

NOTICES

DEPARTMENT OF AGRICULTURE

Agricultural Land Conservation Assistance Grant Program; Application Period

An application period for grants under the Agricultural Land Conservation Assistance Grant Program (program administered by the Department of Agriculture (Department)) has started. The program is authorized by sections 7.1 and 7.3 of the act of June 18, 1982 (3 P. S. §§ 1207.1 and 1207.3). In summary, the program allows the Department to award grants to certain counties for projects that will establish or improve agricultural conservation easement purchase programs. Regulations for the program are in 7 Pa. Code Chapter 138h (relating to agricultural land conservation assistance grant program). These regulations can be viewed and downloaded at www.pacode.com.

Applications for the program will be accepted by the Department beginning January 7, 2008, for a 45-day period ending at 4 p.m. on February 21, 2008. Information and grant application forms may be obtained from Dawn Patrick, Bureau of Farmland Preservation, Department of Agriculture, 2301 North Cameron Street, Room 402, Harrisburg, PA 17110-9408.

DENNIS C WOLFF,
Secretary

[Pa.B. Doc. No. 07-2208. Filed for public inspection December 7, 2007, 9:00 a.m.]

Amendment of Quarantine Order; Viral Hemorrhagic Septicemia Virus

Recitals

A. Viral hemorrhagic septicemia (VHS) is an infectious disease caused by a rhabdovirus—the viral hemorrhagic septicemia virus (VHSV)—in a variety of fish species.

B. VHS has been designated a “dangerous transmissible disease” of animals under a temporary order issued by the Department of Agriculture (Department) under 3 Pa.C.S. § 2321(d) (relating to dangerous transmissible diseases). The current temporary order making this designation was published at 36 Pa.B. 7974 (December 30, 2006).

C. The Department has broad authority under the Domestic Animal Law to regulate the keeping and handling of domestic animals to exclude, contain or eliminate dangerous transmissible diseases.

D. VHS has caused death losses to various fish species in the Great Lakes and other infected waterways.

E. VHS is of particular concern to Pennsylvania’s aquaculture industry, in that its presence and impact may severely limit the market for Pennsylvania-produced fish and fish products.

F. VHS virus exists within the Lake Erie and Lake Ontario watersheds, which includes portions of Crawford, Erie and Potter Counties.

G. The Department registers “artificial propagators” of fish and “dealers” of fish under 3 Pa.C.S. §§ 4201—4223 (relating to Aquacultural Development Law). There are the Department-registered artificial propagators and dealers within the Lake Erie and the Lake Ontario Watersheds.

H. VHS virus exists in several States outside this Commonwealth, including Illinois, Indiana, Michigan, Minnesota, New York, Ohio and Wisconsin.

I. There is no known treatment for VHS infection, no vaccine against this disease and no feasible live animal test that can detect the presence of VHSV.

J. The Domestic Animal Law allows at 3 Pa.C.S. § 2329 (relating to quarantine) for the establishment of a Quarantine Order under the circumstances described previously.

K. PDA established a VHS-related quarantine by Order of October 13, 2007. This was published at 37 Pa.B. 5534.

L. The referenced October 13, 2007, Quarantine Order incorporated the then-current list of “VHS-susceptible species” developed by the Animal and Plant Health Inspection Service of the United States Department of Agriculture (USDA APHIS). USDA APHIS has since revised that list—adding some species to the list, deleting some species and clarifying the names of some species.

M. PDA seeks to amend its October 13, 2007, Quarantine Order by revising the definition of “VHS-susceptible species” to track with current USDA APHIS thinking on this subject.

Order

The Department amends Paragraph 2 of the General Quarantine Order and Interstate Quarantine Order it issued with respect to VHS on October 13, 2007, as published at 37 Pa.B. 5534, to read in its entirety as follows:

2. *VHS-susceptible species.* For purposes of this order, the term “VHS-susceptible species” shall include live animals, dead animals and dead animal parts of the following fish species, as well as any other fish species designated “VHS-susceptible species” by the Animal and Plant Health Inspection Service of the United States Department of Agriculture (USDA APHIS) after the effective date of this Order:

Black Crappie (*Pomoxis nigromaculatus*), Bluegill (*Lepomis macrochirus*), Bluntnose Minnow (*Pimephales notatus*), Brown Bullhead (*Ictalurus nebulosus*), Brown Trout (*Salmo trutta*), Burbot (*Lota lota*), Channel Catfish (*Ictalurus punctatus*), Chinook Salmon (*Oncorhynchus tshawytscha*), Emerald Shiner (*Notropis atherinoides*), Freshwater Drum (*Aplodinotus grunniens*), Gizzard Shad (*Dorosoma cepedianum*), Lake Whitefish (*Coregonus clupeaformis*), Largemouth Bass (*Micropterus salmoides*), Muskellunge (*Esox masquinongy*), Pike (*Esox lucius*), Pumpkinseed (*Lepomis gibbosus*), Rainbow Trout (*Oncorhynchus mykiss*), Rock Bass (*Ambloplites rupestris*), Round Goby (*Neogobius melanostomus*), Shorthead redhorse (*Moxostoma macrolepidoptum*), Silver redhorse (*Moxostoma anisurum*), Smallmouth Bass (*Micropterus dolomieu*), Spottail shiner (*Notropis hudsonius*), Trout-perch (*Percopsis omiscomaycus*), Walleye (*Sander vitreus*), White Bass (*Morone chrysops*), White Perch (*Morone americana*),

Yellow Perch (*Perca flavescens*). The term "VHS-susceptible species" does not include the eggs of these species.

The term "VHS-susceptible species" does not include any of the previously-listed species if it is no longer designated a "VHS-susceptible species" by USDA APHIS after the date of this Order.

The referenced General Quarantine Order and Interstate Quarantine Order issued with respect to VHS on October 13, 2007, shall remain in full force and effect, with the amendment stated previously.

This Order is immediately effective on this date, and shall remain in effect unless rescinded or modified by subsequent order.

This Order shall not be construed as limiting the Department's authority to establish additional quarantine or testing requirements relating to VHS.

DENNIS C WOLFF,
Secretary

[Pa.B. Doc. No. 07-2209. Filed for public inspection December 7, 2007, 9:00 a.m.]

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 9, 2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending November 27, 2007.

BANKING INSTITUTIONS

Section 112 Applications

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
11-19-07	Black River BancVenture, Inc., Memphis, TN, to acquire up to 49.9% of Allegiance Bank of North America, Bala Cynwyd, PA	Memphis, TN	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-16-07	Susquehanna Bank PA Lititz Lancaster County	Lititz	Effective
	Purchase of assets/assumption of liabilities of four branch offices of Susquehanna Bank DV, Bryn Mawr, located at:		
	2228 State Hill Road Wyomissing Berks County	4930 5th Street Highway Temple Berks County	
	4915 Perkiomen Avenue Reading Berks County	46 West Main Street Fleetwood Berks County	
11-19-07	CommunityBanks, Millersburg and PSB Realty Company, East Berlin Surviving Institution— CommunityBanks, Millersburg	Millersburg	Withdrawn

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-30-07	First Commonwealth Bank Indiana Indiana County	5167 William Flynn Highway Gibsonia Allegheny County	Opened
11-5-07	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	1777 Sentry Parkway West Blue Bell Montgomery County	Opened
11-13-07	First Commonwealth Bank Indiana Indiana County	Corner of Freedom Road and Patriot Drive Cranberry Township Butler County	Opened

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-15-07	Asian Bank Philadelphia Philadelphia County	815—837 Arch Street Philadelphia Philadelphia County	Filed
11-15-07	Firsttrust Savings Bank Conshohocken Montgomery County	The Shoppes at Sycamore Street Goodnoe's Corner 11 Durham Road Newtown Bucks County	Opened

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
11-16-07	First Credit Union of Scranton, Scranton and McKinney-Scranton Federal Credit Union, Scranton Surviving Institution— First Credit Union of Scranton, Scranton	Scranton	Withdrawn
11-20-07	Pennsylvania State Employees Credit Union, Harrisburg and RAE Credit Union, Camp Hill Surviving Institution— Pennsylvania State Employees Credit Union, Harrisburg	Harrisburg	Filed

Branch Applications

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
11-16-07	First Credit Union of Scranton Scranton Lackawanna County	18 Kennedy Drive Archbald Lackawanna County	Withdrawn

Branch Relocations

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
11-26-07	Superior Credit Union Collegeville Montgomery County	<i>To:</i> 434 Main Street Royersford Borough Montgomery County <i>From:</i> 308 Main Street, Rear Royersford Borough Montgomery County	Filed

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

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 07-2210. Filed for public inspection December 7, 2007, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of The Evangelical School of Theology of The Evangelical Congregational Church for Approval of Amendment and Restatement of its Articles of Incorporation

Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6504(a) (relating to fundamental changes), the Department of Education (Department) will consider the application of The Evangelical School of

Theology of the Evangelical Congregational Church for a Certificate of Authority approving a change of name to Evangelical Theological Seminary and the amending and restating of its Articles of Incorporation in their entirety.

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

Petitions to intervene, protest and request for hearing shall be filed with Carol Gisselquist, Higher Education

Specialist, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-4448 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or

other accommodation to participate should contact Carol Gisselquist at (717) 787-4448 to discuss how the Department may best accommodate their needs.

GERALD L. ZAHORCHAK, D. Ed.,
Secretary

[Pa.B. Doc. No. 07-2211. Filed for public inspection December 7, 2007, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0084476 (SEW)	Girl Scouts in the Heart of PA—Camp Small Valley 350 Hale Avenue Harrisburg, PA 17105	Dauphin County Jefferson Township	UNT Armstrong Creek 6C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0228681 (Municipal)	Penn Township STP P. O. Box 125 Coburn, PA 16832	Centre County Penn Township	Penns Creek 6A	Y
PA0228516	Clearfield County Economic Development Corporation 250 Technology Drive Suite 1 Clearfield, PA 16830	Clearfield County Covington Township	UNT to Sandy Creek SWP 8C	Y
PA0202597 (Municipal)	Delmar Township STP 610 North Lawton Road Wellsboro, PA 16901	Tioga County Delmar Township	East Branch Stony Fork 9A	Y
PA0023582 (Municipal)	Freeburg Municipal Authority P. O. Box 308 Freeburg, PA 17827	Freeburg Borough Snyder County	Susquehecka Creek 6A	Y
PA0228575 IW	Pennsylvania-American Water Company 105 Sodom Road Milton, PA 17847	Centre County Rush Township	Trout Run and UNT of Trout Run (Minnie Run) 8D	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0239054	Robert F. Deinert 604 Elmwood Avenue Grove City, PA 16127	Wayne Township Crawford County	Lake Creek 16-D	Y
PA0103217	Greene Township Municipality 9333 Tate Road Erie, PA 16509-6055	Greene Township Erie County	UNT to Four Mile Creek 15-FM	Y
PA0025470	Vernon Township Sanitary Authority 16678 McNath Avenue Meadville, PA 16335	Vernon Township Crawford County	Cussewago Creek 16-D	Y
PA0238929	Robert M. and Sharon L. Samuels 138 Gay Road North East, PA 16428-3405	North East Township Erie County	UNT to Lake Erie 15	Y

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

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

PAS212218, Industrial Stormwater, **Oldcastle APG Northeast, Inc., Easton Block**, 800 Uhler Road, Easton, PA 18040. This facility is located in Forks Township, **Northampton County**.

Description of Proposed Activity: Issuance of new Industrial Stormwater Permit.

The receiving stream, Bushkill Creek, is in the State Water Plan Watershed 01F and is classified for: HQ-CWF. The nearest downstream public water supply intake for Bucks County Water and Sewer Authority is located on the Delaware River.

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

Parameter	Mass (lb/day)		Concentration (mg/l)	
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily
CBOD ₅				Report
Chemical Oxygen Demand				Report
Oil and Grease				Report
pH				Report
Total Suspended Solids (TSS)				Report
Total Kjeldahl Nitrogen (TKN)				Report
Total Phosphorus				Report
Iron (dissolved)				Report

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

1. Requirements applicable to stormwater outfalls along with identified best management practices.

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

Application No. PA 0260967, Sewage, **Hodges Mobile Home Park**, 82 Linda Drive, Mechanicsburg, PA 17050. This facility is located in Silver Spring Township, **Cumberland County**.

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

The receiving stream, UNT to Conodoguinet Creek, is in Watershed 7-B and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Pennsylvania American Water Company is located on the Conodoguinet Creek, approximately 4.2 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.013 mgd are:

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	3.0		6.0
(11-1 to 4-30)	9.0		18
Total Phosphorus	2.0		4.0
Total Residual Chlorine	0.23		0.76
Dissolved Oxygen		Minimum of 5.0 at all times	
pH		From 6.0 to 9.0 inclusive	
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a Geometric Average	
(10-1 to 4-30)		2,000/100 ml as a Geometric Average	

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

The EPA waiver is in effect.

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

PA0008575, Industrial Waste, SIC 3315, **Williamsport Wirerope Works, Inc.**, 100 Maynard Street, Williamsport, PA 17701. This existing facility is located in City of Williamsport, **Lycoming County**.

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

The receiving stream, Storm Sewer To West Branch Susquehanna River, is in the State Water Plan Watershed 10B and classified for: WWF. The nearest downstream public water supply intake for PA American Water Company is located on West Branch Susquehanna River is 30 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.05 mgd.

Parameter	Mass Units (lbs/day)			Concentration (mg/l)		
	Average Monthly	Maximum Daily	Minimum	Average Monthly	Daily Maximum	Instantaneous Maximum
pH			6.0			9.0
Oil and Grease				15	30	30
TSS				31	60	75
Total Lead				0.43	0.69	1.29

Parameter	Mass Units (lbs/day)			Concentration (mg/l)		
	Average Monthly	Maximum Daily	Minimum	Average Monthly	Daily Maximum	Instantaneous Maximum
Total Zinc				1.48	2.61	4.44
The proposed effluent limits for Outfalls 002 and 003 based on a design flow of N/A mgd.						
COD					Report	
CBOD ₅					Report	
Oil and Grease					Report	
pH					Report	
Total Chromium					Report	
Total Copper					Report	
Total Cadmium					Report	
Total Lead					Report	
Total Zinc					Report	
Total Arsenic					Report	
Dissolved Iron					Report	

PA0229156, CAFO, SIC 0241, **Rick VanEtten**, 400 VanEtten Road, Ulysses, PA 16948. This existing facility is located in Harrison Township, **Potter County**.

Description of Proposed Activity: Four Winds Farm is an existing dairy farm that will be expanding operations to include 1,602 cows (adults, heifers, calves and bulls), totaling 1,553 Animal Equivalent Units.

The water body nearest to this facility is a UNT to Cowanesque River in the Cowanesque River Watershed (SWP-04A) and has a designated use of CWF.

Except for the chronic or catastrophic rainfall events defined as over 25 year/24 hour rain storms, the CAFO permit is a nondischarge NPDES permit. Where applicable compliance with 40 CFR Federal effluent limitation guidelines is required. The permit requires no other numeric effluent limitations. Compliance with the Pennsylvania Nutrient Management Act and The Clean Streams Law constitutes compliance with State narrative water quality standards.

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

1. Compliance with the farm's Nutrient Management Plan.
2. Compliance with the farm's Preparedness, Prevention and Contingency Plan.
3. Compliance with the Farm's Erosion and Sedimentation Control Plan for plowing and tilling.
4. Erosion and Sedimentation Control Plan requirements for stormwater during construction activities.
5. Animal mortality handling and disposing requirements.
6. Certification requirements for manure storage facilities.
7. Requirements for storage of feed and other raw materials.
8. Best Management Practices requirements.

The EPA waiver will not be in effect.

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

PA0253561, Industrial Waste, SIC, **Somerset County General Authority**, 146 West Main Street, Somerset, PA 15501. This application is for a new NPDES permit to discharge from Quemahoning Water Treatment Plant in Jenner Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters UNT—Quemahoning Reservoir, classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Quemahoning Water Treatment Plant, located in Somerset County, approximately 2 miles below the discharge point.

Outfall: New discharge, design flow of 0.095 mgd.

Parameter	Mass (lbs/day)			Concentration (mg/l)		
	Average Monthly	Maximum Daily	Minimum	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report					
TSS				30		60
Aluminum				4		8
Iron				2		4
Manganese				1		2
TRC				0.5		1.0
pH	not less than 6.0 nor greater than 9.0 Standard Units					

Other Conditions: C.5 (submittal of analytical sampling data 6 months after start-up)

The EPA waiver is in effect.

PA0091782, Sewage, **West Hills Area Water Pollution Control Authority**, 257 Linde Road, Kittanning, PA 16201. This application is for renewal of an NPDES permit to discharge treated sewage from West Hills Area Sewage Treatment Plant in North Buffalo Township, **Armstrong County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Allegheny 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 Buffalo Township Municipal Authority.

Outfall 001: existing discharge, design flow of 1.3 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 ₅	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	0.5			1.6
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

PA0205915, Sewage, **Dayton Borough**, P. O. Box 396, Dayton, PA 16222. This application is for renewal of an NPDES permit to discharge treated sewage from Dayton Borough STP in Dayton Borough, **Armstrong County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Glade Run, 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 Armstrong Power Authority.

Outfall 001: existing discharge, design flow of 0.1 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 ₅				
(5-1 to 10-31)	15	22.5		30
(11-1 to 4-30)	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	3.0	4.5		6.0
(11-1 to 4-30)	9.0	13.5		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	0.3			0.7
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA0222135, Sewage, **VisionQuest National Ltd.**, Ft. Charles Young, P. O. Box 168, Franklin, PA 16323-0168. This proposed facility is located in Sandy Creek Township, **Venango County**.

Description of Proposed Activity: New permit for an existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Emlenton Water Company, located on the Allegheny River and is approximately 22.5 miles below point of discharge.

The receiving stream, a UNT to the Allegheny River, is in Watershed 16-G and classified for: WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.03 mgd.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N			
(5-1 to 10-31)	1.8		3.6
(11-1 to 4-30)	5.4		10.8

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a Geometric Average 2,000/100 ml as a Geometric Average	
UV Light Intensity	XXX		XXX
Dissolved Oxygen		minimum of 5 mg/l at all times	
pH		6.0 to 9.0 Standard Units at all times	

XX—Monitor and report on monthly DMRs.

XXX—Monitor and report the average UV meter reading as $\mu\text{w}/\text{sq cm}$ for each module bank. Also see Special Condition 1.

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. 4607410, Sewerage, **Franconia Sewer Authority**, 671 Allentown Road, P. O. Box 128, Franconia, PA 18924. This proposed facility is located in Franconia Township, **Montgomery County**.

Description of Action/Activity: Construction of a new wastewater treatment plant.

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

WQM Permit No. 3607402, Sewerage, **Hershey Farms Restaurant & Motor Inn**, 240 Hartman Bridge Road, Strasburg, PA 17579. This proposed facility is located in Strasburg Township, **Lancaster County**.

Description of Proposed Action/Activity: Seeking approval for expansion of their wastewater treatment plant.

WQM Permit No. 0107406, Sewerage, **East Berlin Area Joint Authority**, 128 Water Street, East Berlin, PA 17316. This proposed facility is located in East Berlin Borough and Hamilton Borough, **Adams County**.

Description of Proposed Action/Activity: Seeking approval for the upgrade/expansion of their wastewater treatment plant.

WQM Permit No. 2286407, Amendment 07-1, Sewerage, **Highspire Borough Authority**, 7 Spring Hill Lane, Elizabethtown, PA 17022. This proposed facility is located in Highspire Borough, **Dauphin County**.

Description of Proposed Action/Activity: Seeking approval for upgrading the existing wastewater treatment plant with new facilities to enhance the plant's nitrogen and phosphorus removal. Pipes are sized to maintain a 2 fps minimum flow.

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

WQM Permit No. 4107403, Sewage 4952, **Hughesville-Wolf Township Joint Municipal Authority**, 547 Woolen Mill Road, Hughesville, PA 17737. This proposed facility is located in Wolf Township, **Lycoming County**.

Description of Proposed Action/Activity: The applicant proposes to construct and operate sewage collection system and pump station serving Tagge Development.

WQM Permit No. 4707401, Sewerage 4952, **Geisinger Health System**, 100 North Academy Avenue, Danville, PA 17822. This proposed facility is located in Mahoning Township, **Montour County**.

Description of Proposed Action/Activity: Sewer system improvements at the Geisinger Medical Center Campus in Danville. The proposed facilities will consist of a pump station with a design capacity of 0.1—0.4 mgd, associated force main, and installation of new and replacement gravity sewer collection lines.

WQM Permit No. 1907401, Sewage 4952, **Bloomsburg Municipal Authority**, 301 East Second Street, Bloomsburg, PA 17815. This proposed facility is located in Town of Bloomsburg, **Columbia County**.

Description of Proposed Action/Activity: The applicant proposes renovate their sewage plant with flood protection, hypochlorite disinfection, nitrogen removal, phosphorus removal and filtration.

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

WQM Permit No. 0407201, Industrial Waste, **Pennsylvania Biodiesel, Inc.**, Northgate Industrial Park, 759 Northgate Circle, New Castle, PA 16105. This proposed facility is located in Potter Township, **Beaver County**.

Description of Proposed Action/Activity: Application for the construction and operation of biodiesel fuel manufacturing plant.

WQM Permit No. 5607405, Sewerage, **Jeffrey S. Mayak**, 497 Berlin-Plank Road, Somerset, PA 15501. This proposed facility is located in Jenner Township, **Somerset County**.

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

WQM Permit No. 5607406, Sewerage, **Sandra S. Esposito**, 170 Esposito Road, Stoystown, PA 15563. This proposed facility is located in Jenner Township, **Somerset County**.

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

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

WQM Permit No. 1607402, Sewerage, **Redbank Valley Municipal Authority**, 243 Broad Street, New Bethlehem, PA 16242. This proposed facility is located in New Bethlehem Borough, **Clarion County**.

Description of Proposed Action/Activity: The Redbank Valley Municipal Authority is proposing to construct approximately 30,000 LF of sanitary sewer lines, one pump station, 4,387 LF force main, 1,730 LF of low pressure sewers and 15 grinder pumps. It is anticipated that there will be a total of 149 customers served principally in the areas of Cottage Hill and Route 66 corridor.

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

V. Applications for NPDES Wavier 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 & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011507052	Hersha Development Corporation Penn Mutual Towers 510 Walnut Street Philadelphia, PA 19106	Chester	East Whiteland Township	Valley Creek EV
PAI011507053	Upper Uwchlan Township 140 Pottstown Pike Chester Springs, PA 19425	Chester	Upper Uwchlan Township	Pickering Creek HQ-TSF
PAI014607006	Finland Mennonite Church 1685 Upper Ridge Road Pennsburg, PA 18073-2429	Montgomery	Marlborough Township	Macoby and Unami Creeks TSF-HQ-TSF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023907028	Robert Sperling Allentown School District 1301 Sumner Avenue Allentown, PA 18102	Lehigh	City of Allentown	Cedar Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10S056R5	Sanofi Pasteur, Inc. Discovery Drive Route 611 Swiftwater, PA 18370	Monroe	Pocono Township	Swiftwater Creek HQ-CWF
PAI024507010	S.I.D.E. Corp. P. O. Box 1050 Blakeslee, PA 18610	Monroe	Tobyhanna Township	Tobyhanna Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024807016	Moravian College Housing, Inc. Attn: David Roth 1021 Center Street Bethlehem, PA 18018-5807	Northampton	City of Bethlehem	Monocacy Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032107004	Dave Strong 3064 Bricker Road Manheim, PA 17545	Cumberland	Hampden Township Mechanicsburg Borough	Trindle Spring Run HQ-CWF

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

Montour County Conservation District: 112 Woodbine Lane, Suite 2, Danville, PA 17821, (570) 271-1140.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044707001	Dawn E. Quinn-Doiron 150 East Ninth Street Suite 1 Bloomsburg, PA 17815	Montour	Mayberry Township	UNT to South Branch of Roaring 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)

CAFO Notices of Intent Received

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

PAG124830, CAFO, SIC 0259, **Dennis Zimmerman**, 727 Turkey Hill Road, Beaver Springs, PA 17812. This existing facility is located in Spring Township, **Snyder County**.

Description of Size and Scope of Proposed Operation/Activity: The applicant proposes the issuance of a CAFO General Permit for his duck farm, a newly regulated facility according to the revised CAFO regulations. The facility is comprised of a single barn with no external manure storage. Total underbarn manure storage is 200,892 gallons. Animals onsite include 9,360 ducks, for a total of 16.41 animal equivalent units.

The receiving stream, a UNT to Middle Creek, is in Watershed 6A (Middle Creek) and is classified for CWF.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a nondischarge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and The Clean Stream Law constitutes compliance with the state narrative water quality standards.

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

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

Permit No. 0607520 , Public Water Supply.	
Applicant	Wissahickon Spring Water
Municipality	Hamburg Borough
County	Berks
Responsible Official	Wissahickon Spring Water Director Quality Assurance 10447 Drummond Road Philadelphia, PA 19154
Type of Facility	Public Water Supply

Consulting Engineer Kenneth M. Justice, P. E.
AEON Geosciences, Inc.
2120 Bellemead Avenue
Havertown, PA 19083-2250

Application Received: November 2, 2007

Description of Action Addition of fluoride as a mineral
to be injected into select bottled
water products.

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

Permit No. 3007501, Public Water Supply.

Applicant **Southwestern Pennsylvania
Water Authority**
P. O. Box 187
1442 Jefferson Road
Jefferson, PA 15344

Township or Borough Perry, Wayne and Center
Townships

Responsible Official Joseph Simatic, Manager
Southwestern Pennsylvania
Water Authority
P. O. Box 187
1442 Jefferson Road
Jefferson, PA 15344

Type of Facility Water treatment plant

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
P. O. Box 200
Indianola, PA 15051

Application Received
Date November 13, 2007

Description of Action Installation of an interconnection
with Mt. Morris Water Authority,
North Fayette County Municipal
Authority and an emergency
interconnection with Clay
Battelle Public Service District.
Replacement of sodium
hypochlorite with gas
chlorination at the existing
Graysville pump station.

