31, 2006, to construct a new gas/oil fired boiler rated at 91 mmBtu/hr to replace the existing coal fired boiler in Karns City Boro, **Butler County**. The new boiler is subject to the New Source Performance Standards (NSPS) for boilers greater than 10 mmBtu and less than 100 mmBtu. The facility is a Title V Facility.

**37-306B: Atlantic States Materials** (Taylor Run, Mercer PA 16137) on January 23, 2006, to modify Plan Approval 37-306A to increase CO emission limit from the diesel engine from 0.68 lb/hr to 0.90 lb/hr for the Taylor Run Plant in Scott Township, **Lawrence County**.

---

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

---

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

**09-0037E: CMS Gilbreth Packaging Systems, Inc.** (3001 State Road, Croydon, PA 19021) on January 31, 2006, to operate a manual dip tank in Bristol Township, **Bucks County**.

**15-0090A: National Service Industries** (1420 Peachtree Steet NE, Atlanta, GA 30309) on January 27, 2006, to operate flexographic and offset presses in Uwchlan Township, **Chester County**.

**23-0038B: DELCORA** (100 East Fifth Street, P. O. Box 999, Chester, PA 19016) on January 31, 2006, to operate venturi scrubbers, sewage sludge incinerators, quench chambers and scrubber weirs in City Of Chester, **Delaware County**.

**46-0005V: Merck and Co., Inc.** (Sumneytown Pike, P. O. Box WP20, West Point, PA 19486) on January 30, 2006, to operate a biological manufacturing building in Upper Gwynedd Township, **Montgomery County**.

**46-0027A: Johnson and Johnson Pharmaceutical Research and Development, LLC** (Welsh and McKean Roads, Spring House, PA 19477) on January 30, 2006, to operate a selective catalytic reduction (SCR) in Lower Gwynedd Township, **Montgomery County**.

**09-0156: Jolly Gardener Products, Inc.** (500 East Pumping Station Road, Quakertown, PA 18951) on January 31, 2006, to operate two diesel engines and wood processing equipment in Richland Township, **Bucks County**.

**09-0156A: Jolly Gardener Products, Inc.** (500 East Pumping Station Road, Quakertown, PA 18951) on January 31, 2006, to operate three diesel fired engines in Richland Township, **Bucks County**.

**46-0005Y: Merck and Co., Inc.** (Sumneytown Pike, P. O. Box WP20, West Point, PA 19486) on January 31, 2006, to operate a low-VOC alternate operating scenario of the pharmaceutical manufacturing processes in Building 69, in Upper Gwynedd Township, **Montgomery County**.

**46-0155: Sermatech International, Inc.** (159 South Limerick Road, Royersford, PA 19468) on January 31, 2006, to operate three paint spray booths in Limerick Township, **Montgomery County**.

**46-0155C: Sermatech International, Inc.** (159 South Limerick Road, Royersford, PA 19468) on January 31, 2006, to operate a binder mix tank in Limerick Township, **Montgomery County**.

**46-0155D: Sermatech International, Inc.** (159 South Limerick Road, Royersford, PA 19468) on January 31, 2006, to operate a spray booth in Limerick Township, **Montgomery County**.

**46-0025C: Lonza, Inc.** (900 River Road, Conshohocken, PA 19428) on January 31, 2006, to operate a waste incinerator in Upper Merion Township, **Montgomery County**.

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

**18-315-002A: First Quality Products, Inc.** (P. O. Box 270, McElhattan, PA 17748) on February 3, 2006, to construct one absorbent products manufacturing line and to operate three additional lines on a temporary basis, until June 3, 2006, in Wayne Township, **Clinton County**. The plan approval has been extended.

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

**62-017J: United Refining** (Bradley and Dobson Streets, Warren PA 16365) on January 31, 2006, to modify plan approval 62-302-010A to reflect the CO emission limits based on stack tests rather than AP-42 emission factor estimates at the Warren Refinery in Warren, **Warren County**. The refinery is a Title V Facility.

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

**37-306A: Atlantic States Materials of PA, Inc.—Taylor Run Mine** (Route 108, Mercer, PA 16137) on December 31, 2005, for a sand and gravel processing facility in Scott Township, **Lawrence County**.

---

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

---

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

**46-00141: TSG Inc.** (1400 Welsh Road, North Wales, PA 19454) on January 13, 2006, to operate two boilers, spray line, can line and a processor to the facility Title V Operating Permit in North Wales Borough, **Montgomery County**.

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

**36-05002: Armstrong World Industries, Inc.** (1067 Dillerville Road, P. O. Box 3001, Lancaster, PA 17603) on February 3, 2006, to renew the Title V operating permit for their flooring manufacturing plant in the City of Lancaster, **Lancaster County**.

**36-05140: Valley Proteins, Inc.** (P. O. Box 3588, Winchester, VA 22604-2586) on February 1, 2006, to operate the rendering operation to processes raw inedible animal byproducts in East Earl Township, **Lancaster County**.

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

**56-00100: Highland Tank and Manufacturing Company** (1 Highland road, Stoystown, PA 15563) on February 1, 2006, for their tank manufacturing and coating facility in Stoystown Borough, **Somerset County**.

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

**42-00011: International Waxes, Inc.** (45 Route 446, Intersection Route 46 and 446, Smethport, PA 16749) on December 30, 2005, to re-issue the Title V Operating Permit to operate their petroleum and coal product plan in Keating Township, **McKean County**. As a result of potential emissions of NOx, the facility is a major source and is therefore subject to Reasonable Available Control

Technology. The issued renewal Title V Operating Permit does not reflect any changes in air emission from the facility. The facility is subject to Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility is subject to Compliance Assurance Monitoring under 40 CFR Part 64.

---

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

---

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

**06-03032: Hamburg Manufacturing, Inc.** (221 South 4th Street, P. O. Box 147, Hamburg, PA 19526) on January 31, 2006, to operate their castings manufacturing facility in Hamburg Borough, **Berks County**.

**06-03053: Hamburg Manufacturing, Inc.** (221 South 4th Street, P. O. Box 147, Hamburg, PA 19526) on January 31, 2006, to operate their castings finishing facility in Hamburg Borough, **Berks County**.

**36-03098: Powell Steel Corp.** (625 Baumgardner Road, Lancaster, PA 17603-9649) on January 31, 2006, to operate their steel fabricating facility in Pequea Township, **Lancaster County**.

**67-03070: Lower Allen Township Authority** (120 Limekiln Road, New Cumberland, PA 17070-2428) on February 2, 2006, to operate their waste water treatment facility in Fairview Township, **York County**. This is a renewal of their state-only operating permit.

**67-05092: Starbucks Coffee Co.** (3000 Espresso Way, York, PA 17402-8035) on February 2, 2006, to operate their York Roasting Plant in East Manchester Township, **York County**.

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

**41-00068: Keystone Leather Distributors, LLC** (2100 Reach Road, Williamsport, PA 17701) on January 3, 2006, to operate a leather shoe sole waterproofing facility in the City of Williamsport, **Lycoming County**.

**41-00044: Smurfit Stone Container Enterprises, Inc.** (2940 Reach Road, Williamsport, PA 17701) on January 9, 2006, to operate a corrugated paper box manufacturing facility in the City of Williamsport, **Lycoming County**.

**55-00022: Schreck's Painting** (P. O. Box 6, Mt. Pleasant Mills, PA 17853) on January 17, 2006, to operate a modular/mobile home wooden parts surface coating facility in Perry Township, **Snyder County**.

**08-00014: Eastern Industries, Inc.** (4401 Camp Meeting Road, Centre Valley, PA 18034) on January 24, 2006, to operate an asphalt pavement production facility in Wysox Township, **Bradford County**.

**08-00026: Eastern Industries, Inc.** (4401 Camp Meeting Road, Centre Valley, PA 18034) on January 24, 2006, to operate a sand and gravel processing facility in Sheshequin Township, **Bradford County**.

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

**16-00131: Allegheny Wood Products—Marble Hardwood Dimension Lumber** (Highway 208, Marble, PA)

on February 1, 2006, the Department re-issued Synthetic Minor Operating Permit Number to operate a hardwood sawmill and kiln operation located in Washington Township, **Clarion 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.**

---

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

**49-00009: Masonite Corp.** (980 Point Township Drive, Northumberland, PA 17857) on January 30, 2006, via administrative amendment, to transfer the operating permit for the operation of a door finishing facility from Mohawk Flush Doors, Inc. to Masonite Corporation in Point Township, **Northumberland County**.

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

**TV-65-00693: USA Valley Facility Inc.** (Waste Management, Cherrington Corporate Center, 625 Cherrington Parkway, Moon Township, PA 15108) for their USA Valley landfill in Penn Township, **Westmoreland County**.

The Department has administratively amended the Operating Permit to incorporate the names of the new responsible official, change of address, and, permit contact. Through a minor permit modification the Department has revised the permit to incorporate specific alternatives to the collection and control system operation. The proposed methods are acceptable and conform with language allowing such a change in the Operating Permits and also mirror language found in 40 CFR 60.752(b)(2)(i)(B) and 60.753 that allow for alternatives to operational standards for collection and control systems. In addition, two permit conditions were revised to remove the redundancy.

The Department has approved this minor operating permit modification in accordance with 25 Pa. Code § 127.462.

---

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

---

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

---

*Coal Permits Actions*

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

**17851501 and NPDES Permit No. PA0215694, Sky Haven Coal, Inc.** (5510 State Park Road, Penfield, PA 15849), to renew the permit for Clearfield Siding in Boggs Township, **Clearfield County** and related NPDES permit. No additional discharges. Permit issued February 1, 2006.

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

**Permit No. 4075SM12 and NPDES Permit No. PA0248860, Penn Pocahontas Coal Company,** P. O. Box 68, Boswell, PA 15531, renewal of NPDES Permit, Summit Township, **Somerset County**. Receiving stream: UNT to Casselman River classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received December 5, 2005. Permit issued January 27, 2006.

