

NOTICES

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 May 20, 2008.

BANKING INSTITUTIONS

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-12-2008	Republic First Bank Philadelphia Philadelphia County	8764 Frankford Avenue Philadelphia Philadelphia County	Opened
5-16-2008	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	712 Broad Street Riverton Burlington County, NJ	Approved
5-16-2008	Meridian Bank Devon Chester County	60 East Uwchlan Avenue Lionville Chester County	Approved

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-12-2008	The Juniata Valley Bank Mifflintown Juniata County	<i>To:</i> R. D. 1 McAlisterville Juniata County <i>From:</i> Main and School Streets McAlisterville Juniata County	Effective
5-16-2008	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>To:</i> 435 West Dekalb Pike King of Prussia Montgomery County <i>From:</i> 338 West Dekalb Pike King of Prussia Montgomery County	Approved

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-16-2008	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	562 Village Center Spring House Montgomery County	Filed
5-16-2008	VIST Bank Wyomissing Berks County	100 Gibraltar Road Horsham Montgomery County	Filed
5-16-2008	S & T Bank Indiana Indiana County	20001 Route 19 Cranberry Township Butler County	Approved

NOTICES

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

Articles of Amendment

<i>Date</i>	<i>Name of Credit Union</i>	<i>Purpose</i>	<i>Action</i>
5-14-2008	Greensburg Teachers Credit Union Greensburg Westmoreland County	Amendment to Third Article of the Articles of Incorporation provides for a change of the principal place of business of the credit union <i>From:</i> Greensburg, PA, <i>To:</i> Westmoreland County, PA, in conjunction with the relocation of the credit union's sole place of business.	Approved and Effective

Change in Principal Place of Business

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
5-14-2008	Greensburg Teachers Credit Union Greensburg Westmoreland County	<i>To:</i> 1014 Country Club Drive Jeanette Westmoreland County <i>From:</i> 1133 Harvey Avenue Greensburg Westmoreland County	Approved and Effective

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

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 08-1061. Filed for public inspection June 6, 2008, 9:00 a.m.]

Action on Applications

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

BANKING INSTITUTIONS

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-23-2008	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	1701 John F. Kennedy Boulevard Philadelphia Philadelphia County	Opened

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-16-2008	Peoples State Bank of Wyalusing Wyalusing Bradford County	75 Front Street New Albany Bardford County	Closed

SAVINGS INSTITUTIONS

No activity.

**CREDIT UNIONS
Branch Applications**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
5-19-2008	TruMark Financial Credit Union Trevose Bucks County	2747 West Main Street Lower Providence Township Montgomery County	Opened

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

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 08-1062. Filed for public inspection June 6, 2008, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA-0035891 (Minor Sewage)	Escape Property Owners Association P. O. Box 282 Greentown, PA 18426	Palmyra Township Pike County	UNT to Lake Wallenpaupack	N
PA-0060542 (Minor Sewage)	Wallenpaupack Lake Estates P.O.A. 114 Wallenpaupack Drive Lake Ariel, PA 18436	Paupack Township Wayne County	UNT to Lake Wallenpaupack	N
PA-0040487 (Minor Sewage)	PCS Chadaga d/b/a Maple Lane Estates 110 Inverness Drive Blue Bell, PA 19422	Foster Township Luzerne County	Pond Creek 5D	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0083429 (Sew)	West Cocalico Township Authority P. O. Box 95 Reinholds, PA 17569-0092	Lancaster County West Cocalico Township	Little Cocalico Creek TSF 7-J	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0113743	Grove Township WWTP P. O. Box 43 Sinnemahoning, PA 15861	Cameron County Grove Township	UNT to Sinnemahoning Creek 8A	Y
PA0208558 (SP)	Shamokin Township Municipal Authority P. O. Box 64 Paxinos, PA 17860	Northumberland County Shamokin Township	Lick Creek 06B	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0220787	Patrick G. and V. Kaye Williams 390 Osborn Road Greenville, PA 16125	Salem Township Mercer County	UNT to Sandy Creek 16G	Y
PA0222682	Leasa A. Maley 6118 Maley Drive Limestone, NY 14753	Corydon Township McKean County	UNT to Sill Run 16-B	Y
PA0020605	Municipal Authority of the Borough of Union City 12 South Main Street Union City, PA 16438	Union Township Erie County	South Branch of French Creek 16-A	N

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

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

PA0042943, Sewage, **Owen J. Roberts School District (East Coventry Elementary School)**, 901 Ridge Road, Pottstown, PA 19465. This facility is located in East Coventry Township, **Chester County**.

Description of Proposed Activity: Renewal of an NPDES permit for discharge of treated sewage to a UNT to Schuylkill River.

The receiving stream, UNT to Schuylkill River, is in the State Water Plan Watershed 3D and is classified for: HQ-TSF. The nearest downstream public water supply intake is located on the Schuylkill River. The discharge is not expected to impact the public water supply.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0082.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum (mg/l)</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	
CBOD ₅					
(5-1 to 10-31)			15		30
(11-1 to 4-30)			25		50
Total Suspended Solids			30		60
Ammonia as N					
(5-1 to 10-31)			5.0		10.0
(11-1 to 4-30)			15.0		30.0
Total Residual Chlorine			1.0		2.0
Fecal Coliform			200 Colonies/100 ml as a Geometric Average		
Dissolved Oxygen			Minimum of 5.0 mg/l at all times		
pH			Within the limits of 6.0 to 9.0 Standard Units at all times		

The EPA waiver is in effect.

PA0244414, SEW, SIC 4952, **Jaster Associates, LLC**, 437 King Road, Doylestown, PA 18901. This proposed facility is located in Bedminster Township, **Bucks County**.

Description of Proposed Activity: Issuance of an NPDES permit to discharge 810 gpd of treated sewage into a UNT to Cabin Run.

The receiving stream, UNT to Cabin Run, is in the State Water Plan Watershed 2D and is classified for: CWF. The nearest downstream public water supply intake for NWRA and PECO is located on Delaware River and is 7.25 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 810 gpd.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum (mg/l)</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	
CBOD ₅			10		20
Total Suspended			10		20
Total Nitrogen			20		40
Dissolved Oxygen			3.0, Minimum		
Fecal Coliform			200 Colonies/100 ml as a Geometric Average		1,000 Col./100 ml
pH			Within limits of 6.0 to 9.0 Standard Units at all times		

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

1. Dry Stream Discharge.
2. UV Disinfection Proposed.

PA0056421, Sewage, SIC 4952, **Warwick Township Water and Sewer Authority**, P. O. Box 315, 1733 Township Greene, Jamison, PA 18929-0315. This existing facility is located in Warwick Township, **Bucks County**.

Description of Proposed Activity: Renewal and amendment of NPDES permit to discharge treated sewage effluent from County Crossing WWTP. The amendment allows for a second discharge location. Treated effluent will continue to be discharged through existing Outfall 001 to a UNT to Little Neshaminy Creek from November 1 through March 31. For the period extending from April 1 through October 31, treated effluent will be pumped and discharged at Outfall 002 to a storage lagoon located on Heritage Creek Golf Course. Overflow from the lagoon will be discharged through an overflow pipe to a wetland that drains to Little Neshaminy Creek.

The receiving streams, Little Neshaminy Creek and the UNT to Little Neshaminy Creek, are located in the State Water Plan Watershed 2F and are classified for: WWF, MF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Aqua, PA, Southeast Division is located on Neshaminy Creek and is approximately 18 miles below the points of discharge.

The proposed effluent limits for Outfalls 001 and 002 are based on a design flow of 0.32 mgd.

The proposed effluent limits for Outfall 001 apply from November 1 through March 31 and are as follows:

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	20	30		40
Total Suspended Solids	20	30		40
Ammonia as N	3.0			6.0
Phosphorus as P	1.0			2.0
Total Nitrogen as N	10.0			20.0

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform (Col./100 ml)	200 Geometric Mean			1,000
pH (Standard Units)	6.0, Minimum			9.0
Dissolved Oxygen				
Minimum	5.0			
Average	Monitor			

The proposed effluent limits for Outfall 002 apply from April 1 through October 31 and are as follows:

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	20	30		40
Total Suspended Solids	20	30		40
Ammonia as N	1.5			3.0
Phosphorus as P	0.5			1.0
Total Nitrogen as N	10.0			20.0
Fecal Coliform (Col./100 ml)	200 Geometric Mean			1,000
pH (Standard Units)	6.0, Minimum			9.0
Dissolved Oxygen				
Minimum	5.0			
Average	Monitor			

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

1. Notification of Designation of Responsible Operator.
2. Definition of Average Weekly.
3. Remedial Measures if Public Nuisance.
4. No Stormwater to Sewers.
5. Necessary Property Rights.
6. Change in Ownership.
7. Proper Sludge Disposal.
8. Instantaneous Maximum Limitations.
9. Fecal Coliform Reporting.
10. Operator Training.
11. Laboratory Certification.
12. Operations and Maintenance Plan.
13. Identification of Sampling Location for Outfall 002.
14. Re-opener Clause for Nutrient TMDL.