*Central Office: Bureau Director, Water Standards and
Facility Regulation, P. O. Box 8467, Harrisburg, PA
17105-8467.*

Permit No. 9996491, Public Water Supply.

Applicant **Nestle Waters North America,
Inc.**

Township or Borough Hollis, Maine

Responsible Official Brian Boucher, Quality
Assurance Manager

Type of Facility Out of State Bottled Water
System

Application Received
Date November 19, 2007

Description of Action Applicant requesting a permit
amendment to use a new spring
source (Bradbury Spring) located
in Kingfield, Maine. Bottled
water to be sold in Pennsylvania
under the brand names: Poland
Spring Natural Spring Water,
Deer Park Natural Spring Water
and Ice Mountain Natural
Spring Water.

Permit No. 9996217, Public Water Supply.

Applicant **Nestle Waters North America,
Inc.**

Township or Borough Poland Spring, Maine

Responsible Official Pamela Fisher, Quality
Assurance Manager

Type of Facility Out of State Bottled Water
System

Application Received
Date November 19, 2007

Description of Action Applicant requesting
Department approval to use a
new spring water source
(Bradbury Spring) located in
Kingfield, Maine. Bottled water
produced from this source will be
sold in Pennsylvania under the
brand names; Deer Park Natural
Spring Water, Ice Mountain
Natural Spring Water, Poland
Spring Natural Spring Water
and Poland Spring Sparkling
Spring Water.

MINOR AMENDMENT

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

Application No. 6507510MA, Minor Amendment.

Applicant **Municipal Authority of
Westmoreland County**
6064 Route 30
P. O. Box 730
Greensburg, PA 15601

Township or Borough Allegheny Township

Responsible Official Christopher Kerr
Resident Manager
Municipal Authority of
Westmoreland County
6064 Route 30
P. O. Box 730
Greensburg, PA 15601

Type of Facility Water treatment plant

Consulting Engineer The EADS Group, Inc.
450 Aberdeen Drive
Somerset, PA 15501

Application Received
Date November 8, 2007

Description of Action Construction of a new 2,065,000
water storage tank.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

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

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

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

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

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

Defense Supply Facility, City of Philadelphia, **Philadelphia County**. Gary R. Brown, P. E., RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Jonathan Zich, Defense Realty, LLC, 575 Lexington Avenue, Suite 3200, New York, NY 10022 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with release of jet fuel. The future use of the site is planned to include either residential and/or commercial use.

2781 East Lincoln Highway, Middletown Township, **Bucks County**. Steve Coe, Brown Environmental Services Corporation, 301 South State Street, Suite S201, Newtown, PA 18940 on behalf of Roman Iwskiw, Environmental Services Corporation, 301 South State Street, Suite S201, New York, NY 10022 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with release of inorganic. The future use of the site will be for residential use.

Sunoco Products Downingtown Facility, East Caln Township, **Chester County**. Gerald Kirkpatrick, P. O. Box 810 on behalf of E. Ragland Coxe, Sonoco Products Company, 1 North Second Street, Hartsville, SC 29550 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with chlorinated solvents. The future use of the site will include both residential and commercial components with heavy emphasis on features to facilitate the use of mass transit. Portions of the property may also be used for light industrial purpose.

Commercial Property, White Marsh Township, **Montgomery County**. Karl M. Pfizenmayer, Strob Environmental, Inc., 410 North Eaton Road, Willow Grove, PA 19090 on behalf of Meryle and Robert Solomon, 716 North Third Street, Philadelphia, PA 19123 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with leaded gasoline. The property currently exists as a commercial property with garage loading docks and offices. It is expected that the current use of the property will remain into the foreseeable future.

Cognis Corporation, Lower Gwynedd Township, **Montgomery County**. John M. Ash, P. G., 4327 Point Pleasant Pike, P. O. Box 410, Danboro, PA 18916 on behalf of has submitted a Notice of Intent to Remediate. Groundwater and soil at the site has been impacted with pesticides. The continued use of the property for administrative, research and development, manufacturing, maintenance and warehouse functions.

CRC Chem Industrial, Inc., Warminster Township, **Bucks County**. Peter Beyer, P. G., Environmental Resources Management, Inc., 350 Boulevard, Suite 200, Exton, PA 19341 on behalf of Adam Selisker, CRC Industries, Inc., 885 Louis Drive, Warminster, PA 18974 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with chlorinated solvents. The future use of the property will be industrial, which is consistent with the current site usage.

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

Scot Lubricants of PA, Inc.—1801 East Tremont Street, Allentown City, **Lehigh County**. Daniel Caprio, Patriot Environmental Management, LLC, P. O. Box 629, Douglassville, PA 19518 has submitted a Notice of Intent to Remediate (on behalf of his client, Scot Lubricants of PA, Inc., P. O. Box 326, Allentown, PA 18105), concerning the remediation of site soils and groundwater found or

suspected to have been impacted by No. 2 fuel oil and leaded gasoline as a result of an accidental release during the removal of a 550-gallon fuel oil underground storage tank and a 1,000-gallon leaded gasoline underground storage tank. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

Former Cross Country Clothes, Northampton Borough, **Northampton County**. James LaRegina, HRP Associates, Inc., 1060 First Avenue, Suite 400, King of Prussia, PA 19460 has submitted a Notice of Intent to Remediate (on behalf of his client, Posh Properties, LLC, 2216 Willow Park Road, Bethlehem, PA 18017), concerning the remediation of site groundwater found to have been impacted by chlorinated solvents. The applicant proposes to remediate the site to meet the Site-Specific Standard, using pathway elimination. The proposed future use of the property will remain nonresidential. A summary of the Notice of Intent to Remediate was published in *The Morning Call* on September 26, 2007.

Former Poseidon Pools, Wright Township, **Luzerne County**. David Fife, Quad Three Group, Inc., 72 Glenmaura National Boulevard, Moosic, PA 18507 has submitted a Notice of Intent to Remediate (on behalf of his client, Greater Wilkes-Barre Industrial Fund, Inc., P. O. Box 5340, Wilkes-Barre, PA 18710-5340), concerning the remediation of soils found or suspected to have been impacted by various petroleum related products as a result of accidental releases and spillage from former underground storage tanks and aboveground storage tanks. The applicant proposes to remediate the site to meet the residential Statewide Health Standard. Future use of the site includes the demolition of a vacant building and the reuse of the site as a productive industrial setting. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

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

Esbin Property, West Lampeter Township, **Lancaster County**. GCI Environmental Services, 1250 East King Street, Lancaster, PA 17602, on behalf of Josephine Esbin, 1719 Pennsylvania Avenue, Lancaster, PA 17602-2603, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with No. 2 fuel oil from an underground storage tank. The property is and will remain a commercial office. The applicant is seeking to remediate to the Statewide Health and Site-Specific Standards.

Getty Service Station No. 67627, Hanover Borough, **York County**. The Tyree Company, 2702 Cindel Drive, Suite 7, Cinnaminson, NJ 08077-2035, on behalf of Getty Petroleum Marketing, Inc., 86 Doremus Avenue, Newark, NJ 07105, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil from a removed underground storage tank. The property was a gas service station and future use is commercial. The applicant is seeking to remediate to the Residential Statewide Health Standard.

Sunoco Pipeline—Roseville Road Site, Manheim Township, **Lancaster County**. Mulry and Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 3, Glenmoore, PA 19343, on behalf of Sunoco, Inc., (R & M) P. O. Box 1135, Marcus Hook, PA 19061; J & J Snack Foods Corporation, 6000 Central Highway, Pennsauken,

NJ 08109; Lyndon Diner, 1370 Manheim Pike, Lancaster, PA 17601; Michel Partnership, LLP, 1 RE Michel Drive, Glen Burnie, MD 21060; and Schwanger Brothers & Company, Inc., 500 West Roseville Road, Lancaster, PA 17601, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with petroleum hydrocarbons. The site includes a portion of a Sunoco pipeline right-of-way and five adjacent properties. Remediation will be to the Residential Statewide Health and Site-Specific Standards. The area is zoned for commercial use.

Former Getty Highspire Terminal, Lower Swatara Township, **Dauphin County**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Getty properties Corporation, 125 Jericho Turnpike, Suite 102, Jericho, NY 11753 and Petroleum Products Corporation, P. O. Box 2621, Harrisburg, PA 17105, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with petroleum hydrocarbons and MTBE from truck loading rack operations. The site will be remediated to a combination of the Statewide Health and Site-Specific Standards, and the property will continue to be operated as a bulk petroleum storage and loading facility.

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

Tarasewicz Camp, Miles Township, **Centre County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Cathy Tarasewicz, 192 White Deer Creek Road, 7C 145 Blue Eagle Camp has submitted a Notice of Intent to Remediate soil contaminated with No. 2 heating oil. The applicant proposes to remediate the site to meet the Statewide Health Standard. The site will remain a seasonal cabin for recreational use.

Robbins Mobil Home Park—Pierson Site, Jordan Township, **Lycoming County**. Molesevich Environmental, LLC, P. O. Box 654, Lewisburg, PA 17837 on behalf of Mr. and Mrs. Chancy Robbins, 1205 Mordan Hollow Road, Unityville, PA 17774 has submitted a Notice of Intent to Remediate soil contaminated with No. 2 heating oil. The applicant proposes to remediate the site to meet the Statewide Health Standard. The property will remain a residential mobile home site. A summary of the Notice of Intent to Remediate was reported to have been published in the *Williamsport Sun-Gazette* on October 27, 2007.

Henkels & McCoy, Inc. Route 15S Truck Accident Site, Shamokin Dam Borough, **Snyder County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Henkels & McCoy, Inc., P. O. Box 218, Burlington, NJ 08016 has submitted a Notice of Intent to Remediate soil contaminated with unleaded gasoline. The applicant proposes to remediate the site to meet the Statewide Health Standard. The site will continue as an exit road to a public highway.

DETERMINATION FOR APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

Determination of Applicability 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 Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste.

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

General Permit Application No. WMGM020D001. American Ash Recycling Corp. of Pennsylvania, 1072 Roosevelt Avenue, York, PA 17404-2833.

The Department of Environmental Protection (Department), Bureau of Waste Management has received an application for a determination of applicability (DOA) under the Municipal Waste General Permit (No. WMGM020) for the processing of ash residue, from a municipal waste incineration facility, at its facility located in West Manchester Township, York County. The Department determined the DOA application to be administratively complete on November 20, 2007.

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

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 operat-

ing 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, Neal Elko, New Source Review Chief, (570) 826-2531.

39-313-047: ICO Polymers North America, Inc. (P. O. Box 397, Bloomsbury, NJ 08804) for the construction of a plastics processing plant and associated air cleaning devices (fabric collectors) at their facility to be located in Upper Macungie Township, **Lehigh County**. This facility is a non-Title V (State-only) facility. The particulate emissions from each fabric collector shall not exceed the Best Available Technology standard of 0.02 grains/dscf. The Plan Approval and Operating Permit will contain emission restrictions, work practice standards and monitoring and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

67-05009B: York Plant Holding, LLC (P. O. Box 3492, York, PA 17405) for replacement of a turbine core at their York Cogeneration Plant in Springettsbury Township, **York County**.

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

10-355A: Glacial Sand and Gravel Co. (Intersection of Swope and West Liberty Roads, Harrisville, PA 16038) for construction of a Sand and Gravel Plant in Worth Township, **Butler County**. This plant was previously called Elliot Sand and Gravel and was off Route 108 in Plain Grove Township. This is a State-only facility.

16-132G: Clarion Boards, Inc. (143 Fiberboard Road, Shippensburg, PA 16245), for modification of plan approvals 16-132B and C conditions with regard to the RTO in Paint Township, **Clarion County**. These changes are due to the CO&A. This is a Title V facility.

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

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

21-05002A: PPG Industries, Inc. (400 Park Drive, Carlisle, PA 17013) for use of a VOC-containing cutting fluid lubricant for glass cutting at the Works No. 6 plant in South Middleton Township, **Cumberland County**. The facility currently operates under Title V operating

permit No. 21-05002. VOC emissions from the lubricant's use will be limited to 12 tons annually. The plan approval and subsequent Title V permit amendment will include emission limits along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

36-05107C: Pepperidge Farm, Inc. (2195 North Reading Road, Denver, PA 17517) to remove a catalytic oxidizer on the Bread Oven at the Denver Plant in East Cocalico Township, **Lancaster County**. The removal of the control device will result in less than one ton of VOCs per year, and the facility will remain under the current 50 tpy VOC limit.

67-03145A: Weldon Machine Tool, Inc. (1800 West King Street, York PA 17404) for construction of a coating booth at the new facility to be located in West Manchester Township, **York County**. The plan approval will include monitoring, work practice standards, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

PA-11-00034A: Johnstown Specialty Castings (545 Central Avenue, Johnstown, PA 15902) for installation of a billet swing grinding operation at their facility Johnstown, **Cambria County**.

Under 25 Pa. Code § 127.44(a)(4), the Department of Environmental Protection (Department) intends to issue a Plan Approval for installation of a billet swing grinding operation at the Johnstown Specialty Castings facility (545 Central Avenue, Johnstown, PA 15902) in Johnstown, Cambria County. Johnstown Specialty Castings (JSC) is a fully integrated contract job foundry manufacturing many different castings for varied clients. The application was submitted in accordance with 25 Pa. Code § 123.45 and was received on June 8, 2007.

Copies of the application, Department's analysis and other documents used in evaluation of the application are available for public inspection during normal business hours at the address.

Department of Environmental Protection
400 Waterfront Drive
Pittsburgh, PA 15222

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

Special Conditions for Plan Approval PA-11-00034A

1) Words and terms that are not otherwise defined in this plan approval shall have the meanings set forth in section 3 of the Air Pollution Control Act (35 P. S. § 4003) and 25 Pa. Code § 121.1. (25 Pa. Code § 121.1)

2) The issuance of this plan approval does not prevent the future adoption by the Department of any rules, regulations or standards, or the issuance of orders necessary to comply with the requirements of the Federal Clean Air Act or the Pennsylvania Air Pollution Control Act, or to achieve or maintain ambient air quality standards. The issuance of this plan approval shall not be construed to limit the Department's enforcement authority. (25 Pa. Code § 127.12b(a) and (b))

3) This plan approval authorizes temporary operation of the sources covered by this plan approval provided the following conditions are met.

a) When construction, installation, modification or re-activation is being conducted, the permittee should provide written notice to the Department of the completion of the activity approved by this plan approval and the permittee's intent to commence operation at least 5 working days prior to the completion of said activity. The notice shall state when the activity will be completed and when the permittee expects to commence operation. When the activity involves multiple sources on different time schedules, notice is required for the commencement of operation of each source.

b) Under 25 Pa. Code § 127.12b(d), temporary operation of the sources is authorized to facilitate the shakedown of sources and air cleaning devices, to permit operations pending the issuance of a permit under 25 Pa. Code Chapter 127, Subchapters F and G (relating to operating permits; and Title V operating permits) or to permit the evaluation of the air contaminant aspects of the source.

c) This plan approval authorizes a temporary operation period not to exceed 180 days from the date of commencement of operation, provided the Department receives notice from the permittee under paragraph (a), previously.

d) The permittee may request an extension of the 180-day shakedown period if further evaluation of the air contamination aspects of the sources is necessary. The request for an extension should be submitted, in writing, to the Department at least 15 days prior to the end of the initial 180-day shakedown period and shall provide a description of the compliance status of the source, a detailed schedule for establishing compliance, and the reasons compliance has not been established. This temporary operation period will be valid for a limited time and may be extended for additional limited periods, each not to exceed 120 days. If, at any time, the Department has cause to believe that air contaminant emissions from the sources listed in this plan approval may be in excess of the limitations specified in, or established under this plan approval or the permittee's operating permit, the permittee may be required to conduct test methods and procedures deemed necessary by the Department to determine the actual emissions rate. The testing shall be conducted in accordance with 25 Pa. Code Chapter 139, where applicable, and in accordance with any restrictions or limitations established by the Department at such time as it notifies the company that testing is required. (25 Pa. Code § 127.12b)

4) The permittee shall maintain and operate the sources and associated air cleaning devices in accordance with good engineering practice as described in the plan approval application submitted to the Department. (25 Pa. Code § 127.12(a) (10))

5) (a) The records, reports or information obtained by the Department or referred to at public hearings shall be available to the public, except as provided in paragraph (b) of this condition.

(b) Upon cause shown by the permittee that the records, reports or information, or a particular portion thereof, but not emission data, to which the Department has access under the act, if made public, would divulge production or sales figures or methods, processes or production unique to that person or would otherwise tend to affect adversely the competitive position of that person by revealing trade secrets, including intellectual property rights, the Department will consider the record, report or information, or particular portion thereof confidential in the administration of the act. The Department will

implement this section consistent with sections 112(d) and 114(c) of the Clean Air Act (42 U.S.C. §§ 7112(d) and 7414(c)). Nothing in this section prevents disclosure of the report, record or information to Federal, State or local representatives as necessary for purposes of administration of Federal, State or local air pollution control laws, or when relevant in a proceeding under the act. (25 Pa. Code §§ 127.12(c) and (d) and 35 P.S. § 4013.2)

6) (a) This plan approval will be valid for a limited time, as specified by the expiration date contained on Page 1 of this plan approval. Except as provided in 25 Pa. Code §§ 127.11a and 127.215 (relating to reactivation of sources; and reactivation), at the end of the time, if the construction, modification, reactivation or installation has not been completed, a new plan approval application or an extension of the previous approval will be required.

(b) If construction has commenced, but cannot be completed before the expiration of this plan approval, an extension of the plan approval must be obtained to continue construction. To allow adequate time for departmental action, a request for the extension should be postmarked at least 30 days prior to the expiration date. The Department will not issue an extension after the plan approval expires. The request for an extension should include the following:

- (i) A justification for the extension,
- (ii) A schedule for the completion of the construction.

If construction has not commenced before the expiration of this plan approval, then a new plan approval application must be submitted and approval obtained before construction can commence.

(c) If the construction, modification or installation is not commenced within 18 months of the issuance of this plan approval or if there is more than an 18-month lapse in construction, modification or installation, a new plan approval application that meets the requirements of 25 Pa. Code Chapter 127, Subchapter B, D and E (relating to plan approval requirements; prevention of significant deterioration of air quality; and new source review) shall be submitted. (25 Pa. Code § 127.13)

7) (a) This plan approval may not be transferred from one person to another except when a change of ownership is demonstrated to the satisfaction of the Department and the Department approves the transfer of the plan approval in writing.

(b) Section 127.12a (relating to compliance review) applies to a request for transfer of a plan approval. A compliance review form shall accompany the request.

(c) This plan approval is valid only for the specific source and the specific location of the source as described in the application. (25 Pa. Code § 127.32)

8) (a) Under 35 P.S. § 4008, no person shall hinder, obstruct, prevent or interfere with the Department or its personnel in the performance of any duty authorized under the Air Pollution Control Act.

(b) The permittee shall also allow the Department to have access at reasonable times to said sources and associated air cleaning devices with such measuring and recording equipment, including equipment recording visual observations, as the Department deems necessary and proper for performing its duties and for the effective enforcement of the Air Pollution Control Act and regulations adopted under the act.

(c) Nothing in this plan approval condition shall limit the ability of the Environmental Protection Agency to

inspect or enter the premises of the permittee in accordance with section 114 or other applicable provisions of the Clean Air Act. (25 Pa. Code § 127.12(4) and 35 P.S. § 4008 and § 114 of the CAA)

9) This plan approval may be terminated, modified, suspended or revoked and reissued if one or more of the following applies:

a) The permittee constructs or operates the source subject to the plan approval in violation of the act, the Clean Air Act, the regulations promulgated under the act or the Clean Air Act, a plan approval or permit or in a manner that causes air pollution.

b) The permittee fails to properly or adequately maintain or repair an air pollution control device or equipment attached to or otherwise made a part of the source.

c) The permittee fails to submit a report required by this plan approval.

d) The Environmental Protection Agency determines that this plan approval is not in compliance with the Clean Air Act or the regulations thereunder. (25 Pa. Code 127.13a)

10) (a) The permittee, or any other person, may not circumvent the new source review requirements of 25 Pa. Code Chapter 127, Subchapter E by causing or allowing a pattern of ownership or development, including the phasing, staging, delaying or engaging in incremental construction, over a geographic area of a facility which, except for the pattern of ownership or development, would otherwise require a permit or submission of a plan approval application.

(b) No person may permit the use of a device, stack height which exceeds good engineering practice stack height, dispersion technique or other technique which, without resulting in reduction of the total amount of air contaminants emitted, conceals or dilutes an emission of air contaminants which would otherwise be in violation of this plan approval, the Air Pollution Control Act or the regulations promulgated thereunder, except that with prior approval of the Department, the device or technique may be used for control of malodors. (25 Pa. Code §§ 121.9 and 127.216)

11) Reports, test data, monitoring data, notifications shall be submitted to the:

Regional Air Program Manager
Department of Environmental Protection
(At the address given on the plan approval transmittal letter or otherwise notified) (25 Pa. Code § 127.12c)

12) (a) If required by section 112(r) of the Clean Air Act, the permittee shall develop and implement an accidental release program consistent with requirements of the Clean Air Act, 40 CFR Part 68 (relating to chemical accident prevention provisions) and the Federal Chemical Safety Information, Site Security and Fuels Regulatory Relief Act (Pub. L. No. 106-40).

(b) The permittee shall prepare and implement a Risk Management Plan (RMP) which meets the requirements of Section 112(r) of the Clean Air Act, 40 CFR Part 68 and the Federal Chemical Safety Information, Site Security and Fuels Regulatory Relief Act when a regulated substance listed in 40 CFR 68.130 is present in a process in more than the listed threshold quantity at the facility. The permittee shall submit the RMP to the Environmental Protection Agency according to the following schedule and requirements:

(1) The permittee shall submit the first RMP to a central point specified by the Environmental Protection Agency no later than the latest of the following:

(i) Three years after the date on which a regulated substance is first listed under § 68.130; or,

(ii) The date on which a regulated substance is first present above a threshold quantity in a process.

(2) The permittee shall submit any additional relevant information requested by the Department or the Environmental Protection Agency concerning the RMP and shall make subsequent submissions of RMPs in accordance with 40 CFR 68.190.

(3) The permittee shall certify that the RMP is accurate and complete in accordance with the requirements of 40 CFR Part 68, including a checklist addressing the required elements of a complete RMP.

(c) As used in this plan approval condition, the term "process" shall be as defined in 40 CFR 68.3. The term "process" means any activity involving a regulated substance including any use, storage, manufacturing, handling or onsite movement of such substances or any combination of these activities. For purposes of this definition, any group of vessels that are interconnected, or separate vessels that are located such that a regulated substance could be involved in a potential release, shall be considered a single process. (25 Pa. Code § 127.12(9) and 40 CFR Part 68)

13) This Plan Approval is for the installation of a billet swing grinding operation located at the Johnstown Specialty Castings facility in Johnstown, Cambria County. (25 Pa. Code § 127.12(b))

14) Billet grinding operations shall be limited to 4,380 hours of operation in any consecutive 12-month period. The owner or operator shall keep on file written records of the hours the billet grinder operates each month. These records shall be maintained on site for a minimum of 5 years and shall be made available to the Department upon request. (25 Pa. Code § 127.12(b))

15) Emissions of PM10 from the billet grinding operation shall be limited to 6.2 tons in any consecutive 12-month period. Compliance with this condition may be demonstrated through the use of production records and emission factors used to calculate billet grinder emissions each month. These records shall be maintained on site for a minimum of 5 years and shall be made available to the Department upon request. (25 Pa. Code § 127.12(b))

16) The Owner/Operator shall perform a weekly inspection of the shotblast/grinder baghouse and its visible emissions, and keep on file written statements describing all actions taken to maintain baghouse performance. This inspection shall include following:

a) A visual inspection of the exhaust from the dust collector for emissions.

b) A visual inspection of the baghouse interior for dislodged bags, bag wear and tear, and dust build-up in the baghouse.

c) The inspection log shall be maintained on site for a minimum of 5 years and shall be made available to the Department upon request. (25 Pa. Code § 127.12(b))

17) The Owner/Operator shall permanently install a device to continuously monitor the pressure drop across the baghouse. Records of pressure drop shall be taken a minimum of once per day. These records shall be main-

tained on site for a minimum of 5 years and shall be made available to the Department upon request. (25 Pa. Code § 127.12(b))

18) Shotblasting operations and billet grinding operations shall not occur simultaneously. (25 Pa. Code 127.12(b))

19) The shotblast/grinder baghouse shall be reconditioned prior to any billet grinding operation. Reconditioning shall at a minimum consist of an examination and repair of the of the baghouse interior (cages, tube sheet, and the like) and the replacement of all bags. Compliance with this condition shall be demonstrated by the submittal of a report detailing the cost and scope of work performed on the baghouse. (25 Pa. Code § 127.12(b))

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

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

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

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

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

e) Upon completion of the Initial Operating Permit Inspection and determination by the Department that the sources covered by this Plan Approval are in compliance with all conditions of the Plan Approval, the Owner/Operator shall apply for an Administrative Amendment to the Title V Operating Permit (TVOP) at least 60 days prior to the expiration date of the Plan Approval. The Administrative Amendment shall incorporate the conditions of this Plan Approval into the TVOP.