**Permit No. 3366BSM84 and NPDES Permit No. PA0248797, Penn Pocahontas Coal Company,** P. O. Box 68, Boswell, PA 15531, renewal of NPDES Permit, Brothersvalley Township, **Somerset County**. Receiving streams: Buffalo Creek and Tubs Run classified for the following uses: CWF and CWF. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received December 5, 2005. Permit issued January 27, 2006.

**Permit No. 4072SM22 and NPDES Permit No. PA0248894, Penn Coal Land, Inc.,** P. O. Box 68, Boswell, PA 15531, renewal of NPDES Permit, Somerset Township, **Somerset County**. Receiving stream: UNT to Kimberly Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received December 5, 2005. Permit issued January 27, 2006.

**Permit No. 4072SM11 and NPDES Permit No. PA0248886, Penn Coal Land, Inc.,** P. O. Box 68, Boswell, PA 15531, renewal of NPDES Permit, Summit Township, **Somerset County**. Receiving stream: UNT to Miller Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received December 5, 2005. Permit issued January 27, 2006.

**Permit No. 4072SM2 and NPDES Permit No. PA0248878, Penn Coal Land, Inc.,** P. O. Box 68, Boswell, PA 15531, renewal of NPDES Permit, Elk Lick Township, **Somerset County**. Receiving stream: UNT to Meadow Run classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Hooversville Municipal Authority. NPDES renewal application received December 5, 2005. Permit issued January 27, 2006.

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

**26040102 and NPDES Permit No. PA0250571, Amerikohl Mining, Inc.** (1384 SR 711, Stahlstown, PA 15687). Commencement, operation and reclamation of a bituminous surface mine, located in Springfield Township, **Fayette County**, affecting 103 acres. Receiving streams: Stoney Run and UNT to Indian Creek. Application received: June 15, 2004. Permit issued: February 3, 2006.

*Noncoal Permits Actions*

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

**58052809. Douglas G. Kilmer** (R. R. 1 Box 85K, Union Dale, PA 18470), commencement, operation and restoration of a quarry operation in New Milford Township, **Susquehanna County** affecting 5.0 acres. Receiving stream: none. Application received September 2, 2005. Permit issued February 2, 2006.

**58050837. Thomas C. Cramer, Sr.** (R. R. 1 Box 36, Montrose, PA 18801), commencement, operation and restoration of a quarry operation in New Milford and Harford Townships, **Susquehanna County** affecting 5.0 acres. Receiving stream: none. Application received August 2, 2005. Permit issued February 2, 2006.

**58050844. Thomas G. Moore, Sr.** (P. O. Box 102, Masonville, NY 13804), commencement, operation and restoration of a quarry operation in Great Bend Township, **Susquehanna County** affecting 5.0 acres. Receiving stream: none. Application received September 9, 2005. Permit issued February 2, 2006.

**58050845. Pompey Stone** (R. R. 2, Box 2626, Nicholson, PA 18466), commencement, operation and restoration of a quarry operation in Springville Township, **Susquehanna County** affecting 5.0 acres. Receiving stream: none. Application received September 9, 2005. Permit issued February 2, 2006.

**48050801. Livengood Excavators, Inc.** (4661 Lehigh Drive, Walnutport, PA 18088), commencement, operation and restoration of a quarry operation in Lehigh Township, **Northampton County** affecting 5.0 acres. Receiving stream: none. Application received September 19, 2005. Permit issued February 2, 2006.

**58050850. Richard D. Phillips** (R. R. 3 Box 324A3, Montrose, PA 18801), commencement, operation and restoration of a quarry operation in Oakland Township, **Susquehanna County** affecting 5.0 acres. Receiving stream: none. Application received October 11, 2005. Permit issued February 3, 2006.

**58050852. Fred Storey** (R. R. 1 Box 1738, Laceyville, PA 18623), commencement, operation and restoration of a quarry operation in Auburn Township, **Susquehanna County** affecting 5.0 acres. Receiving stream: none. Application received October 14, 2005. Permit issued February 3, 2006.

**58050853. John E. Freitag** (240 Pine Street, Susquehanna, PA 18847), commencement, operation and restoration of a quarry operation in Jackson Township, **Susquehanna County** affecting 5.0 acres. Receiving stream: none. Application received October 21, 2005. Permit issued February 3, 2006.

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

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

**25064001. Hal D. Lilley** (8323 Ox Bow Road, North East, PA 16428). Blasting activity permit to demolish the Koehler Brewery Smokestack in the City of Erie, **Erie**

**County.** This blasting activity permit will expire on March 7, 2006. Application received: January 31, 2006. Application issued: February 2, 2006.

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

**21064103. Douglas Explosives, Inc.** (P. O. Box 77, Philipsburg, PA 16866), construction blasting for Silver Spring Square in Hampden and Silver Spring Townships, **Cumberland County** with an expiration date of June 30, 2007. Permit issued January 30, 2006.

**21064105. Hayduk Enterprises** (P. O. Box 554, Dalton, PA 18414), construction blasting for Silver Spring Square in Hampden and Silver Spring Townships, **Cumberland County** with an expiration date of January 31, 2007. Permit issued January 30, 2006.

**21064107. John W. Gleim, Jr., Inc.** (625 Hamilton Street, Carlisle, PA 17013), construction blasting for Prologis Warehouse in Southampton Township, **Cumberland County** with an expiration date of June 15, 2006. Permit issued January 30, 2006.

**21064108. John W. Gleim, Jr., Inc.** (625 Hamilton Street, Carlisle, PA 17013), construction blasting for Keystone Arms in Middlesex and North Middleton Township, **Cumberland County** with an expiration date of September 15, 2006. Permit issued January 30, 2006.

**23064101. Allan A. Myers, Inc. d/b/a Independence Construction Materials** (P. O. Box 98, Worcester, PA 19490), construction blasting for Camp Sunset Hill in Chadds Ford Township, **Delaware County** with an expiration date of June 30, 2007. Permit issued January 30, 2006.

**28064106. M & J Explosives, Inc.** (P. O. Box 608, Carlisle, PA 17013), construction blasting for Foremost Warehouse in Montgomery Township, **Franklin County** with an expiration date of January 31, 2007. Permit issued January 30, 2006.

**36064108. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting for Longwood Square in East Donegal Township, **Lancaster County** with an expiration date of January 30, 2007. Permit issued January 30, 2006.

**38064104. Keystone Blasting Service** (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting for Tri-Valley Development in South Lebanon Township, **Lebanon County** with an expiration date of December 30, 2006. Permit issued January 30, 2006.

**21064104. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting for Westwood Hills in East Pennsboro Township, **Cumberland County** with an expiration date of January 30, 2007. Permit issued February 1, 2006.

**21064106. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting for Silver Creek Development in Hampden Township, **Cumberland County** with an expiration date of January 30, 2007. Permit issued February 1, 2006.

**28064108. M & J Explosives, Inc.** (P. O. Box 608, Carlisle, PA 17013), construction blasting for Egolf Farm in Quincy Township, **Franklin County** with an expiration date of January 31, 2007. Permit issued February 1, 2006.

**36064110. Warren's Excavating & Drilling, Inc.** (P. O. Box 189, Bowmansville, PA 17507), construction blasting for Cheltenham Court in Manheim Township,

**Lancaster County** with an expiration date of February 1, 2007. Permit issued February 1, 2006.

**36064111. Warren's Excavating & Drilling, Inc.** (P. O. Box 189, Bowmansville, PA 17507), construction blasting for Westwood Green in Manor Township, **Lancaster County** with an expiration date of February 1, 2007. Permit issued February 1, 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

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

**E15-731. Willow Creek, LLC**, 214A Willow Valley Lakes Drive, Willow Street, PA 17584, London Grove Township, **Chester County**, ACOE Philadelphia District.

To perform the following activities within and along a UNT to the Middle Branch of the White Clay Creek (TSF-MF) associated with the Foxchase Subdivision:

1. To remove twin 36-inch CMP culverts and to construct and maintain a road crossing at Paddock Way consisting of an approximately 32-foot long 6-foot by 28-foot open bottom culvert and associated utilities. The culvert will span the restored watercourse and associated wetlands. An 8-inch PVC sewer line and an 8-inch water line will be directionally bored under the culvert at Paddock Way.

2. To construct and maintain an approximately 72-foot long 8-foot wide pedestrian boardwalk shading 8 linear feet of watercourse and 0.01 acre of wetland.

3. To construct and maintain a 20-foot long 8-foot wide pedestrian bridge providing a complete span of the watercourse.

4. To install and maintain an 8-inch water utility line crossing via directional drill method beneath the watercourse and wetlands adjacent to the culvert at Porter Road.

The site is located approximately 300 feet east of the intersection of New London and West Avondale Roads (West Grove USGS Quadrangle N: 8.0 inches, W: 12.7 inches).

The issuance of this permit also constitutes approval of a Water Quality Certification under section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

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

**E59-471. Brian Keck, Keck's Food Service, R. R. 1, Box 70, Millerton, PA 16936.** Water Obstruction and Encroachment Permit for wetland impact and crosspipe construction, in Jackson Township, **Tioga County**, ACOE Susquehanna River Basin District (Jackson Summit, PA Quadrangle N: 12.5 inches; W: 15.0 inches).

The applicant proposes to remove two existing HDPE culverts (30-inch and 18-inch) and construct and maintain two 48-inch dia. HDPE pipes measuring 32 feet long, 220 cubic yards of fill to provide cover material over the two aforementioned culvert pipes within the impoundment area of an existing dam D59-041 (C-3) and permanently impact approximately 0.037 acre of wetlands. The proposed project will directly affect approximately 850 square feet of the permitted dam and 0.037 acre of wetlands, located at the headwaters of Hammond Creek,

500 feet south of the intersection of SR 0328 and SR 1020, which is classified as a CWF.