The EPA waiver is not in effect.

NPDES Permit No. PA0042021, Sewage, SIC 4952, **Milford-Trumbauersville Area Sewer Authority Wastewater Treatment Plant**, 1825 Rosenberger Road, P. O. Box 126, Spinnerstown, PA 18968. This proposed facility is located in Milford Township, **Bucks County**.

Description of Activity: Renewal of sewage treatment plant's NPDES permit to discharge effluent to Unami Creek.

The receiving water, Unami Creek, is in the State Water Plan Watershed 3E—Perkiomen and is classified for: HQ-TSF. The nearest downstream public water supply intake is located on the Schuylkill River and is approximately 18 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on an approved annual average flow of 0.8 mgd.

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅				
(5-1 to 10-31)	10	15		20
(11-1 to 4-30)	20	30		40
Total Suspended Solids	20	30		40
Ammonia as N				
(5-1 to 10-31)	2.3	3.5		4.6
(11-1 to 4-30)	6.9	10.4		13.8
Phosphorus as P	1.0	1.5		2.0
Copper, Total				
(Issuance through end of year 2)	Monitor and Report			Monitor and Report
(Year 3 through Expiration)	0.012			0.019
Total Residual Chlorine	0.04			0.13
Fecal Coliform	200 Col./100 ml			1,000 Col./100 ml
	as Geometric Mean			
Dissolved Oxygen	6.0, Minimum			
pH (Standard Units)	6.0, Minimum			9.0, Maximum

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

1. Small Stream Discharge.
2. Proper Sludge Disposal.
3. Certified Operator.
4. No Stormwater into Sanitary Sewers.
5. Operations and Maintenance Plan.
6. No Chlorine Impact to Receiving Stream.

PA0021857, Amendment 1, Sewage, SIC 4952, **Souderton Borough**, 31 West Summit Street, Souderton, PA 18964. This Souderton facility is located in Franconia Township, **Montgomery County**.

Description of Proposed Activity: Discharge of treated sewage from Souderton Borough Wastewater Treatment Plant. The receiving stream, UNT to Skippack Creek, is in the State Water Plan, Watershed 3E Perkiomen Creek Basin, and is classified for: TSF. This amendment is to resolve the appeal related to TMDL based limits.

The proposed effluent limits for Outfall 001 are based on an average annual flow of 2.0 mgd.

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	15	23	30
(11-1 to 4-30)	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	1.8		3.6
(11-1 to 4-30)	3.6		7.2
Phosphorous as P			
(4-1 to 10-31)	1.0		2.0
(11-1 to 3-31)	2.0		4.0
Dissolved Oxygen	5.0 Minimum		
Fecal Coliform	200 Col./100 ml		1,000 Col./100 ml
pH (Standard Units)	6.0 Minimum		9.0
Total Residual Chlorine	0.01		0.038
Copper, Total	Monitor		Monitor

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

1. Remedial Measures.
2. Sewage Sludge Disposal.
3. Whole Effluent Toxicity Tests at Renewal.
4. TMDL/WLA Analysis.
5. Operations and Maintenance Plan.
6. Laboratory Certification.
7. Chlorine Minimization.
8. Stream Sampling.

PA0244392, IW, SIC 2843, **Stoney Creek Technologies, LLC**, 3300 West 4th Street, Trainer, PA 19061-5112. This proposed facility is located in Trainer Borough, **Delaware County**.

Description of Proposed Activity: The facility discharge stormwater commingled with process water. Normally the wastewater discharge into DELCORA, sewage treatment plant after pretreatment. During heavy rain event over flow from storage tanks will discharge to Stoney Creek.

The receiving stream, Stoney Creek, is in the State Water Plan Watershed 3G and is classified for: WWF. There are no public water supply intake downstream of this discharge.

The proposed effluent limits for Outfall 001 are based on an average flow of 0.350 mgd.

<i>Parameters</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
BOD ₅	30	45	60
TSS	30	45	60
Oil and Grease	15	30	30
pH (Standard Units)	Within limit of 6.0 to 9.0 Standard Units at all times.		
Cadmium, Total	Monitor and Report	Monitor and Report	Monitor and Report
Copper, Total	0.014	0.028	0.035
Lead, Total	0.080	0.160	0.200
Mercury, Total	0.0016	0.0032	0.0040
Silver, Total	0.003	0.006	0.008
Thallium, Total	0.065	0.130	0.165
Zinc, Total	0.120	0.240	0.300

<i>Parameters</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
Aluminum, Total	0.750	1.500	1.875
Cobalt, Total	0.095	0.190	0.240
Aerolein	0.005	0.010	0.013
Iron, Total	Monitor and Report	Monitor and Report	Monitor and Report
Cyanide, Total	Monitor and Report	Monitor and Report	Monitor and Report

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

1. Approved Chemical Wage Rate.
2. Approved Test Methods.
3. Update PPC Plan.
4. No PCB Discharge.
5. Monitoring Frequency.

The EPA waiver is in effect.

PA0058211, Industrial Waste, SIC 2911, **Sunoco, Inc. (R & M)**, 1801 Market Street, Philadelphia, PA 19103-1699. This proposed facility is located in Upper Chichester Township, **Delaware County**.

Description of Proposed Activity: Inactive disposal area for sludges and spent clay wastes from the operations at the Marcus Hook Refinery.

The receiving stream, Marcus Hook Creek, is in the State Water Plan Watershed 3G and is classified for: WWF.

The proposed effluent limits for various outfalls, based on storm events, are as follows:

Outfalls 001:

<i>Parameters</i>	<i>Effluent Limitation (mg/l) Daily Maximum</i>
Total Suspended Solids (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 100
pH (Standard Units) (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report With limits of 6.0 to 9.0 Standard Units at all times
Oil and Grease (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 15
Iron, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 2.0
Manganese, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 1.5
Aluminum, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 2.0

Outfalls 002:

<i>Parameters</i>	<i>Effluent Limitation (mg/l) Daily Maximum</i>
Total Suspended Solids (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 100
pH (Standard Units) (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report With limits of 6.0 to 9.0 Standard Units at all times
Oil and Grease (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 15
Iron, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 5.0
Manganese, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 1.5
Aluminum, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 5.0

<i>Parameters</i>	<i>Effluent Limitation (mg/l)</i>
Chromium, Total	<i>Daily Maximum</i>
Lead, Total	Monitor and Report
Total Dissolved Solids	Monitor and Report
	Monitor and Report
<i>Outfalls 004:</i>	
<i>Parameters</i>	<i>Effluent Limitation (mg/l)</i>
Total Suspended Solids	<i>Daily Maximum</i>
(Issuance through Year 1)	Monitor/Report
(Year 2 through Expiration)	100
pH (Standard Units)	Monitor and Report
(Issuance through Year 1)	With limits of 6.0 to 9.0 Standard Units at all times
(Year 2 through Expiration)	
Oil and Grease	Monitor and Report
(Issuance through Year 1)	15
(Year 2 through Expiration)	
Iron, Total	Monitor and Report
(Issuance through Year 1)	5.0
(Year 2 through Expiration)	
Manganese, Total	Monitor and Report
(Issuance through Year 1)	1.5
(Year 2 through Expiration)	
Aluminum, Total	Monitor and Report
(Issuance through Year 1)	5.0
(Year 2 through Expiration)	
Lead, Total	Monitor and Report
<i>Outfalls 005:</i>	
<i>Parameters</i>	<i>Effluent Limitation (mg/l)</i>
Total Suspended Solids	<i>Daily Maximum</i>
(Issuance through Year 1)	Monitor and Report
(Year 2 through Expiration)	100
pH (Standard Units)	Monitor and Report
(Issuance through Year 1)	With limits of 6.0 to 9.0 Standard Units at all times
(Year 2 through Expiration)	
Oil and Grease	Monitor and Report
(Issuance through Year 1)	15
(Year 2 through Expiration)	
Iron, Total	Monitor and Report
(Issuance through Year 1)	5.0
(Year 2 through Expiration)	
Aluminum, Total	Monitor and Report
(Issuance through Year 1)	5.0
(Year 2 through Expiration)	
Lead, Total	Monitor and Report
<i>Outfalls 006:</i>	
<i>Parameters</i>	<i>Effluent Limitation (mg/l)</i>
Total Suspended Solids	<i>Daily Maximum</i>
(Issuance through Year 1)	Monitor and Report
(Year 2 through Expiration)	100
pH (Standard Units)	Monitor and Report
(Issuance through Year 1)	With limits of 6.0 to 9.0 Standard Units at all times
(Year 2 through Expiration)	
Oil and Grease	Monitor and Report
(Issuance through Year 1)	15
(Year 2 through Expiration)	
Iron, Total	Monitor and Report
(Issuance through Year 1)	5.0
(Year 2 through Expiration)	