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

Any person wishing to provide the Department with additional information that they believe should be considered prior to the issuance of the Plan Approval may submit the information to the Department at the address shown. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed Plan Approval (specify the Plan Approval number).
- Concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in this newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to:

Regional Air Quality Program Manager
Commonwealth of Pennsylvania
Department of Environmental Protection
Southwest Region—Field Operation
400 Waterfront Drive
Pittsburgh, PA 15222-4745

For additional information you may contact the following at the same address:

Thomas J. Joseph, P. E.
Air Quality Engineer

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

43-270F: CCL Container (One Llodio Drive, Hermitage, PA 16148-9015) for modification of CAM conditions associated with the RTO in Hermitage City, **Mercer County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval at Title V facilities in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date. The source shall comply with the following conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source:

- This source is subject to 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor and visible emissions, respectively.
- No person may permit the emission into the outdoor atmosphere of PM in a manner that the concentration of PM in the effluent gas exceeds 0.02 grain per dry standard cubic foot.
- The source shall comply with 25 Pa. Code § 123.21 for Sulfur emissions.
- The VOC destruction/removal efficiency (DRE) of the RTO shall be greater than 95% by weight. Compliance, with this requirement, will be demonstrated by performing a stack test near operating permit renewal as described.

- This source is subject to 25 Pa. Code § 129.52 for Surface Coating processes.

- As part of the CAM plan, monitor and record continuously the chamber temperature of the RTO and operate within the established indicator range of greater than 1,500° F.

- As part of the CAM plan, monitor and record continuously the airflow measured, as fan amperage, averaged over any consecutive 3-hour period, shall not be less than the following values:

- 32.5 Hz when only one coating line is operating.
- 33.9 Hz when only two coating lines are operating.
- 35.1 Hz when only three coating lines are operating.
- 37.0 Hz when four or more coating lines are operating.
- Monitor and record daily, the pressure drop across the baghouse and the inlet pressure to the RTO.
- Test for VOC DRE at operating permit renewal.
- Test the temporary total enclosure for capture efficiency at operating permit renewal.

61-004D: Electralloy (175 Main Street, Oil City, PA 16301) for installation of a new fabric filter to replace the existing scrubber to control or partially control emissions from the electric arc furnace and AOD vessels and other sources in the melt shop at their facility in the Borough of Oil City, **Venango County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection (Department) intends to issue a plan approval for their plant in the Borough of Oil City, Venango County. The facility currently has a Title V permit which was issued October 31, 2002. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date.

This application is for the for installation of a new fabric filter to replace the existing scrubber to control or partially control emissions from the electric arc furnace and AOD vessels and other sources in the melt shop at their facility located in the Borough of Oil City, Venango County. The facility currently has a Title V permit which was issued October 31, 2002.

Issuance of the plan approval is recommended with the appropriate conditions in the plan approval:

1. Opacity of any fugitive gases discharging from the melt shop shall not exceed 10%.
2. Total allowable emission limits for the South EAF Baghouse (Control No. C104) are:
 - (a) Total allowable particulate emission concentration is 0.0052 gr/dscf.
 - (b) Total allowable particulate emission rate of 9.7 lb/hr.
 - (c) The total allowable 12-month rolling sum of PM/PM10 is 42.5 tpy calculated using the results during the most recent compliant stack test multiplied by hours of production during a consecutive 12 month period.
 - (d) The exhaust from the South EAF Baghouse (C104) may not exceed 10% opacity.
3. (a) The permittee shall perform a weekly preventive maintenance inspection of the South EAF Baghouse (C104).

(b) The permittee shall operate the South EAF Baghouse (C104) at all times any source is in operation that is controlled by that control device.

(c) The permittee shall maintain and operate the sources and the control device in accordance with the manufacturer's specifications and good air pollution control practices. The facility shall maintain a copy of the manufacturer's specifications onsite.

4. (a) Within 180 days after the installation of the South EAF Baghouse (C104) or a time approved by the Department and between 6 to 12 months prior to permit renewal, the facility shall conduct a stack test for PM, SO_x and Visible Emissions at the South EAF Baghouse (C104) and the North Melt Shop Baghouse.

(e) The average production rate plus 10% of the average production rate during the stack test will become the legal production limit of the plant.

5. A continuous monitoring system for the measurement of opacity of emissions discharged into the atmosphere from both stacks (S104A and S104B) leading from the South EAF Baghouse (C104) shall be installed, calibrated, maintained and operated at all times the control device is operated. The records of the opacity shall be kept for 5 years and made available to the Department upon request.

6. Total allowable emission limits for the North Melt Shop Baghouse (Control No. C02) are:

(a) Total allowable PM emission concentration is 0.0052 gr/dscf.

(b) Total allowable PM emission rate of 7.86 lb/hr.

(c) The total allowable 12-month rolling sum of PM/PM₁₀ is 34.43 tpy calculated using the results of the most recent compliant stack test multiplied by hours of production during a consecutive 12 month period.

(d) The exhaust from the North EAF Baghouse (C104) may not exceed 10% opacity.

7. No person may permit the emission into the outdoor atmosphere of SO_x from the South EAF Baghouse or North Meltshop Baghouse in a manner that the concentration of the SO_x, expressed as SO₂, in the effluent gas exceeds 500 parts per million, by volume, dry basis.

8. The permittee shall operate the North Meltshop Baghouse (CO₂) at all times any source is in operation that is controlled or partially controlled by that control device.

9. The Plan Approval and Operating Permit will include conditions that require recordkeeping, reporting, work practice standards and additional requirements for the sources and control devices designed to keep the facility operating within all applicable air quality requirements including CAM conditions for the North and South Baghouses.

Copies of the application, Department's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at 230 Chestnut Street, Meadville, PA 16335.

Persons wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. The Department will consider any written comments received within 30 days of the publication of this notice. Each written comment must contain the following:

Name, address and telephone number of the person submitting the comments.

Identification of the proposed permit (No. 61-004D).

A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the comments received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where The Department determines that telephone notification is sufficient. Written comments or requests for a public hearing should be directed to (Carolyn Cooper, P. E., Air Quality Program, 230 Chestnut Street Meadville, PA 16335, (814) 332-6638).

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should by contacting (Carolyn Cooper, P. E.), or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

If a plan approval has not undergone the previously public notice process the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in 25 Pa. Code §§ 127.421 to 127.431 for State-only operating permits or 25 Pa. Code §§ 127.521 to 127.524 for Title V operating permits.

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

AMS 07154: Purolite Co. (3620 G Street, Philadelphia, PA 19134) for modification of a plan approval condition to allow both of their diluters to operate simultaneously, install four 2,000-gallon acid dilution tanks, install one acid storage tank and remove an oleum head tank from service in the City of Philadelphia, **Philadelphia County**. The plan approval will contain operating, testing, monitoring, recordkeeping and reporting requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

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

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

15-00035: Sabic Innovative Plastics U.S., LLC (251 South Bailey Road, Thorndale, PA 19382) for a renewal of the Title V Operating Permit, and revision of the Title V Permit for a change of ownership in accordance with the requirements of 25 Pa. Code § 127.450(a)(4) in Caln Township, **Chester County**. The initial permit was issued on November 7, 2001. The facility is primarily used for the production of thermoplastic materials. As a result of potential emissions of NO_x and VOC, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not adopt any new regulations and does not reflect any change in air emissions from the facility. The facility is not subject to Compliance Assur-

ance Monitoring under 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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

63-00016: Allegheny Energy Supply Co., LLC (800 Cabin Hill Drive, Greensburg, PA 15601) for an operating permit renewal that includes a Best Available Retrofit Technology determination for their Mitchell Plant, in Monongahela City, **Washington County**. The facility's major sources of emissions include one coal-fired boiler, rated at 2,988 mmBtu/hr, and three oil-fired boilers, each rated at 841 mmBtu/hr, that emit major quantities of CO, NOx, PM and SOx. The proposed permit includes all applicable emission restrictions, testing, monitoring, recordkeeping and reporting requirements. No emission changes are being approved in this action. This is a TV facility.

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

61-00181: Scrubgrass Power—Scrubgrass Generating Plant (2151 Lisbon Road, Kennerdell, PA 16374) for a Title V Operating Permit Re-issuance to operate an Electric Energy Generating Facility, in Scrubgrass Township, **Venango County**. The primary sources of emissions are the two Circulating Fluidized Bed Boilers.

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, Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.

09-00047: Warminster Fiberglass Co. (725 County Line Road, Southampton, PA 18966) for operation of a fiberglass products plant in Upper Southampton Township, **Bucks County**. This is a renewal of the State-only operating permit issued in December of 2002.

15-00053: The Chester County Hospital (701 East Marshall Street, West Chester, PA 19320) for renewal of a Non-Title V Facility, State-only, Synthetic Minor Permit in West Chester Borough, **Chester County**. The Chester County Hospital operates and maintains two boilers and three emergency generators. The facility has a potential to emit 11.4 tons of NOx per year, 32.7 tons of SOx per year, 2.53 tons of PM per year, and 0.232 ton of VOCs per year. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

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

05-03002: Tussey Mountain School District (199 Front Street, Saxton, PA 16678-8610) for operation of a boiler at the high school in Liberty Township, **Bedford County**.

This is a renewal of the school's State-only operating permit issued on January 15, 2003.

05-03006: Kennametal Inc. (442 Chalybeate Road, Bedford PA 15522) for the operation of a foundry operation in Colerain Township, **Bedford County**. The State-only facility-wide operating permit will contain emission limits along with monitoring, recordkeeping and reporting

conditions to ensure the facility complies with the applicable air quality requirements.

05-03010: New Enterprise Stone & Lime Company, Inc. (P. O. Box 77, New Enterprise, PA 16664-0077) for the operation of a limestone crushing plant, limestone wash plant, truck load out, two portable limestone crushing plants and a concrete plant in Snake Spring Township, **Bedford County**. The State-only facility-wide operating permit will contain emission limits along with monitoring, recordkeeping and reporting conditions to ensure the facility complies with the applicable air quality requirements. A portion of the limestone crushing equipment is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

38-03045: Valspar Corp. (3050 Hanford Drive, North Lebanon Industrial Park, Lebanon, PA 17046) for operation of a latex paint manufacturing plant in North Lebanon Township, **Lebanon County**. Conditions for monitoring, recordkeeping and work practice standards are included to keep the facility operating within the applicable requirements.

67-05096: Blockhouse Co., Inc. (3285 Farmtrail Road, York, PA 17406) for operation of their wood furniture manufacturing facility in Manchester Township, **York County**. The State-only operating permit will include emission restrictions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. This is a renewal of the State-only operating permit issued in 2003.

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

12-00002A: GKN Sinter Metals, Inc. (P. O. Box 493, Emporium, PA 15834) for their sintered metal parts manufacturing facility in Shippen Township, **Cameron County** (Cameron Road Plant). The facility's main sources include a hydraulic parts molding unit, a powdered metal parts oil impregnation operation, powdered metal parts dip sizing and 13 electric sintering furnaces. The facility has the potential to emit VOCs, HAPs, PM10, NOx, CO and SOx below the major emission thresholds. The proposed State-only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

63-00632: American Iron Oxide Production Co. (Foster Plaza No. 7, 661 Andersen Drive, Pittsburgh, PA 15220) for basic inorganic chemical manufacturing at their Allenport Plant in Allenport Borough, **Washington County**. This is a State-only Operating Permit Application.

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

33-00137: Village Farms LP—Ringgold Plant (Highway L.R. 33001, P. O. Box 192, Ringgold, PA 15770) for re-issuance of a Natural Minor Operating Permit in Ringgold Township, **Jefferson County**. The facility's major sources of emissions are three Auxiliary Boilers used to produce heat for a greenhouse.

33-00174: Brownlee Lumber, Inc. (2652 Hazen Richardsville Road, Brookville, PA 15825-7616) for the issuance of a Natural Minor Operating Permit to operate a facility that processes logs into lumber in Warsaw Township, **Jefferson County**. The facility's primary emission sources include a wood fired boiler, a fuel oil fired boiler and sawmill/woodworking operations.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

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

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

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

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

Coal Applications Received

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

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH ¹		greater than 6.0; less than 9.0	
Alkalinity greater than acidity ¹			

¹The 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.

Permit Number 30020701 and NPDES Permit No. PA0235482, Consol Pennsylvania Coal Company, LLC (1800 Washington Road, Pittsburgh, PA 15241), to transfer the permit for the Bailey Central Mine Complex CRDA No. 3 and No. 4 in Richhill and Gray Townships, **Greene County** and related NPDES permit from Consol

Pennsylvania Coal Company. No additional discharges. Application received October 18, 2007.

Permit Number 30810703 and NPDES Permit No. PA0092894, Consol Pennsylvania Coal Company, LLC (1800 Washington Road, Pittsburgh, PA 15241), to transfer the permit for the Bailey CRDA No. 1 and No. 2 in Richhill Township, **Greene County** and related NPDES permit from Consol Pennsylvania Coal Company. No additional discharges. Application received October 18, 2007.

Permit Number 30841316 and NPDES Permit No. PA0213535, Consol Pennsylvania Coal Company, LLC (1800 Washington Road, Pittsburgh, PA 15241), to transfer the permit for the Bailey Mien and Prep Plant in Richhill, Aleppo and Gray Townships, **Greene County** and West Finley Township, **Washington County** and

related NPDES permit from Consol Pennsylvania Coal Company. No additional discharges. Application received October 18, 2007.

Permit Number 30841317 and NPDES Permit No. PA0213527, Consol Pennsylvania Coal Company, LLC (1800 Washington Road, Pittsburgh, PA 15241), to transfer the permit for the Enlow Fork Mine in Richhill and Morris Townships, **Greene County** and Morris, East Finley and West Finley Townships, **Washington County** and related NPDES permit from Consol Pennsylvania Coal Company. No additional discharges. Application received October 18, 2007.

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

56070111 and PA0262510. Mountaineer Mining Corporation, 1010 Garrett Shortcut Road, Berlin, PA 15530 commencement, operation and restoration of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 115.0 acres. Receiving streams: UNTs to Swamp Creek and UNT to Buffalo Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received November 6, 2007.

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

04070102 and NPDES Permit No. PA0251259. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) Application for commencement, operation and reclamation for a bituminous surface mine, located in South Beaver Township, **Beaver County**, affecting 114.5 acres. Receiving streams: Brush Run and UNTs to Brush Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received November 1, 2007.

30980101 and NPDES Permit No. PA0202304. Coresco, LLC (308 Dents Run Road, Morgantown, WV 26501) Application received for transfer of permit currently issued to Coresco, Inc., for continued operation and reclamation of a bituminous surface mining site located in Dunkard Township, **Greene County**, affecting 148.4 acres. Receiving streams: UNTs of Dunkard Creek, classified for the following use: WWF. There are no downstream potable water supply intakes within 10 miles from the point of discharge. Transfer application received November 16, 2007.

30010102 and NPDES Permit No. PA0202017. Coresco, LLC (308 Dents Run Road, Morgantown, WV 26501) Application received for transfer of permit currently issued to Coresco, Inc., for continued operation and reclamation of a bituminous surface mining site located in Dunkard Township, **Greene County**, affecting 114.4 acres. Receiving streams: UNTs of Dunkard Creek, classified for the following use: WWF. There is no downstream potable water supply intake within 10 miles from the point of discharge. Transfer application received November 16, 2007.

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

43070104 and NPDES Permit No. PA0258482. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127) Commencement, operation, and restoration of a bituminous surface strip operation in Jackson Township, **Mercer County** affecting 37.5 acres. Receiving streams: UNT to Mill Creek, classified for the following use: TSF. There are no potable surface water supply intakes within 10 miles downstream. Application received November 14, 2007.

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

17970110 and NPDES No. PA0220655. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650), permit renewal for the continued operation and restoration of a bituminous surface mine in Penn Township, **Clearfield County**, affecting 256.0 acres. Receiving streams: UNT to Bell Run to Bell Run to West Branch Susquehanna River, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received November 6, 2007.

17970106 and NPDES No. PA0220612. Forcey Coal, Inc. (P. O. Box 225, Madera, PA 16661), permit renewal for the continued operation and restoration of a bituminous surface mine in Decatur Township, **Clearfield County**, affecting 119.9 acres. Receiving stream: Big Run, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received November 9, 2007.

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

54070104. South Tamaqua Coal Pockets, Inc., (804 West Penn Pike, Tamaqua, PA 18252), commencement, operation and restoration of an anthracite surface mine and coal refuse reprocessing operation in Blythe Township, **Schuylkill County** affecting 327.0 acres, receiving stream: UNT to Schuylkill River, classified for the following use: CWF. Application received November 20, 2007.

54-305-004GP12. South Tamaqua Coal Pockets, Inc., (804 West Penn Pike, Tamaqua, PA 18252), application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 54070104 in Blythe Township, **Schuylkill County**. Application received November 20, 2007.

54-305-005GP12. South Tamaqua Coal Pockets, Inc., (804 West Penn Pike, Tamaqua, PA 18252), application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 54070104 in Blythe Township, **Schuylkill County**. Application received November 20, 2007.

Noncoal Applications Received

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

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
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 surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

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

21070803. Richard W. Wahl, 22 Richs Drive, Shipensburg, PA 17257, commencement, operation and restoration of a small noncoal (industrial minerals) operation in Hopewell Township, **Cumberland County**, affecting 3.0 acres. Receiving stream: Conodoquinet Creek. Application received November 9, 2007.

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

7975SM2A1C7 and NPDES Permit No. PA0613151. Haines & Kibblehouse, Inc., (P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Plumstead Township, **Bucks County**, receiving stream: Geddes Run, classified for the following use: CWF. Application received November 14, 2007.

5278SM2C7 and NPDES Permit No. PA0595764. Hanson Aggregates Pennsylvania, Inc., (P. O. Box 231, Easton, PA 18040), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Lake Township, **Wayne County**, receiving stream: UNT to Middle Creek, classified for the following use: HQ-CWF and MF. Application received November 15, 2007.

40980301C3 and NPDES Permit No. PA0223867. Brdaric Excavating, Inc., (913 Miller Street, Luzerne, PA 18709), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Kingston Township, **Luzerne County**, receiving stream: UNT to Susquehanna River, classified for the following use: CWF. Application received November 19, 2007.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301–303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of

this notice, as well as questions, to the regional office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Individuals will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on each working day at the regional office noted before the application.

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E04-319. U.S. Department of Interior, 3982 Waverly Road, Williamstown, WV 26187. To maintain a dike and fill along Phillis and Georgetown Islands in the Ohio River at Shippingport and Ohioville Boroughs in **Beaver County**, Pittsburgh ACOE District. The applicant proposes to construct and maintain a dike and to place and maintain fill along the banks of Phillis Island for a distance of approximately 1,150.0 linear feet in the Ohio River (WWF) and approximately 750.0 linear feet in the Ohio River backchannel (WWF) (Hookstown, PA Quadrangle N: 22.0 inches; W: 9.5 inches, Latitude: 40° 37' 16"; Longitude: 80° 26' 42") and to construct and maintain a dike and to place and maintain fill along the banks of Georgetown Island for a distance of approximately 600 linear feet along the Ohio River (WWF) and a distance of approximately 800 linear feet in the Ohio River backchannel (WWF) (Midland, PA Quadrangle N: 3.5 inches; W: 14.0 inches, Latitude: 40° 38' 39"; Longitude: 80° 28' 36") for the purpose of protecting said islands from further erosion. The projects are located at River Mile 37.8 (Georgetown Island) in Ohioville Borough, Beaver County and at River Mile 35.4 (Phillis Island) in Shippingport Borough, Beaver County and will impact a total of approximately 3,300.0 linear feet of stream channel.

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

E42-327, Catalyst Energy, Inc., 800 Cranberry Woods Drive, Suite 290, Cranberry Township, PA 16066. Moody Lot 65 Wells 60 and 63 Gathering Lines, in Lafayette Township, **McKean County**, ACOE Pittsburgh District (Lewis Run, PA Quadrangle N: 41° 51' 20.35"; W: 78° 37' 49.6").

To install by means of directional drilling and maintain 2-inch diameter natural gas pipelines across Railroad Run (EV), a tributary to Railroad Run (EV) and associated wetlands serving as gathering lines from gas wells being drilled on the Moody Lot 65 parcel approximately 750 feet southwest of the intersection of Big Shanty and Droney Roads.

Cambria District: Environmental Program Manager, 286 Industrial Park Road, Ebensburg, PA 15931-4119.

E1109-001. Greater Johnstown Water Authority, 640 Franklin Street, Johnstown, PA 15901. Abandoned Mine Drainage Treatment Project, in Jackson Township, **Cambria County**, Pittsburgh ACOE District.

The applicant proposes to construct an access road with a permanent stream crossing in order to access an abandoned mine drainage treatment facility to be con-

structed by the Department of Environmental Protection Bureau of Abandoned Mine Reclamation. The project will include the filling of 0.048 acre of PF wetland, the installation of a culvert on an intermittent stream channel, the fill and reconstruction of 162 feet of intermittent stream channel, and the construction of a permanent stream crossing across Saltlick Run. An existing stream ford will be used as a temporary crossing during construction. Stream and wetland impacts total 0.143 acre (Nanty Glo Quadrangle N: 5.3 inches; W: 10.3 inches).

DAM SAFETY

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

D16-001A. Redbank Valley Municipal Authority, 243 Broad Street, New Bethlehem, PA 16242. To modify, operate and maintain Redbank Valley Water Supply Dam across Redbank Creek (TSF), impacting approximately 150 linear feet of stream for the purpose of public water supply. The existing dam is deteriorated and is part of the drinking water system of the Red Bank Valley Municipal Authority (New Bethlehem, PA Quadrangle N: 0.05 inch; W: 11.9 inches) in New Bethlehem Borough, Clarion County and South Bethlehem Borough, **Armstrong County**.

ACTIONS

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

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

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

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

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0062880 (Minor Sewage Renewal)	KidsPeace Corporation 4085 Independence Road Schnecksville, PA 18078-2574	North Whitehall Township Lehigh County	Jordan Creek 02C	Y
PA0034029 (Minor Sewage)	Lehigh County Authority P. O. Box 3348 Allentown, PA 18106	North Whitehall Township Lehigh County	UNT to Coplay Creek 2C	Y
PA0064173	Heisler's Cloverleaf Dairy, Inc. 743 Catawissa Road Tamaqua, PA 18252	Walker Township Schuylkill County	Beaver Creek 3A	Y
PA0062758	Shenandoah Borough Municipal Authority P. O. Box 110 Shenandoah, PA 17976	West Mahanoy Township Schuylkill County	Lost Creek 6B	Y
PA0062316 (Sewage)	Blue Mountain Village Sales, Inc. a/k/a Pleasant Valley Manor, Inc. 1 Blue Mountain Village Saylorsburg, PA 18353	Ross Township Monroe County	Aquaschicola Creek 2B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0088960 (SEW)	West St. Clair Pleasantville Borough Municipal Authority P. O. Box 43 Alum Bank, PA 15521-0043	Bedford County West St. Clair Township and Pleasantville Borough	Dunning Creek 11-C	Y
PA0086134 (SEW)	Mr. and Mrs. Jeffery Lapp (Lapp/Benning SFTF) 906 Huffs Church Road Alburtis, PA 18011	Berks County District Township	West Branch Perkiomen Creek 3-E	Y
PA0260878 (GWCU)	Ian M. Salada Penn State University Mont Alto Campus 101P Office of Physical Plant University Park, PA 16802-1118	Franklin County Quincy Township	Drainage Swale to the West Branch Antietam 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 & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0032816 (Nonmunicipal)	Department of Transportation Safety Rest Area Site 33 P. O. Box 2966 Harrisburg, PA 17105	Clinton County Greene Township	Fishing Creek 9C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0218146 Industrial Waste	Texas Eastern Transmission, LP 5400 Westheimer Court Houston, TX 77056-5310	Indiana County West Wheatfield Township	UNT to East Branch of Richards Run	Y
PAS116105 Industrial Waste	Kennametal, Inc. 200 Chestnut Ridge Road Latrobe, PA 15650	Westmoreland County Derry Township	UNT to Miller Run	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0219347 Sewage	Patricia L. Iams 4124 Finleyville-Elrama Road Finleyville, PA 15332	Washington County Union Township	Lobbs Run	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0034045	Greene Township Horseshoe Subdivision 9333 Tate Road Erie, PA 16509-6049	Greene Township Erie County	UNT to Four Mile Creek 15-FM	Y
PA0221775	HRI, Inc. 1750 West College Avenue State College, PA 16801	Pine Creek Township Jefferson County	UNT to Fivemile Run 17-C	Y

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

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

NPDES Permit No. PAS203503, Stormwater, **Mueller Water Products**, 1200 Abernathy Road NE, Suite 1200, Atlanta, GA 30328. This proposed facility is located in Antrim Township, **Franklin County**.

Description of Proposed Action/Activity: Transfer of Permit with Authorization to Discharge to Watershed 13-C.

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

PA0229202, CAFO, SIC 0241 and 0213, **Robert Kucharski**, R. R. 1, Box 76K, Liberty, PA 16930. This existing facility is located in Liberty Township, **Tioga County**.

Description of Proposed Activity: Kucharski Farms is an existing Dairy and finishing swine farm, totaling 651.75 Animal Equivalent Units.

The water bodies nearest to this facility are a UNT to Blockhouse Creek in the Pine Creek Watershed (SWP-09A) which has a designated use of CWF and Roaring Branch in the Lycoming Creek Watershed (SWP-10A) which has a designated use of HQ-CWF.

Except for the chronic or catastrophic rainfall events defined as over 25-year/24-hour rain storms, the CAFO permit is a nondischarge NPDES permit. Where applicable compliance with 40 CFR Federal effluent limitation guidelines is required. The permit requires no other numeric effluent limitations. Compliance with the Pennsylvania Nutrient Management Act and The Clean Streams Law constitutes compliance with State narrative water quality standards.

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

1. Compliance with the farm's Nutrient Management Plan.
2. Compliance with the farm's Preparedness, Prevention and Contingency Plan.
3. Compliance with the farm's Erosion and Sedimentation Control Plan for plowing and tilling.
4. Erosion and Sedimentation Control Plan requirements for stormwater during construction activities.
5. Animal mortality handling and disposing requirements.
6. Certification requirements for manure storage facilities.
7. Requirements for storage of feed and other raw materials.
8. Best Management Practices requirements.