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

**E02-1496. Borough of Verona, 736 East Railroad Avenue, Verona, PA 15147.** To construct and maintain an expansion to an existing boat dock in Verona Borough and the Municipality of Penn Hills, **Allegheny County**, Pittsburgh ACOE District. (Braddock, PA Quadrangle N: 22.0 inches; W: 13.6 inches and Latitude: 40° 29' 45"—Longitude: 79° 50' 52"). To construct and maintain an expansion to an existing boat dock and to operate and maintain the existing boat ramp wall, located along the left bank of the Allegheny River (WWF) near River Mile 10.5. This permit replaces General Permit Nos. GP020204203 and GP030204206 and cancels the Submerged Lands License Agreement for the General Permit for the boat dock.

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

**E43-327, Department of Transportation, District 1-0, 255 Elm Street P. O. Box 398, Oil City, PA 16301.** SR 2025, Section B00, Segment 0020, Offset 0000 Across Barmore Run, in Pine Township, **Mercer County**, ACOE Pittsburgh District (Grove City, PA Quadrangle N: 3.6 inches; W: 14.3 inches).

To remove the existing bridge and to construct and maintain a 30-foot long concrete twin cell box culvert having a 15-foot wide by 6-foot high waterway opening across Barmore Run (CWF) on SR 2025, Section B00, Segment 0020, Offset 0000 less than 1 mile southwest of Grove City.

#### ENVIRONMENTAL ASSESSMENTS

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

**D60-060EA. Bureau of Waterways Engineering, P. O. Box 8460, Harrisburg, PA 17105-8460.** Lewis Township, **Union County**, ACOE Baltimore District.

Project proposes to breach and remove Milmont Dam located across Penns Creek (WWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The project will restore approximately 700 linear feet of stream channel. The dam is located approximately 1,700 feet southeast of the intersection of Creek Road (SR 3004) and SR 3003 (Hartleton, PA Quadrangle N: 0.70 inch; W: 1.4 inches).

## STORAGE TANKS SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Land Recycling and Waste Management, Director, P. O. Box 8763, Harrisburg, PA 17105-8763.

SSIP Permit No.	Applicant Name & Address	County	Municipality	Tank Type	Tank Capacity
0626002	Hunter Panels, LLC P. O. Box 7000 Carlisle, PA 17013 Attn: Christopher Sager	Fayette	Georges Township	Two ASTs storing Diphenylmethane Diisocyanate	54,000 gallons total

---

**SPECIAL NOTICES**


---

**Certification to Perform Radon-Related Activities in this Commonwealth**

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

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
David Barnes	6433 Fir Road Allentown, PA 18104	Testing
Joseph Cline	P. O. Box 4422 Harrisburg, PA 17111	Testing
Robert Ellis	39 Blaine Avenue Leola, PA 17540	Testing
Roger Emery	P. O. Box 1749 6 Burnshaw Lane Albrightsville, PA 18210	Testing and Mitigation
H. B. McClure Company	P. O. Box 1745 Harrisburg, PA 17105	Mitigation
Joel Hart	2155 Stopper Drive Montoursville, PA 17754	Testing
Gregg Harwood Professional Home Inspection Service	1278 Vestal Avenue Binghamton, NY 13903	Testing and Mitigation
Harold Henry	622 Japan Street Erie, PA 16502	Testing
Edward Johnston	1902 Concord Road Ambridge, PA 15003	Testing
Daniel Jones	98 Porter Avenue Scottsdale, PA 15683	Testing
Daniel Linski	100 North Wilkes-Barre Blvd. Wilkes-Barre, PA 18702	Testing
Timothy McDaniel	330 South Saint Elmo Street Allentown, PA 18104	Testing
Stephen Notwick	27 Jasmine Road Levittown, PA 19056	Mitigation
Susan Nowicki	414 Manordale Road Pittsburgh, PA 15241	Testing
Dwayne Ott	667 Park Avenue (Rear) Tyrone, PA 16686	Testing
Anna Rashid	215 Hillsville Road Bessemer, PA 16112	Testing
Frederick Ruziecki	9870 Hilltop Drive Bangor, PA 18013	Testing
David Scholtz	Route 115 & State Road Effort, PA 18330	Laboratory
Bruce Thomas A-Z Tech Home Inspections, Inc.	17 Fosterville Road Greensburg, PA 15601	Testing
James Weber	56 Bentwood Road Drums, PA 18222	Testing
Frederick Wedman Moyer & Son, Inc.	113 East Reliance Road Souderton, PA 18964	Mitigation



### Categorical Exclusion

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

*Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Towanda Borough	P. O. Box 188 Towanda, PA 18848	Bradford

*Description:* The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Towanda Municipal Authority proposes the conversion of the existing treatment units to achieve biological nutrient reduction of nitrogen and chemical precipitation of phosphorus as well as other improvements to complete the plant upgrade. The Department of Environmental Protection's (Department) review of the project and the information received has not identified any significant, adverse environmental impacts resulting from this proposal. The Department has categorically excluded this project from the State Environmental Review Process.

[Pa.B. Doc. No. 06-278. Filed for public inspection February 17, 2006, 9:00 a.m.]

### Air Quality Technical Advisory Committee Meeting Change

The February 28, 2006, meeting of the Air Quality Technical Advisory Committee has been rescheduled to March 17, 2006, from 9 a.m. to 3 p.m. in the Susquehanna Conference Room, Department of Environmental Protection, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110.

Questions concerning the change of meeting should be directed to Terry L. Black at (717) 787-2030 or [tblack@state.pa.us](mailto:tblack@state.pa.us). The agenda and meeting materials for the March 17, 2006, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Keywords: Public Participation, Participate).

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Susan Ferree at (717) 787-9495 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-279. Filed for public inspection February 17, 2006, 9:00 a.m.]

### Availability of Technical Guidance

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

posted. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

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

#### *Ordering Paper Copies of Department Technical Guidance*

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

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

#### *Changes to Technical Guidance Documents*

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

#### *Final Technical Guidance*

DEP ID: 362-4000-003. Title: Act 537 Program Guidance; Local Agency/Municipality Evaluation and Compliance Activity. Description: This document provides guidance concerning the implementation and execution of compliance and enforcement activities related to the Sewage Facilities Act (Act 537). Specifically, the guidance provides general strategy and procedures to Department staff for evaluating municipal and local agency performance when implementing the Act 537 program. It also provides potential compliance actions available to municipalities and local agencies to correct deficient performance. The document was developed in conformance with the Department's policy on "Standards and Guidelines For Identifying, Tracking, and Resolving Violations" and is issued under the authority of the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20a) and 25 Pa. Code Chapters 71—73 (relating to administration of Sewage Facilities Planning Program; administration of Sewage Facilities Permitting Program; and standards for onlot sewage treatment facilities). Notice of the draft guidance document was published at 35 Pa.B. 3601 (June 25, 2005) with provision for a 30-day public comment period that concluded on July 25, 2005. The Department did not receive any written comments on the draft document during the public comment period. Contact: James Novinger, Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 787-9637, [jnovinger@state.pa.us](mailto:jnovinger@state.pa.us). Effective Date: February 18, 2006.

DEP ID: 362-4000-004. Title: Act 537 Program Guidance; Sewage Enforcement Officer Evaluation and Compliance Activity. Description: This document identifies general strategy and procedures used by Department staff when evaluating the performance of a sewage enforcement officer (SEO) relative to their responsibilities specified in Act 537. The document also provides potential compliance actions available to SEOs to correct deficient performance. The document was developed in conformance with the Department's policy on "Standards and Guidelines For Identifying, Tracking, and Resolving Violations" and is issued under the authority of the Pennsylvania Sewage Facilities Act and 25 Pa. Code Chapters 72 and 73. Notice of the draft guidance document was published at 35 Pa.B. 3601 with provision for a

30-day public comment period that concluded on July 25, 2005. The Department received comments on the draft document, which were addressed in a Department-prepared Comment and Response document. Contact: James Novinger, Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 787-9637, jnovinger@state.pa.us. Effective Date: February 18, 2006.

DEP ID: 362-4000-005. Title: Act 537 Program Guidance; Enforcement—Identifying, Tracking and Resolving of Sewage Facilities Act Violations. Description: This document identifies general strategy and procedures used by Department staff for pursuing enforcement activity against municipalities, local agencies and sewage enforcement officers found to be sufficiently deficient in their responsibilities under Act 537 to warrant formal action. The document was developed in conformance with the Department's policy on "Standards and Guidelines For Identifying, Tracking, and Resolving Violations" and is issued under the authority of the Pennsylvania Sewage Facilities Act and 25 Pa. Code Chapters 71—73. Notice of the draft guidance document was published at 35 Pa.B. 3601 with provision for a 30-day public comment period that concluded on July 25, 2005. The Department did not receive any written comments on the draft document during the public comment period. Contact: James Novinger, Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 787-9637, jnovinger@state.pa.us. Effective Date: February 18, 2006.

DEP ID: 362-4180-004. Title: Act 537 Program Guidance; Calculating Civil Penalty Assessment Amounts. Description: This document establishes procedures for the calculation and assessment of civil penalties under Act 537. The document was developed in conformance with the Department's policy on "Standards and Guidelines For Identifying, Tracking, and Resolving Violations" and is issued under the authority of the Pennsylvania Sewage Facilities Act. Notice of the draft guidance document was published at 35 Pa.B. 3601 with provision for a 30-day public comment period that concluded on July 25, 2005. The Department did not receive any written comments on the draft document during the public comment period. Contact: James Novinger, Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 787-9637, jnovinger@state.pa.us. Effective Date: February 18, 2006.

DEP ID: 362-4180-005. Title: Act 537 Program Guidance; Civil Penalty Assessment Processing. Description: This document establishes procedures to ensure the consistent application and processing of civil penalty assessment authority, as provided to the Department by section 13.1 of Act 537. The document was developed in conformance with the Department's policy on "Standards and Guidelines For Identifying, Tracking, and Resolving Violations" and is issued under the authority of the Pennsylvania Sewage Facilities Act. Notice of the draft guidance document was published at 35 Pa.B. 3601, with provision for a 30-day public comment period that concluded on July 25, 2005. The Department did not receive any written comments during the public comment period. Contact: James Novinger, Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 787-9637, jnovinger@state.pa.us. Effective Date: February 18, 2006.