<i>Parameters</i>	<i>Effluent Limitation (mg/l)</i> <i>Daily Maximum</i>
Aluminum, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 5.0
Lead, Total	Monitor and Report
Barium, Total	Monitor and Report
<i>Outfalls 007:</i>	
<i>Parameters</i>	<i>Effluent Limitation (mg/l)</i> <i>Daily Maximum</i>
Total Suspended Solids (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 100
pH (Standard Units) (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report With limits of 6.0 to 9.0 Standard Units at all times
Oil and Grease (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 15
Iron, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 5.0
Manganese, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 1.5
Aluminum, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 5.0
Lead, Total	Monitor and Report
Barium, Total	Monitor and Report
Total Dissolved Solids	Monitor and Report
<i>Outfalls 009:</i>	
<i>Parameters</i>	<i>Effluent Limitation (mg/l)</i> <i>Daily Maximum</i>
Total Suspended Solids (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 100
pH (Standard Units) (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report With limits of 6.0 to 9.0 Standard Units at all times
Oil and Grease (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 15
Iron, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 2.0
Aluminum, Total (Issuance through Year 1) (Year 2 through Expiration)	Monitor and Report 2.0

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

1. Remedial Measures.
2. Discharge to Small Creek.
3. Stormwater Requirements.
4. Proper Sludge Management.
5. TMDL/WLA Analysis.

The EPA waiver is in effect.

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

PA0064149, Sewage, **Lehigh County Authority**, 1053 Spruce Street, P. O. Box 3348, Allentown, PA 18106-0348. This proposed facility is located in Weisenberg Township, **Lehigh County**.

Description of Proposed Activity: Renewal of NPDES Permit for the discharge of treated sewage, with an increased discharge from 0.012 mgd to 0.040 mgd for an upgraded WWTP.

The receiving stream, UNT to Mill Creek, is in the State Water Plan Watershed 03B and is classified for: TSF. The nearest downstream public water supply intake for Pottstown Borough Water Authority is located on the Schuylkill River, approximately 50 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.040 mgd.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	15	20
Total Suspended Solids	10	15	20
NH ₃ -N			
(5-1 to 10-31)	2.7		5.5
(11-1 to 4-30)	8.2		16.5
Dissolved Oxygen	A minimum of 6.0 mg/l at all times.		
Fecal Coliform	200/100 ml as a Geometric Mean		
(5-1 to 9-30)	2,000/100 ml as a Geometric Mean		
(10-1 to 4-30)	6.0 to 9.0 Standard Units at all times.		
pH			
Total Residual Chlorine	0.13		0.30

Lake Ontelaunee TMDL Requirements

<i>Parameter</i>	<i>Concentration (mg/l)</i>		<i>Mass (lbs)</i>
	<i>Monthly Average</i>	<i>Monthly Load</i>	<i>Annual Load</i>
Total Suspended Solids	Report	Report	1,095
Total Phosphorus	Report	Report	36.5

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

PABIG 1401. Robinson Septic Service, Inc., Walker Township, **Centre County**. Robinson Septic Service, Inc., 125 Rockrimmon Drive, Bellefonte, PA 16823 has applied to have their biosolids approved for beneficial use by land applications.

Individual permit is being applied for due to the utilization of a pre-existing 600,000 gallon tank for processing.

PA0024406, Sewage, SIC 4952, **Mount Carmel Municipal Authority**, 137 West Fourth Street, Suite 4, P. O. Box 365, Mount Carmel, PA 17851-0365. This existing/proposed facility is/will be located in Mount Carmel Township, **Northumberland County**.

Description of Proposed Activity: The applicant seeks an expanded NPDES permit for the proposed wastewater treatment plant.

The receiving streams, Shamokin and Butternut Creeks, are in the State Water Plan Watershed SWP 6B and are classified for: WWF (Shamokin Creek) and CWF (Butternut Creek). The nearest downstream public water supply intake for United Water Company (Dauphin, PA) is located on Susquehanna River and is 62 river miles below the point of discharge.

The following proposed effluent limits for Outfall 001 are based on a design flow of 2.25 mgd.

Traditional Treatment Parameters—From Permit Effective Date through startup of new (Phase III) wastewater treatment plant:

<i>Parameter</i>	<i>Concentration (mg/l)</i>			<i>Instantaneous Maximum</i>
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Daily Maximum</i>	
pH	Within the range of 6.0 to 9.0			
Fecal Coliforms	200 col/100 ml			
(5-1 to 9-30)	2,000 col/100 ml as a Geometric Mean			
(10-1 to 4-30)				
CBOD ₅	25	40		50
Total Suspended Solids	30	45		60
Total Chlorine Residual	0.8			2.7
UV % Transmissivity		Report Minimum %		

Traditional Treatment Parameters—From startup of new (Phase III) wastewater treatment plant to Permit Expiration Date:

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH	Within the range of 6.0 to 9.0			
Fecal Coliforms (5-1 to 9-3) (10-1 to 4-30)	200 col/100 ml 2,000 col/100 ml as a Geometric Mean			
CBOD ₅	25	40		50
Total Suspended Solids	30	45		60
UV % Transmissivity	Report Minimum %			

Chesapeake Bay Tributary Strategy Nutrient Parameters/Requirements:

<i>Parameter</i>	<i>Concentration (mg/l)</i>		<i>Mass (lbs)</i>	
	<i>Monthly Average</i>	<i>Monthly Load</i>	<i>Monthly Load</i>	<i>Annual Load</i>
Ammonia-N	Report	Report	Report	Report**
Kjeldahl-N	Report	Report	Report	Report
Nitrate-Nitrate as N	Report	Report	Report	Report
Total Nitrogen	Report	Report	Report	Report
Total Phosphorus	Report	Report	Report	Report
Net Total Nitrogen			Report	41,095*
Net Total Phosphorus			Report	5,479*

Combined Sewer Overflows

Outfalls 014 and 015—regulated through Best Management Practices and CSO Nine Minimum Controls

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department of Environmental Protection's (Department) Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document No. 392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2010. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until October 1, 2010.

** Total Annual Ammonia Load will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011.

In addition to the effluent limits and best management practices, the permit contains the following major permit conditions:

1. Management and Control of Combined Sewer Overflows.

PA0112534, Sewage, **The Meadows at Watsonstown, LLC**, 2814 Walbert Avenue, Allentown, PA 18104. This facility is located at 100 Seagrave Drive, Watsonstown in Delaware Township, **Northumberland County**.

Description of Proposed Activity: Renewal of an NPDES permit to cover the existing facility treating wastewater.

The receiving stream, Delaware Run, is in the State Water Plan Watershed 10D and is classified for: WWF. The nearest downstream public water supply intake for PA American Water Company at Milton, PA, located 11 river miles downstream from the discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.053 mgd.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25			50
TSS	30			60
Total Chlorine Residual	1.0			2.3
NH ₃ -N (5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
pH	6.0 to 9.0 at all times			
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a Geometric Mean 2,000/100 ml as a Geometric Mean			

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

PA0097012, Sewage, **Stonebridge Gardens, Inc.**, 132 Saddlebrook Road, Freidens, PA 15541. This application is for renewal of an NPDES permit to discharge treated sewage from Stonebridge Gardens Mobile Home Park Sewage Treatment Plant in Quemahoning Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Higgins 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 Quemahoning Reservoir.

Outfall 001: existing discharge, design flow of 0.006 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			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	9.0			18.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a Geometric Mean			
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			
Total Residual Chlorine	1.1			2.7
Dissolved Oxygen	not less than 4.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: The effluent limitations below apply if/when the treatment plant is expanded to a flow of 0.008 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			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	7.5			15.0
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	0.8			2.0
Dissolved Oxygen	not less than 4.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0039489, Sewage, **Borough of Garrett**, P. O. Box 218, 307 Municipal Road, Garrett, PA 15542. This application is for renewal of an NPDES permit to discharge treated sewage from Garrett Borough STP in Garrett Borough, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Casselman 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 Ohiopyle Municipal Water Authority.

Outfall 001: existing discharge, design flow of 0.067 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			50
Suspended Solids	30			60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a Geometric Mean			
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			
Total Residual Chlorine	1.4			31.3
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: Outfalls 002 and 003 are permitted Combined Sewer Overflows. These outfalls are scheduled to be eliminated within the 5 year cycle of this permit.

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)

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

WQM Permit No. 6008401, Sewerage 4952, **White Deer Township Sewer Authority**, P. O. Box 90, West Milton, PA 17786. This proposed facility is located in White Deer Township, **Union County**.

Description of Proposed Action/Activity: The applicant is proposing to replace some of the existing wastewater treatment facilities with upgraded equipment. The upgraded facilities will include a new influent structure, chlorination system, an improved sludge building with new sludge dewatering equipment.