The EPA waiver will not be in effect.

PA0228974, CAFO, SIC 0211, 0213 and 0251, **George C. Richard**, R. D. 1, Box 621, Elysburg, PA 17824. This existing facility is located in Locust and Cleveland Townships, **Columbia County**.

Description of Proposed Activity: Scattered Acres Farm is an existing beef, finishing swine and broiler chicken farm, totaling 748.4 Animal Equivalent Units.

The water body nearest to this facility is a UNT to Roaring Creek in the Roaring Creek Watershed (SWP-05E) and has a designated use of CWF.

Except for the chronic or catastrophic rainfall events defined as over 25-year/24-hour rain storms, the CAFO permit is a nondischarge NPDES permit. Where applicable compliance with 40 CFR Federal effluent limitation guidelines is required. The permit requires no other numeric effluent limitations. Compliance with the Pennsylvania Nutrient Management Act and The Clean Streams Law constitutes compliance with State narrative water quality standards.

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

9. Compliance with the farm's Nutrient Management Plan.
10. Compliance with the farm's Preparedness, Prevention and Contingency Plan.

11. Compliance with the Farm's Erosion and Sedimentation Control Plan for plowing and tilling.
12. Erosion and Sedimentation Control Plan requirements for stormwater during construction activities.
13. Animal mortality handling and disposing requirements.
14. Certification requirements for manure storage facilities.
15. Requirements for storage of feed and other raw materials.
16. Best Management Practices requirements.

The EPA waiver will not be in effect.

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. 2307403, Sewerage, **Haverford Township**, 2325 Darby Road, Haverford, PA 19083. This proposed facility is located in Haverford Township, **Delaware County**.

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

WQM Permit No. 4607409, Sewerage, **Upper Gwynedd Towamencin Municipal Authority**, 2225 Kriebel Road, Lansdale, PA 19446. This proposed facility is located in Towamencin Township, **Montgomery County**.

WQM Permit No. WQG02460727, Sewerage, **Lower Salford Township Authority**, P. O. Box 243, Harleysville, PA 19438. This proposed facility is located in Lower Salford Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of two grinder pumps and a common force main to serve a church and an adjacent dwelling.

WQM Permit No. 4607401, Sewerage, **Franconia Sewer Authority**, 671 Allentown Road, P. O. Box 128, Franconia, PA 18924. This proposed facility is located in Franconia Township, **Montgomery County**.

Description of Action/Activity: To install 5,048 LF of sanitary sewer pipe and force main that will extend south from Lower and Moyer Roads to a proposed wastewater treatment plant.

WQM Permit No. WQG02510726, Sewerage, **City of Philadelphia Water Department**, The ARAMARK Tower, 1101 Market Street, Philadelphia, PA 19107. This proposed facility is located in City of Philadelphia, **Philadelphia County**.

Description of Action/Activity: Construction and operation of a new gravity sewer system.

WQM Permit No. 4606408, Sewerage, **Royersford Borough**, 300 Main Street, P. O. Box 188, Royersford, PA 19468-0188. This proposed facility is located in Upper Providence Township, **Montgomery County**.

Description of Action/Activity: Upgrades, modifications and increasing average daily flow from 0.54 mgd to 0.70 mgd to the Royersford Borough Wastewater Treatment Plant.

WQM Permit No. WQG02230728, Sewerage, **Middletown Township Sewer Authority**, 27 North Pennell Road, P. O. Box 9, Lima, PA 19037. This proposed facility is located in Middletown Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a low pressure force main.

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

WQM Permit No. 2205403, Amendment 07-1, Sewerage, **Gary Luderitz, Mountainview Thoroughbred Racing Association—Penn National of Grantville**, P. O. Box 32, Grantville, PA 17028. This proposed facility is located in East Hanover Township, **Dauphin County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation/modification of sewerage facilities consisting of: Relocation of the 150,000 gallon water reuse tank and force main from the water reuse transfer pump station. Construction of a water reuse pumping station with dual 160 gpm pumps, three 325 gpm pumps and one 500 gpm pump to convey reclaimed nonpotable water for track watering and toilet flushing.

WQM Permit No. WQG02220705, Sewerage, **Millersburg Area Authority**, 101 West Street, Millersburg, PA 17061. This proposed facility is located in Upper Paxton Township, **Dauphin County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of pump station with force main and collection system to serve Nature's Edge Development.

WQM Permit No. 3807402, Sewerage, **South Londonderry Township Municipal Authority**, P. O. Box 3, Campbelltown, PA 17010-0003. This proposed facility is located in South Londonderry Township, **Lebanon County**.

Description of Proposed Action/Activity: Permit approval for the construction/modification/operation of sewerage facilities consisting of: The Mount Wilson Pump Station with dual 130 gpm submersible pumps and about 1,640 feet of four-inch force main. The upgrade of the Colebrook Pump Station with 155 gpm dual submersible pumps.

WQM Permit No. 0107203, Industrial Waste, **Motts, Inc., Cadbury Schweppes Americas Beverages**, 45 Aspers North Road, P. O. Box 468, Aspers, PA 17304. This proposed facility is located in Menallen Township, **Adams County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of industrial waste facilities consisting of: The installation of centrifuge for sludge processing.

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

WQM Permit No. 1707403, Sewerage 4952, **Mahaffey Borough Municipal Authority**, P. O. Box 202, Mahaffey, PA 15757. This proposed facility is located in Bell Township and Mahaffey Borough, **Clearfield County**.

Description of Proposed Action/Activity: A Permit has been issued for the installation of sewer extensions serving Mahaffey Campgrounds and Byers Settlement and also improvements to an existing pump station on Locust Street in the Mahaffey Borough.

WQM Permit No. 0807401, Sewerage 4952, **South Creek Township**, P. O. Box 60, Gillett, PA 16925-0060. This approved facility is located in South Creek Township, **Bradford County**.

Description of Action/Activity: The applicant is approved to construct sewerage facilities to serve the Villages of Gillett and Fassett. The facilities will consist of sewer lines and appurtenances, 29 grinder pumps, a sewage pump station and a 75,000 gpd extended aeration package wastewater treatment plant that incorporates nutrient removal. The discharge will be to South Creek, which is classified as a CWF.

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

WQM Permit No. 2607401, Sewerage, **T. J. Amusement Corporation**, 6229 National Pike, P. O. Box 699, Grindstone, PA 15442. This proposed facility is located in Redstone Township, **Fayette County**.

Description of Proposed Action/Activity: Permit issuance for the operation of a holding tank.

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

WQM Permit No. 6107401, Sewerage, **Highway 322 Realty Company**, P. O. Box 1030, Franklin, PA 16323. This proposed facility is located in Cranberry Township, **Venango County**.

Description of Proposed Action/Activity: In order to improve the quality of the effluent, a new treatment plant is proposed for construction along with the complete demolition of the existing WWTP. The current permitted flow will be maintained.

WQM Permit No. 2007402, Sewerage, **Cambridge Area Joint Authority**, 161 Carringer Street, Cambridge Springs, PA 16403. This proposed facility is located in Cambridge Springs Borough, **Crawford County**.

Description of Proposed Action/Activity: This project is for upgrades to the Grant Street pump station, construction of equalization storage and new treatment facilities and conversion of the existing Grant Street treatment site to a solids handling and dewatering facility. A new influent headworks facility with screening grit removal and raw wastewater pumps will also be installed at the Grant Street treatment site.

WQM Permit No. 4307201, Industrial Waste, **Borough of Sharpsville**, 1 South Walnut Street, Sharpsville, PA 16150-1258. This proposed facility is located in Sharpsville Borough, **Mercer County**.

Description of Proposed Action/Activity: As a result of the Borough of Sharpsville's public water supply treatment works changes they have proposed to replace their related waste water system.

Proposed is: Micro-filtration waste collection, settling and decanting with sedimentation basin and micro-filtration settled solids collection, sedimentation and drying. The daily maximum design flow is 0.075 mgd.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010906042	Sohum Development Corporation 2185 Stewart Drive Hatfield, PA 19440	Bucks	Milford Township	Molasses Creek HQ-TSF
PAS10G373R	Three Tun Developers 415 Three Tun Road Malvern, PA 19355-1982	Chester	East Whiteland Township	UNT Little Valley Creek EV
PAI011505064	What A Good Dog, Inc. 811 Newtown Road Villanova, PA 19085	Chester	East Whiteland Township	Valley Creek EV
PAI011506006	Silvi Realty Development 212 East High Street Suite 201 Pottstown, PA 19464	Chester	East Vincent Township	UNT Schuylkill River HQ-TSF
PAI011506008	Whiteland Village, LLC 850 Springdale Drive Exton, PA 19341	Chester	East Whiteland Township	West Branch Valley Creek CWF

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011507034	Wilmer N. Weaver 590 North Manor Road Elverson, PA 19450	Chester	East Nantmeal Township	UNT Marsh Creek HQ-TSF-MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023507004	Gary Dell' Alba 2432 Emrick Boulevard Bethlehem, PA 18020	Lackawanna	Covington Township	Six Springs Creek HQ-CWF
PAI021307002	Indus Hospitalities, Inc. 1383 Treasure Lake DuBois, PA 15801	Carbon	Kidder Township	Black Creek HQ-CWF

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

Cambria County Conservation District, 401 Candlelight Drive, Suite 221, Ebensburg, PA 15931, (814) 472-2120.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI051107001	Krayn Wind, LLC 9th Avenue No. 3G New York, NY 10011	Cambria	Adams Township	South Fork Little Conemaugh EV Bottle Run HQ/CWF Sulphur Creek CWF Paint Creek CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062507001	Sun Lake Development Inc. 10615 Peach Street Girard, PA 16417	Erie	Girard Township	UNT Crooked Creek HQ-CWF, MF
PAI064207001	Top Line Development Allegheny Bradford Corporation 1522 South Avenue Lewis Run, PA 16738	McKean	Lewis Run Borough	Lewis Run Creek HQ-CWF

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
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 Concentrated Animal Feeding Operations (CAFOs)
 PAG-13 Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

General Permit Type—PAG-02

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Warwick Township Bucks County	PAR10D6851	Scott and Craig Cornell 2362 York Road Jamison, PA 18929	UNT Little Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Moreland Township Bucks County	PAG2000907109	Lower Moreland Township 1100 Edgewood Road Yardley, PA 19067	Delaware River WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Falls Township Bucks County	PAG2000907092	Kinder Morgan Bulk Terminals 1 Sinter Road Fairless Hills, PA 19030	Delaware River WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Middletown Township Bucks County	PAG2000907111	Cavalier Development P. O. Box 4472 Cherry Hill, NJ 18003	Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Bensalem Township Montgomery County	PAG2000906033	Somerton Valley Homes, LP 1 North Wilson Avenue Suite 2 Bristol, PA 19007	Poquessing Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Hazleton Luzerne County	PAG2004007027	Macar Properties, LLC t/a Central Pennsylvania Transportation, Inc. 425 Steel Way Lancaster, PA 17601	Cranberry Creek CWF	Luzerne County Conservation District (570) 674-7991
Colebrookdale Township Berks County	PAR10C450R	Les Stewart Stewart Conti Builders 3801 Germantown Pike Collegeville, PA 19426	Ironstone Creek TSF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657 Ext. 201
Bethel Township Berks County	PAG2000607057	John Smith Forino Enterprises 555 Mountain Home Road Sinking Spring, PA 19608	Little Swatara Creek CWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657 Ext. 201
Hampden Township Mechanicsburg Borough Cumberland County	PAI032107004	Dave Strong 3064 Bricker Road Manheim, PA 17545	Trindle Spring Run HQ-CWF	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013 (717) 240-7812
Conewago Township Dauphin County	PAG2002207062	Mathew D. Hoffer 1137 Edgewood Drive Hummelstown, PA 17036	Hoffer Creek TSF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Swatara Township Dauphin County	PAG2002207053	CHR Corp. 2295 Susquehanna Trail Suite C York, PA 17404	Beaver Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018
Bethel Township Berks County	PAG2000607067	John Herman Herman Development Co. 3701 Perkiomen Avenue Reading, PA 19606	UNT to Little Swatara Creek CWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657 Ext. 201
Bradford County Columbia Township	PAG2000807008	Francis Black Pennsylvania 4 Sector 2 Limited Partnership d/b/a Verizon Wireless 175 Calkins Road Rochester, NY 14623	Sugar Creek TSF	Bradford County Conservation District Stoll Natural Resource Center R. R. 5 Box 5030C Towanda, PA 18848 (570) 265-5539 Ext. 6
Centre County Snow Shoe Township	PAG2001407017	Snow Shoe Township Clarence Road Waterline Replacement 268 Oldside Road Clarence, PA 16829	UNT to Beech Creek CWF	Centre County Conservation District 414 Holmes Avenue Suite 4 Bellefonte, PA 16823 (814) 355-6817
Somerset County Indiana Lake Borough	PAG2005607008	St. Clair Resort Development, LLC 1031 Peninsula Drive Central City, PA 15926	Indiana Lake/Stonycreek River CWF	Somerset County CD (814) 445-4652
Somerset County Somerset Township	PAG2005607011	Valley Proteins, Inc. P. O. Box 3588 Winchester, VA 22604	UNT to East Branch of Coxes Creek TSF	Somerset County CD (814) 445-4652
Washington County Somerset Township	PAG20063060021	J. Colin Gallaway Gallaway Safety & Supply 207 Carlton Drive Eight-Four, PA 15330	Pigeon Creek WWF	Washington County CD (724) 228-6774
Westmoreland County East Huntingdon Township	PAG2006507043	WCIDC Fifth Floor Suite 520 Greensburg, PA 15601	Belson Run WWF	Westmoreland County CD (724) 837-5271
Westmoreland County Rostraver Township	PAG2006507046	DDM Development, Inc. P. O. Box 217 Curwensville, PA 16833	Pollock Run WWF	Westmoreland County CD (724) 837-5271
Clarion County Monroe Township	PAG2061606004	Applebee's Restaurant Clarion 6200 Pake Tree Boulevard Suite 250 Cleveland, OH 44131	Courtleys Run CWF and Clarion County Municipal Storm Sewer	DEP 230 Chestnut Street Meadville, PA 16335 (814) 332-6984
McKean County Bradford Township	PAG2064206002(1)	Bradford City Water Authority 28 Kennedy Street Bradford, PA 16701-2006		DEP 230 Chestnut Street Meadville, PA 16335 (814) 332-6984

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
McKean County Borough of Sharpsville	PAG2004307011	Michael Wilson, Manager Borough of Sharpsville 1 South Walnut Street Sharpsville, PA 16150	Shenango River WWF	McKean Conservation District (814) 887-4001
Warren County Conewango Township	PAG2006207003	John Anderson Construction P. O. Box 676 Warren, PA 16365	UNT Jackson Run CWF	Warren Conservation District (814) 563-3117
Cambria County Barr Township	PAG2091107009	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	West Branch Susquehanna River WWF	DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800
<i>General Permit Type—PAG-3</i>				
<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Juniata County Delaware Township	PAR223528	Armstrong Cabinet Products— Thompsontown Plant R. R. 2 Box 171C Old Route 22 Thompsontown, PA 17094-9735	UNT Locust Run CWF 12-B	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Vanport Township Beaver County	PAR206155	KMA Manufacturing, Inc. 685 State Street Vanport, PA 15009	Ohio River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Union Township Lawrence County	PAR208369	International Specialty Alloys, Inc. P. O. Box 5186 New Castle, PA 16105	UNT to Shenango River	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Franklin Venango County	PAR118309	Joy Mining Machinery Box 791 Franklin, PA 16323	Storm Sewer to Allegheny River	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Brookville Jefferson County	PAR118339	Beverage Air 119 Progress Street Brookville, PA 15825	Redbank Creek and Clement Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Saint Mary's Township Elk County	PAR808329	City Transfer, Inc. 900 Brussels Street St. Mary's, PA 15857	UNT to Elk Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

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General Permit Type—PAG-4

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Fairfield Township Crawford County	PAG048525	Kathleen A. and Ronald A. Suich 2311 Reash Church Road Cochranton, PA 16314	UNT to Rock Creek 16-D	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
West Salem Township Mercer County	PAG048861	Richard Lee Weber 146 East Shenango Street Sharpsville, PA 16150	UNT to Big Run 20-A	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Glade Township Warren County	PAG048874	Richard A. Decker 1010 East 5th Avenue Warren, PA 16365	UNT to Conewango Creek 16-B	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-8

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Logan Township Blair County	PAG083511	Altoona City Authority- Easterly Wastewater Treatment Facility 3172 Route 764 Duncansville, PA 16635-7800	Altoona City Authority Easterly Wastewater Treatment Facility R. R. 1 Box 925 Altoona, PA 16601	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Allegheny Township Blair County	PAG083512	Altoona City Authority Westerly Wastewater Treatment Facility 3172 Route 764 Duncansville, PA 16635-7800	Altoona City Authority Westerly Wastewater Treatment Facility 3172 Route 764 Duncansville, PA 16635-7800	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Mt. Holly Springs Borough Cumberland County	PAG083577	Mt. Holly Springs Borough Authority 200 Harman Street Mt. Holly Springs, PA 17065	Mt. Holly Springs Borough Authority WWTP 11-13 Mill Street Mt. Holly Springs, PA 17065	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-8 (SSN)

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Hopewell Township Huntingdon County	PAG083599	United States Army Corps of Engineers Raystown Lake R. R. 1 Box 222 Hesston, PA 16647-9227	Raystown Lake Gate 35 Site	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
West Cocalico and Ephrata Townships Lancaster County	PAG083565	Ephrata Borough Authority 405 South Reading Road Ephrata, PA 17522	Reuben Weaver Farm West Cocalico and Ephrata Townships Lancaster County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Greenwich Township Berks County	PAG080002 PAG080003 PAG080004 PAG080006 PAG080008 PAG080018 PAG082201 PAG082203 PAG083501 PAG083502 PAG083506 PAG083515 PAG083517 PAG083518 PAG083522 PAG083535 PAG083540 PAG083542 PAG083547 PAG083551 PAG083556 PAG083565 PAG083567 PAG083596 PAG083600 PAG083825 PAG089903 PAG089904 PAG089905	Synagro 1605 Dooley Road P. O. Box B Whiteford, MD 21160	Todd Benjamin Farm Greenwich Township Berks County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-12

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Upper Mahanoy Township Northumberland County	PAG124829	Jonathon Stauffer 6430 Route 225 Elizabethville, PA 17023	UNT to Schwaben Creek TSF	Northcentral Regional Office Watershed Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-0529

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.

Permit No. 0707503 MA, Minor Amendment, Public Water Supply.

Applicant **Bellmead Townhouses**
 Municipality Antix Township
 County **Blair**
 Type of Facility Replumbing of chlorine contact tanks to ensure proper disinfection.
 Consulting Engineer Michael V. Sinisi, P. E.
 Altoona City Authority
 20 Greenwood Road
 Altoona, PA 16602
 Permit to Construct Issued: November 16, 2007

Permit No. 2207513 MA, Minor Amendment, Public Water Supply.

Applicant **United Water Pennsylvania**
 Municipality Susquahanna Township
 County **Dauphin**
 Type of Facility Installation of a prechlorine injector for oxidizing manganese.
 Consulting Engineer Arthur Saunders, P. E.
 United Water Pennsylvania
 4211 East Park Circle
 Harrisburg, PA 17111
 Permit to Construct Issued: November 20, 2007

Permit No. 2207515 MA, Minor Amendment, Public Water Supply.

Applicant **Williamstown Borough Authority**
 Municipality Williamstown Borough
 County **Dauphin**
 Type of Facility Installation of a 200-gallon tank to increase the chlorine contact time for two connections.
 Consulting Engineer 1—Not Available
 Permit to Construct Issued: November 20, 2007

Operations Permit issued to **Port Royal Municipal Authority**, Port Royal Borough, **Juniata County** on October 12, 2007, for the operation of facilities approved under Construction Permit No. 3407501 MA.

Operations Permit issued to **West Lebanon Township**, 7380040, West Lebanon Township, **Lebanon County** on November 20, 2007, for the operation of facilities approved under Construction Permit No. 3805501 MA.

Operations Permit issued to **West Lebanon Township**, 7380040, West Lebanon Township, **Lebanon County** on November 20, 2007, for the operation of facilities approved under Construction Permit No. 3806505 MA.

Operations Permit issued to **Columbia Water Company**, Columbia Borough, **Lancaster County** on October 12, 2007, for the operation of facilities approved under Construction Permit No. 3605514 MA.

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

Permit No. 1107502MA, Minor Amendment, Public Water Supply.

Applicant **Cresson Township Municipal Authority**
 717 Portage Road
 Cresson, PA 16630
 Borough or Township Cresson Township
 County **Cambria**
 Type of Facility SCI Cresson Prison Tank
 Consulting Engineer Hegemann and Wray Consulting Engineers
 429 Park Avenue
 Cresson, PA 16630
 Permit to Construct Issued: November 9, 2007

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

Permit No. 6182501-MA1, Public Water Supply.

Applicant **Cranberry Venango County General Authority**
 Borough or Township Cranberry Township
 County **Venango County**
 Type of Facility Municipal Water Authority
 Consulting Engineer Joseph P. Pacchioni, P. E.
 HRG Engineering
 3755 East State Street
 Hermitage, PA 16148
 Permit to Construct Issued: November 19, 2007

Permit No. 2594501-MA10, Public Water Supply.

Applicant **Erie City Water Authority**
 Borough or Township McKean Borough/Township
 County **Erie County**
 Type of Facility Municipal Water Authority
 Consulting Engineer Brian C. McNamara, P. E.
 Urban Engineers of Erie, Inc.
 1319 Sassafra Street
 Erie, PA 16501
 Permit to Construct Issued: November 20, 2007

Operations Permit issued to **Timbercrest Property, LLC**, PWSID No. 6200066, Vernon Township, **Crawford County**. Emergency Operation Permit issued November 16, 2007, for the limited use of Well No. 3 as a source of supply and supplement to Well No. 1. Emergency permit expires May 15, 2008.

Rescission of Operations Permits issued to **Hilltop MHP (Banzhoff & Banzhoff)**, PWSID No. 6250080, Venango Township, **Erie County**, on November 16, 2007. Permit Numbers 2588501-T1 (issued June 14, 1988, transferred to Banzhoff & Banzhoff on May 7, 1998) and 2588501-MA1-T1 (issued February 28, 1990, transferred to Banzhoff & Banzhoff on May 7, 1998), for the public water supply to the Mobile Home Park. All water supply lines are severed and capped and the Mobile Home Park is no longer in existence.

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

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

WA 49-59B—Amended, Water Allocations. Sunbury Municipal Authority, 462 South Fourth Street, Sunbury, PA 11801, City of Sunbury, **Northumberland County**. Permit issued on April 3, 2007. This is an amendment to condition 3(a) requiring the authority to install water meters on all unmetered customers on or before May 31, 2013. These sources are located in the City of Sunbury, Northumberland County.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted under section 5 of the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Carroll Valley Borough	5685 Fairfield Road Carroll Valley, PA 17320	Adams

Plan Description: The approved plan provides for a continuation of current methods of sewage disposal. The Department of Environmental Protection's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Spring Township	2800 Shillington Road Sinking Spring, PA 19608	Berks County

Plan Description: The approved plan provides for the extension of sewers to serve 35 existing homes and five additional future EDUs along Furlow Road and Old Lancaster Pike (DEP Code No. A3-06961-207-3M). The existing homes and the five future EDUs will generate 10,000 gpd and will be served by the Borough Sewage Treatment Plant. The Department of Environmental Protection's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

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

Plan Description: The approved plan provides for the construction of a 400 gpd Small Flow Treatment Facility to serve a proposed single-family home located on the

northeast corner of Sherrod Hill and Eureka Roads. The discharge is to a UNT of Cussewago Creek. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Port Allegany Borough	45 West Maple Street Port Allegany, PA 16743	McKean

Plan Description: The approved plan provides for upgrading the existing Port Allegany WWTP from .9 mgd to 1.5 mgd to address hydraulic overload conditions and accommodate future growth. The Department of Environmental Protection's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

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

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

The Department has received the following plans and reports:

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

Kemblesville Elementary School, Franklin Township, **Chester County**. Clorece Kulp, DelVal Soil & Environmental Consultants, Inc., 4050 Skyron Drive, Suite A-1, Doylestown, PA 18902 on behalf of Donna Archer, Avon Grove Foundation, 110 East State Road, West Grove, PA 19390 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Market Square Cleaners, City of Philadelphia, **Philadelphia County**. Stuart Wiswall, Keating Environmental Management, 123 John Robert Thomas Drive, Exton, PA 19341 on behalf of James Kahn, KLH Market Square, LP, 1075 Virginia Drive, Suite 100, Fort Washington, PA 19034 has submitted a Final Report concerning remediation of site groundwater and soil contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Bensalem Redevelopment, Bensalem Township, **Bucks County**. Jeff Walsh, Penn E & R, Inc., 2755 Bergery Road, Hatfield, PA 19440 on behalf of Joe Casey, P. G., Bensalem Redevelopment, LP, 2310 Terwood Drive, Huntingdon Valley, PA 19006 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with PCBs, lead, heavy metals, pesticides, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Site-Specific Standards and Statewide Health Standards.

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

Bendobrook Trust, Paradise Township, **Monroe County**. David Everitt, MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013 has submitted a Final Report (on behalf of his client Bendobrook Trust, 1400 Waverly Road, B-226, Gladwyne, PA 19035), concerning the remediation of soils found to have been impacted by No. 2 fuel oil as a result of an act of vandalism to a 275-gallon AST. The report was submitted to document attainment of the Statewide Health Standard. A public notice regarding the submittal of the final report was published in the *Pocono Record* on October 3, 2007.