*Draft Technical Guidance—Substantive Revision*

DEP ID: 362-0300-002. Title: Small Flow Treatment Facilities Manual. Description: This manual proposes major amendments to the existing guidance at 33 Pa.B. 5783 (November 22, 2003) regarding the design, permitting, installation, operation and maintenance of small flow treatment facilities. Specific amendments proposed to the guidance include changes to the grade of a building sewer, filter design loading rates, sand and underdrain piping specifications, accessible sand filter design and septic tank design. A change to the Annual Maintenance Report submission date is also proposed. The guidance is issued under the authority of the Pennsylvania Sewage Facilities Act, The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and Title 25 Pa. Code Chapter 91 (relating to general provisions). Written Comments: The Department is seeking comments on the substantive revisions to draft technical guidance #362-0300-002. Interested persons may submit written comments on this draft technical guidance document by March 20, 2006. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Tom Franklin, Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, Rachel Carson State Office Building, 11th Floor, Harrisburg, PA 17105-8774, thfranklin@state.pa.us. Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*. Contact: Questions regarding the draft technical guidance document should be directed to Tom Franklin, (717) 783-1820, thfranklin@state.pa.us.

*Draft Technical Guidance*

DEP ID: 563-2112-101. Title: Aboveground Storage Tanks on Coal Mining Permits. Description: This draft technical guidance document describes the permitting and monitoring requirements for aboveground storage tanks on coal mine sites. It applies to all coal mining and reclamation activities approved under the Surface Mining Conservation and Reclamation Act, including Government Financed Construction Contracts. The guidance does not apply to storage tanks on Noncoal Mining Sites. The guidance is issued under the authority of the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a), The Clean Streams Law and the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104). Written Comments: The Department is seeking comments on draft technical guidance #563-2112-101. Interested persons may submit written comments on this draft technical guidance document by March 20, 2006. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments should be submitted to William S. Allen, Jr., Department of Environmental Protection, P. O. Box 8461, Rachel Carson State Office Building, 5th Floor, Harrisburg, PA 17105-8461, wallen@state.pa.us. Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*. Contact: Questions regarding the draft technical guidance document should be directed to William Allen, (717) 787-5103, wallen@state.pa.us.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-280. Filed for public inspection February 17, 2006, 9:00 a.m.]

### **Citizens Advisory Council, Air Quality Technical Advisory Committee and the Mercury Rule Workgroup Joint Meeting**

A briefing for members of the Citizens Advisory Council, Air Quality Technical Advisory Committee and the Mercury Rule Workgroup will be held to discuss concepts and options for the development of regulations to control mercury emissions from coal-fired electric utility generating units in this Commonwealth. The meeting will be held on February 22, 2005, at 2 p.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Questions concerning this meeting should be directed to Dean Van Orden, Bureau of Air Quality, Department of Environmental Protection, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-1455, dvanorden@state.pa.us.

Persons with a disability who require accommodations to attend the meeting should contact the Department of Environmental Protection (Department) at (717) 705-2425 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-281. Filed for public inspection February 17, 2006, 9:00 a.m.]

### **Coastal Resources 309 Assessment and Strategy**

The Coastal Resources Management Program (program) has developed a draft program Assessment and Strategy in accordance with section 309 of the Coastal Zone Management Act. This assessment is part of a voluntary coastal zone enhancement grants program that encourages states and territories to develop program changes in one or more of nine coastal enhancement areas: Special Area Management Planning, Cumulative and Secondary Impacts, Ocean and Great Lakes Resources, Public Access, Coastal Hazards, Wetlands, Marine Debris, Energy and Government Facility Siting, and Aquaculture. Under this program, the United States Secretary of Commerce is authorized to make awards to states and territories to develop and submit for Federal approval program changes that support attainment of the objectives of one or more of the enhancement areas.

The Assessment and Strategy document is available on the Department of Environmental Protection's (Department) website at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Keywords: Coastal Zone Management Program/Coastal Zones) or can be obtained by contacting the Water Planning Office at (717) 772-4785. Comments may be submitted until March 20, 2006.

Comments may be mailed to Kevin Hess, Coastal Resource Specialist, Department of Environmental Protection, Water Planning Office, Rachel Carson State Office Building, P. O. Box 2063, Harrisburg, PA 17105-2063, khess@state.pa.us.

Following the 30-day public comment period, the Department will review submitted comments, prepare a written comments and response document and prepare a final Assessment and Strategy, which will be submitted to the United States Commerce Department. The availability of the final Assessment and Strategy will be announced in a future edition of the *Pennsylvania Bulletin*.

Questions concerning the document should be directed to Kevin Hess at (717) 772-4785 or khess@state.pa.us.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-282. Filed for public inspection February 17, 2006, 9:00 a.m.]

### **Radiation Protection Advisory Committee Meeting Change**

The March 15, 2006, meeting of the Radiation Protection Advisory Committee has been rescheduled to June 15, 2006, from 9 a.m. to 3 p.m. in the 14th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Questions concerning the change of meeting should be directed to Ray Urciuolo at (717) 783-9730 or lurciuolo@state.pa.us. The agenda and meeting materials for the June 15, 2006, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Keywords: Public Participation, Participate).

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Donielle Skelton at (717) 787-3720 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 06-283. Filed for public inspection February 17, 2006, 9:00 a.m.]

## **DEPARTMENT OF LABOR AND INDUSTRY**

### **Prevailing Wage Appeals Board Public Meeting**

The Prevailing Wage Appeals Board will hold a public meeting on Tuesday, February 21, 2006, at 10 a.m. in the 3rd Floor Conference Room, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA.

The ADA contact is Gina Meckley, (717) 783-9424.

STEPHEN M. SCHMERIN,  
*Secretary*

[Pa.B. Doc. No. 06-284. Filed for public inspection February 17, 2006, 9:00 a.m.]

# DEPARTMENT OF REVENUE

## Pennsylvania Diamond White Riches 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 Diamond White Riches.

2. *Price:* The price of a Pennsylvania Diamond White Riches instant lottery game ticket is \$10.

3. *Play Symbols:* Each Pennsylvania Diamond White Riches instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: Balloon symbol (BALLOON), Cabbage symbol (CABAGE), Cake symbol (CAKE), Candy symbol (CANDY), Car symbol (CAR), Cash symbol (CASH), Chest symbol (CHEST), Coins symbol (COINS), Cookie symbol (COOKIE), Crown symbol (CROWN), Emerald symbol (EMERALD), Gift symbol (GIFT), Gold Bar symbol (GOLD), Heart symbol (HEART), House symbol (HOUSE), Money Bag symbol (MNYBAG), Money symbol (MONEY), Moon symbol (MOON), Necklace symbol (NCKLACE), Piggy Bank symbol (PIGBNK), Pot of Gold symbol (PTGOLD), Rabbit's Foot symbol (RBTFT), Ring symbol (RING), Rainbow symbol (RNBOW), Rose symbol (ROSE), 7 symbol (SEVEN), Horse Shoe (SHOE), Shamrock (SHROCK), Star symbol (STAR), Sun symbol (SUN), Wish Bone (WBONE) and 10X symbol (10TIMES).

4. *Prize Symbols:* The prize symbols and their captions, located in the 15 "prize" areas are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$15\$ (FIFTN), \$20\$ (TWENTY), \$25\$ (TWY FIV), \$50\$ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$250,000 (TWHNFYTH) and \$500,000 (FIVHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$15, \$20, \$25, \$50, \$100, \$200, \$500, \$1,000, \$250,000 and \$500,000. The player can win up to 15 times on the ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 7,200,000 tickets will be printed for the Pennsylvania Diamond White Riches instant lottery game.

### 7. Determination of Prize Winners:

(a) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$500,000 (FIVHUNTHO) appearing in the "prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$500,000.

(b) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$250,000 (TWHNFYTH) appearing in the "prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

(c) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$1,000 (ONE THO) appearing in the "prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets with a Necklace (NCKLACE) play symbol, and a prize symbol of \$50\$ (FIFTY) appears in ten of the "prize" areas, and a prize symbol of \$100 (ONE HUN) appears in five of the "prize" areas on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets with a 10X (10TIMES) play symbol, and a prize symbol of \$100 (ONE HUN) appearing in the "prize" area to the right of that 10X (10TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$500 (FIV HUN) appearing in the "prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets with a Necklace (NCKLACE) play symbol, and a prize symbol of \$25\$ (TWY FIV) appears in ten of the "prize" areas, and a prize symbol of \$50\$ (FIFTY) appears in five of the "prize" areas on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets with a 10X (10TIMES) play symbol, and a prize symbol of \$50\$ (FIFTY) appearing in the "prize" area to the right of that 10X (10TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$200 (TWO HUN) appearing in the "prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$200.

(j) Holders of tickets with a Necklace (NCKLACE) play symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in five of the "prize" areas, and a prize symbol of \$15\$ (FIFTN) appears in ten of the "prize" areas on a single ticket, shall be entitled to a prize of \$200.

(k) Holders of tickets with a 10X (10TIMES) play symbol, and a prize symbol of \$20\$ (TWENTY) appearing in the "prize" area to the right of that 10X (10TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$200.

(l) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$100 (ONE HUN) appearing in the "prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets with a Necklace (NCKLACE) play symbol, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in ten of the "prize" areas, and a prize symbol of \$10.00 (TEN DOL) appears in five of the "prize" areas on a single ticket, shall be entitled to a prize of \$100.

(n) Holders of tickets with a 10X (10TIMES) play symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appearing in the "prize" area to the right of that 10X (10TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$50 (FIFTY) appearing in the "prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets with a 10X (10TIMES) play symbol, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appearing in the "prize" area to the right of that 10X (10TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$25 (TWY FIV) appearing in the "prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$25.