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

WQM Permit No. WQG016162, Sewerage, **Ralph Cordes**, 244 Blackswoods Road, Freedom, PA 15042. This proposed facility is located in New Sewickley Township, **Beaver County**.

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

WQM Permit No. 1197403-A3, Sewerage, **Forest Hills Municipal Authority**, P. O. Box 111, South Fork, PA 15956. This existing facility is located in Conemaugh Township, **Cambria County**.

Description of Proposed Action/Activity: Application for the installation of 400,000 gallon aerobic digester.

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>
PAI01 0907018	Buckingham Properties, LP P. O. Box 182 Holicong, PA 18929	Bucks	Solebury Township	Aquetong Creek HQ-CWF
PAI0 15108004	HERB CDC c/o OKKS Development, LP 1510 Cecil B. Moore Avenue Suite 300 Philadelphia, PA 19121	Philadelphia	City of Philadelphia	City of Philadelphia Water Department's WWTP—Combined Sewer System

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025208007	Joseph Biondo P. O. Box 909 Milford, PA 18337	Pike	Milford Township	Saw Kill Creek EV

Wayne County Conservation District: 648 Park Street, Honesdale, PA 18431, (570) 253-0930.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI026408002	Western Wayne School District 2132 Easton Turnpike South Canaan, PA 18459	Wayne	Salem Township	Moss Hollow 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>
PAI032108011	Limestone Creek Development Robert Frey/Steven Tiley 5 South Hanover Street Carlisle, PA 17013-3385	Cumberland	South Middleton Township	Letort Spring Run EV

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

Columbia County Conservation District: 702 Sawmill Road, Suite 204, Bloomsburg, PA 17815, (570) 784-1310, Ext. 102.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041908001	Robert G. Paden Cabin Run Estates, Phase 2 1326 Orange Street Berwick, PA 18603	Columbia	North Centre Township	Trib of Stony Brook EV

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

McKean County Conservation District: 17137 Route 6, Smethport, PA 16749, (814) 887-4001.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI064208002	Norwich Township 3853 West Valley Road Smethport, PA 16749	McKean	Norwich Township	UNT Potato Creek, Walcott Brook and UNT; Mill, Colegrove, and Robbins Brooks HQ-CWF; 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

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

Application No. PAI120501, CAFO, Glenville Farms Partnership, Glenville Farms, 2391 Glenville Road, Cochranville, PA 19330.

Glenville Farms Partnership has submitted an application for an Individual NPDES Permit for an existing CAFO known as Glenville Farms, located at 2391 Glenville Road, Cochranville, PA 19330 in West Fallowfield Township, **Chester County**.

The CAFO is situated near an animal housing unit—Muddy Run, land application areas—Muddy Run, Doe Run, UNT to Doe Run, Birch Run and East Branch Octoraro Creek in Watershed 7K Pequea, which is classified for TSF. The CAFO is designed to maintain an animal population of approximately 3,695 animal equivalent units consisting of 1,390 milking cows, 250 dry cows, 1,135 heifers and 175 calves. The animals will be housed in two existing first stage HDPE-lined manure storages and a second stage HDPE-lined storage with a total capacity of 6.1 million gallons, an existing HDPE-lined manure storage with a capacity of 1.5 million gallons, an existing earthen concrete bottom storage with a capacity of 1.2 million gallons and a existing clay lined manure storage with a storage capacity of 400,000 gallons. The total capacity of the manure storage facilities is 9.2 million gallons. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an

NPDES Permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

The permit application and draft permit are on file at the Southeast Regional Office of the Department.

Person's may make an appointment to review the Department's files by calling the file review coordinator at (484) 250-5010.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based.

Following the 30-day comment period, the Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

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

PUBLIC WATER SUPPLY (PWS) PERMIT

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

Persons wishing to comment on a permit application are invited to submit a statement to the office listed before the application within 30 days of this public notice.

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

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

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

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

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Application No. 4608506, Public Water Supply.

Applicant	Superior Water Company
Township	New Hanover
County	Montgomery
Responsible Official	Robert Braglio 1885 Swamp Pike Suite 109 Gilbertsville, PA 19525-0525
Type of Facility	PWS
Consulting Engineer	Entech Engineering, Inc. 4 South Fourth Street P. O. Box 32 Reading, PA 19603
Application Received Date	March 24, 2008
Description of Action	Addition of arsenic treatment to the Hunter's Run service area.

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

Permit No. 6708504, Public Water Supply.

Applicant	The York Water Company
Municipality	West Manchester Township
County	York

Responsible Official	Jeffrey R. Hines, Vice President—Engineering 130 East Market Street P. O. Box 15089 York, PA 17405-7089
Type of Facility	Public Water Supply
Consulting Engineer	Mark S. Snyder, P. E. The York Water Company 130 East Market Street P. O. Box 15089 York, PA 17405-7089
Application Received:	May 13, 2008
Description of Action	North West Booster Station

MINOR AMENDMENT

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

Application No. 2608501MA, Minor Amendment.

Applicant	Municipal Authority of Westmoreland County 124 Park and Pool Roads New Stanton, PA 15672
Township or Borough	Rostraver Township
Responsible Official	Christopher Kerr Resident Manager Municipal Authority of Westmoreland County 124 Park and Pool Roads New Stanton, PA 15672
Type of Facility	Rostraver water storage tank
Consulting Engineer	The EADS Group, Inc. 450 Aberdeen Drive Somerset, PA 15501
Application Received Date	May 16, 2008
Description of Action	Painting the Rostraver Township water storage tank.

Application No. 0208506MA, Minor Amendment.

Applicant	Municipal Authority of Westmoreland County 124 Park and Pool Roads New Stanton, PA 15672
Township or Borough	White Oak Borough
Responsible Official	Christopher Kerr Resident Manager Municipal Authority of Westmoreland County 124 Park and Pool Roads New Stanton, PA 15672
Type of Facility	White Oak water storage tank
Consulting Engineer	The EADS Group, Inc. 450 Aberdeen Drive Somerset, PA 15501
Application Received Date	May 16, 2008
Description of Action	Painting the White Oak Borough water storage tank.

WATER ALLOCATIONS

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

Northcentral Region: Water Supply Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

WA 17-1013 Water Allocations. Wallaceton Municipal Authority, P. O. Box 12, Wallaceton, PA 16876-0012, Wallaceton Borough, **Clearfield County**. Water Allocation requested for interconnection with Pennsylvania American Water Company, Philipsburg District, granting the right to purchase finished water (50,000 gpd as a peak monthly value).

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 remedia-

tion 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.

56 West Lincoln Highway, Middle Township/Pennel Borough, **Bucks County**. Charlene Drake, React Environmental Professional Service Group, 6901 Kinsessing Avenue, Suite 201, Philadelphia, PA 19142 on behalf of Chris Neill, Primax Properties, LLC, 1065 East Moreland Street, 4th Floor, Charlotte, NC 28204 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of inorganics and chlorinated solvents. The future use of the site is commercial. A summary of the Notice to Intent to Remediate was reported to have been published in the *Bucks County Courier Times* on February 28, 2008.

US Steel Fairless Works 73.86 KIPC, Falls Township, **Bucks County**. Jeffrey Smith, P. G., Langan Engineering and Environmental Services, Inc., 30 South 17th Street, Suite 1300, Philadelphia, PA 19103 on behalf of Kathleen Mayher, United States Steel Corporation, 600 Grant Street, Pittsburgh, PA 15219 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of chlorinated solvents. The future use of the site will remain the same.

Bristol Dry Cleaners, Bristol Township, **Buck County**. Steven F. Coe, Brown Environmental Services Corporation, 301 South State Street, Suite S201, Newtown, PA 18940 on behalf of Roman Iwaskiw, Brown Environmental Services Corporation, 301 South State Street, Suite S201, Newtown, PA 18940 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted by release of chlorinated solvents. The future use of the site is currently operating as a dry cleaning facility.

US Steel Fairless Work 2.70 KIPC, Falls Township, **Bucks County**. Jeffrey Smith, P. G., Langan Engineering and Environmental Services, Inc., 30 South 17th Street, Suite 1300, Philadelphia, PA 19103 on behalf of Kathleen Mayher, United States Steel Corporation, 600 Grant Street, Pittsburgh, PA 15219 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of chlorinated solvents. The site is part of an industrial park and only nonresidential use of the property will be permitted in the future. A summary of the Notice of Intent to Remediate was reported to have published on January 14, 2008.

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

St. Andrews Evangelical Lutheran Church, Salisbury Township and Upper Saucon Township, **Lehigh County**. Heath Brown, Environmental Standards, Inc., 1140 Valley Forge Road, Valley Forge, PA 19482 has submitted a Notice of Intent to Remediate (on behalf of his client St. Andrews Evangelical Lutheran Church, 1024 South Pike Avenue, Allentown, PA 18103), concerning the remediation of soils found or suspected to have been impacted by No. 2 fuel oil as a result of an accidental release during the refueling of an out-of-service, nonregulated 1,000 gallon underground storage tank. The applicant proposes to remediate the site to meet the Statewide Health Standard. The current and intended future use of the property includes both residential and nonresidential uses. 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.