Mericle 112 Armstrong Road, LLC Property, Pittston Township, **Luzerne County**. Martin Gilgallon, P. G., Pennsylvania Tectonics, Inc., 826 Main Street, Peckville, PA 18452 has submitted a Final Report (on behalf of his client, Mericle 112 Armstrong Road, LLC, 100 Baltimore Drive, Wilkes-Barre, PA 18702), concerning the remediation of site soils found to have been impacted by lead, arsenic, sulfate and residual explosive compounds (EGDN, NG, PETN). The report was submitted in order to document attainment of the Statewide Health Standard. A public notice regarding the submittal of the Final Report was published in *The Citizens' Voice* on November 8, 2007.

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

Carlton Snack Foods, Heidelberg Township, **York County**. GemChem, Inc., 53 North Cedar Street, P. O.

Box 383, Lititz, PA 17543-0384, on behalf of Jeffrey Carl, 725 Oakwood Drive, Red Lion, PA 17356, submitted a Final Report concerning remediation of site groundwater contaminated with gasoline. The report is intended to document remediation of the site to the Site-Specific Standard.

David Yurista Residence, West Hempfield Township, **Lancaster County**. Patriot Environmental Management, LLC, P. O. Box 629, Douglassville, PA 19518, on behalf of David Yurista, 3659 Horizon Drive, Lancaster, PA 17601-1115, submitted a Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to the Statewide Health Standard.

Former Exxon Station No. 2-4627, Bedford Township, **Bedford County**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of C. David Stahl, 5624 Business Route 220 Bedford, PA 15522 and Exxon Mobil Corporation, 7715 Crittenden Street, No. 309, Philadelphia, PA 19118-4421, submitted a Remedial Investigation Report, Risk Assessment Report, Cleanup Plan and Final Report concerning remediation of site soils and groundwater contaminated with BTEX. The report is intended to document remediation of the site to the Statewide Health and Site-Specific Standards.

Former Sunoco York Terminal, City of York, **York County**. Groundwater & Environmental Services, Inc., 800 Commonwealth Drive, Suite 201, Warrendale, PA 15086, on behalf of Sunoco, Inc., (R & M), 350 Eagleview Boulevard, Suite 300, Exton, PA 19341, submitted a Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil and unleaded gas. The report is intended to document remediation of the site to the Statewide Health and Site-Specific Standards.

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

Robbins Mobile Home Park-Pierson Site, Jordan Township, **Lycoming County**. Molesevich Environmental, LLC, P. O. Box 654, Lewisburg, PA 17837 on behalf of Mr. and Mrs. Chancy Robbins, 1205 Mordan Hollow Road, Unityville, PA 17774 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 heating oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Susquehanna Trailways Route 15S. Accident Cleanup Site, East Buffalo Township, **Union County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Susquehanna Trailways, P. O. Box U and Avis, PA 17721 has submitted a Final Report. The report was submitted within 90 days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Stan-

dards 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.

Simchuk Residence, Horsham Township **Montgomery County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Ty Gawlik, State Farm, P. O. Box 13, Concordville, PA 19331 has submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standards and was approved by the Department of Environmental Protection on November 5, 2007.

Upper Merion Middle School (former), Upper Merion Township **Montgomery County**. Daniel Lewis, Spotts, Stevens and McCoy, Inc., 1047 North Park Road, Reading, PA 19610 on behalf of Fredrick Remelius, Upper Merion School District, 435 Crossfield Road, King of Prussia, PA 19406 has submitted a Final Report concerning the remediation of site soil contaminated with No. 2

fuel oil. The Final Report demonstrated attainment of the Statewide Health Standards and was approved by the Department of Environmental Protection on November 6, 2007.

Marlin Residence, Lower Providence Township, **Montgomery County**. Richard Trimpi, Trimpi Associates Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Debbie Aleis, State Farm, P. O. Box 13, Concordville, PA 19331 on behalf of James Marlin, 3962 Township Line Road, Collegetown, PA 19426, Mitch Gorman, 351 Linda Lane, Collegetown, PA 19426, Antonio Adonnad, 347 Linda Lane, Collegetown, PA 19426, Tim Grim, 342 Collegetown Road, Collegetown, PA 19423, Anthony Guerrera, 338 Collegetown Road, Collegetown, PA 19426 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with No. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standards and was approved by the Department of Environmental Protection on October 31, 2007.

Proposed Chichester School District, Upper Chichester Township, **Delaware County**. John Mihalich, MACTEC Engineering and Consulting, Inc., 5205 Milita Hill Road, Plymouth Meeting, PA 19462 on behalf of Prashant Gupta, Honeywell International Inc., P. O. Box 2105, 1010 Columbia Road, Morristown, NJ 07962 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with organochlorine pesticides. The Final report demonstrated attainment of the Statewide Health Standards and was approved by the Department of Environmental Protection on November 7, 2007.

Byberry State Hospital, City of Philadelphia, **Philadelphia County**. Darryl Borrelli, Manko, Gold Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004, Henry Alexander, Conestoga-Rovers & Associates, 559 West Uwchlan Avenue, Suite 120, Exton, PA 19341 on behalf of Bryan Cullen, Westrum Byberry, LLC, 370 Commerce Drive, Fort Washington, PA 19034 has submitted a Final Report concerning the remediation of site soil contaminated with PCBs and PAHs. The Final Report demonstrated attainment of the Statewide Health Standards and was approved by the Department of Environmental Protection on November 14, 2007.

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

Woodland Retirement Center, Cromwell Township, **Huntingdon County**. Alliance Environmental Services, Inc., 1820 Linglestown Road, Harrisburg, PA 17110, on behalf of Presbyterian Homes in the Presbytery of Huntingdon, 1217 Slate Hill Road, Camp Hill, PA 17011, submitted a Remedial Investigation report and Cleanup Plan concerning the remediation of site soils, groundwater and surface water contaminated with No. 2 fuel oil. The report and plan were approved by the Department of Environmental Protection on November 13, 2007.

City of Lancaster, Lancaster County. City of Lancaster, 120 North Duke Street, Lancaster, PA 17608-1599, submitted a "Request for Areawide Nonuse Aquifer Determination" to demonstrate compliance with 25 Pa. Code § 250.303 of the Land Recycling and Environmental Remediation Standards Act (Act 2). The request was approved by the Department of Environmental Protection on November 20, 2007.

Capital City Airport, Fairview Township, **York County**. Susquehanna Area Regional Airport Authority, Harrisburg International Airport, One Airport Drive, Suite 300, Middletown, PA 17057 submitted a Final

Report concerning the remediation of site soils contaminated with PAHs and VOCs. The final report demonstrated attainment of a combination of the Residential Statewide Health and Site-Specific Standards and was approved by the Department of Environmental Protection on November 21, 2007. Groundwater was previously addressed in a separate report.

RESIDUAL WASTE GENERAL PERMITS

Permit Issued Under the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101–4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

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

General Permit Number WMGR053. ReCom Services, Inc., 3237 Highway 19, Cochran, PA 16314. General Permit Number WMGR053 authorizes processing of off-specification or out-of-date consumer commodity-type materials in recyclable containers prior to beneficial use of the container materials, processing of empty motor oil containers and the use of "mixed batch" waste from the manufacture of glass beneficially as an agent by the permittee for the solidification/stabilization of container contents. "Mixed batch" waste consists of mixtures of sand, soda ash, dolomite, limestone, gypsum, iron oxide, titanium dioxide and glass cullet. The approved processing is limited to container emptying, separation, shredding, grinding, cleaning and solidification/stabilization of container contents. The permit was renewed by Central Office on November 19, 2007.

Persons interested in reviewing the general permit should 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 should contact the Department of Environmental Protection through the Pennsylvania Relay Service, (800) 654-5984.

AIR QUALITY

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

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

GP3-07-03052: F & R Materials (291 Sawmill Road, Duncannon, PA 17020) on November 15, 2007, for Portable Nonmetallic Mineral Processing Plants under GP3 in the City of Altoona, **Blair County**.

GP3-21-03051: Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201) on November 19, 2007, for Portable Nonmetallic Mineral Processing Plants under GP3 in Southampton Township, **Cumberland County**.

GP3-21-03081: F & R Materials (291 Sawmill Road, Duncannon, PA 17020) on November 20, 2007, for Portable Nonmetallic Mineral Processing Plants under GP3 in Carlisle Borough, **Cumberland County**.

GP3-21-03082: Kerns Krushing, Inc. (180 Bran Road, Sinking Spring, PA 19608) on November 20, 2007, for Portable Nonmetallic Mineral Processing Plants under GP3 in Silver Spring Township, **Cumberland County**.

GP9-21-03051: Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201) on November 19, 2007, for Diesel or No. 2 Fuel-fired Internal Combustion Engines under GP9 in Southampton Township, **Cumberland County**.

GP9-21-03082: Kerns Krushing, Inc. (180 Bran Road, Sinking Spring, PA 19608) on November 20, 2007, for Diesel or No. 2 Fuel-fired Internal Combustion Engines under GP9 in Silver Spring Township, **Cumberland County**.

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

GP-16-151A: Equitable Gas Co.—Limestone Compressor Station (606 Limestone Road, Summerville, PA 15864) on November 19, 2007, for a Caterpillar Engine BAQ/GPA/GP-5 in **Clarion County**.

GP-42-216A: Catalyst Energy—Kane Stripping Plant (800 Cranberry Woods Drive, Cranberry Township, PA 16066) on November 19, 2007, for a Caterpillar Engine BAQ/GPA/GP-5 in **McKean County**.

GP-43-331A: Atlas Pipeline Pennsylvania, LLC—Lake Wilhelm Station (Grange Road, Hadley, PA 16130) on November 20, 2007, for a Caterpillar Engine BAQ/GPA/GP-5 in **Mercer County**.

GP-61-191A: Seneca Printing and Label, Inc. (1642 Debence Drive, Franklin, PA 16323) on November 16, 2007, for a Heidelberg lithographic printing press BAQ/GPA/GP-7 in **Venango County**.

GP-62-139A: Norse Pipeline, LLC—Warren Compressor Station (Catline Road, Sugar Grove, PA 16350) on November 19, 2007, for an Ajax Engine BAQ/GPA/GP-5 in **Warren County**.

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

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

46-0200A: John Middleton, Inc. (418 West Church Road, King of Prussia, PA 19406) on November 26, 2007, to operate a new boiler in Upper Merion Township, **Montgomery County**.

46-0147A: Chemalloy Co., Inc. (P. O. Box 350, Bryn Mawr, PA 19010) on November 26, 2007, to operate a manganese grinding and milling lines in Plymouth Township, **Montgomery County**.

46-0112D: Palmer International, Inc. (2036 Lucon Road, P. O. Box 315, Skippack, PA 19474) on November 26, 2007, to operate a reactor with a mixing vessel in Skippack Township, **Montgomery County**.

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

38-05011C: Plain n' Fancy Kitchens, Inc. (P. O. Box 519, Oak Street and Route 501, Schaefferstown, PA 17088) on November 19, 2007, to construct a CEFLA spray coating system controlled by water curtain and to modify existing woodworking coating booths in Heidelberg Township, **Lebanon County**.

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

19-313-001B: Milco Industries, Inc. (550 East 5th Street, Bloomsburg, PA 17815) on November 16, 2007, to construct a new tenter frame textile dryer to replace an existing textile dryer and to install two electrostatic precipitators (ESPs) to control the air contaminant emissions from the new dryer and from an existing tenter frame textile dryer at their facility in Bloomsburg Borough, **Columbia County**. Also, the proposed PM concentration limit for the new dryer was increased from 0.002 gr/dscf to 0.01 gr/dscf and the maximum allowed exhaust temperature entering each ESP was increased from 122° F to 140° F. The increased PM concentration limit results from updated guarantee information from the ESP manufacturer and from corrected emissions calculations from the company.

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, Sachin Shankar, New Source Review Chief, (484) 250-5920.

23-0003G: ConocoPhillips Co. (4101 Post Road, Trainer, PA 19061) on November 21, 2007, to operate a platformer heaters revamp in Trainer Borough, **Delaware County**.

46-0029C: Glasgow, Inc. (P. O. Box 1089, Glenside, PA 19038) on November 26, 2007, to operate a replacement primary crusher in Montgomery Township, **Montgomery County**.

23-0074: GS Roofing Products Co., Inc. (800 West Front Street, Chester, PA 19013) on November 21, 2007, to operate a thermal oxidizer in City of Chester, **Delaware County**.

23-0082: Liberty Electric Power, LLC (1000 Industrial Highway, Route 291, Eddystone, PA 19022) on November 21, 2007, to operate a power plant—500 MW in Eddystone Borough, **Delaware County**.

46-0155C: Sermatech International, Inc. (159 South Limerick Road, Royersford, PA 19468) on November 21, 2007, to operate a binder mix tank in Limerick Township, **Montgomery County**.

46-0155: Sermatech International, Inc. (159 South Limerick Road, Royersford, PA 19468) on November 26, 2007, to operate three paint spray booths in Limerick Township, **Montgomery County**.

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

06-03134: Dietrich's Specialty Processing, LLC (61 Vanguard Drive, Reading, PA 19606) on November 23, 2007, to install new food processing dryers at their plant in Exeter Township, **Berks County**. This plan approval was extended.

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

20-194D: Lord Corp.—Saegertown (601 South Street, Saegertown, PA 16433) on November 19, 2007, to install a thermal oxidizer and dust collector in Saegertown, **Crawford 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.

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

20-00035: Molded Fiber Glass Companies—Tray Company (6175 US Highway 6, Linesville, PA 16424) on November 20, 2007, the Department of Environmental Protection re-issued a Title V Operating Permit to operate a Reinforced Plastic Manufacturing Facility, in Linesville Borough, **Crawford County**.

25-00035: Molded Fiber Glass Companies—Union City Plant (55 Fourth Avenue, Union City, PA 16438) on November 19, 2007, the Department of Environmental Protection re-issued a Title V Operating Permit to operate a Reinforced Plastic Manufacturing Facility in Union City Borough, **Erie County**. The facility is a major source due to their emissions of styrene.

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

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

15-00108: Refractory Minerals Co., Inc. (150 South Jennersville Road, West Grove, PA 19390-9430) on November 27, 2007, to operate an alumina processing facility in Penn Township, **Chester County**. The renewal permit is for a non-Title V (State-only) facility and no changes have taken place since the permit was last issued on October 22, 2002. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

46-00206: Merck & Company, Inc. (1180 Church Road, Lansdale, PA) on November 27, 2007, to operate a pharmaceutical preparation facility in Lansdale Borough, **Montgomery County**. Major sources include two natural gas fired emergency generators. The permit is for a non-Title V (State-only) facility. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

21-03051A: Valley Quarries, Inc. (133 Sandbank Road, Shippensburg, PA 17257-9678) on November 19, 2007, to operate their sand plant at their existing quarry in Southampton Township, **Cumberland County**.

31-03032: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on November 19, 2007, to operate a stationary limestone crushing plant in Morris Township, **Huntingdon County**.

36-05125: Department of Corrections (1451 North Market Street, Elizabethtown, PA 17022-1223) on November 20, 2007, to operate their Training Academy in the Township of Mount Joy, **Lancaster County**. This is a renewal of the State-only operating permit.

44-05012: Donsco, Inc. (P. O. Box 2001, Wrightsville, PA 17368-0040) on November 20, 2007, to operate their iron foundry in Union Township, **Mifflin County**. This is a renewal of the State-only operating permit.

67-05093: Kinsley Construction, Inc. (P. O. Box 2886, York, PA 17405-2886) on November 16, 2007, to operate their Emigsville Batch Asphalt Plant in Manchester Township, **York County**. This is a renewal of the State-only operating permit.

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

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

15-00022: Columbia Gas Transmission Corp. (1700 MacCorkle Avenue, S.E., Charleston, WV 25325-1273) on November 27, 2007, for an administrative amendment to the renewed Title V Operating Permit for their natural gas transmission facility in West Vincent Township, Chester County. The renewed TVOP is being administratively amended to incorporate the regulations of 25 Pa. Code § 129.203 (Stationary Internal Combustion Engines) and 25 Pa. Code § 129.204 (Emission Accountability) for the three 1,300-horsepower (hp) compressor engines (Source ID: 701, 702 and 703) and the single 4,000-hp compressor engine (Source ID: 704) at the facility. The amended Title V Operating Permit will contain additional monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements. The facility is not subject to Compliance Assurance Monitoring under 40 CFR Part 64.

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

65-00946: Dominion Peoples, Inc.—West Fairfield Compressor Station (501 Martindale Street, D. L. Clark Building, Suite 400, Pittsburgh, PA, 15212-5844) on November 15, 2007, an amendment to the permit to correct a typographical error in monitoring requirements and to revise the permit contact's name, title and phone number and the responsible official's phone number in Fairfield Township, **Westmoreland County**. The facility's major source of emissions includes one internal combustion compressor engine rated at 7.4 mmBtu/hr.

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

16-00128: County Environmental Service, Inc. (SR 36, Township Road 620, Leeper, PA 16233) on November 19, 2007, for an Administrative Amendment of the Title V Operating Permit, to change the name of responsible official and permit contact at their facility in Farmington Township, **Clarion County**. This change qualifies as an administrative amendment as described in 25 Pa. Code § 127.450.

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

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

04-00471: Marathon Ashland Petroleum, LLC (P. O. Box 308, Midland, PA 15059) De Minimis emission increase of 0.3 ton of VOCs per year resulting from the installation of a 21,000 gallon tank for the storage of denatured ethanol on or about October 1, 2007, at the Midland Terminal located in Industry Borough, **Beaver County**.

65-00207: OMNOVA Solutions, Inc. (1001 Chambers Avenue, Jeannette, PA 15644) De Minimis emission increase of 1.0 ton of VOCs per year resulting from the use of a dull PVC HAP free, VOC compliant coating, commencing on or about October 1, 2007, at the manufacturing facility located in Jeannette, **Westmoreland County**.

04-00108: Armstrong World Industries (P. O. Box 441, Beaver Falls, PA 15010) De Minimis emission increase of 0.6 ton of PM per year resulting from the installation of a perlite expander on or about September 1, 2007, at the Ceiling Plant located in Beaver Falls, **Beaver County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Actions

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

32031301 and NPDES Permit No. PA0235580, Britt Energies, Inc., (2450 Philadelphia Street, Indiana, PA 15701), to revise the permit for the Lowry Deep Mine in White Township, **Indiana County** and related NPDES permit to revise the erosion and sedimentation control

plan for a spoils storage area. Surface Acres Proposed 19.8. Receiving stream: Yellow Creek, classified for the following use: TSF. Application received September 9, 2005. Permit issued November 16, 2007.

30831303. Cumberland Coal Resources, LP, (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370), to revise the permit for the Cumberland Mine in Whiteley Township, **Greene County**, ACOE Pittsburgh District (Garards Fort, PA Quadrangle: N: 11.9 inches; W: 12.6 inches to N: 15.0 inches; W: 13.9 inches and from N: 12.8 inches; W: 15.7 inches to N: 14.4 inches; W: 17.2 inches and the Oak Forest, PA Quadrangle from N: 15.0 inches; W: 0.6 inch to N: 15.5 inches; W: 0.1 inch.

This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15) and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize stream restoration in three areas of Dutch Run, two areas of Dyers For and UNT and three areas of Dyers Fork and Mt. Phoebe Run to alleviate subsidence pooling impacts from longwall mining. Application received October 28, 2005. Permit issued November 21, 2007.

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

26050104 and NPDES Permit No. PA0250724. Amerikohl Mining, Inc. (1384 SR 711, Stahlstown, PA 15687) Permit revised to add 13.9 mining and support acres, a road variance for SR 3006 and to include a land use change from unmanaged natural habitat to pastureland and/or land occasionally cut for hay at an existing bituminous surface mining site located in Nicholson Township, **Fayette County**, now affecting 209.7 acres. Receiving streams: UNTs to Jacobs and Georges Creeks. Application received September 11, 2007. Revision issued November 20, 2007.

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

17970114 and NPDES No. PA0220701. Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849), permit renewal for reclamation only of a bituminous surface mine in Goshen Township, **Clearfield County**, affecting 70.0 acres. Receiving streams: Little Trout Run to the West Branch of the Susquehanna River to the Susquehanna River. There are no potable water supply intakes within 10 miles downstream. Application received October 12, 2007. Permit issued November 5, 2007.

17920121 and NPDES No. PA0207179. Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849), permit renewal for reclamation only of a bituminous surface mine in Bell Township, **Clearfield County**, affecting 164.5 acres. Receiving streams: UNTs to both North Run and the West Branch of the Susquehanna River. There are no potable water supply intakes within 10 miles downstream. Application received October 12, 2007. Permit issued November 5, 2007.

17920122 and NPDES No. PA0207187. Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849), permit renewal for reclamation only of a bituminous surface mine in Beccaria Township, **Clearfield County**, affecting 372.9 acres. Receiving streams: Blain Run, Turner Run and Clearfield Creek. There are no potable water supply intakes within 10 miles downstream. Application received October 12, 2007. Permit issued November 5, 2007.

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

54060202. Cruz Bay Trading, Inc., (P. O. Box 30256, Elkins Park, PA 19027), commencement, operation and restoration of an anthracite coal refuse reprocessing operation in Frailey Township, **Schuylkill County** affecting 25.0 acres, receiving stream: none. Application received December 15, 2006. Permit issued November 16, 2007.

Noncoal Permits Actions

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

Permit No. 50072801, Cambridge Natural Stone Company, Inc., P. O. Box 110, Bound Brook, NJ 08805, commencement, operation and restoration of a small noncoal (industrial minerals) operation in Toboyne Township, **Perry County**, affecting 5.0 acres, receiving streams UNT to Sherman Creek and UNT to Narrows Branch. Permit received July 3, 2007. Permit issued November 15, 2007.

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

65070601 and NPDES Permit No. PA0251241. Delmont Quality Limestone, LLC (111 Freeport Road, Pittsburgh, PA 15215). Application for noncoal surface mine has been returned. This site is located in Washington and Bell Townships, **Westmoreland County**, affecting 307.8 acres. Receiving streams: Beaver Run and UNTs to Beaver Run. Application received October 5, 2007. Application returned November 15, 2007.

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

42070802. Carl Marcy, Jr. (318 Griff Hill Road, Clarendon, PA 16313) Commencement, operation and restoration of a small noncoal bluestone operation in Annin Township, **McKean County** affecting 5.0 acres. Receiving streams: Two Mile Creek. Application received September 4, 2007. Permit issued November 15, 2007.

20070803. Pfaff Landscaping/Concrete, LLC (4463 Pitts Road, Adamsville, PA 16110) Commencement, operation and restoration of a small noncoal sand and gravel operation in East Fallowfield Township, **Crawford County** affecting 5.0 acres. Receiving streams: UNT to McDowell Run. Application received September 28, 2007. Permit issued November 15, 2007.

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

08070801. Daniel Abell (R. R. 1, Box 556, Warren Center, PA 18851), commencement, operation and restoration of a bluestone quarry operation in Warren Township, **Bradford County**, affecting 3.0 acres. Receiving stream: Corbin Creek. Application received February 2, 2006. Permit issued November 6, 2007.

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

7274SM1A1C6 and NPDES Permit No. PA0595161. Lehigh Asphalt Paving & Construction Company, (P. O. Box 549, Tamaqua, PA 18252), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in West Penn Township, **Schuylkill County**, receiving stream: UNT to Lizard Creek. Application received October 1, 2007. Renewal issued November 19, 2007.

**ACTIONS ON BLASTING ACTIVITY
APPLICATIONS**

Actions on applications under the Explosives Acts of 1937 and 1957 (43 P.S. §§ 151–161); and 25 Pa. Code § 211.124 (relating to blasting activity permits). 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.

Blasting Permits Actions

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

21074172. M & J Explosives, Inc., P. O. Box 608, Carlisle, PA 17013-0608, blasting activity permit issued for single dwelling development in Dickinson Township, **Cumberland County**. Blasting activity permit end date is November 30, 2008. Permit issued November 14, 2007.

21074169. Newville Construction Services, Inc., 408 Mohawk Road, Newville, PA 17241-9424, blasting activity permit issued for single dwelling development in North Newton Township, **Cumberland County**. Blasting activity permit end date is October 31, 2008. Permit issued November 14, 2007.

01074120. Dyno Nobel, Inc., 1320 Galiffa Drive, Donora, PA 15033, blasting activity permit issued for commercial development in Franklin Township, **Adams County**. Blasting activity permit end date is November 9, 2008. Permit issued November 14, 2007.

21074170. M & J Explosives, Inc., P. O. Box 608, Carlisle, PA 17013-0608, blasting activity permit issued for residential development in Hampden Township, **Cumberland County**. Blasting activity permit end date is November 30, 2008. Permit issued November 14, 2007.

28074156. M & J Explosives, Inc., P. O. Box 608, Carlisle, PA 17013-0608, blasting activity permit issued for residential development in Guilford Township, **Franklin County**. Blasting activity permit end date is November 30, 2008. Permit issued November 15, 2007.

28074157. Warrens Excavating & Drilling, Inc., P. O. Box 1022, Honey Brook, PA 19344-0902, blasting activity permit issued for residential development in Antrim Township, **Franklin County**. Blasting activity permit end date is November 1, 2008. Permit issued November 15, 2007.

28074155. Geological Tech, Inc., P. O. Box 70, Falling Waters, WV 25419-0070, blasting activity permit issued for commercial development in Guilford Township, **Franklin County**. Blasting activity permit end date is November 8, 2008. Permit issued November 15, 2007.

21074171. Douglas Explosives, Inc., P. O. Box 77, Philipsburg, PA 16866-0077, blasting activity permit issued for warehouse development in Penn Township, **Cumberland County**. Blasting activity permit end date is December 31, 2008. Permit issued November 15, 2007.

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

26074003. Atlas Resources, Inc. (P. O. Box 611, Smithfield, PA 15108) Blasting activity permit for construction of the Kolencik well gas well site, located in German Township, **Fayette County**, with an expected duration of 150 days. Permit issued November 15, 2007.

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

40074138. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for Quail Hill in Pittston Township, **Luzerne County** with an expiration date of November 10, 2008. Permit issued November 16, 2007.