(r) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$20 (TWENTY) appearing in the "prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(s) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$15 (FIFTEEN) appearing in the "prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$15.

(t) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$10 (TEN DOLLARS) appearing in the

"prize" area to the right of that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(u) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$5 (FIVE DOLLARS) appearing in the "prize" area to the right of that Ring (RING) 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 Ring Symbol, Win With Prize(s) of:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 7,200,000 Tickets</i>
\$5 × 2	\$10	28.57	252,000
\$10	\$10	14.63	492,000
\$5 × 3	\$15	100	72,000
\$15	\$15	42.86	168,000
\$5 × 4	\$20	150	48,000
\$10 × 2	\$20	60	120,000
\$20	\$20	30	240,000
\$5 × 5	\$25	150	48,000
\$5 × 3 + \$10	\$25	150	48,000
\$15 + \$10	\$25	150	48,000
\$25	\$25	75	96,000
\$5 × 10	\$50	300	24,000
\$10 × 5	\$50	600	12,000
\$25 × 2	\$50	600	12,000
\$5 w/10X	\$50	200	36,000
\$50	\$50	200	36,000
\$10 × 10	\$100	480	15,000
\$50 × 2	\$100	480	15,000
\$10 w/10X	\$100	480	15,000
NECKLACE w/(\$5 × 10) + (\$10 × 5)	\$100	480	15,000
\$100	\$100	240	30,000
\$20 × 10	\$200	2,400	3,000
\$20 W/10X	\$200	2,400	3,000
NECKLACE w/(\$10 × 5) + (\$15 × 10)	\$200	2,400	3,000
\$200	\$200	1,200	6,000
\$50 × 10	\$500	12,000	600
\$100 × 5	\$500	12,000	600
\$50 w/10X	\$500	12,000	600
\$500	\$500	6,000	1,200
NECKLACE w/(\$25 × 10) + (\$50 × 5)	\$500	12,000	600
\$100 × 10	\$1,000	240,000	30
\$200 × 5	\$1,000	240,000	30
\$500 × 2	\$1,000	240,000	30
NECKLACE w/(\$50 × 10) + (\$100 × 5)	\$1,000	240,000	30
\$100 w/10X	\$1,000	240,000	30
\$1,000	\$1,000	240,000	30
\$250,000	\$250,000	1,200,000	6
\$500,000	\$500,000	1,200,000	6

10X (10TIMES) = Win 10 times the prize automatically.

NECKLACE (NCKLACE) = Win all 15 prizes automatically.

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 Diamond White Riches 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 Diamond White Riches, prize money from winning Pennsylvania Diamond White Riches 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 Diamond White Riches 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 Diamond White Riches or through normal communications methods.

GREGORY C. FAJT,  
Secretary

[Pa.B. Doc. No. 06-285. Filed for public inspection February 17, 2006, 9:00 a.m.]

### Pennsylvania \$100,000 Supercash 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 Supercash.

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

3. *Play Symbols:* Each Pennsylvania \$100,000 Supercash instant lottery game ticket will contain one play area featuring a "SUPERCASH NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "SUPERCASH NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR) and 24 (TWYFOR). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and a SUPER symbol (CASH).

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$2.<sup>00</sup> (TWO DOL), \$5.<sup>00</sup> (FIV DOL), \$6.<sup>00</sup> (SIX DOL), \$10.<sup>00</sup> (TEN DOL), \$15\$ (FIFTN), \$25\$ (TWY FIV), \$50\$ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$2,500 (TWYFIVHUN), and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are \$2, \$5, \$6, \$10, \$15, \$25, \$50, \$100, \$250, \$2,500 and \$100,000. A player can win up to ten times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 7,200,000 tickets will be printed for the Pennsylvania \$100,000 Supercash instant lottery game.

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

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

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SUPERCASH NUMBERS" play symbols and a prize symbol of \$2,500 (TWYFIVHUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2,500.

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

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

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

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

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

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

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

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

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

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

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SUPER symbol (CASH), and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the SUPER symbol (CASH) on a single ticket, shall be entitled to a prize of \$10.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SUPERCASH NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SUPER symbol (CASH), and a prize symbol of \$6<sup>00</sup> (SIX DOL) appears under the SUPER symbol (CASH) on a single ticket, shall be entitled to a prize of \$6.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SUPERCASH NUMBERS" play symbols and a prize symbol of \$6<sup>00</sup> (SIX DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SUPER symbol (CASH), and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the SUPER symbol (CASH) on a single ticket, shall be entitled to a prize of \$5.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SUPERCASH NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "SUPERCASH NUMBERS" play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

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

<i>When Any of Your Numbers Match Any of the Supercash Numbers, Win With Prize(s) of:</i>	<i>Win:</i>	<i>Approximate Odds 1 In:</i>	<i>Approximate No. of Winners Per 7,200,000 Tickets</i>
\$5	\$5	30	240,000
\$5 w/SUPER	\$5	19.35	372,000
\$6	\$6	30	240,000
\$6 w/SUPER	\$6	30	240,000
\$2 x 5	\$10	150	48,000
\$5 x 2	\$10	150	48,000
\$10	\$10	150	48,000
\$10 w/SUPER	\$10	100	72,000
\$5 x 3	\$15	600	12,000
\$10 + \$5	\$15	600	12,000
\$15	\$15	600	12,000
\$15 w/SUPER	\$15	300	24,000
\$5 x 5	\$25	85.71	84,000
\$25	\$25	85.71	84,000
\$25 w/SUPER	\$25	100	72,000
\$25 x 2	\$50	300	24,000
\$15 x 3 + \$5	\$50	600	12,000
\$5 x 10	\$50	300	24,000
\$10 x 5	\$50	300	24,000
\$50	\$50	300	24,000
\$50 w/SUPER	\$50	600	12,000
\$10 x 10	\$100	1,200	6,000
\$50 x 2	\$100	1,200	6,000
\$100	\$100	1,200	6,000
\$100 w/SUPER	\$100	1,200	6,000
\$25 x 10	\$250	13,333	540
\$50 x 5	\$250	13,333	540
\$250	\$250	13,333	540
\$250 w/SUPER	\$250	13,333	540
\$250 x 10	\$2,500	600,000	12
\$2,500	\$2,500	600,000	12
\$100,000	\$100,000	600,000	12

SUPER (CASH) = Win prize under it automatically.  
Prizes, including the top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$100,000 Supercash 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 Supercash, prize money from winning Pennsylvania \$100,000 Supercash 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 Supercash 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 Supercash or through normal communications methods.

GREGORY C. FAJT,  
Secretary

[Pa.B. Doc. No. 06-286. Filed for public inspection February 17, 2006, 9:00 a.m.]

**Pennsylvania Quick \$50 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 Quick \$50.

2. *Price:* The price of a Pennsylvania Quick \$50 instant lottery game ticket is \$1.

3. *Play Symbols:* Each Pennsylvania Quick \$50 instant lottery game ticket will contain one play area containing six prize play symbols and a "BONUS BOX." The prize play symbols and their captions located in the play area are: FREE (TICKET), \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$50\$ (FIFTY), \$100 (ONE HUN) and \$5,000 (FIV THO). The play symbols located in the "BONUS

BOX" are: FREE (TICKET) symbol, Star symbol (STAR), Coin symbol (COIN), Moneybag symbol (MNYBAG), Diamond symbol (DMND), Gold Bar symbol (GOLD) and a Bill symbol (WIN \$50).

4. *Prizes:* The prizes that can be won in this game are: Free Ticket, \$2, \$4, \$5, \$10, \$20, \$50, \$100 and \$5,000.

5. *Approximate Number of Tickets Printed for the Game:* Approximately 16,800,000 tickets will be printed for the Pennsylvania Quick \$50 instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching play symbols of \$5,000 (FIV THO) in the play area on a single ticket, shall be entitled to a prize of \$5,000.

(b) Holders of tickets with three matching play symbols of \$100 (ONE HUN) in the play area on a single ticket, shall be entitled to a prize of \$100.

(c) Holders of tickets with three matching play symbols of \$50\$ (FIFTY) in the play area on a single ticket, shall be entitled to a prize of \$50.

(d) Holders of tickets with a Bill symbol (WIN \$50) in the "BONUS BOX," on a single ticket, shall be entitled to a prize of \$50.

(e) Holders of tickets with three matching play symbols of \$20\$ (TWENTY) in the play area on a single ticket, shall be entitled to a prize of \$20.

(f) Holders of tickets with three matching play symbols of \$10<sup>00</sup> (TEN DOL) in the play area on a single ticket, shall be entitled to a prize of \$10.

(g) Holders of tickets with three matching play symbols of \$5<sup>00</sup> (FIV DOL) in the play area on a single ticket, shall be entitled to a prize of \$5.

(h) Holders of tickets with three matching play symbols of \$4<sup>00</sup> (FOR DOL) in the play area on a single ticket, shall be entitled to a prize of \$4.

(i) Holders of tickets with three matching play symbols of \$2<sup>00</sup> (TWO DOL) in the play area on a single ticket, shall be entitled to a prize of \$2.

(j) Holders of tickets with three matching play symbols of FREE (TICKET) in the play area on a single ticket, shall be entitled to a prize of one Pennsylvania Quick \$50 instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

(k) Holders of tickets with a FREE (TICKET) Symbol in the "BONUS BOX," on a single ticket, shall be entitled to a prize of one Pennsylvania Quick \$50 instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

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

<i>Get:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 16,800,000 Tickets</i>
3—FREE's	TICKET	20	840,000
FREE (BONUS BOX)	TICKET	20	840,000
3—\$2's	\$2	16.67	1,008,000
3—\$4's	\$4	37.50	448,000
3—\$5's	\$5	75	224,000
3—\$10's	\$10	300	56,000
3—\$20's	\$20	300	56,000



<i>Get:</i>	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 16,800,000 Tickets</i>
3—\$50's	\$50	800	21,000
BILL (BONUS BOX)	\$50	800	21,000
3—\$100's	\$100	120,000	140
3—\$5,000's	\$5,000	1,680,000	10

BILL = In BONUS BOX win \$50 automatically.