Louis Leposa Residence, Bethlehem City, **Lehigh County**. Thomas J. Martinelli, JMT Environmental Technologies, Inc., P. O. Box 22044, Lehigh Valley, PA 18002-2044 has submitted a Notice of Intent to Remediate (on behalf of his client, Louis Leposa, 4430 Greenfield Road, Bethlehem, PA 18017), concerning the remediation of soils impacted by No. 2 fuel oil as a result of a release from a leaking underground storage tank. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soils. The proposed future use of the property will be residential. A summary of the Notice of Intent to Remediate was published in *The Express—Times* on April 22, 2008.

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

Former Mountville Wallpaper Factory, Mountville Borough, **Lancaster County**. Apex Companies, LLC, 269 Great Valley Parkway, Malvern, PA 19355, on behalf of US Small Business Administration, Robert N.C. Nix Federal Building, 900 Market Street, 5th Floor, Philadelphia, PA 19107, submitted a revised Notice of Intent to Remediate site soils and groundwater contaminated with metals, VOCs and SVOCs. The property is a former wallpaper manufacturing facility and planned future use is nonresidential. The applicant seeks to remediate to the Statewide Health Standard.

Former Unitas National Bank, Huntingdon Borough, **Huntingdon County**. CORE Environmental Services, Inc., 4068 Mount Royal Boulevard, Suite 225, Gamma Building, Allison Park, PA 15101-2051, on behalf of First Commonwealth Professional Resources, Inc., 654 Philadelphia Street, P. O. Box 400, Indiana, PA 15701-0400, submitted a Notice of Intent to Remediate site soils and groundwater contaminated by No. 2 fuel oil. This site is being used for commercial purposes, and will be remediated to the Site-Specific Standard.

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

Knight Transportation I-80 MM 220 Truck Accident, Liberty Township, **Montour County**, Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Knight Transportation, Inc., 5601 West Buckeye Road, Phoenix, AZ 85043 has submitted a Notice of Intent to Remediate soil contaminated with diesel fuel. The applicant proposes to remediate the site to meet the Statewide Health Standard. The site will remain a berm along the interstate highway.

Conway Central Express Route 11/15 Mill Road Truck Accident, Monroe Township, **Snyder County**, Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Conway Central Express, 2580 Old Route 15, New Columbia, PA 17856 has submitted a Notice of Intent to Remediate soil contaminated with diesel fuel. The applicant proposes to remediate the site to meet the Statewide Health Standard. The site will remain a private golf course.

P & K Contract Carriers I-80 E. MM 210 Truck Accident, White Deer Township, **Union County**, Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of P & K Contract Carriers Co., Inc., 16654 Soledad Canyon Road, Canyon Country, CA 01387 has submitted a Notice of Intent to Remediate soil contaminated with diesel fuel. The applicant proposes to remediate the site to meet the Statewide Health Standard. The site will remain an interstate highway.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Determination of Applicability for General Permit approved under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

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

Permit No. WMGR019NC-037. Clearfield Machine Company, Inc., 520 South 3rd Street, Clearfield, PA 16830, Clearfield Borough, **Clearfield County**. Determination of Applicability under existing Department of Environmental Protection's (Department) General Permit ID No. WMGR019 for beneficial use of foundry sand was approved by the Regional Office on May 15, 2008.

Persons interested in reviewing the general permit may contact David Garg, P. E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the permit application may contact the Williamsport Regional Office, (570) 327-3740. 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 operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121–143, the Federal Clean Air Act (act) and regulations adopted under the act.

PLAN APPROVALS

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

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

48-306-013: Northampton Generating Co., LP (1 Horwith Drive, Northampton, PA 18067) for modification to their CFB existing boiler at their facility in Northampton Borough, **Northampton County**.

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

49-00040A: Reagent Chemical and Research, Inc. (R. R. 1, Box 208, Coal Township, PA 17866) to exhaust two fabric collectors associated with a clay target painting operation which had previously been exhausted inside to the outdoor atmosphere thereby “constructing” an air contamination source in Coal Township, **Northumberland County**.

41-00056A: Wenger’s Feed Mill, Inc. (101 West Harrisburg Avenue, Rheems, PA 17570) for the construction of a feed mill pellet mill and cooler and associated air cleaning device (a cyclone collector) in Clinton Township, **Lycoming County**.

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

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

21-05053A: PPL Renewable Energy, LLC—Community Refuse Service, Inc.—Landfill Project (Two North Ninth Street, Allentown, PA 18101-1179) for installation of a new engine generating facility in Hopewell Township, **Cumberland County**. This facility will generate electric power for the electric power grid from landfill gas generated by the Community Refuse Service, Inc./Cumberland County Landfill. This facility’s emissions will be approximately 244 tpy of CO, 79 tpy of NO_x, 14 tpy of VOCs, 35 tpy PM and 69 tpy of SO₂. This plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

36-03116B: Cargill Cocoa and Chocolate (48 North Broad Street, Lititz, PA 17543) for modification of the previous plan approval (36-03116A issued in October 2006) for the new roasting system at the chocolate manufacturing facility in Mount Joy Borough, **Lancaster County**. The modification includes an overall emissions increase from the facility of 1.75 tpy of VOCs.

36-05001G: Armstrong World Industries, Inc. (1507 River Road, Marietta, PA 17547) for installing a mat stacker after the boardmill in East Donegal Township, **Lancaster County**. The mat stacker may increase production by up to 59 hours per year. With 59 more hours more per year of production, emissions of CO would increase by 5 tpy. The approval will include monitoring, work practices, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, M. Gorog and B. Hatch, Environmental Engineer Managers, (412) 442-4163/5226.

04-00702B: United States Gypsum Co. (1 Woodlawn Road, Aliquippa, PA 15001) to authorize the use of a raw material additive (siloxane) and to revise various emission estimates from sources at the United States Gypsum Company (USG) is a synthetic gypsum wallboard manufacturing facility in Aliquippa, **Beaver County**.

Under 25 Pa. Code § 127.44(a), the Department of Environmental Protection (Department) intends to issue a Plan Approval to authorize the use of a raw material additive (siloxane) and to revise various emission estimates from sources at the USG. USG is a synthetic gypsum wallboard manufacturing facility located in Aliquippa, Beaver County. Emission rates from the Facility are limited as stated in the Special Conditions to follow.

Copies of the application, the Department’s analysis and other documents used in evaluation of the application are available for public inspection during normal business hours at the following 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 Special Conditions and General Conditions in the Plan Approval: Special Conditions

Special Conditions for Plan Approval PA-04-00702B

1. This Plan Approval is to authorize the use of a raw material additive to make mold resistant board and to revise various emission estimates from sources at the United States Gypsum Company (USG) plant located in Aliquippa, Beaver County. (25 Pa. Code § 127.12b)

2. Emissions from the kiln will be limited as follows: (25 Pa. Code § 127.12b)

<i>Pollutant</i>	<i>Kiln Emission Limit (lbs/hr)</i>	<i>Kiln Emission Limit (tpy—12 Month Rolling)</i>
PM ₁₀	5.134 (normal board) 28.32 (mold resistant board)	30.41
VOC	5.20 (normal board) 26.84 (mold resistant board)	29.63
CO	22 (all board)	96.37

3. PM₁₀ emissions shall be limited as follows (25 Pa. Code § 127.12b)

<i>Source</i>	<i>Emission Limit (tpy—12 Month Rolling)</i>
All Plant Dust Collectors	87.05
All Combustion Sources	7.45
Kiln	30.41
Facility Wide	125

4. VOC emissions from the sources below shall be limited as follows: (25 Pa. Code § 127.12b)

<i>Source</i>	<i>Emission Limit (tpy—12 Month Rolling)</i>
All Combustion Sources	13.81
Kiln	29.63
Facility Wide	44

5. Emissions from the facility shall be limited as follows: (25 Pa. Code § 127.12b)

	<i>PM_{2.5}</i>	<i>PM₁₀</i>	<i>VOC</i>	<i>NOx</i>	<i>CO</i>	<i>SOx</i>
Facility Wide Limit (tpy—12 Month Rolling)	94	125	44	86	140	1.0

6. The Owner/Operator shall keep the following records:

- a. Daily records of the amount and kind of board processed at this facility.
- b. Natural gas usage recorded on a monthly basis.
- c. Operating hours of Dust Collector controlled equipment recorded on a monthly basis.