06074131. Warren's Excavating & Drilling, Inc., (P. O. Box 1022, Honey Brook, PA 19344), construction blasting for Heritage of Green Hills in Cumru Township, **Berks County** with an expiration date of November 15, 2008. Permit issued November 20, 2007.

58074003. CMA Land Corp., (R. R. 1, Box 1070, Montrose, PA 18801) and Brainard Explosives, (R. R. 1 Box 275, Kingsley, PA 18826), construction blasting to add 2nd Driveway at the State Agricultural Property in Bridgewater Township, **Susquehanna County** with an expiration date of November 15, 2008. Permit issued November 21, 2007.

**FEDERAL WATER POLLUTION
CONTROL ACT SECTION 401**

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

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

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

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E41-581. Betsy Morgan, 425 West Front Street, Burr Oak, MI 49030-9424. Small Projects Water Obstruction and Encroachment Joint Permit, in Upper Fairfield Township, **Lycoming County**, ACOE Susquehanna River Basin District (Montoursville North, PA Quadrangle N: 41° 18' 45.7"; W: 76° 54' 40.6").

To construct and maintain a residential structure measuring 32 feet long by 24 feet wide within the floodway of Loyalsock Creek, located along Horn Road in Upper Fairfield Township, Lycoming County. This project does not propose to impact any wetlands. This permit was issued under Section 105.13(e) "Small Projects."

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

E20-554. Greystone Group, 360 Corporate Circle, 30050 Chagrin Boulevard, Pepper Pike, OH 44124-5704. Walgreens Meadville, in the City of Meadville, **Crawford County**, ACOE Pittsburgh District (Meadville, PA Quadrangle N: 2.8 inches; W: 3.0 inches).

The applicant proposes to remove the existing grocery store and to construct and maintain a 14,280 square foot retail facility (Walgreens) (Meadville, PA Quadrangle N: 2.8 inches; W: 3.0 inches) and associated parking areas adjacent to the NW corner of Liberty and North Streets in the City of Meadville, Crawford County involving: 1) to extend and maintain an existing stream enclosure in Mill Run with the concrete box culvert extension having a 24-foot wide by 7-foot high waterway opening and a length of approximately 120 feet; 2) to conduct and maintain repairs to the existing stream enclosure in Mill Run within the project boundaries; 3) to reconstruct, extend and maintain a portion of the Dick Run culvert for a length of approximately 30 feet at the confluence with Mill Run; 4) to relocate an existing sanitary sewer crossing of Mill Run with the proposed crossing consisting of 8-inch diameter PVC pipe; and 5) to construct and maintain four stormwater outfalls to Mill Run and to plug several existing stormwater outfalls to Mill Run. Mill Run is a perennial stream classified as a WWF. The project proposes to directly impact approximately 200 feet of stream.

E20-559. D & L Energy, Inc., 2761 Salt Springs Road, Youngstown, OH 44509. Cooper Well Pipeline, in West Fallowfield Township, **Crawford County**, ACOE Pittsburgh District (Conneaut Lake, PA Quadrangle N: 1.0 inch; W: 15.9 inches).

The applicant proposes to construct a 2,190-foot long steel natural gas pipeline approximately 0.5 mile SE of the intersection of SR 18 and SR 3004 involving: 1) to construct and maintain three PEM wetland crossings of a wetland greater than 10 acres by horizontal directional borings having lengths of 268 feet, 144 feet and 112 feet

respectively; and 2) to construct and maintain stream crossings of the Erie Extension Canal and a UNT to Crooked Creek by directional boring. The Erie Extension Canal and the UNT to Crooked Creek are perennial streams classified as WWF.

E62-413. Raymond D. and Norma J. McCanna, R. D. No. 2, Box 358-A, Pittsfield, PA 16340. McCanna Driveway, in Brokenstraw Township, **Warren County**, ACOE Pittsburgh District (Youngsville, PA Quadrangle N: 16.2 inches; W: 14.7 inches).

The applicant proposes to construct and maintain a 20-foot long, 10.6-foot wide by 6.9-foot high arch culvert in a tributary to Brokenstraw Creek on the South side of Old Youngsville-Pittsfield Road (Youngsville, PA Quadrangle N: 16.2 inches; W: 14.7 inches) in Brokenstraw Township, Warren County approximately 1.0 mile NE of the intersection of SR 6 and SR 27. The tributary to Brokenstraw Creek is a perennial stream classified as a CWF.

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

EA54-017NE. Schuylkill County Conservation District, 1206 Ag Center Drive, R. R. 5, Box 5810, Pottsville, PA 17901 in Frailey Township, **Schuylkill County**, United States Army Corps of Engineers Baltimore District.

To construct and maintain an abandoned mine discharge passive treatment system proposed in and along Good Spring Creek (CWF) and a tributary thereof. The purpose of the project is to treat and reduce AMD loadings discharging from the Tracy Airhole to restore the water quality of Good Spring Creek. The project is located on the southern side of SR 0125, approximately 1,500 feet west of SR 0081 (Tremont, PA Quadrangle N: 0.8 inch; W: 10.5 inches).

[Pa.B. Doc. No. 07-2212. Filed for public inspection December 7, 2007, 9:00 a.m.]

Availability of Technical Guidance

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

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2007.

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: 361-5500-001. Title: Administrative Manual for the Special Projects Funding Program of the Pennsylvania Chesapeake Bay Program. Description: This manual provides guidance to Conservation District staff on the administrative processes involved with the Special Projects Funding Program of the Chesapeake Bay Program, including the development, implementation, and funding of special projects. The Special Projects Funding Program was implemented to best utilize the limited funding for Best Management Practices within the Chesapeake Bay Program. The focus of special projects should be the improvement of water quality through the reduction of nutrient and sediment loads. This manual is a companion to the existing manual, *Administrative Manual for the Pennsylvania Chesapeake Bay Program*, and is not intended to supersede any contents of that manual, unless otherwise noted. Notice requesting public comment on the draft version of the guidance document was published at 37 Pa.B. 3018 (June 30, 2007). During the 30-day public comment period, comments were received from five commentators. Those comments are summarized and addressed by Department staff in a Comment and Response document, which accompanies the final guidance document. Minor revisions were made to the guidance document based upon the public comments received on the draft technical guidance. Contact: Frank Schneider, Department of Environmental Protection, Bureau of Watershed Management, Rachel Carson State Office Building, 10th Floor, Harrisburg, PA 17101, (717) 772-5972 or fschneider@state.pa.us. Effective Date: December 8, 2007.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 07-2213. Filed for public inspection December 7, 2007, 9:00 a.m.]

Bid Opportunities

OSM 35(4190)101.1, Abandoned Mine Reclamation Project, Interchange 56 South, Scranton City, Lackawanna County. The principal items of work and approximate quantities include 301,000 cubic yards of Grading, 2,900 cubic yards of Ditch Excavation, 500 cubic yards of Rock Excavation, 2,700 square yards of Rock Lining and 30 acres of Seeding. This project issues on December 7, 2007, and bids will be opened on January 3, 2008, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. This project is financed by the Federal Government under the authority given it by Pub. L. No. 95-87 dated August 3, 1977, The Surface Mining Control and Reclamation Act of 1977, and is subject to that Law, and to the Federal Grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 07-2214. Filed for public inspection December 7, 2007, 9:00 a.m.]

Chesapeake Bay Advisory Committee; Meeting Location and Date Change

The next meeting of the Chesapeake Bay Advisory Committee is rescheduled from December 6, 2007, to December 14, 2007. The meeting will convene from 9 a.m.—12 p.m. at the Department of Environmental Protection's (Department) Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110.

Questions concerning the meeting may be directed to Dave Reed at (717) 772-5649, e-mail to davreed@state.pa.us/. The agenda and meeting materials for the meeting will be available through the Public Participation Center on the Department's website at 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 Dave Reed at (717) 772-5649 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. 07-2215. Filed for public inspection December 7, 2007, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Dubois Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Dubois Regional Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-2.1.1.1 (relating to treatment room), 3.1-5.2.11 (relating to corridor width) and 3.1-5.2.14 (relating to door width).

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact Director, Division of Acute and

Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 07-2216. Filed for public inspection December 7, 2007, 9:00 a.m.]

Application of York Adams Pain Specialists, P. C. for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that York Adams Pain Specialists, P. C., has requested an exception to the requirement of 28 Pa. Code § 569.35 (relating to general safety precautions).

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 07-2217. Filed for public inspection December 7, 2007, 9:00 a.m.]

Approval of Drugs Which May be Used by Certain Optometrists

Under the Optometric Practice and Licensure Act (act) (63 P. S. §§ 244.1—244.12), and specifically as the act was amended by the act of December 16, 2002 (P. L. 1950, No. 225) (Act 225), the Secretary of Health (Secretary) has the authority to approve drugs for use in the practice of optometry as the “practice of optometry” is defined in Act 225. The State Board of Optometry, through the Secretary of State, sent the Secretary a letter on August 22, 2007, and requested that the Secretary approve the use of the following drug. Act 225 requires that the Secretary, within 90 days of the receipt of the list of drugs, approve or disapprove for good cause each drug. The Secretary has found good cause to approve the use of the following drug in the practice of optometry:

Zylet (Loteprednol Etabonate/Tobramycin combination) ophthalmic suspension

The approval of the use of this drug is effective upon publication of this notice in the *Pennsylvania Bulletin*.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape or Braille) should contact Janice Staloski, Director, Bureau of Community Program Licensure and Certification,

132 Kline Plaza, Suite A, Harrisburg, PA 17104, (717) 783-8665 for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 07-2218. Filed for public inspection December 7, 2007, 9:00 a.m.]

Long-Term Care Nursing Facilities; Request for Exception

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

Bethlen Home of the Hungarian Reformed
Federation of America
66 Carey School Road
Ligonier, PA 15658
FAC ID 021402

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.19(b) (relating to windows and windowsills).

The Pavilion at BRMC
200 Pleasant Street
Bradford, PA 16701
FAC ID 024702

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

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

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

Persons with a disability who require an alternative format of this document or who desire to comment in an alternative format (for example, large print, audiotape, Braille), should contact the Division of Nursing Care Facilities at the address listed previously or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 07-2219. Filed for public inspection December 7, 2007, 9:00 a.m.]

Patient Safety Trust Fund Surcharge for Fiscal Year 2007-2008 Under the Medical Care Accountability and Reduction of Error Act

On March 20, 2002, the Medical Care Accountability and Reduction of Error Act (MCARE Act) (40 P. S. §§ 1301.101—1301.910) was signed into law. Among other

provisions, the MCARE Act established the Patient Safety Authority (Authority) to collect, analyze and evaluate data regarding reports of serious events and incidents occurring in certain medical facilities and to make recommendations to those facilities regarding changes, trends and improvements in health care practices and procedures for the purpose of reducing the number and severity of serious events and incidents.

Section 305(a) of the MCARE Act (40 P. S. § 1301.305(a)) authorizes the establishment of a Patient Safety Trust Fund (Fund) for the operations of the Authority. Section 305(c) states that commencing July 1, 2002, and for every fiscal year thereafter, each medical facility covered by the MCARE Act shall pay the Department of Health (Department) a surcharge on its licensing fee as necessary to provide sufficient revenues to operate the Authority. Section 305(c) of the MCARE Act also states that the total assessment amount for Fiscal Year (FY) 2002-2003 shall not exceed \$5 million and that the Department shall transfer the total assessment amount to the Fund within 30 days of receipt.

Section 305(d) of the MCARE Act provides that for each succeeding calendar year, the Department shall determine and assess each medical facility a proportionate share of the Authority's budget. The base amount of \$5 million provided for in FY 2002-2003 shall be increased no more than the Consumer Price Index in each succeeding fiscal year. With the cooperation of Pennsylvania hospitals, birthing centers and ambulatory surgery facilities, the surcharge for FYs 2002-2003 and 2003-2004 was implemented, and provided resources for the implementation of the web-based Pennsylvania Patient Safety Reporting System and the operation of the Authority.

The Authority has recommended that the FY 2007-2008 surcharge assessment total \$5,400,000. The Department will bill the facilities in two installments, the first to be paid within 60 days from the date of the invoice and the second to be paid by May 30, 2008.

This notice sets forth the procedure that the Department will follow in assessing and collecting the surcharge for 2007-2008. The MCARE Act states that the surcharge shall be collected from medical facilities, which are defined as ambulatory surgical facilities (ASFs), birth centers, hospitals and abortion clinics licensed under either the Health Care Facilities Act (35 P. S. §§ 448.101—448.904) or Article X of the Public Welfare Code (62 P. S. §§ 1001—1087).

To assess the surcharge in an equitable manner, the Department continues to use a common denominator in these facilities. For ASFs, birth centers and abortion clinics, the Department has chosen the number of operating and procedure rooms; and for hospitals, the Department has chosen the number of beds contained on the license of each hospital, whether by the Department (general and special acute care hospitals) or the Department of Public Welfare (privately owned psychiatric hospitals). It was also necessary to pick a point in time to make this assessment; the Department has chosen October 31, 2007.

The amount of operating/procedure rooms (for ASFs, birth centers and abortion clinics) and the amount of licensed beds (for hospitals) was totaled and that amount was divided into \$2,700,000 to arrive at a charge per unit. The total number of units (operating rooms, procedure rooms and licensed beds) is 44,463. Dividing this number into \$2,700,000 results in a per unit assessment of approximately \$60.73. As stated previously, an additional

assessment of \$2,700,000 will be completed and payable by May 30, 2008. The Department will provide separate notice when this assessment is due from the facilities. To obtain a copy of the assessment for all facilities, send an email to paexcept@health.state.pa.us, and request the 2007-2008 MCARE surcharge assessment list.

Each facility will receive notification from the Department setting forth the amount due, date due and the name and address to which the payment should be sent. The MCARE Act authorizes the Department to assess an administrative penalty of \$1,000 per day on facilities who fail to pay the surcharge by the due date.

If a medical facility has any questions concerning this notice, a representative from that facility should contact Susan Legros, Acting Director, Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980.

Persons with a disability who require an alternative format of this document (for example, large print, audiotape or Braille) should contact the Division of Acute and Ambulatory Care at the previously listed address or phone number or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 07-2220. Filed for public inspection December 7, 2007, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Availability of the Fiscal Year 2008 Low-Income Home Energy Assistance Program State Plan

The Department of Public Welfare (Department) is making available to the public the 2008 Low-Income Home Energy Assistance Program State Plan (State Plan). The State Plan describes how the Department plans to use block grant funds provided under the Low-Income Home Energy Assistance Act of 1981, Title XXVI of the Omnibus Budget Reconciliation Act of 1981 (Pub. L. 97-35) (42 U.S.C.A. §§ 8621—8629), as amended, during the 2007-08 program year.

Copies of the State Plan are available for interested individuals and groups at county assistance offices or upon written request to Donna Roe, Director, Division of Federal Programs and Program Management, Department of Public Welfare, DGS Annex, Room 224, Willow Oak Building, 1006 Hemlock Drive, Harrisburg, PA 17110. In addition, an online version of the State Plan can be found on the Department of Public Welfare LIHEAP website at www.dpw.state.pa.us/services/programs/liheap/.

ESTELLE B. RICHMAN,
Secretary

[Pa.B. Doc. No. 07-2221. Filed for public inspection December 7, 2007, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding Bucks County

Under section 2002(b) of The Administrative Code of 1929 (71 P. S. § 572(b)), the Acting Director of the Bureau of Design makes the following written finding:

The Federal Highway Administration and the Department of Transportation are planning a roadway reconstruction and widening and bridge improvement project that involves 2.8 miles of roadway, ten bridge structures, and four retaining walls in Bensalem and Middletown Townships, Bucks County.

The subject project is considered a Level 1B Categorical Exclusion in accordance with 23 CFR Part 771.117(d), Items 1 and 3, as published in the August 28, 1987 *Federal Register*.

The Reading Railroad—NY Line (CSX Trenton Line) is an eligible resource on the National Register of Historic Places, and is, therefore, a Section 2002/Section 4(f) resource. Impacts to the Reading Railroad—NY Line (CSX Trenton Line) will constitute a use of the Section 2002/Section 4(f) resource. Based upon studies, there is no prudent and feasible alternative to the proposed action.

The environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code 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.

BRIAN G. THOMPSON, P. E.,
Acting Director, Bureau of Design

[Pa.B. Doc. No. 07-2222. Filed for public inspection December 7, 2007, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Brodhead Watershed Association v. DEP; EHB Doc. No. 2007-262-L

Brodhead Watershed Association has appealed the issuance by the Department of Environmental Protection of an NPDES permit to Pocono Township Supervisors for a facility in Stroud and Pocono Townships, Monroe County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457 and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code

§ 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Acting Chairperson

[Pa.B. Doc. No. 07-2223. Filed for public inspection December 7, 2007, 9:00 a.m.]

Harmony Area School District v. DEP; EHB Doc. No. 2007-260-C

Harmony Area School District has appealed the renewal by the Department of Environmental Protection of an NPDES permit to Harmony Area School District for a facility in Burnside Township, Clearfield County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457 and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Acting Chairperson

[Pa.B. Doc. No. 07-2224. Filed for public inspection December 7, 2007, 9:00 a.m.]

Nancy Parks and Willem van den Berg (husband and wife) and Marcia Case v. DEP; EHB Doc. No. 2006-199-L

The Department of Environmental Protection (Department), Nancy F. Parks, Willem van den Berg and Marcia Case (collectively Parks), and Con-Stone, Inc. (Con-Stone) have submitted a jointly proposed Consent Adjudication for approval by the Environmental Hearing Board (Board) in the previously-referenced matter. On August 4, 2006, the Department issued to Con-Stone Noncoal Surface Mining Permit No. 14040302 for a noncoal surface mine located in Haines and Penn Townships, Centre County, PA. Parks appealed to the Board the Department's issuance of Noncoal Surface Mining Permit No. 14040302 to Con-Stone. The appeal was docketed with the Board at EHB Doc. No. 2006-199-L.

The Department, Parks and Con-Stone have agreed to a resolution in the form of a Consent Adjudication, the major provisions of which include:

(1) Con-Stone shall:

(a) Submit a reclamation bond in accordance with 25 Pa. Code Chapter 77, Subchapter D (relating to bonding

and insurance requirements) and the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326);

(b) Install fencing to enclose Sedimentation Basins A and B;

(c) Develop and implement a Truck Tarping Management Plan;

(d) Reclaim all slopes on Noncoal Surface Mining Permit No. 14040302 to no steeper than 18°;

(e) Increase, by 10%, the volume of Sedimentation Basins A and B;

(f) Remove and segregate topsoil from subsoil and store the material separately at locations identified in an addendum to the Noncoal Surface Mining Permit No. 14040302;

(g) Record all scheduled blasting events at designated locations for Phase I and Phase II and meet maximum peak particle velocity blasting limits of 0.40 inch per second at the designated locations;

(h) Conduct preblasting surveys in accordance with 25 Pa. Code § 77.562 (relating to preblasting surveys) on all homes within a 1,000 foot boundary and three additional residences, if not already within said boundary;

(i) Provide additional visual tree barrier on the northwesterly portion and shall maintain said trees as well as other visual barriers as set forth in the Consent Adjudication; and

(j) Not begin mineral extraction on Noncoal Surface Mining Permit No. 14040302 sooner than 5 years from the effective date of the Consent Adjudication; prior to mineral extraction on Noncoal Surface Mining Permit No. 14040302, reclaim approximately 15 revegetated acres and leave no more than approximately 12 unreclaimed on Noncoal Surface Mining Permit No. 14920301.

(2) The Department shall:

(a) Review meteorological and groundwater elevation data when mining is occurring on Noncoal Surface Mining Permit No. 14040302 below an elevation of 1,080 feet above mean sea level and water is observed in an active pit area;

(b) Forward airblast and seismic records to Marcia Case at her current residence; and

(c) Waive any legal action under 25 Pa. Code § 77.128(b) (relating to permit terms).

(3) Parks shall waive any legal action under 25 Pa. Code § 77.128(b).

Copies of the full Consent Adjudication are in the possession of: Robyn Katzman Bowman, Esquire, Assistant Counsel, Department of Environmental Protection, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 783-8301; Steven F. Lachman Ph.D., Esquire, 817 Saxton Drive, State College, PA 16801, (814) 218-2620; Jan L. Budman II, Esquire and Brian J. Clark, Esquire, Buchanan Ingersoll & Rooney PC, One South Market Square, 213 Market Street, Third Floor, Harrisburg, PA 17101, (717) 237-4800; and at the office of the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105-8457, (717) 787-3483 and may be reviewed by any interested party on request during normal business hours. Public comments will be received for 30 days from the date of this notice. A copy of any comments should be sent to each of the parties at the previously noted addresses. This notice is being provided

under 25 Pa. Code §§ 1021.38 and 1021.141 (relating to publication of notice; and termination of proceedings). The Consent Adjudication is subject to final approval by the Board. The Board may schedule a hearing prior to taking action on the Consent Adjudication. For any aggrieved person not a party to the action, an appeal of the Consent Adjudication must be filed with the Commonwealth Court within 30 days of the date of the Board's action.

THOMAS W. RENWAND,
Acting Chairperson

[Pa.B. Doc. No. 07-2225. Filed for public inspection December 7, 2007, 9:00 a.m.]

Rip Management Corp. v. DEP; EHB Doc. No. 2007-259-C

Rip Management Corp. has appealed the denial by the Department of Environmental Protection of NPDES permit to Rip Management Corp. for a facility in Sandy Township, Clearfield County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457 and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Acting Chairperson

[Pa.B. Doc. No. 07-2226. Filed for public inspection December 7, 2007, 9:00 a.m.]

FISH AND BOAT COMMISSION

2008 Designations and Redesignations of Waters Subject to Special Fishing Regulations

The Fish and Boat Commission (Commission) designated, redesignated or removed the following streams, stream sections and lakes as waters subject to 58 Pa. Code Chapter 65 (relating to special fishing regulations), effective January 1, 2008:

58 Pa. Code § 65.6. Delayed harvest artificial lures only (DHALO) areas

The Commission redesignated the following water as a DHALO area regulated and managed under 58 Pa. Code § 65.6:

<i>County</i>	<i>Water on which located</i>	<i>Description</i>
Clearfield	Sandy Lick Creek	The Commission extended the DHALO section (from the mouth of Laborde Branch downstream to 100 meters downstream of Reisinger Run) downstream 0.34 mile to the SR 219 bridge. The revised limits of this area will extend from the confluence with Laborde Branch downstream to the SR 219 bridge, a distance of 1.71 miles.

58 Pa. Code § 65.9. Big bass special regulations

The Commission designated the following lake as a water to be regulated and managed under the Big Bass Special Regulations under 58 Pa. Code § 65.9:

<i>County</i>	<i>Water</i>
Allegheny	North Park Lake

The Commission removed the following water from its list of "Big Bass Regulation" waters regulated and managed under 58 Pa. Code § 65.9:

<i>County</i>	<i>Water</i>
Allegheny and Westmoreland	Allegheny River Section 20 (Pool 3)

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

[Pa.B. Doc. No. 07-2227. Filed for public inspection December 7, 2007, 9:00 a.m.]

VHS-Susceptible Species of Fish

Under 58 Pa. Code § 69.3 (relating to transportation of VHS-susceptible fish out of the Lake Erie watershed), which will go into effect on January 1, 2008, it is unlawful to transport or cause the transportation of fish susceptible to Viral Hemorrhagic Septicemia (VHS) out of the portion of the Lake Erie watershed in this Commonwealth into other watersheds of this Commonwealth except when certain conditions are met. Section 69.3 further provides that for purposes of the section, species of fish that are VHS-susceptible are those species that the Fish and Boat Commission (Commission) has defined by the notice published in the *Pennsylvania Bulletin*.

For purposes of section 69.3, the Commission has defined the following species of fish as those that are VHS-susceptible, effective January 1, 2008:

Bluegill (*Lepomis macrochirus*)
Bluntnose minnow (*Pimephales notatus*)
Brown trout (*Salmo trutta*)
Bullhead catfish (*Ameiurus spp*)
Burbot (*Lota lota*)
Channel catfish (*Ictalurus punctatus*)
Chinook salmon (*Oncorhynchus tshawytscha*)
Crappie (*Pomoxis spp*)
Emerald shiner (*Notropis atherinoides*)
Freshwater drum (*Aplodinotus grunniens*)
Gizzard shad (*Dorosoma cepedianum*)
Lake whitefish (*Coregonus clupeaformis*)
Largemouth bass (*Micropterus salmoides*)
Muskellunge (*Esox masquinongy*)

Northern pike (*Esox lucius*)
Pumpkinseed (*Lepomis gibbosus*)
Rainbow trout/steelhead (*Oncorhynchus mykiss*)
Redhorse sucker (*Moxostoma spp*)
Rock bass (*Ambloplites rupestris*)
Smallmouth bass (*Micropterus dolomieu*)
Spottail shiner (*Notropis hudsonius*)
Trout-perch (*Percopsis omiscomaycus*)
Walleye (*Sander vitreus*)
White bass (*Morone chrysops*)
White perch (*Morone americana*)
Yellow perch (*Perca flavescens*)

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

[Pa.B. Doc. No. 07-2228. Filed for public inspection December 7, 2007, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The following meetings of the Health Care Cost Containment Council have been scheduled: Tuesday, December 11, 2007, Mandated Benefits Review Committee—9 a.m., Data Systems Committee—10 a.m., Education Committee—1 p.m. and Council Meeting—3 p.m.; Wednesday, December 12, 2007, Payment Data Advisory Group—10 a.m. The meetings will be held in the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodations due to a disability and want to attend the meetings, contact Cherie Elias, Health Care Cost Containment Council, 225 Market Street, Harrisburg, PA 17101 or call (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

MARC P. VOLAVKA,
Executive Director

[Pa.B. Doc. No. 07-2229. Filed for public inspection December 7, 2007, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

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

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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
16A-6915	State Board of Social Workers, Marriage and Family Therapists and Professional Counselors Biennial Renewal Fees 37 Pa.B. 5264 (September 29, 2007)	10/29/07	11/28/07
16A-4816	State Board of Funeral Directors Preneed Activities of Unlicensed Employee 37 Pa.B. 5257 (September 29, 2007)	10/29/07	11/28/07
16A-5416	State Board of Pharmacy Revisions Regarding Current Pharmacy Practice 37 Pa.B. 5260 (September 29, 2007)	10/29/07	11/28/07

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**State Board of Social Workers, Marriage and
Family Therapists and Professional Counselors
Regulation #16A-6915 (IRRC #2638)**

Biennial Renewal Fees

November 28, 2007

We submit for your consideration the following comments on the proposed rulemaking published in the September 29, 2007 *Pennsylvania Bulletin*. Our comments are based on criteria in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors (Board) to respond to all comments received from us or any other source.