FREE = In BONUS BOX win FREE TICKET.

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

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Quick \$50 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Quick \$50, prize money from winning Pennsylvania Quick \$50 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 Quick \$50 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

11. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Quick \$50 or through normal communications methods.

GREGORY C. FAJT,  
Secretary

[Pa.B. Doc. No. 06-287. Filed for public inspection February 17, 2006, 9:00 a.m.]

### Pennsylvania Wizard of Odds '06 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 Wizard of Odds '06.

2. *Price:* The price of a Pennsylvania Wizard of Odds '06 instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Wizard of Odds '06 instant lottery game ticket will contain one play area featuring a "WIZARD NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WIZARD NUMBERS" area are: 1 (ONE), 2

(TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), a Wand symbol (WAND) and a Crystal Ball symbol (CRYSBL).

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

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$4, \$5, \$10, \$20, \$50, \$100, \$500 and \$20,000. A player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 8,400,000 tickets will be printed for the Pennsylvania Wizard of Odds '06 instant lottery game.

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

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WIZARD NUMBERS" play symbols and a prize symbol of \$20,000 (TWY THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20,000.

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

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

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

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

(WAND), and a prize symbol of \$100 (ONE HUN) appears under the Wand symbol (WAND) on a single ticket, shall be entitled to a prize of \$100.

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

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

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

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

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Crystal Ball symbol (CRYSBL), and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the Crystal Ball symbol (CRYSBL) on a single ticket, shall be entitled to a prize of \$20.

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

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

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Crystal Ball symbol (CRYSBL), and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the Crystal Ball symbol (CRYSBL) on a single ticket, shall be entitled to a prize of \$10.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wand symbol (WAND), and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the Wand symbol (WAND) on a single ticket, shall be entitled to a prize of \$10.

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

of \$10<sup>00</sup> (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wand symbol (WAND), and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the Wand symbol (WAND) on a single ticket, shall be entitled to a prize of \$5.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WIZARD NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Crystal Ball symbol (CRYSBL), and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears under the Crystal Ball symbol (CRYSBL) on a single ticket, shall be entitled to a prize of \$4.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wand symbol (WAND), and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears under the Wand symbol (WAND) on a single ticket, shall be entitled to a prize of \$4.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WIZARD NUMBERS" play symbols and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Crystal Ball symbol (CRYSBL), and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears under the Crystal Ball symbol (CRYSBL) on a single ticket, shall be entitled to a prize of \$2.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wand symbol (WAND), and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears under the Wand symbol (WAND) on a single ticket, shall be entitled to a prize of \$2.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WIZARD NUMBERS" play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WIZARD NUMBERS" play symbols and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1.

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

*When Any of Your Numbers Match Either of the Wizard Numbers, Win With Prize(s) of:*

\$2  
\$1 x 2  
\$2 w/WAND  
\$1 w/CRYSTAL BALL

*Win:*  
\$2  
\$2  
\$2  
\$2

*Approximate Odds of 1 In:*  
33.33  
37.50  
37.50  
37.50

*Approximate No. of Winners Per 8,400,000 Tickets*  
252,000  
224,000  
224,000  
224,000

*When Any of Your Numbers Match Either of the Wizard Numbers, Win With Prize(s) of:*

	<i>Win:</i>	<i>Approximate Odds of 1 In:</i>	<i>Approximate No. of Winners Per 8,400,000 Tickets</i>
\$4	\$4	75	112,000
\$2 × 2	\$4	75	112,000
\$4 w/WAND	\$4	75	112,000
\$2 w/CRYSTAL BALL	\$4	75	112,000
\$5	\$5	75	112,000
\$1 × 5	\$5	75	112,000
\$5 w/WAND	\$5	150	56,000
\$10	\$10	250	33,600
\$5 × 2	\$10	250	33,600
\$2 × 5	\$10	250	33,600
\$10 w/WAND	\$10	250	33,600
\$5 w/CRYSTAL BALL	\$10	250	33,600
\$20	\$20	375	22,400
\$5 × 4	\$20	375	22,400
\$4 × 5	\$20	375	22,400
\$10 × 2	\$20	750	11,200
\$20 w/WAND	\$20	500	16,800
\$10 w/CRYSTAL BALL	\$20	500	16,800
\$50	\$50	1,500	5,600
\$5 × 10	\$50	1,500	5,600
\$10 × 5	\$50	1,500	5,600
\$50 w/WAND	\$50	1,500	5,600
\$20 w/CRYSTAL BALL + \$10	\$50	1,500	5,600
\$100	\$100	20,000	420
\$20 × 5	\$100	20,000	420
\$100 w/WAND	\$100	20,000	420
\$50 w/CRYSTAL BALL	\$100	17,143	490
\$500	\$500	840,000	10
\$100 × 5	\$500	840,000	10
\$100 w/CRYSTAL BALL	\$500	840,000	10
× 2 + \$100			
\$20,000	\$20,000	840,000	10

WAND (WAND) = Win prize shown under it automatically.  
CRYSTAL BALL (CRYSBL) = Win double the prize shown.

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

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Wizard of Odds '06 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 Wizard of Odds '06, prize money from winning Pennsylvania Wizard of Odds '06 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 Wizard of Odds '06 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 Wizard of Odds '06 or through normal communications methods.

GREGORY C. FAJT,  
*Secretary*

[Pa.B. Doc. No. 06-288. Filed for public inspection February 17, 2006, 9:00 a.m.]

# DEPARTMENT OF TRANSPORTATION

## Finding Allegheny 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) and Allegheny County are planning to remove the Chartiers Creek Bridge No. 15 (bridge). The bridge carries Turner Road over Chartiers Creek between the Borough of Rosslyn Farms and the City of Pittsburgh in Allegheny County. The bridge has been closed since 1987.

The bridge is eligible for listing on the National Register of Historic Places and, therefore, qualifies as a Section 2002 resource. The State Historic Preservation Officer (SHPO) has concurred in a determination of "Adverse Effect" upon the resource.

Based upon studies, there is no feasible and prudent alternative to the proposed action. Mitigation measures will be taken to minimize harm as stipulated in the Environmental Document, the Section 2002 Evaluation and the associated Memorandum of Understanding including documentation of the bridge to Historic American Engineering Record (HAER) standards.

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 the effects.

GARY L. HOFFMAN, P. E.,  
*Deputy Secretary for Highway Administration*

[Pa.B. Doc. No. 06-289. Filed for public inspection February 17, 2006, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Removal of Special Regulation Designation; Powell Creek, Dauphin County

The Fish and Boat Commission (Commission) has removed Powell Creek, Dauphin County from the upper bridge on Back Road (T-551) downstream to the confluence of an unnamed tributary along Taylor School Road (T-358), a distance of 2.5 miles, from the list of Delayed Harvest Artificial Lures Only Areas regulated and managed under 58 Pa. Code § 65.6 (relating to delayed harvest artificial lures only areas). The removal will be effective upon publication of this notice in the *Pennsylvania Bulletin*.

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

[Pa.B. Doc. No. 06-290. Filed for public inspection February 17, 2006, 9:00 a.m.]

### 2006 Changes to List of Class A Wild Trout Waters

The Fish and Boat Commission (Commission) has approved the additions to the list of Class A Wild Trout Streams as set forth at 35 Pa.B. 6716 (December 10, 2005), with the exception of sections of Plum Creek and Halter Creek in Blair County. Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource and to conserve that resource and the angling that it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission manages these stream sections for wild trout with no stocking.

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

[Pa.B. Doc. No. 06-291. Filed for public inspection February 17, 2006, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, February 2, 2006, and announced the following:

#### *Regulation Approved:*

Department of Revenue #15-431: Proof Required to Establish Credit (amends 61 Pa. Code § 111.5)

#### Approval Order

Public Meeting held  
February 2, 2006

*Commissioners Voting:* Alvin C. Bush, Vice Chairperson, by phone; Arthur Coccodrilli, Acting Chairperson; John F. Mizner, Esq.; Murray Ufberg, Esq.

*Department of Revenue—Proof Required to Establish Credit; Regulation No. 15-431*

On December 13, 2005, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Revenue (Department). This rulemaking amends 61 Pa. Code § 111.5. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This amendment brings an existing regulation into consistency with the Department policy of not requiring a signed copy of an out-of-state tax return to qualify for credit for taxes paid to another state. In addition to facilitating tax filings, it will save the Commonwealth approximately \$200,000 in processing costs.

We have determined this regulation is consistent with the statutory authority of the Department (72 P.S. §§ 7333(c) and 7354) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 06-292. Filed for public inspection February 17, 2006, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Agency Contract Termination of The Insurance Alliance of Central PA under Act 143; Harleysville Insurance; Doc. No. AT06-01-022

A prereview telephone conference initiated by this office is scheduled for March 8, 2006. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before March 3, 2006. A date for a review shall be determined, if necessary, at the prereview telephone conference.

Motion preliminary to those at the review, protests, petitions to intervene or notices of intervention, if any, must be filed on or before February 22, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before March 1, 2006.

No prereview memoranda or other written submissions are required for the prereview conference; however, the parties are encouraged to discuss settlement and possible stipulations pending the conference.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-293. Filed for public inspection February 17, 2006, 9:00 a.m.]

### Mark Allan, D. O.; Prehearing

### Appeal of Mark Allan, D. O. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P.S. §§ 1303.101—1303.910); Doc. No. MM05-12-025

On or before January 24, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's November 7, 2005, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for February 14, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before February 9, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before January 31, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before February 7, 2006.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-294. Filed for public inspection February 17, 2006, 9:00 a.m.]

### Application for Domestic Certificate of Authority

Penn Reserve Insurance Company, Ltd. has applied for a Certificate of Authority to operate as a domestic stock casualty insurance company in this Commonwealth. The filing was made under The Insurance Company Law of 1921 (40 P.S. §§ 341—991). Persons wishing to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Written statements must include name, address and telephone number of the interested party, identification of the application to which the statement is addressed and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, rbrackbill@state.pa.us.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-295. Filed for public inspection February 17, 2006, 9:00 a.m.]