The records listed previously shall be used to assist in the calculation of emission estimates to demonstrate compliance with emission limitations; and be maintained onsite for a minimum of 5 years, and, be made available to the Department upon request. (25 Pa. Code § 127.12(b))

7. Stack testing shall be conducted to determine the following emission rates from the Kiln: PM (TSP), PM₁₀ (filterable and condensable PM), PM_{2.5} (method 40 followed by method 202) and VOC. Department approved results from the February 2007 stack tests conducted at USG may be used to satisfy this requirement. (25 Pa. Code Chapter 139)

(a) Under 25 Pa. Code § 139.3 to at least 45 calendar days prior to commencing an emissions testing program, a test protocol shall be submitted to the Department for review and approval. The test protocol shall meet all applicable requirements specified in the most current version of the Department's Source Testing Manual.

(b) Under 25 Pa. Code § 139.3 at least 15 calendar days prior to commencing an emission testing program, notification as to the date and time of testing shall be given to the appropriate Regional Office. Notification shall also be sent to the Division of Source Testing and Monitoring. Notification shall not be made without prior receipt of a protocol acceptance letter from the Department.

(c) Under 25 Pa. Code § 139.53(a)(3) within 15 calendar days after completion of the onsite testing portion of an emission test program, if a complete test report has not yet been submitted, an electronic mail notification shall be sent to the Department's Division of Source Testing and Monitoring indicating the completion date of the onsite testing.

(d) Under 40 CFR Part 60.8(a), 40 CFR Part 61.13(f) and 40 CFR Part 63.7(g) a complete test reports shall be submitted to the Department no later than 60 calendar days after completion of the onsite testing portion of an emission test program. For those tests being conducted under 40 CFR Part 61, the, a complete test report shall be submitted within 31 days after completion of the test.

(e) Under 25 Pa. Code § 139.53(b) a complete test report shall include a summary of the emission results on the first page of the report indicating if each pollutant measured is within permitted limits and a statement of compliance or noncompliance with all applicable permit

conditions. The summary results will include, at a minimum, the following information:

- A statement that the owner or operator has reviewed the report from the emissions testing body and agrees with the findings.
- Permit numbers and conditions which are the basis for the evaluation.
- Summary of results with respect to each applicable permit condition.
- Statement of compliance or noncompliance with each applicable permit condition.

(f) Under 25 Pa. Code § 139.3 to all submittals shall meet all applicable requirements specified in the most current version of the Department's Source Testing Manual.

(g) Testing shall be performed in accordance with the provisions of 25 Pa. Code Chapter 139 of the Rules and Regulations of the Department.

(h) Under 25 Pa. Code § 139.53(a)(1) and (3) all submittals, besides notifications, shall be accomplished through PSIMS*Online available through www.dep.greenport.state.pa.us/ecommm/Login.jsp when it becomes available. If internet submittal can not be accomplished, three copies of the submittal shall be sent to the Department of Environmental Protection, Bureau of Air Quality, Division of Source Testing and Monitoring, 400 Market Street, 12th Floor, Rachael Carson State Office Building, Harrisburg, PA 17105-8468 with deadlines verified through document postmarks.

(i) The permittee shall ensure all Federal reporting requirements contained in the applicable subpart of 40 CFR are followed, including timelines more stringent than those contained herein. In the event of an inconsistency or any conflicting requirements between State and the Federal, the most stringent provision, term, condition, method or rule shall be used by default.

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

(i) 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.

(ii) 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.

(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.

(iv) 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.

(v) 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 a new, or amend the existing Operating Permit at least 60 days prior to the expiration date of the Plan Approval. The application shall incorporate the conditions of this Plan Approval into the Operating Permit.

(vi) 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 previously. 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, when the Department determines that 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

General Conditions

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 (APCA) (35 P. S. § 4003) and 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 (CAA) or the APCA, 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 reactivation 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 the 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 CAA (42 U.S.C.A. §§ 7412(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, Subchapters 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 25 Pa. Code 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 APCA.

(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 APCA and regulations adopted under the act.

(c) Nothing in this plan approval condition shall limit the ability of the Environmental Protection Agency (EPA) to inspect or enter the premises of the permittee in accordance with section 114 or other applicable provisions of the CAA. (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 CAA, the regulations promulgated under the act or the CAA, 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 EPA determines that this plan approval is not in compliance with the CAA 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 APCA 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 CAA, the permittee shall develop and implement an accidental release program consistent with requirements of the CAA, 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 CAA, 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 EPA according to the following schedule and requirements:

(1) The permittee shall submit the first RMP to a central point specified by the EPA 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 EPA 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 the 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)

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. Written comments should be directed to:

• Mark A. Wayner, P. E.
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:

Francis D. Condrick, Jr.
Air Quality Program
(412) 442-5227

26-00573A—Johnson Matthey Corporation (605 Mountain View Drive, Smithfield, PA 15478) the Department of Environmental Protection (Department) intends to issue a Plan Approval Johnson Matthey Corporation to authorize construction and temporary operation of a facility that will produce catalytic inserts at the Fayette

Industrial Park, located at 605 Mountain View Drive, Smithfield, PA 15478, in Smithfield Borough, **Fayette County**. The application was submitted in accordance with 25 Pa. Code § 12.12 and was received on March 31, 2008.

The proposed facility qualifies as a nonmajor source of air contaminants with a potential-to-emit of:

<i>Pollutant</i>	<i>TPY</i>
NO _x	19.82
VOC	5.53
CO	6.36
SOX	.05
PM	3.66
HAPs	<5.5

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

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 in the Plan Approval:

Conditions for Plan Approval PA-26-00573A

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 (APCA) (35 P. S. § 4003) and 25 Pa. Code § 121.1.

2) The issuance of this plan approval does not prevent the future adoption by the Department of Environmental Protection (Department) of any rules, regulations or standards, or the issuance of orders necessary to comply with the requirements of the Federal Clean Air Act (CAA) or the Pennsylvania APCA, 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 reactivation 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 shutdown 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 listed.

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. 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 CAA (42 U.S.C.A. §§ 7412(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 §§ 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, Subchapters B, D and E (related 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 APCA.

(b) The permittee shall also allow the Department to have access at reasonable times to said sources and associated air cleaning devices with 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 APCA and regulations adopted under the act.

(c) Nothing in this plan approval condition shall limit the ability of the Environmental Protection Agency (EPA) to inspect or enter the premises of the permittee in accordance with section 114 or other applicable provisions of the CAA. (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 CAA, the regulations promulgated under the act or the CAA, 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 EPA determines that this plan approval is not in compliance with the CAA 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 APCA 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 CAA, the permittee shall develop and implement an accidental release program consistent with requirements of the CAA, 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 CAA, 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 EPA no later than the latest of the following:

(i) Three years after the date on which a regulated substance is first listed under 40 CFR 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 EPA 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) A person may not cause or permit the operation of a source subject to 25 Pa. Code § 127.11 (relating to plan approval requirements), unless the source and air cleaning devices identified in the application for the plan approval and the plan approval issued to the source, are operated and maintained in accordance with specifications in the application and conditions in the plan approval issued by the Department. A person may not cause or permit the operation of an air contamination source subject to this chapter in a manner inconsistent with good operating practices.

14) This Plan Approval authorizes the construction and temporary operation of a catalytic insert production facility, consisting of: two natural gas-fired dryers, a natural gas-fired curing oven, bulk material storage, mixing tanks, a diesel generator, small miscellaneous combustion sources, and air cleaning devices for PM, VOC and NOx control, to be located in Smithfield Borough, Fayette County. (25 Pa. Code §§ 127.12 and 127.25).

15) (a) No person may permit the emission into the outdoor atmosphere of fugitive air contaminant from a source other than the following:

(1) Construction or demolition of buildings or structures.

(2) Grading, paving and maintenance of roads and streets.

(3) Use of roads and streets. Emissions from material in or on trucks, railroad cars and other vehicular equipment are not considered as emissions from use of roads and streets.

(4) Clearing of land.

(5) Stockpiling of materials.

(6) Open burning operations.

(7) Blasting in open pit mines. Emissions from drilling are not considered as emissions from blasting.

(8) Coke oven batteries, provided the fugitive air contaminants emitted from any coke oven battery comply with the standards for visible fugitive emissions in 25 Pa. Code §§ 123.44 and 129.15 (relating to limitations of visible fugitive air contaminants from operation of any coke oven battery; and coke pushing operations).

(9) Sources and classes of sources other than those identified in paragraphs (1)–(8), for which the operator has obtained a determination from the Department that fugitive emissions from the source, after appropriate control, meet the following requirements:

(i) the emissions are of minor significance with respect to causing air pollution; and

(ii) the emissions are not preventing or interfering with the attainment or maintenance of any ambient air quality standard.