Section 47.4. Licensure fees.—Reasonableness; Fiscal Impact.

Commentators assert that the proposed fee increases will financially burden licensees and request that the fee increases be implemented incrementally to alleviate some of that financial strain. We agree that incremental fee increases could lessen the burden on licensees and recommend that the Board consider implementing the commentators' suggestion.

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**State Board of Funeral Directors
Regulation #16A-4816 (IRRC #2639)**

Preneed Activities of Unlicensed Employee

November 28, 2007

We submit for your consideration the following comments on the proposed rulemaking published in the September 29, 2007 *Pennsylvania Bulletin*. Our comments are based on criteria in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the State Board of Funeral Directors (Board) to respond to all comments received from us or any other source.

1. Comments from the House Committee—Fiscal impact; Public health and welfare; Implementation procedures; Feasibility; Reasonableness; Consistency or conflict with the statute; Need; Clarity; Compliance with the Act.

By letter dated November 14, 2007, the House Professional Licensure Committee (House Committee) submitted its comments on this proposed regulation which identified concerns, issues and questions that relate directly to the criteria and requirements for submitting

regulations. We share the comments presented by the House Committee and incorporate them into the Commission's comments on this proposed regulation.

One of the most important concerns raised by the House Committee and other commentators was the fiscal impact of the proposed regulation. They assert that the proposed regulation does not reflect current practices in many segments of the preneed market and will increase costs for funeral entities and customers. The Board failed to provide any estimates of these potential costs in the Regulatory Analysis Form or the Preamble that accompanied the proposed regulation. Fiscal impact and other information is required by Section 5(a) of the Regulatory Review Act (Act) (71 P. S. § 745.5(a)). Therefore, the Board needs to develop and document an analysis of the fiscal impact of this proposed regulation on both the public and private sectors. This analysis should include detailed information as required by the Act (71 P. S. §§ 745.5(a)(4), (a)(5) and (a)(9)—(12)).

2. Section 13.1. Definitions.—Reasonableness; Need; Clarity.

Preneed activity—

This term is used only once in the proposed regulation. Therefore, this definition may be unnecessary and should be deleted from the final-form regulation unless the Board can explain both the intent and need for the definition.

Preneed funeral contract—

We have questions in two areas concerning this definition.

First, why does this definition only include the term "funeral entity"? In addition to "funeral entity," the term "licensed funeral director" is defined in Section 13.1 of the existing regulations. Why not include both "funeral entity" and "licensed funeral director" in the definition for preneed funeral contract?

Second, what is the intent of including the phrase "whether or not the funeral entity receives preneed funeral funds"? Why would a business enter into such a contract without receiving funds?

Furthermore, a significant focus of Section 13(c) of the Funeral Director Law (Law) (63 P. S. § 479.13(c)) is the money received for such contracts. What type of review or oversight would the Board exercise in a situation where there is no monetary transaction?

3. Section 13.206a. Utilization of unlicensed employees by a funeral entity.—Fiscal impact; Public welfare; Implementation procedures; Feasibility; Reasonableness; Consistency or conflict with statutes and other regulations; Need; Clarity.

There are four subsections in this section. Our comments include issues and questions relating to the whole section, and also identify specific questions or issues relating to provisions in each subsection.

Throughout the section, the terms or phrases “unlicensed employee” and “employee not licensed under the act” appear to be used interchangeably. If both refer to the same type of individual, the Board should pick one term or phrase and use it consistently in the final-form regulation.

Subsection (a)—Responsibilities and conditions

This subsection contains five subparagraphs. Our comments and questions address four areas regarding these subparagraphs.

First, the intent of the phrase “close supervision” in Subparagraph (a)(2) is unclear. The final-form regulation should specify the standards for the term “close supervision” or delete this subparagraph from the final-form regulation.

Second, Subparagraph (a)(3) mirrors Section 11(a)(8) of the Law (63 P.S. § 479.11(a)(8)). In discussing this provision, the Preamble states:

By prohibiting the unlicensed employee from being paid based upon how much preneed business the employee brings into the funeral home, this provision is intended to reduce the employee’s incentive to persuade a customer to select funeral services and merchandise whether or not that selection would be in the customer’s interest.

What safeguards are in place to deter funeral entities and licensed funeral directors from persuading a customer to select services and merchandise that are not in the customer’s interest regardless of whether unlicensed employees are involved?

Third, we have questions and concerns in two areas relating to Subparagraph (a)(4) which reads:

A licensed funeral director of the funeral entity employing an unlicensed employee in this capacity shall consult face-to-face with each customer before entering into or offering to enter into a preneed funeral contract.

It is unclear whether this provision also applies to funeral entities that do not hire unlicensed employees to conduct preneed business. What are the requirements for entities or directors who do not have unlicensed employees involved in preneed business? Would the “face-to-face” rule apply to them? If not, could such a funeral director conduct preneed business via the postal service, email or telephone? If some form of “face-to-face” rule is retained in the final-form regulation, it should apply to all transactions, not just the ones where unlicensed employees are involved.

The House Committee, Pennsylvania Association for Autism and Intellectual Disabilities and other commentators expressed serious concerns with, and opposition to, the “face-to-face” requirement. It is our understanding that there may be hundreds to thousands of preneed contracts being completed by means of the postal service without “face-to-face” meetings. Many of these customers are confined to their residences for various health rea-

sons. They live in various regions across the state. Many are also seeking to set aside preneed funds and avoid having them counted as resources in eligibility determinations for Social Security or Medical Assistance programs. Under a “face-to-face” mandate, these prearrangement services and the setting aside of resources may be unavailable. Given these conditions, is this new requirement feasible or necessary?

Before the Board requires “face-to-face” meetings, it should determine whether there are sufficient numbers of licensees available to meet with these parties and whether a “face-to-face” rule is needed. The final-form regulation could provide for flexibility and consumer choice by requiring that customers be given options such as: 1) “face-to-face” consultation; 2) teleconference; 3) email, facsimile or postal service; or 4) communication via intermediaries or unlicensed employees.

Fourth, Subparagraph (a)(5) contains language for a prescribed notice stating that a document presented by an unlicensed employee is not a binding contract. The Pennsylvania Funeral Directors Association (PFDA) and other commentators questioned the need for this requirement. Since a preneed contract must be signed by a funeral director, why is the prescribed notice necessary?

As an alternative to this notice, the Board should consider requiring a different disclosure statement. This disclosure would inform customers that an agent or employee is not a licensed funeral director and is acting only as an employee or agent for the licensed funeral director(s). In part, the language of this disclosure could mirror Section 15(1) of the Law (63 P.S. § 479.15(1)) which is entitled “What constitutes practice.” Section 15(1) reads:

A person, either individually or as a member of a partnership or of a corporation, shall be deemed to be practicing as a funeral director within the meaning and intent of this act who:

(1) holds himself out to the public in any manner as one who is skilled in the knowledge, science and practice of funeral directing, embalming or undertaking, or who advertises himself as an undertaker, mortician or funeral director.

By disclosing that the unlicensed person is not practicing as a person skilled in the profession, it would prevent any misconceptions on the part of customers as to whether the unlicensed person is practicing as a licensed funeral director.

Subsection (b)—Permitted activities

This subsection describes what an unlicensed employee may do in conducting preneed business. The employee may:

- Distribute general price lists of the employing funeral entity only.
- Provide general assistance . . . including communications with customers, not otherwise prohibited by the act or this chapter.

The Board submitted a copy of the Federal court decision in *Walker v. Flitton*, 364 F.Supp.2d 503 (M.D. Pa. 2005) (*Walker*) with this proposed regulation. The Preamble of the proposed regulation states that in the *Walker* decision, “the court noted the responsibility of the Board to delineate with precision what conduct by unlicensed persons is permissible.” The proposed regulation does not provide sufficient detail to satisfy the court’s mandate. The final-form regulation should provide spe-

cific direction and concrete examples of the types of interaction and assistance that may be conducted by unlicensed employees in the preneed business.

Subsection (c)—Prohibited activities

This subsection includes a list of prohibitions that apply to unlicensed employees. The list is divided into seven subparagraphs. We have identified the following questions and issues with the language of these subparagraphs.

There is an overall concern. To justify these subparagraphs, the Preamble relies exclusively on the Commonwealth Court decision in *Ferguson v. State Bd. of Funeral Directors*, 768 A.2d 393 (2001) (*Ferguson*). The Board's position that assisting customers in the selection of services and merchandise constitutes the practice of funeral directing was upheld in *Ferguson*. However, in its opinion, the court clearly noted both its obligation to give deference to the Board's interpretation of its rules and regulations, and the court's limited scope of review. 768 A.2d at 398.

Several commentators raised fiscal and policy concerns regarding this subsection. In addition, the Federal court in *Walker* clearly expressed a preference for prohibitions on commercial speech that are "narrowly tailored" to achieve a governmental interest. 364 F.Supp.2d at 525—526. In this light, we would encourage the Board to review its interpretation of the Law and consider allowing for more active and robust participation in preneed activities by unlicensed employees.

As the Board responds to commentators' concerns and questions regarding Subsection (c), it should:

- 1) Specifically identify the governmental interest or policy objective that each prohibition is designed to achieve.
- 2) Clarify how the provision is "deemed necessary or proper to safeguard the interests of the public and the standards of the profession" (63 P. S. § 479.16(a)).
- 3) Explain how the provision has been "narrowly tailored" to implement the governmental interest or policy objective.

The Board should provide solid and factual documentation to explain how each restriction on commercial speech will effectively protect the public from real and ongoing harm.

Subparagraph (c)(1) requires that an unlicensed employee be associated with only one funeral entity. Several commentators assert that this requirement will place a hardship on smaller funeral homes, especially in rural areas. A smaller business may not be able to hire an employee to assist in preneed business. But, two or more funeral homes could combine resources to share an employee who focuses on preneed business. Removing this option may reduce the ability of funeral entities to offer preneed services and increase the price of such services (since a single funeral home will need to charge more to compensate its employee). The Board should explain the need for this requirement and how it will impact the availability and cost of services.

Subparagraph (c)(2) prohibits the unlicensed employee from preparing "worksheets, proposals or other presentations." This language is overly broad. Can these employees work independently and away from customers in preparing these items with or for a licensee?

Subparagraphs (c)(3) and (c)(4) prohibit the involvement of unlicensed employees in communications with customers concerning the "actual selection of funeral services and merchandise incidental to the services" and making of "financial arrangements." How will the Board monitor these activities and enforce the prohibitions? Another concern is possible confusion relating to sale of "merchandise." Any person may sell merchandise under Act 1059 of 1963 (63 P. S. §§ 480.1—480.11) (Act 1059), also known as the Future Interment Law. Currently, unlicensed vendors legally sell funeral merchandise in Pennsylvania. The *Walker* court also observed that unlicensed individuals may sell funeral merchandise. 364 F.Supp.2d at 525—526. The Board should address this potential conflict between Act 1059 and its interpretation of the Law, and it should explain what is meant by "merchandise incidental to the services."

Subparagraph (c)(5) would not allow an unlicensed employee to "[o]ffer to or enter into a preneed funeral contract with any customer on behalf of the funeral director or funeral entity." Would an unlicensed employee be allowed to deliver or present a copy of a draft contract to a customer? If not, why?

Subsection (d)—Insurance agents

There are two concerns with this subsection.

First, this is the only subsection which uses the word "agent." The House Committee requested more information concerning the impact of this proposed regulation on other professions but it did not identify all these professions as "agents." The Federal court in *Walker* referred to "agents" in conjunction with employees of a funeral director even though the specific circumstances of the case were limited to employees of funeral entities. 364 F.Supp.2d at 507, 513, 520, 522—526, 528 and 529. The *Walker* decision also used the words "employer" and "principal" in discussing employees and agents. 364 F.Supp.2d at 506, 520, 522 and 528. The final-form regulation should provide specific direction for agents working on preneed accounts, or the Board should explain why they are not included.

Second, the last subsection includes the phrase "a licensed insurance agent acting under licensure from the Insurance Department." This reference is incomplete and out-of-date. Act 147 of 2002 (Act 147) changed this term to "insurance producer." However, the existing regulations for the Insurance Department at 31 Pa. Code Chapters 37 and 39 have not yet been revised and continue to use the terms "insurance agents and brokers." These two chapters remain effective to the extent they are not "clearly inconsistent" with the new act (40 P. S. § 310.98). If this subsection is retained in the final-form regulation, it should be revised to include references to the existing regulations and Act 147.

4. General—Fiscal impact; Reasonableness; Implementation procedures; Feasibility; Need; Clarity.

PFDA submitted extensive comments supporting the goal of the proposed regulation. It also made several suggestions for revisions and additions of new and substantive provisions. Its recommendations included proposals for new rules and procedures regulating registration and bonding, direct mail, seminars and telemarketing. We urge the Board to carefully examine and consider PFDA's recommendations.

However, if the Board opts to pursue promulgation of substantial and extensive provisions that were not included in the notice of proposed rulemaking in the *Pennsylvania Bulletin* for this regulation, it should introduce these programs via a future notice of proposed rulemaking. The general public and General Assembly should be afforded a full opportunity to review such provisions and offer comments before such substantive proposals are submitted in a final-form regulation.

**State Board of Pharmacy
Regulation #16A-5416 (IRRC #2640)**

Revisions Regarding Current Pharmacy Practice

November 28, 2007

We submit for your consideration the following comments on the proposed rulemaking published in the September 29, 2007 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the State Board of Pharmacy (Board) to respond to all comments received from us or any other source.

1. Section 27.12—Practice of pharmacy and delegation of duties.—Implementation procedures; Clarity.

The proposed changes to this section specifically relate to the duties and responsibilities of pharmacy interns. Has the Board considered adding specific penalty provisions to this section pertaining to failure of the pharmacist to appropriately supervise a pharmacy intern?

The proposed rulemaking also deletes the prohibition on pharmacy interns accepting and transcribing oral orders and prescriptions. Has the Board considered including this duty in Subsection (c)(3) as one of the procedures pharmacy interns may now perform? It should be noted that these duties are included in the proposed changes to Subsections 27.18(n) and (o).

2. Section 27.17—Security for Schedule II controlled substances.—Implementation procedures; Clarity.

This section relates to security for Schedule II controlled substances. We raise three issues.

First, the proposed changes to Subsection (b) appear to be contradictory. This Subsection requires that: “[S]chedule II controlled substances *shall* be stored in securely locked, substantially constructed cabinets,” but also provides that these substances: “[m]ay be dispersed throughout the stock of noncontrolled substances in a manner that obstructs the theft or diversion of the controlled substances.” (Emphasis added.) In the final-form regulation, the Board should clarify not only how it is possible to lock these substances, while at the same time dispersing them with noncontrolled substances, but also how this method is an adequate safety measure. The final-form regulation also should clarify what a “substantially constructed cabinet” is.

Second, how will the Board enforce these storage provisions?

Finally, has the Board considered specifying which categories of medical professionals can access Schedule II controlled substances in facilities under the jurisdiction of the Board? Why or why not?

3. Section 27.18—Standards of practice.—Statutory authority; Reasonableness; Implementation procedures; Clarity.

Subsection (j)

This Subsection (j) provides that: “[p]rescriptions for Schedule II controlled substances may not be filled more than 6 months from the date of the prescription.” What is the Board’s statutory authority for this provision? Also, how did the Board determine that six months is an appropriate timeframe in which to honor this type of prescription?

Subsection (l)

Subsection (l)(3) refers to the mailing of medications, prescription drugs, etc. The proposed rulemaking indicates that such mailings are permissible if “[s]hipped in a manner which would preserve the integrity of the drug.” This phrase is vague, and more specific language is needed in the final-form regulation. Also, how will the Board enforce this provision?

Subsection (r)

Subsection (r)(6) refers to advertising of special prices for prescriptions, etc. The proposed language replaces “a pharmacist or pharmacy” with “any person,” with respect to who is responsible for the advertising. Why did the Board propose this change to the regulation?

4. Section 27.19—Prospective drug review and patient counseling.—Clarity.

Subsection (d)

Subsections (d)(1), (2) and (3) provide what a prospective drug review (PDR) does not extend to, examples of situations when a PDR is required and examples of when a PDR is not required. A commentator noted that it is confusing to have examples of when a PDR is not used in two separate subsections. Clarity would be improved by combining (d)(1) and (3) into one subsection.

5. Section 27.25—Licensure by reciprocity.—Clarity.

Subsection (c) refers to abbreviations for what appears to be pharmacy licensure exams. These abbreviations should be defined in this section.

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 07-2230. Filed for public inspection December 7, 2007, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval of a Proposed Merger

The Pennsylvania Reinsurance Company, a domestic stock casualty insurance company, has filed an application for approval to merge with National Indemnity Company of Mid-America, an Iowa domiciled stock casualty insurance company, with National Indemnity Company of Mid-America surviving the merger. The filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. §§ 991.1401—991.1413), Subchapter C of Chapter 19 of the Business Corporation Law, 15 Pa.C.S. §§ 1921—1932 (relating to merger, consolidation, share exchanges and sale of assets) and the GAA Amendments Act of 1990 (15 P. S. §§ 21101—21208). Persons wishing to comment on the merger are invited to submit a written statement to the

Insurance Department (Department) within 7 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement 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, rbrackbi@ins.state.pa.us.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2231. Filed for public inspection December 7, 2007, 9:00 a.m.]

Geisinger Health Plan—Employer Group (with fewer than 50 subscribers); Rate Filing

On November 21, 2007, Geisinger Health Plan submitted a filing for the employer group rates for all groups with fewer than 50 average subscribers, requesting a rate increase of 0.7%. The filing will affect approximately 23,000 members and generate additional revenue of approximately \$481,000 annually. An effective date of April 1, 2008 is requested.

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

Copies of the filing are available for public inspection by appointment, during normal working hours, at the Department's Harrisburg Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2232. Filed for public inspection December 7, 2007, 9:00 a.m.]

Geisinger Health Plan—Employer Group (with 50 or more subscribers); Rate Filing

On November 21, 2007, Geisinger Health Plan submitted a filing for the employer group rates for all groups with 50 or more average subscribers, requesting a rate increase of 5.2%. The filing will affect approximately 86,000 members and generate additional revenue of approximately \$12.8 million annually. An effective date of April 1, 2008, is requested.

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

Copies of the filing are available for public inspection by appointment during normal working hours, at the Department's Harrisburg Regional Office.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary,

Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2233. Filed for public inspection December 7, 2007, 9:00 a.m.]

Mitzi Hemstreet, M. D.; Prehearing

Appeal of Mitzi Hemstreet, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM07-10-026

On or before December 10, 2007, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's August 27, 2007, 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 January 8, 2008. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before January 4, 2008. 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 December 19, 2007, 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 December 31, 2007.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2234. Filed for public inspection December 7, 2007, 9:00 a.m.]

Pradeep A. Lothe, M. D.; Prehearing

Appeal of Pradeep A. Lothe, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM07-10-028

On or before December 28, 2007, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's September 27, 2007, 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 January 17, 2008. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before January 11, 2008. 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 3, 2008, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Sev-

enth Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any shall be filed on or before January 10, 2008.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2235. Filed for public inspection December 7, 2007, 9:00 a.m.]

Marvin Love, M. D.; Prehearing

**Appeal of Marvin Love, M. D. under the
Medical Care Availability and Reduction of Error
(MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM07-10-005**

On or before December 27, 2007, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's May 11, 2007, 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 January 17, 2008. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before January 11, 2008. 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 3, 2008, 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 January 10, 2008.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2236. Filed for public inspection December 7, 2007, 9:00 a.m.]

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

On November 15, 2007 the Insurance Department (Department) received from Progressive Casualty Insurance Company and Progressive Northern Insurance Company a filing for rate level changes for private passenger automobile insurance.

Progressive Casualty Insurance Company requests an overall 5.7% increase amounting to \$4.132 million annually, to be effective March 9, 2008.

Progressive Northern Insurance Company requests an overall 5.8% increase amounting to \$3.518 million annually, to be effective March 9, 2008.

Unless formal administrative action is taken prior to January 14, 2008 the subject filing may be deemed approved by operation of law.

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

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

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

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2237. Filed for public inspection December 7, 2007, 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, PA. Failure by an appellant to appear at the 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 North Seventh Street, Harrisburg, PA 17102.

Appeal of Richard Jilinski; file no. 07-119-41125; Travelers Insurance Co.; doc. no. P07-10-022; December 17, 2007, 3 p.m.

Appeal of Robert and Kristine Rhodes; file no. 07-130-41137; Travelers Insurance Co.; doc. no. P07-10-002; November 27, 2007, 10 a.m.

The following hearings will be held in the Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Angel J. Ames; file no. 07-266-41185; Allstate Insurance Co.; doc. no. PH07-10-016; January 11, 2008, 11 a.m.

Appeal of Pete Brunovsky; file no. 07-265-41359; State Farm Insurance Co.; doc. no. PH07-10-008; January 10, 2008, 3 p.m.

Appeal of Lisa Kemper; file no. 07-214-42698; AIG Insurance Co.; doc. no. PH07-11-008; January 10, 2008, 1 p.m.

Appeal of Miyon Kim; file no. 07-266-42351; AIG Insurance Co.; doc. no. PH07-10-021; January 11, 2008, 9 a.m.

Appeal of Anthony Morgan; file no. 07-266-40702; American Independent Insurance Co.; doc. no. PH07-10-020; January 11, 2008, 3 p.m.

Appeal of Mark Terry; file no. 07-214-41339; Unitrin Insurance Co.; doc. no. PH07-10-015; January 11, 2008, 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 Thomas Shuler; file no. 07-302-41365; State Farm Insurance Company; doc. no. P07-10-001; January 9, 2008, 4 p.m.

Parties may appear with or without counsel and offer relevant testimony 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 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 the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Kathryn Culbertson, Agency Coordinator at (717) 705-4194.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2238. Filed for public inspection December 7, 2007, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insurers 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 insurers' 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 Philadelphia and Pittsburgh, PA. Failure by an appellant to appear at the 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 State Farm Insurance; file no. 07-266-42076; Margaret Greenridge; doc. no. P07-11-005; January 10, 2008, 2 p.m.

The following hearings 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. 07-181-43064; Mark and Lisa Lobaugh; doc. no. P07-11-009; January 10, 2008, 10 a.m.

Appeal of Erie Insurance Exchange; file no. 07-119-40609; Patricia and David Bell; doc. no. P07-10-0003; January 9, 2008, 10 a.m.

Appeal of Erie Insurance Exchange; file no. 07-169-42638; Deborah S. Long; doc. no. P07-11-004; January 9, 2008, 9 a.m.

Parties may appear with or without counsel and offer relevant testimony 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 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 the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Kathryn Culbertson, Agency Coordinator at (717) 705-4194.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2239. Filed for public inspection December 7, 2007, 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 hearing will be held in the Insurance Department's regional office in Harrisburg, PA. 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 North Seventh Street, Harrisburg, PA 17102.

Appeal of Hannelore Brown; file no. 07-130-42982; Nationwide Insurance Co.; doc. no. PI07-10-016; December 6, 2007, 10 a.m.

Appeal of Carol Rick; file no. 07-214-41337; Lititz Insurance Co.; doc. no. PH07-10-014; January 11, 2008, 1 p.m.

Parties 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 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 the previously referenced administrative hearings and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Kathryn Culbertson, Agency Coordinator at (717) 705-4194.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2240. Filed for public inspection December 7, 2007, 9:00 a.m.]

T-Bones, Inc.; Hearing

Appeal of T-Bones, Inc. under the Storage Tank and Spill Prevention Act; Underground Storage Tank Indemnification Fund; USTIF File No. 2007-0007(F); Doc. No. UT07-10-029

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 prehearing telephone conference shall be held on January 23, 2008. A hearing shall occur on February 6, 2008, in the Administrative Hearings Office, Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102. 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 January 11, 2008. Answers to petitions to intervene, if any, shall be filed on or before January 16, 2008.

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, contact Kathryn Culbertson, Agency Coordinator at (717) 705-4194.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2241. Filed for public inspection December 7, 2007, 9:00 a.m.]

David G. Wilson, M. D.; Prehearing

Appeal of David G. Wilson, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM07-10-027

On or before December 10, 2007, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's October 11, 2007, 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 January 8, 2008. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before January 4, 2008. 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 December 19, 2007, 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 December 31, 2007.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2242. Filed for public inspection December 7, 2007, 9:00 a.m.]

Saul D. Wolfson, M. D.; Prehearing

Appeal of Saul D. Wolfson, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM07-10-009

On or before December 26, 2007, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's August 23, 2007, 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 January 16, 2008. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before January 11, 2008. 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 2, 2008, 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 January 9, 2008.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 07-2243. Filed for public inspection December 7, 2007, 9:00 a.m.]

OFFICE OF THE BUDGET

Statutory Cost of Living Increases for Salaries of State Officials and the Heads of Departments, Boards and Commissions

Section 3(e) of the Public Official Compensation Act, the act of September 30, 1983 (P. L. 160, No. 39) as amended by section 2 of the act of October 19, 1995 (P. L. 324, No.