### Application for Voluntary Surrender of Certificate of Authority

Health Net of Pennsylvania, Inc., a domestic health maintenance organization, has submitted an application for approval to surrender its Insurance Department (Department) Certificate of Authority. Persons wishing to comment on the grounds of public or private interest concerning the surrender are invited to submit a written statement to the Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Written statements must include the name, address and telephone number of the writer, identification of the application to which the comment is addressed and a concise statement with sufficient detail to inform the Department of the exact basis of the comment and the relevant facts upon which it is based. Written statements should be directed to Robert Brackbill, Company Licensing Division, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, rbrackbill@state.pa.us.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-296. Filed for public inspection February 17, 2006, 9:00 a.m.]

**Ronald B. Greene, M. D.; Prehearing****Appeal of Ronald B. Greene, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM06-01-024**

On or before February 15, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's November 30, 2005, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for March 8, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before March 3, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before February 22, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before March 1, 2006.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-297. Filed for public inspection February 17, 2006, 9:00 a.m.]

**Hamot Medical Center; Prehearing****Appeal of Hamot Medical Center under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM05-12-019**

On or before January 24, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's November 1, 2005, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for February 14, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before February 9, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before January 31, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before February 7, 2006.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-298. Filed for public inspection February 17, 2006, 9:00 a.m.]

**Insurance Services Office, Inc.; Private Passenger Automobile Loss Cost Revision; Rate Filing**

On February 1, 2006, the Insurance Department (Department) received from Insurance Services Office, Inc. a filing for a proposed loss cost level change for private passenger automobile insurance.

The advisory organization requests an overall 8.2% decrease in loss cost effective November 1, 2006.

Unless formal administrative action is taken prior to April 2, 2006, the subject filing may be deemed approved by operation of law.

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

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-299. Filed for public inspection February 17, 2006, 9:00 a.m.]

**Memorial Hospital; Prehearing****Appeal of Memorial Hospital under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. Nos. MM06-01-023 and MM06-01-025**

On or before February 16, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's December 19, 2005, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for March 9, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before March 3, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before February 23, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before March 2, 2006.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-300. Filed for public inspection February 17, 2006, 9:00 a.m.]

**Jawdat A. Nikoula, M. D.; Prehearing****Appeal of Jawdat A. Nikoula, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM05-12-018**

On or before January 24, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for his disagreement with MCARE's October 21, 2005, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for February 14, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before February 9, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before January 31, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before February 7, 2006.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-301. Filed for public inspection February 17, 2006, 9:00 a.m.]

**Parker Oil Company; Allied Eastern Indemnity Company; Prehearing****Appeal of Parker Oil Company; Allied Eastern Indemnity Company; Doc. No. WC06-01-016**

Under section 654 of The Insurance Company Law of 1921 (40 P. S. § 814), notice is hereby given that the previously captioned appellant has requested a hearing regarding premium distribution.

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure).

A prehearing telephone conference initiated by this office is scheduled for February 8, 2006, at 2 p.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before February 3, 2006.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before February 21, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before February 28, 2006.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-302. Filed for public inspection February 17, 2006, 9:00 a.m.]

**Review Procedure Hearings; Cancellation or Refusal of Insurance**

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insureds' automobile policies. The hearings will be held in accordance with the requirements of Act 68, 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Harrisburg, Philadelphia and Pittsburgh. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Jack Nelson; file no. 05-119-10521; Encompass Indemnity Company; doc. no. P06-01-004; February 23, 2006, 10 a.m.

Appeal of John Woodfield; file no. 05-183-12064; Westfield Insurance Co.; doc. no. P06-01-007; March 1, 2006, 10 a.m.

Appeal of Eugene and Josephine Sentiwany; file no. 05-193-08645; AIG Preferred Insurance Co.; doc. no. P06-01-015; March 2, 2006, 10 a.m.

The following hearing will be held in the Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Eugene T. Kane; file no. 05-266-11456; American International South Insurance Co.; doc. no. PH06-01-020; March 24, 2006, 2 p.m.

The following hearing will be held in the Pittsburgh Regional Office, Room 304, State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Lisa A. Davidson; file no. 05-303-11137; Safeco Insurance Company; doc. no. PI06-01-031; April 11, 2006, 3 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated represen-

tatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Kathryn Culbertson, Agency Coordinator, (717) 705-4194.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-303. Filed for public inspection February 17, 2006, 9:00 a.m.]

### Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' policies. The administrative hearings will be held in the Insurance Department's regional offices in Philadelphia and Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Walter and Robin Race; file no. 05-215-12418; Farmers & Mechanics Insurance Company; doc. no. PH06-01-029; March 24, 2006, 3 p.m.

The following hearing will be held in the Pittsburgh Regional Office, Room 304, State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of William and Carla McCue and David Dennis; file no. 05-303-71828; Encompass Indemnity Company; doc. no. PI06-01-030; April 11, 2006, 4 p.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Kathryn Culbertson, Agency Coordinator at (717) 705-4194.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-304. Filed for public inspection February 17, 2006, 9:00 a.m.]

### Review Procedure Hearings under the Unfair Insurance Practices Act

The following insurer has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with the company's termination of the insureds' policy. The administrative hearings will be held in the Insurance Department's regional office in Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Pittsburgh Regional Office, Room 304, State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Erie Insurance Exchange; file no. 05-119-09184; Darcey and Richard Powell; doc. no. P06-01-003; April 11, 2006, 11 a.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Kathryn Culbertson, Agency Coordinator at (717) 705-4194.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-305. Filed for public inspection February 17, 2006, 9:00 a.m.]



**Sargon, Inc.; Hearing****Appeal of Sargon, Inc. under the Storage Tank and Spill Prevention Act; Underground Storage Tank Indemnification Fund; USTIF File No. 04-147(F); Doc. No. UT05-10-035**

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and any other relevant procedure provisions of law.

A hearing shall occur on March 23, 2006, at 11 a.m. in the Administrative Hearings Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130. Motions preliminary to those at hearing, protests, petitions to intervene, notices of appearance or notices of intervention, if any, must be filed with the Hearings Administrator at the previously listed address on or before March 1, 2006. Responses to preliminary motions, if any, shall be filed on or before March 15, 2006.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Kathryn Culbertson, Agency Coordinator at (717) 705-4194.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-306. Filed for public inspection February 17, 2006, 9:00 a.m.]

**Patrick Roy Vereb, Sr.; Prehearing****License Denial; Doc. No. AG05-12-028**

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure).

A prehearing telephone conference initiated by this office is scheduled for February 9, 2006. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before February 3, 2006. A date for a hearing shall be determined, if necessary, at the prehearing/settlement conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before January 26, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before February 2, 2006.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 06-307. Filed for public inspection February 17, 2006, 9:00 a.m.]

**LEGISLATIVE  
REFERENCE BUREAU****Documents Filed But Not Published**

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

*Executive Board*

Resolution #CB-06-003, Dated January 13, 2006. Authorizes the Collective Bargaining Agreement between the Commonwealth and the Pennsylvania State Education Association, National Education Association, Local Association effective 7/1/2004 through 6/30/2007.

*Governor's Office*

Management Directive No. 220.3—Mail Delivery Between Harrisburg and the Philadelphia and Pittsburgh State Office Buildings, Amended January 10, 2006.

Management Directive No. 615.1—Temporary Assignment of Commonwealth Automotive Fleet Vehicles, Amended January 6, 2006.

MARY JANE PHELPS,  
*Director*  
*Pennsylvania Bulletin*

[Pa.B. Doc. No. 06-308. Filed for public inspection February 17, 2006, 9:00 a.m.]

**LIQUOR CONTROL BOARD****Expiration of Leases**

The following Liquor Control Board lease will expire:

Philadelphia County, Wine & Spirits Shoppe #5149, 4049 Market Street, Philadelphia, PA 19104.

*Lease Expiration Date:* June 30, 2006

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 6,000 net useable square feet of new or existing retail commercial space within the intersection of 44th and Market Street, Philadelphia.

*Proposals due:* March 10, 2006, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128  
**Contact:** James M. Bradley, (215) 482-9671

JONATHAN H. NEWMAN,  
*Chairperson*

[Pa.B. Doc. No. 06-309. Filed for public inspection February 17, 2006, 9:00 a.m.]

# PATIENT SAFETY AUTHORITY

## Public Meeting

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. § 1303.303), enacted on March 20, 2002, will hold a meeting of the Authority's 11 member board on Tuesday, March 14, 2006, at 10:30 a.m. in the Wildwood Conference Center, Harrisburg Area Community College, One HAAC Drive, Harrisburg, PA.

Individuals having questions regarding this meeting, which is open to the public, should contact the Authority at (717) 346-0469.

ALAN B. K. RABINOWITZ,  
*Administrator*

[Pa.B. Doc. No. 06-310. Filed for public inspection February 17, 2006, 9:00 a.m.]

# PENNSYLVANIA GAMING CONTROL BOARD

## Public Input Hearing Schedule

The Pennsylvania Gaming Control Board (Board) has adopted a schedule for public-input hearings on gaming facilities proposed for the Commonwealth. The Board will conduct 13 days of hearings at nine locations across Pennsylvania in April and May of 2006.

The Board invites applicants, individuals, community organizations and representatives of county and local governments that would be affected by a gaming facility within their borders to participate in the hearings. Those interested in speaking must submit a registration form that can be downloaded from the Board's website: [www.pgcb.state.pa.us](http://www.pgcb.state.pa.us). Registration forms received by the Board must be postmarked no later than March 6, 2006, to be considered. The process for the hearings has been designed to facilitate presentation of the broadest possible array of opinions at the hearings. Guidelines for participation have been developed for the hearings and are also posted on the website.

To access exact locations and times, guidelines for participants and registration information, visit the website and click on the "Public Input Hearings" button on the home page.