(b) An application form for requesting a determination under either subsection (a)(9) or 25 Pa. Code § 129.15(c) is available from the Department. In reviewing these applications, the Department may require the applicant to supply information including, but not limited to, a description of proposed control measures, characteristics of emissions, quantity of emissions and ambient air quality data and analysis showing the impact of the source on ambient air quality. The applicant shall be required to demonstrate that the requirements of subsec-

tions (a)(9) and (c) and 25 Pa. Code § 123.2 (relating to fugitive PM) or of the requirements of 25 Pa. Code § 129.15(c) have been satisfied. Upon the demonstration, the Department will issue a determination, in writing, either as an operating permit condition, for those sources subject to permit requirements under the act, or as an order containing appropriate conditions and limitations. (25 Pa. Code § 123.1)

16) A person may not permit fugitive PM to be emitted into the outdoor atmosphere from a source specified in 25 Pa. Code § 123.1(a)(1)–(9) (relating to prohibition of certain fugitive emissions) if such emissions are visible at the point the emissions pass outside the person's property.

17) Upon determination by the Owner/Operator that the sources covered by this Plan Approval are in compliance with all conditions, the Owner/Operator shall contact the Department's reviewing engineer and schedule the Initial Operating Permit Inspection. (25 Pa. Code § 127.12b)

18) A person may not permit the emission into the outdoor atmosphere of any malodorous air contaminants from any source in such a manner that the malodors are detectable outside the property of the person on whose land the source is being operated. (25 Pa. Code § 127.31)

19) (a) This section applies to sources except those subject to other provisions of this article, with respect to the control of sulfur compound emissions.

(b) No person may permit the emission into the outdoor atmosphere of SOx from a source in a manner that the concentration of the SOx, expressed as SO₂, in the effluent gas exceeds 500 parts per million, by volume, dry basis.

20) Stack testing shall be conducted on the Dryer No. 1 and Dryer No. 2 exhaust to determine the emission rate of NOx within 180 days of initial operation. (25 Pa. Code §§ 123.45 and 139.11)

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

b) At least 30 days prior to the test, the owner/operator shall submit to the Department two copies of the procedures for the stack test and drawings with dimensions indicating the location of sampling ports and other data to ensure the collection of representative samples.

c) At least 15 days prior to the test, the Regional Air Quality Manager shall be informed of the date and time of the test.

d) All relevant operating parameters (such as, boiler steam flow, air flow, gross megawatts, O₂; CEMS heat input and stack flue gas volumetric flow rate) shall be recorded at appropriate intervals throughout the duration of the stack tests. Operating data recorded shall be sufficient to establish that the units and the air cleaning devices, including the SBS, are operating at normal operating conditions. A summary of the recorded operating parameters and values shall be included in the test report.

e) Within 60 days after the stack test, two copies of the complete test report, including all recorded operating parameters, shall be submitted to the Regional Air Quality Manager for approval.

21) A person may not permit the emission into the outdoor atmosphere of visible air contaminants in such a manner that the opacity is either of the following:

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

b) Equal to or greater than 60% at any time. (25 Pa. Code § 127.41)

22) The limitations of 25 Pa. Code § 123.41 (relating to limitations) shall not apply to a visible emission in any of the following instances:

(1) When the presence of uncombined water is the only reason for failure of the emission to meet the limitations.

(2) When the emission results from the operation of equipment used solely to train and test persons in observing the opacity of visible emissions.

(3) When the emission results from sources specified in 25 Pa. Code § 123.1(a)(1)—(9) (relating to prohibition of certain fugitive emissions).

(4) When arising from the production of agricultural commodities in their unmanufactured state on the premises of the farm operation. (25 Pa. Code § 127.42)

23) Visible emissions may be measured using either of the following:

(1) A device approved by the Department and maintained to provide accurate opacity measurements.

(2) Observers, trained and qualified to measure plume opacity with the naked eye or with the aid of any devices approved by the Department.

24) The permittee shall maintain a logbook for recording instances of visible emissions, fugitive visible emissions and malodorous air emissions along with the name of the company representative monitoring these instances, the date and time of each occurrence and the wind direction during each instance. These records shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

25) Compliance with mass emission limits established in this Plan Approval may be demonstrated using engineering calculations based on fuel and raw material purchase records, manufacturers specifications, AP-42 emission factors, laboratory analyses, source test results, operating records, material balance methods and/or other applicable methods with written Departmental approval.

26) The owner/operator shall conduct a weekly inspection around the facility during daylight hours to detect visible emissions, fugitive visible emissions and malodorous air emissions. Weekly inspections are necessary to determine:

(1) The presence of visible emissions.

(2) The presence of fugitive visible emissions beyond the plant property boundaries.

(3) The presence of malodors beyond the facility's property boundaries.

27) The owner/operator shall keep monthly records of operational hours and fuel usage for each source at this facility. These records shall be used to calculate criteria pollutant emissions at this facility, and shall be used to determine compliance with annual emission limitations. The records and calculations shall be kept onsite for a period of 5 years and be made available to the Department upon request.

28) Source owners or operators shall maintain and make available upon request by the Department records including computerized records that may be necessary to comply with 25 Pa. Code §§ 135.3 and 135.21 (relating to reporting; and emission statements). These may include

records of production, fuel usage, maintenance of production or pollution control equipment or other information determined by the Department to be necessary for identification and quantification of potential and actual air contaminant emissions. If direct recordkeeping is not possible or practical, sufficient records shall be kept to provide the needed information by indirect means.

29) (a) A person who owns or operates a source to which this chapter applies, and who has previously been advised by the Department to submit a source report, shall submit by March 1 of each year a source report for the preceding calendar year. The report shall include information for all previously reported sources, new sources which were first operated during the proceeding calendar year and sources modified during the same period which were not previously reported.

(b) A person who receives initial notification by the Department that a source report is necessary shall submit an initial source report within 60 days after receiving the notification or by March 1 of the year following the year for which the report is required, whichever is later.

(c) A source owner or operator may request an extension of time from the Department for the filing of a source report, and the Department may grant the extension for reasonable cause.

30) (a) The owner/operator shall notify the Department of any malfunction that occurs at this facility. As defined in 40 CFR 60.2 and incorporated by reference in 25 Pa. Code Chapter 122, a malfunction means any sudden, infrequent, and not reasonably preventable failure of air pollution control equipment, process equipment or a process to operate in a normal or usual manner. Failures that are caused in part by poor maintenance or careless operation are not malfunctions.

(b) When the malfunction poses an imminent and substantial danger to the public health and safety or potential harm to the environment, the notification shall be determined to the Department no later than 1 hour after the incident.

(c) Unless otherwise required by specific reporting requirements, any malfunction that is not subject to the notice requirements of subsection (b) of this permit condition shall be reported to the Department within 24 hours (or the next business day) of discovery of the malfunction.

(1) The permittee shall notify the Regional Air Program Manager within 4 hours (or the next business day) of becoming aware of the occurrence of excess emissions which last for more than 4 hours and which result from a malfunction, a breakdown of process or control equipment or any abnormal condition.

The notice shall describe the:

(i) name and location of the facility;

(ii) nature and cause of the malfunction breakdown;

(iii) time and when the malfunction or breakdown was first observed;

(iv) expected duration of excess emissions; and

(v) estimated rate of emissions.

(2) The permittee shall notify the Department immediately when corrective measures have been accomplished.

(3) Subsequent to the malfunction, the permittee shall submit a full report on the malfunction to the Department within 15 days, if requested.

(4) The permittee shall submit reports on the operation and maintenance of the source to the Regional Air Program Manager at such intervals and in such form and detail as may be required by the Department. Information required in the reports may include, but is not limited to, process weight rates, firing rates, hours of operation, and maintenance schedules.

31) (a) Air basins. No person may permit the open burning of material in an air basin.

(b) Outside of air basins. No person may permit the open burning of material in an area outside of air basins in a manner that:

(1) The emissions are visible, at any time, at the point such emissions pass outside the property of the person on whose land the open burning is being conducted.

(2) Malodorous air contaminants from the open burning are detectable outside the property of the person on whose land the open burning is being conducted.

(3) The emissions interfere with the reasonable enjoyment of life or property.

(4) The emissions cause damage to vegetation or property.

(5) The emissions are or may be deleterious to human or animal health.

(c) Exceptions: The requirements of subsections (a) and (b) do not apply where the open burning operations result from:

(1) A fire set to prevent or abate a fire hazard, when approved by the Department and set by or under the supervision of a public officer.

(2) A fire set for the purpose of instructing personnel in fire fighting, when approved by the Department.

(3) A fire set for the prevention and control of disease or pests, when approved by the Department.

(4) A fire set in conjunction with the production of agricultural commodities in their unmanufactured state on the premises of the farm operation.

(5) A fire set for the purpose of burning domestic refuse, when the fire is on the premises of a structure occupied solely as a dwelling by two families or less and when the refuse results from the normal occupancy of such structure.

(6) A fire set solely for recreational or ceremonial purposes.

(7) A fire set solely for cooking food.

(d) Clearing and grubbing wastes. The following is applicable to clearing and grubbing wastes:

(1) As used in this subsection the following terms shall have the following meanings:

Air curtain destructor—A mechanical device which forcefully projects a curtain of air across a pit in which open burning is being conducted so that combustion efficiency is increased and smoke and other particulate matter are contained.