51) mandates that the salaries of the Governor, Lieutenant Governor, State Treasurer, Auditor General, Attorney General and the heads of the departments and members of boards and commissions shall be increased by applying the percentage change in the Consumer Price Index for All Urban Consumers (CPI-U) for the Pennsylvania, New Jersey, Delaware and Maryland area for the most recent 12 month period for which figures have been officially reported by the United States Department of Labor, Bureau of Labor Statistics (BLS) immediately prior to the date adjustment is due to take effect.

As required by section 3(e) of the Public Official Compensation Law, the Governor has determined, based on the change in the CPI-U (PA-DE-NJ-MD) over the past 12 months as reported by BLS on November 15, 2007, that the salaries covered by that law shall be increased by 3.5% effective January 1, 2008. The following chart lists the position, the salary prior to the adjustment, the percentage increase of the adjustment, and the new salary:

COLA ADJUSTMENT FOR ELECTED AND APPOINTED OFFICIALS RECEIVING SALARIES CONTAINED IN ACT 1995-51

COLA ADJUSTMENT IS BASED ON THE PERCENT CHANGE IN THE CPI-U FOR PA-DE-NJ-MD, CMSA, FOR THE 12 MONTH PERIOD ENDING OCTOBER 2007

<i>Position</i>	<i>Salary Prior 1/1/2008</i>	<i>Cola Adjustment</i>	<i>Salary Effective 1/1/2008</i>
Governor	\$164,396	3.5%	\$170,150
Lieutenant Governor	\$138,091	3.5%	\$142,924
State Treasurer	\$136,778	3.5%	\$141,565
Auditor General	\$136,778	3.5%	\$141,565
Attorney General	\$136,778	3.5%	\$141,565
Large Agency Head	\$131,517	3.5%	\$136,120
Secretary of Education			
Secretary of Environmental Protection			
Secretary of Health			
Secretary of Labor and Industry			
Secretary of Public Welfare			
Secretary of Transportation			
Secretary of Corrections			
Medium Agency Head	\$124,940	3.5%	\$129,313
Secretary of Aging			
Secretary of Community and Economic Development			
Secretary of General Services			
Secretary of Revenue			
State Police Commissioner			
Secretary of Conservation and Natural Resources			
Small Agency Head	\$118,366	3.5%	\$122,509
Adjutant General			
Secretary of Agriculture			
Secretary of Banking			
Secretary of the Commonwealth			
Insurance Commissioner			
Liquor Control Board			
Chairperson	\$66,810	3.5%	\$69,148
Member	\$64,178	3.5%	\$66,424
Civil Service Commission****			
Chairperson	\$75,177	3.5%	\$77,808
Member	\$72,285	3.5%	\$74,815
State Tax Equalization Board			
Chairperson	\$23,016	3.5%	\$23,822
Member	\$21,371	3.5%	\$22,119
Milk Marketing Board			

<i>Position</i>	<i>Salary Prior 1/1/2008</i>	<i>Cola Adjustment</i>	<i>Salary Effective 1/1/2008</i>
Chairperson	\$21,371	3.5%	\$22,119
Member	\$20,549	3.5%	\$21,268
Securities Commission***			
Chairperson	\$35,958	3.5%	\$37,217
Member	\$32,806	3.5%	\$33,954
Athletic Commission			
Chairperson	\$17,265	3.5%	\$17,869
Member	\$16,439	3.5%	\$17,014
Board of Pardons			
Member	\$15,124	3.5%	\$15,653
Public Utility Commission			
Chairperson	\$127,440	**	\$131,813
Member	\$124,940	3.5%	\$129,313
Environmental Hearing Board*			
Chairperson	\$127,440	*	\$131,813
Member	\$124,940	*	\$129,313
Board of Claims*****			
Chairperson	\$121,421	3.5%	\$125,671
Member	\$115,029	3.5%	\$119,055

*: The Environmental Hearing Board (Board) is not listed in Act 1995-51, but separate legislation requires that the Board's members receive the same compensation as the PUC.

**: Act 1995-51 requires that the PUC Chairperson shall receive \$2,500/yr. more than PUC Members.

***: Per Act 1998-51.

****: Per Act 2002-140 effective November 27, 2002.

*****: Per Act 2002-118, effective October 2, 2002.

MICHAEL J. MASCH,
Secretary

[Pa.B. Doc. No. 07-2244. Filed for public inspection December 7, 2007, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Natural Gas Service

A-125114F2001. Mountain Energy, Ltd. Application of Mountain Energy, Ltd., for approval of the abandonment of gas service to 31 natural gas service customers located in the Townships of Richhill, Aleppo, Springhill, Jackson, Freeport and Center in Greene County, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 24, 2007. 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: Mountain Energy, Ltd.

Through and By Counsel: J. William Hook, Esquire, P. O. Box 792, Waynesburg, PA 15370

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2245. Filed for public inspection December 7, 2007, 9:00 a.m.]

Natural Gas Service

A-121850F2042. National Fuel Gas Distribution Corporation. Application of National Fuel Gas Distribution Corporation for approval of the abandonment of natural gas service to 13 natural gas service customers located in Green Township, Forest County, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities), on or before December 24, 2007. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. 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: National Fuel Gas Distribution Corporation

Through and By Counsel: Lee E. Hartz, Esquire, P. O. Box 2081, Erie, PA 16512

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2246. Filed for public inspection December 7, 2007, 9:00 a.m.]

Request for Comments on the need to continue the Small Generator Interconnection Rulemaking begun under Doc. No. L-00040168

With this Secretarial Letter, the Pennsylvania Public Utility Commission (Commission) seeks comments on whether there is a need to continue with the Small Generator Interconnection Standards and Procedures Rulemaking at Doc. No. L-00040168 in light of the promulgation of Alternative Energy Portfolio Standards Act (AEPS) Interconnection Standards at 52 Pa. Code Chapter 75, Subchapter C (relating to interconnection standards). Alternatively, the Commission seeks comments on the advisability of expanding the scope of the AEPS interconnection rules to cover all small generators, regardless of whether they qualify as customer—generators under the AEPS Act.

On November 19, 2004, the Commission entered an order soliciting comments regarding small generation interconnection standards and procedures. The Commission sought to achieve the following specific goals by promulgating rules establishing these standards and procedures: (1) elimination of unnecessary barriers to entry in the distributed generation market; (2) promoting distributed generation in order to provide peak demand responsiveness; (3) enhancing grid reliability; (4) increasing transparency in the interconnection process; (5) creating uniformity and thereby easing the difficulty presented by a patchwork of different procedures; and (6) lowering the overall cost of locating and placing distributed generation across this Commonwealth. The Commission sought comments on the technical requirements and interconnection procedures, as well as the appropriate size of generation to be covered by the rules. This order was published at 34 Pa.B. 6246 (December 4, 2004). The Commission received multiple comments and reply comments in response to this request.

On November 30, 2004, Governor Edward Rendell signed into law Act 213 of 2004, known as AEPS (71 P. S. §§ 1648.1—1648.8). Among other things, AEPS directed the Commission to develop statewide technical and net metering interconnection rules for customer—generators. See 71 P. S. § 1648.5.

On November 16, 2005, the Commission issued Proposed Rulemaking Orders governing net metering and interconnection for customer—generators at Doc. Nos. M-00051865, L-00050174 and L-00050175. On September 19, 2006, the Commission entered a Final Rulemaking Order—Reconsideration, adopting the interconnection for customer—generators regulations at 52 Pa. Code §§ 75.21—75.51. These regulations became effective upon publication in the *Pennsylvania Bulletin* on December 16, 2006.

As not all small generators may qualify under the AEPS Act, such small generators would not be covered by the AEPS interconnection regulations in its current form. The Commission noted that leaving these generators exposed to a situation where there are no interconnection regulations that they can rely upon does not seem prudent.

Therefore, as stated previously, the Commission now seeks comments on whether the Commission should continue with the Small Generator Interconnection Standards and Procedures Rulemaking at Doc. No. L-00040168. The Commission also seeks comments on the

advisability of expanding the scope of the AEPS interconnection rules to cover all small generators, regardless of whether they qualify as customer—generators under the AEPS Act. Since the AEPS interconnection regulations are technical in nature, and do not pertain to issues such as net metering or the obligation to purchase AEPS credits, this may be the more expedient way to proceed.

An original and 15 copies of any written comments referencing the Doc. No. L-00040168 shall be submitted to the Pennsylvania Public Utility Commission, Attn.: Secretary, P. O. Box 3265, Harrisburg, PA 17105. Comments shall be submitted within 45 days of the publication of this Secretarial Letter in the *Pennsylvania Bulletin*. Reply comments may be filed 30 days thereafter. The contact person at the Commission is Kriss Brown, Assistant Counsel, Law Bureau, (717) 787-4518.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2247. Filed for public inspection December 7, 2007, 9:00 a.m.]

Service of Notice of Motor Carrier Application

The following temporary authority and/or permanent authority application 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 December 31, 2007. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

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

A-00121368, F. 1. Am-A. BM Enterprises, Inc., t/a A. G. Taxi (8125 Frankford Avenue, Philadelphia, Philadelphia County, PA 19136), inter alia—persons, upon call or demand, in the Borough of Bristol and the Townships of Bristol and Bensalem, all located in Bucks County: *So As To Permit* the transportation of persons, upon call or demand, in the Township of Sloebury, and the Borough of New Hope, and that portion of Bucks County located south and east of Pa. Route 232; and that portion of Montgomery County located north and west of Pa. Route 73; and the Counties of Columbia, Montour, Clinton, Union, Centre and Lycoming.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2248. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310804F7002. The United Telephone Company of Pennsylvania, d/b/a Embarq Pennsylvania and dPi Teleconnect, LLC. Joint petition of The United Telephone Company of Pennsylvania, d/b/a Embarq Pennsylvania and dPi Teleconnect, LLC for approval of a master interconnection, collocation and resale agreement under section 252(e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania, d/b/a Embarq Pennsylvania and dPi Teleconnect, LLC, by its counsel, filed on November 21, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a master interconnection, collocation and resale agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the The United Telephone Company of Pennsylvania, d/b/a Embarq Pennsylvania and dPi Teleconnect, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2249. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310906F7001. Verizon North, Inc. and ACN Communications Services, Inc. Joint petition of Verizon North, Inc. and ACN Communications Services, Inc. for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and ACN Communications Services, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and ACN Communications Services, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2250. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311163F7001. Verizon North, Inc. and AT&T Communications of Pennsylvania. Joint petition of Verizon North, Inc. and AT&T Communications of Pennsylvania for approval of amendment no. 5 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and AT&T Communications of Pennsylvania, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 5 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and AT&T Communications of Pennsylvania joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2251. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311188F7001. Verizon North, Inc. and Broadview NP Acquisition Corp. Joint petition of Verizon North, Inc. and Broadview NP Acquisition Corp. for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Broadview NP Acquisition Corp., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Broadview NP Acquisition Corp. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2252. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310932F7001. Verizon North, Inc. and Broadview Networks, Inc. Joint petition of Verizon North, Inc. and Broadview Networks, Inc. for approval of

amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Broadview Networks, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Broadview Networks, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2253. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311258F7001. Verizon North, Inc. and Broadwing Communications, LLC. Joint petition of Verizon North, Inc. and Broadwing Communications, LLC for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Broadwing Communications, LLC, by its counsel, filed on November 16, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Broadwing Communications, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2254. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310295F7001. Verizon North, Inc. and CTC Communications Corp. Joint petition of Verizon North, Inc. and CTC Communications Corp. for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and CTC Communications Corp., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the intercon-

nection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and CTC Communications Corp. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2255. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310781F7001. Verizon North, Inc. and Choice One Communications of Pennsylvania, Inc. Joint petition of Verizon North, Inc. and Choice One Communications of Pennsylvania, Inc. for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Choice One Communications of Pennsylvania, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Choice One Communications of Pennsylvania, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2256. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310696F7001. Verizon North, Inc. and DIECA Communications, Inc., d/b/a Covad Communications Company. Joint petition of Verizon North, Inc. and DIECA Communications, Inc., d/b/a Covad Communications Company for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and DIECA Communications, Inc., d/b/a Covad Communications Company, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and DIECA Communications, Inc., d/b/a Covad Communications Company joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2257. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310738F7001. Verizon North, Inc. and D & E Systems, Inc. Joint petition of Verizon North, Inc. and D & E Systems, Inc. for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and D & E Systems, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and D & E Systems, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2258. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310827F7001. Verizon North, Inc. and D-Tel, LLC. Joint petition of Verizon North, Inc. and D-Tel, LLC for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and D-Tel, LLC, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the

Verizon North, Inc. and D-Tel, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2259. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310828F7001. Verizon North, Inc. and FiberNet Telecommunications of Pennsylvania, LLC. Joint petition of Verizon North, Inc. and FiberNet Telecommunications of Pennsylvania, LLC for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and FiberNet Telecommunications of Pennsylvania, LLC, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and FiberNet Telecommunications of Pennsylvania, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2260. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310204F7001. Verizon North, Inc. and Full Service Computing Corporation, t/a Full Service Network. Joint petition of Verizon North, Inc. and Full Service Computing Corporation, t/a Full Service Network for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Full Service Computing Corporation, t/a Full Service Network, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Full Service Computing Corporation, t/a Full Service Network joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2261. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310782F7001. Verizon North, Inc. and IDT America Corp. Joint petition of Verizon North, Inc. and IDT America Corp. for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and IDT America Corp., by its counsel, filed on November 21, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and IDT America Corp. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2262. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310917F7001. Verizon North, Inc. and Line Systems, Inc. Joint petition of Verizon North, Inc. and Line Systems, Inc. for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Line Systems, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Line Systems, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2263. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311087F7001. Verizon North, Inc. and PaCLEC Corporation. Joint petition of Verizon North, Inc. and PaCLEC Corporation for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and PaCLEC Corporation, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and PaCLEC Corporation joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2264. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310074F7001. Verizon North, Inc. and Penn Telecom, Inc. Joint petition of Verizon North, Inc. and Penn Telecom, Inc. for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Penn Telecom, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Penn Telecom, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2265. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310554F7001. Verizon North, Inc. and RCN Telecom Services, Inc. Joint petition of Verizon North, Inc. and RCN Telecom Services, Inc. for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and RCN Telecom Services, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and RCN Telecom Services, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2266. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311156F7001. Verizon North, Inc. and Remi Retail Communications, LLC. Joint petition of Verizon North, Inc. and Remi Retail Communications, LLC for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Remi Retail Communications, LLC, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Remi Retail Communications, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2267. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310183F7001. Verizon North, Inc. and Sprint Communications Company LP. Joint petition of Verizon North, Inc. and Sprint Communications Company LP for approval of amendment no. 3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Sprint Communications Company LP, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commis-

sion), a joint petition for approval of amendment no. 3 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Sprint Communications Company LP joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2268. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310213F7001. Verizon North, Inc. and Teleport Communications Group, Inc., d/b/a TCG Pittsburgh and TCG Delaware Valley, Inc. Joint petition of Verizon North, Inc. and Teleport Communications Group, Inc., d/b/a TCG Pittsburgh and TCG Delaware Valley, Inc. for approval of amendment no. 5 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Teleport Communications Group, Inc., d/b/a TCG Pittsburgh and TCG Delaware Valley, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 5 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and Teleport Communications Group, Inc., d/b/a TCG Pittsburgh and TCG Delaware Valley, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2269. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310906F7000. Verizon Pennsylvania, Inc. and ACN Communications Services, Inc. Joint petition of Verizon Pennsylvania, Inc. and ACN Communications Services, Inc. for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and ACN Communications Services, Inc., by its counsel, filed on November 13, 2007,

at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and ACN Communications Services, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2270. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310448F7000. Verizon Pennsylvania, Inc. and A.R. C. Networks, Inc., d/b/a InfoHighway. Joint petition of Verizon Pennsylvania, Inc. and A.R. C. Networks, Inc., d/b/a InfoHighway for approval of amendment no. 4 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and A.R. C. Networks, Inc., d/b/a InfoHighway, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 4 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and A.R. C. Networks, Inc., d/b/a InfoHighway joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2271. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311163F7000. Verizon Pennsylvania, Inc. and AT&T Communications of Pennsylvania. Joint petition of Verizon Pennsylvania, Inc. and AT&T Communications of Pennsylvania for approval of amendment no. 4 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and AT&T Communications of Pennsylvania, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 4 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and AT&T Communications of Pennsylvania joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2272. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310992F7000. Verizon Pennsylvania, Inc. and ATX Licensing, Inc. Joint petition of Verizon Pennsylvania, Inc. and ATX Licensing, Inc. for approval of amendment no. 5 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and ATX Licensing, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 5 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and ATX Licensing, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2273. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310478F7000. Verizon Pennsylvania, Inc. and Advanced Telephone Systems, Inc., d/b/a HTC Communications. Joint petition of Verizon Pennsylvania, Inc. and Advanced Telephone Systems, Inc., d/b/a HTC Communications for approval of amendment no. 1 to the interconnection agreement under section 252(e) of The Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Advanced Telephone Systems Inc., d/b/a HTC Communications, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania

Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Advanced Telephone Systems Inc., d/b/a HTC Communications joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2274. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310555F7000. Verizon Pennsylvania, Inc. (f/k/a Bell Atlantic—Pennsylvania, Inc.) and RCN Telecom Services of Philadelphia, Inc. and RCN Telecom Services, Inc. Joint petition of Verizon Pennsylvania, Inc. (f/k/a Bell Atlantic—Pennsylvania, Inc.) and RCN Telecom Services of Philadelphia, Inc. and RCN Telecom Services, Inc. for approval of amendment no. 7 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. (f/k/a Bell Atlantic—Pennsylvania, Inc.) and RCN Telecom Services of Philadelphia, Inc. and RCN Telecom Services, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 7 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. (f/k/a Bell Atlantic—Pennsylvania, Inc.) and RCN Telecom Services of Philadelphia, Inc. and RCN Telecom Services, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2275. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311188F7000. Verizon Pennsylvania, Inc. and Broadview NP Acquisition Corp. Joint petition of Verizon Pennsylvania, Inc. and Broadview NP Acquisition Corp. for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Broadview NP Acquisition Corp., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to

the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Broadview NP Acquisition Corp. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2276. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310932F7000. Verizon Pennsylvania, Inc. and Broadview Networks, Inc. Joint petition of Verizon Pennsylvania, Inc. and Broadview Networks, Inc. for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Broadview Networks, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Broadview Networks, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2277. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311258F7000. Verizon Pennsylvania, Inc. and Broadwing Communications, LLC. Joint petition of Verizon Pennsylvania, Inc. and Broadwing Communications, LLC for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Broadwing Communications, LLC, by its counsel, filed on November 16, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to

the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Broadwing Communications, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2278. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310295F7000. Verizon Pennsylvania, Inc. and CTC Communications Corp. Joint petition of Verizon Pennsylvania, Inc. and CTC Communications Corp. for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and CTC Communications Corp., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and CTC Communications Corp. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2279. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310781F7000. Verizon Pennsylvania, Inc. and Choice One Communications of Pennsylvania, Inc. Joint petition of Verizon Pennsylvania, Inc. and Choice One Communications of Pennsylvania, Inc. for approval of amendment no. 2 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Choice One Communications of Pennsylvania, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Choice One Communications of Pennsylvania, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2280. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311281F7000. Verizon Pennsylvania, Inc. and CityNet Pennsylvania, LLC. Joint petition of Verizon Pennsylvania, Inc. and CityNet Pennsylvania, LLC for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and CityNet Pennsylvania, LLC, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and CityNet Pennsylvania, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2281. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310696F7000. Verizon Pennsylvania, Inc. and DIECA Communications, Inc., d/b/a Covad Communications Company. Joint petition of Verizon Pennsylvania, Inc. and DIECA Communications, Inc., d/b/a Covad Communications Company for approval of amendment no. 3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and DIECA Communications, Inc., d/b/a Covad Communications Company, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 3 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and DIECA Communications, Inc., d/b/a Covad Communications Company joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2282. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310738F7000. Verizon Pennsylvania, Inc. and D & E Systems, Inc. Joint petition of Verizon Pennsylvania, Inc. and D & E Systems, Inc. for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and D & E Systems, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and D & E Systems, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2283. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310827F7000. Verizon Pennsylvania, Inc. and D-Tel, LLC. Joint petition of Verizon Pennsylvania, Inc. and D-Tel, LLC for approval of amendment no. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and D-Tel, LLC, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days

after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and D-Tel, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2284. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310828F7000. Verizon Pennsylvania, Inc. and FiberNet Telecommunications of Pennsylvania, LLC. Joint petition of Verizon Pennsylvania, Inc. and FiberNet Telecommunications of Pennsylvania, LLC for approval of amendment no. 4 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and FiberNet Telecommunications of Pennsylvania, LLC, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 4 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and FiberNet Telecommunications of Pennsylvania, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2285. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310204F7000. Verizon Pennsylvania, Inc. and Full Service Computing Corporation, t/a Full Service Network. Joint petition of Verizon Pennsylvania, Inc. and Full Service Computing Corporation, t/a Full Service Network for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Full Service Computing Corporation, t/a Full Service Network, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Full Service Computing Corporation, t/a Full Service Network joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2286. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310782F7000. Verizon Pennsylvania, Inc. and IDT America, Corp. Joint petition of Verizon Pennsylvania, Inc. and IDT America, Corp. for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and IDT America, Corp., by its counsel, filed on November 21, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and IDT America, Corp. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2287. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310943F7000. Verizon Pennsylvania, Inc. and Lightship Telecom, LLC. Joint petition of Verizon Pennsylvania, Inc. and Lightship Telecom, LLC for approval of amendment no. 3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Lightship Telecom, LLC, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 3 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg,

PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Lightship Telecom, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2288. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310917F7000. Verizon Pennsylvania, Inc. and Line Systems, Inc. Joint petition of Verizon Pennsylvania, Inc. and Line Systems, Inc. for approval of amendment no. 2 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Line Systems, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Line Systems, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2289. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311087F7000. Verizon Pennsylvania, Inc. and PaCLEC Corporation. Joint petition of Verizon Pennsylvania, Inc. and PaCLEC Corporation for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and PaCLEC Corporation, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and PaCLEC Corporation joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2290. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310074F7000. Verizon Pennsylvania, Inc. and Penn Telecom, Inc. Joint petition of Verizon Pennsylvania, Inc. and Penn Telecom, Inc. for approval of amendment no. 3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Penn Telecom, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 3 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Penn Telecom, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2291. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311156F7000. Verizon Pennsylvania, Inc. and Remi Retail Communications, LLC. Joint petition of Verizon Pennsylvania, Inc. and Remi Retail Communications, LLC for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Remi Retail Communications, LLC, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Remi Retail Communications, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2292. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310820F7000. Verizon Pennsylvania, Inc. and SNIp LiNK, LLC. Joint petition of Verizon Pennsylvania, Inc. and SNIp LiNK, LLC for approval of amendment no. 2 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and SNIp LiNK, LLC, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and SNIp LiNK, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2293. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310183F7000. Verizon Pennsylvania, Inc. and Sprint Communications Company, LP. Joint petition of Verizon Pennsylvania, Inc. and Sprint Communications Company, LP for approval of amendment no. 3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Sprint Communications Company, LP, by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 3 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Sprint Communications Company, LP joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2294. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310258F7000. Verizon Pennsylvania, Inc. and TCG Delaware Valley, Inc. Joint petition of Verizon Pennsylvania, Inc. and TCG Delaware Valley, Inc. for approval of amendment no. 6 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and TCG Delaware Valley, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 6 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and TCG Delaware Valley, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2295. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310213F7000. Verizon Pennsylvania, Inc. and TCG-Pittsburgh, Inc. Joint petition of Verizon Pennsylvania, Inc. and TCG-Pittsburgh, Inc. for approval of amendment no. 5 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and TCG-Pittsburgh, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 5 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and TCG-Pittsburgh, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2296. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310814F7000. Verizon Pennsylvania, Inc. and US LEC of Pennsylvania, Inc. Joint petition of Verizon Pennsylvania, Inc. and US LEC of Pennsylvania, Inc. for

approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and US LEC of Pennsylvania, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and US LEC of Pennsylvania, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2297. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-311331F7000. Verizon Pennsylvania, Inc. and XO Communications Services, Inc. Joint petition of Verizon Pennsylvania, Inc. and XO Communications Services, Inc. for approval of amendment no. 7 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and XO Communications Services, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 7 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and XO Communications Services, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2298. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications

A-310322F7000. Verizon Pennsylvania, Inc. and XTel Communications, Inc. Joint petition of Verizon Pennsylvania, Inc. and XTel Communications, Inc. for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and XTel Communications, Inc., by its counsel, filed on November 13, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and XTel Communications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2299. Filed for public inspection December 7, 2007, 9:00 a.m.]

Telecommunications Services

A-310782F0002AMB. IDT America, Corp. Application of IDT America, Corp., for approval to offer, render, furnish or supply telecommunications services as a facilities-based competitive local exchange carrier to the public in the service territory of Commonwealth Telephone Company.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities), on or before December 24, 2007. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. 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: IDT America, Corp.

Through and By Counsel: Michael A. Gruin, Esquire, Stevens & Lee, 17 North Second Street, 16th Floor, Harrisburg, PA 17101

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2300. Filed for public inspection December 7, 2007, 9:00 a.m.]

Water Service

A-210013F0018. United Water Pennsylvania, Inc. Application of United Water Pennsylvania, Inc., for approval of: 1) the acquisition by United Water PA of the water system assets of the Perry County Economic Development Corporation; and 2) the right of United Water PA to begin to offer, render, furnish or supply water service to the public in a portion of Penn Township, Perry County, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 24, 2007. 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: United Water Pennsylvania, Inc.

Through and By Counsel: Michael D. Klein, Esquire, Dewey and LeBoeuf, 1101 New York Avenue, NW, Suite 1100, Washington, DC 20005-4213

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 07-2301. Filed for public inspection December 7, 2007, 9:00 a.m.]