The locations and dates of the hearings, as well as the proposed facilities to be discussed at each, are:

- April 5, Gettysburg, Gettysburg College (Crossroads Gaming)
- April 6-7, Harrisburg, State Museum (Mountainview)
- April 10-12, Philadelphia, Drexel University (HSP Gaming; Philadelphia Entertainment & Development; PNK (Pa), LLC; Riverwalk Casino; Keystone Redevelopment; Chester Downs; Greenwood Gaming)

- April 18-19, Pittsburgh, Omni William Penn Hotel (IOC Pittsburgh Inc.; PITG Gaming; Station Square Gaming; Washington Trotting)

- April 21, Erie, Gannon University (Presque Isle Downs)

- April 27, Poconos, Split Rock Resort (Downs Racing; Mount Airy; Pocono Manor)

- April 28, Lehigh Valley, Crowne Plaza Allentown Hotel (Sands Bethworks Gaming; Boyd PA Partners; Tropicana PA, LLC)

- May 2, Uniontown, Holiday Inn Holidome & Conference Center (Woodlands Fayette)

- May 3, Somerset, Hidden Valley Resort (Seven Springs Farm)

THOMAS A. DECKER,  
*Chairperson*

[Pa.B. Doc. No. 06-311. Filed for public inspection February 17, 2006, 9:00 a.m.]

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## Natural Gas Service

**A-125141F2001. Orwell Natural Gas Company.** Application of Orwell Natural Gas Company for approval of the abandonment of natural gas to one natural gas service customer located in Heath Township, Jefferson County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before March 6, 2006. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* Orwell Natural Gas Company

*Through and By Counsel:* James P. Melia, Esquire, Kirkpatrick & Lockhart Nicholson Graham, LLP, 17 North Second Street, 18th Floor, Harrisburg, PA 17101-1507

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 06-312. Filed for public inspection February 17, 2006, 9:00 a.m.]

## Natural Gas Service

**A-123100F0035. UGI Utilities, Inc.** Application of UGI Utilities, Inc. for approval to render natural gas distribution service to the public in portions of North Coventry and East Coventry Townships, Chester County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harris-

burg, PA 17105-3265, with a copy served on the applicant, on or before March 6, 2006. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* UGI Utilities, Inc.

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

JAMES J. MCNUITY,  
*Secretary*

[Pa.B. Doc. No. 06-313. Filed for public inspection February 17, 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 March 13, 2006. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

#### Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

**A-00114063, F. 2. Fayetteville Volunteer Fire Department, Inc.** (101 West Main Street, Fayetteville, Franklin County, PA 17222)—persons, in paratransit service, from points in the Counties of Franklin, Cumberland, Adams and Dauphin, to points in Pennsylvania, and return.

**A-00122413, Sabrina Hammond** (1843 West Nedro Avenue, Philadelphia, Philadelphia County, PA 19141)—persons, in paratransit service, from points in the City and County of Philadelphia, to all State and Federal correctional institutions, located in Pennsylvania, and return.

**A-00122424, Northern Lehigh Ambulance Service, Inc.** (118 Railroad Street, Slatington, Lehigh County, PA 18080)—persons in paratransit service, from points in the Counties of Lehigh and Northampton, and the Township of Springfield in Bucks County to points in Pennsylvania and return.

**A-00122397, Alexander Wright, Sr. t/a Wright Transit Company** (6143 Elmwood Avenue, Philadelphia, Philadelphia County, PA 19142)—persons, in paratransit service, from points in the southwestern portion of Philadelphia, bounded as follows: beginning at the intersection of 54th Street and Cobbs Creek Parkway along Cobbs Creek Parkway to 86th Street, then along 86th Street to Bartram Avenue, then along Bartram Avenue to Island Avenue, then along Island Avenue to Eastwick Avenue,

then along Eastwick Avenue to 54th Street, then along 54th Street to the place of beginning, to points in Pennsylvania and return.

**A-00122422, Robert Weir** (284 South Sandy Hill Road, Chester County, PA 19320)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from the County of Chester to points in Pennsylvania, and return.

**A-00122429, Joseph David Gerlitzki, III** (247-A South Belmont Road, Paradise, Lancaster County, PA 17562)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster, to points in Pennsylvania, and return.

#### Applications of the following for approval of the *additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.*

**A-00110054, Folder 4. Celebrity Limousine Service, Inc.** (2521 Yellow Springs Road, Malvern, Chester County, PA 19355), a corporation of the Commonwealth, for the additional right to begin to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Berks, Bucks, Chester, Delaware, Lancaster and Montgomery; and the City and County of Philadelphia, to points in Pennsylvania and return. *Attorney:* Richard T. Mulcahey, Jr., Esquire, Schubert & Bellwoar, Two Penn Center, Suite 1400, 1500 John F. Kennedy Boulevard, Philadelphia, PA 19102-1890.

**A-00119348, Folder 3. Jadco Enterprises, Inc. t/a Sterling Limousine & Transportation Services** (2288 Second Street Pike, Suite 2, Wrightstown, Bucks County, PA 18940)—persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Bucks, Montgomery, Chester and Delaware to points in Pennsylvania and return.

#### 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 household goods as described under the application.*

**A-00121037, Folder 3. J A Transportation, Inc. t/a Countrywide Moving & Storage** (915 Madison Avenue, Norristown, Montgomery County, PA 19403), a corporation of the Commonwealth—household goods in use, from points in the Counties of Philadelphia, Delaware, Chester, Montgomery and Bucks, included within a line which connects the boundaries of Chester, West Chester, Paoli, Norristown, Doylestown and Morrisville, but not including said places, to other points in Pennsylvania, and vice versa, which is to be a transfer of all the rights authorized under the certificate issued at A-00100040 to American Transfer, Inc., subject to the same limitations and conditions. *Attorney:* Richard T. Mulcahey, Jr., Two Penn Center, 1500 John F. Kennedy Boulevard, Philadelphia, PA 19102.

### Complaint

*Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Romberger Trucking, Inc.;*  
*Doc. No. A-00114684C0501*

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 the principal place of business of ROMBERGER TRUCKING, INC., respondent, is 460 REINER SCHOOL ROAD, TOWER CITY, PA 17980.

2. That respondent was issued a certificate of public convenience by this Commission on April 15, 1998, at Docket No. A-00114684.

3. That, on August 17, 2005, respondent was sent an initial assessment of \$333.00. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$333.00.

4. That respondent has an outstanding assessment of \$333.00.

5. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).

6. That respondent, by failing to pay the assessment, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

WHEREFORE, unless respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which (1) cancels the Certificate of Public Convenience issued to respondent, (2) requests the Pennsylvania Department of Transportation to put an administrative hold on the respondent's motor vehicle registrations, (3) notifies the Pennsylvania Department of Revenue that respondent's Certificate of Public Convenience has been revoked, (4) notifies respondent's insurance carrier that respondent's Certificate of Public Convenience has been revoked and (5) imposes, when necessary, an additional fine on the respondent.

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

I, 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). 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. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Administrative Services, Attention Steve Reed  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Administrative Services (717) 783-6190.

**Complaint**

*Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Washington Township/ Fayette City Community Ambulance Service; Doc. No. A-00114131C0501*

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 Washington Township/Fayette City Community Ambulance Service, respondent, maintains a principal place of business at 1392 Fayette Avenue, Belle Vernon, Fayette County, PA 15012.

2. That respondent was issued a Certificate of Public Convenience by this Commission on April 23, 1999, at Application Docket No. A-00114131.

3. That numerous attempts have been made to contact respondent by the Commission's Safety office to have its vehicles inspected. Upon further investigation, it appears that this carrier is no longer providing this service; it was found that the telephone number provided has been disconnected. Respondent abandoned or discontinued paratransit service without having first filed an application with this Commission

4. That respondent, by failing to submit an application to this Commission requesting approval for discontinuance of service, violated 52 Pa. Code § 3.381(a)(1)(v) and 66 Pa.C.S. § 1102(a)(2).

WHEREFORE, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke the Certificate of Public Convenience of Washington Township/Fayette City Community Ambulance Service at A-00114131.

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

I, 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

#### NOTICE

A. You must file an answer within twenty (20) 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 (3) 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 (20) 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 either 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. 06-314. Filed for public inspection February 17, 2006, 9:00 a.m.]

#### Sewer and Water Service

**A-210066F0002 and A-230049F0002. Eaton Sewer and Water Company.** Application of Eaton Sewer and Water Company for approval to begin to offer, render, furnish or supply sanitary sewer and water services to the public in additional territory in Eaton Township, Wyoming County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before March 6, 2006. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* Eaton Sewer and Water Company

*Through and By Counsel:* Joseph Sileo, Esquire, Ufberg, Tressler and Sileo, LLP, 310 Penn Avenue, Scranton, PA 18503

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 06-315. Filed for public inspection February 17, 2006, 9:00 a.m.]

#### Water and Wastewater Service

**A-210742F2000, A-230075F2000, A-210097F0002 and A-230104. Pine Grove Estates Water and Sewer Company and Pocono Waterworks Company, Inc.** Application of Pine Grove Estates Water and Sewer Company for approval of: 1) the transfer by sale, lease or other device of any property and rights of Pine Grove Estates Water and Sewer Company to Pocono Waterworks Company, Inc.; 2) the right of Pocono Waterworks Company, Inc. to begin to offer, render, furnish or supply water and wastewater services to the public in the Pine Grove Estates Housing Development located in Wayne County; and 3) the right of Pine Grove Estates Water and Sewer Company to abandon its certificate of public convenience as a water and sewer company to the public in the Pine Grove Estates Housing Development in Wayne County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before March 6, 2006. The documents filed in

support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* Pine Grove Estates Water and Sewer Company and Pocono Waterworks Company, Inc.

*Through and By Counsel:* Berger Law Firm, PC, 2104 Market Street, Camp Hill, PA 17011

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 06-316. Filed for public inspection February 17, 2006, 9:00 a.m.]

---