Clearing and grubbing wastes—Trees, shrubs and other native vegetation which are cleared from land during or prior to the process of construction. The term does not include demolition wastes and dirt laden roots.

(2) Subsection (a) notwithstanding, clearing and grubbing wastes may be burned in a basin subject to the following requirements:

(i) Air curtain destructors shall be used when burning clearing and grubbing wastes.

(ii) Each proposed use of air curtain destructors shall be reviewed and approved by the Department in writing with respect to equipment arrangement, design and existing environmental conditions prior to commencement of burning. Proposals approved under this subparagraph need not obtain plan approval or operating permits under 25 Pa. Code Chapter 127 (relating to construction modification, reactivation and operation of sources).

(iii) Approval for use of an air curtain destructor at one site may be granted for a specified period not to exceed 3 months, but may be extended for additional limited periods upon further approval by the Department.

(iv) The Department reserves the right to rescind approval granted if a determination by the Department indicates that an air pollution problem exists.

(3) Subsection (b) notwithstanding clearing and grubbing wastes may be burned outside of an air basin, subject to the following limitations:

(i) Upon receipt of a complaint or determination by the Department that an air pollution problem exists, the Department may order that the open burning cease or comply with subsection (b) of this section.

(ii) Authorization for open burning under this paragraph does not apply to clearing and grubbing wastes transported from an air basin for disposal outside of an air basin.

(4) During an air pollution episode, open burning is limited by 25 Pa. Code Chapter 137 (relating to air pollution episodes) and shall cease as specified in such chapter.

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 of Environmental Protection at the address shown as follows. 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, when 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

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

16-152A: Pengrove Building Systems, Inc. (One Mauro Avenue, Knox, PA 16232) for installation of two spray paint booths in their facility in Knox Borough, Clarion County.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection intends to issue a plan approval to install two spray paint booths located in their facility in Knox Borough, Clarion County. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the State-only operating permit through an administrative amendment at a later date.

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

AMS 05152: SEPTA-Berridge and Courtland Shops (200—300 West Wyoming Avenue, Philadelphia, PA 19140) for installation of two 10.043 mmBtu/hr boilers with low NOx burners, two 5.021 mmBtu/hr boilers, and one 200-kilowatt emergency generator firing No. 2 fuel oil in the City of Philadelphia, **Philadelphia County**. All four boilers can burn No. 2 fuel oil or natural gas. There will be a potential annual emission increase of 16.6 tons of NOx and 27.2 tons of SOx for the facility. The plan approval will contain operating, monitoring, testing and recordkeeping requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

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

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

46-00035: SmithKline Beecham Corp.—d/b/a Glaxo SmithKline (709 Swedeland Road, King of Prussia, PA 19406) for renewal of the Title V Operating Permit in Upper Merion Township, **Montgomery County**. The facility is primarily involved in pharmaceutical research and development. SmithKline Beecham Corp., d/b/a Glaxo SmithKline operates boilers, generators, incinerators and other lab equipment. The renewal incorporates plan approval 46-0035D for the installation of a scrubber system and fabric filter. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting. The operation is subject to Compliance Assurance Monitoring under 40 CFR Part 64 and NSPS regulations.

46-00038: Exelon Generation Company—Limerick Generation Station (3146 Sanatoga Road, Pottstown, PA 19464) for renewal of the Title V Operating Permit in Limerick Township, **Montgomery County**. The initial permit was issued on February 8, 2000. The facility is primarily used for electric power generation and operates three boilers and eight emergency generators, which mainly produce NOx, SOx and PM emissions. The facility

also operates two cooling towers and an emergency spray pond, which mainly produce PM emissions. As a result of potential emissions of NOx emissions, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not adopt any new regulations and does not reflect any change in air emissions from the facility. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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

TV 39-00025: Leotaur Technology Group, Inc. (111 Lehigh Street, Macungie, PA 18062) for operation of the manufacturing of plastics and plumbing fixtures, Title V Operating Permit in Macungie Borough, **Lehigh County**.

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

29-05001: JLG Industries, Inc. (1 JLG Drive, McConnellsburg, PA 17233) for operation of an aerial work platform and telescoping material handler manufacturing facility in Ayr Township, **Fulton County**. The facility's major source of emissions is attributed to the operation of paint spray booths, which primarily emit VOCs. The Title V operating permit will contain monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. This is a renewal of the Title V Operating Permit issued in 2003.

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.

09-00062: Oldcastle Precast, Inc. (200 Keystone Drive, Telford, PA 18969) for operation of coating applications in West Rockhill Township, **Bucks County**. The main emissions from this facility are VOCs. This action is a renewal of the original State-only Operating Permit (Synthetic Minor), which was issued in 2003. The renewal contains conditions including monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

45-00025: Kulp Foundries, Inc. (30 Stokes Avenue, East Stroudsburg, PA 18301) for operation of an Iron Foundry, State-only Natural Minor Operating Permit in East Stroudsburg Borough, **Monroe County**.

39-00062: Tri-City Marble, Inc. (4724 Springside Court, Allentown, PA 18104) for operation of bathroom fixture, plastics facility, State-only Synthetic Minor Operating Permit in Upper Macungie Township, **Lehigh County**.

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

44-05017: Overhead Door Corp. (23 Industrial Park Road, P. O. Box 110, Lewistown, PA 17044) for operation of a sectional and rolling steel door manufacturing facility in Granville Township, **Mifflin County**. The operating permit is not being renewed as a Title V operating permit, but rather a State-only operating permit since the permittee is no longer a major source of VOCs and HAPs emissions.

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

47-00010: Kurt Weiss Danville, LLC, (223 PPL Road, Danville, PA 17821) for the renewal of a State-only operating permit for the operation of a greenhouse facility in Anthony and Derry Townships, **Montour County**.

The facility incorporates nine No. 2 fuel oil-fired boilers (with rated heat inputs of 13.86, 13.86, 2.888, 2.888, 7.201, 6.276, 10.758, 4.18 and 5.675 mmBtu/hr, respectively) and 160 No. 2 fuel oil-fired space heaters, each of which has a rated heat input of .4 mmBtu/hr.

The air contaminant emissions from the facility are not expected to exceed 21.6 tons of SO_x, 15.0 tons of NO_x, 4.65 tons of PM/PM₁₀, 3.75 tons of CO, .15 ton of VOCs and .05 ton of HAPs per year.

The Department of Environmental Protection (Department) proposes to renew State-only Operating Permit 47-00010. The Department intends to incorporate into the renewal all conditions currently contained in State-only Operating Permit 47-00010 with these exceptions, additions and changes:

1. Conditions requiring the performance of monthly inspections of the facility to detect the presence of visible air contaminant emissions, visible fugitive air contaminant emissions and malodorous air contaminant emissions, and the maintenance of records of the results of these inspections, have been removed from the permit as the types of sources existing at the facility do not emit fugitive air contaminants and are unlikely to emit visible air contaminants or malodorous air contaminants except under equipment malfunction conditions which would be likely to be detected, and corrected, long before the once per month inspection would be performed.

2. A condition requiring malfunctions to be reported to the Department has been changed to exempt malfunctions which are not resulting in, or potentially resulting in, air contaminant emissions in excess of an applicable air contaminant emission limitation or are not resulting in, or potentially resulting in, noncompliance with a permit condition.

3. Conditions requiring the permittee to perform an annual tune-up on most of the facility's boilers, and maintain records of these tune-ups, have been removed from the permit as such requirements are overly burdensome for No. 2 fuel oil-fired boilers of the size of the facility's boilers.

4. Conditions requiring most of the facility's boilers to be operated at least 5 hours each year at a minimum of 75% of maximum operating capacity, and the maintenance of records of the hours of operation and the % capacity for each boiler, are being removed from the permit as the Department has determined that it does not have the authority to establish such requirements.

5. 160 No. 2 fuel oil-fired space heaters, which exist at the facility but which were not previously incorporated in the permit, have been added to the permit along with conditions specifying the applicable 25 Pa. Code § 123.22 SO_x emission limitation and restricting the fuel fired in the space heaters to No. 2 fuel oil and gas (natural or LP).

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

11-00516: Fiberblade, LLC (100 Commerce Drive, Ebsburg, PA 15931) to allow the operation of a windmill blade manufacturing facility located in Cambria Township, **Cambria County**. The facility is a synthetic minor facility. The operating permit will contain general and special conditions developed under Plan Approval number 11-00516A which require that applicant to meet all applicable regulatory requirements and limit the potential to emit from the facility on an annual basis to be less than the major source thresholds for NO_x at 99.0 tons, VOC at 49.0 tons, single HAP 9.0 tons and aggregate HAP 24.0 tons. The potential to emit of all other pollutants (CO, SO_x, PM₁₀, PM) will be less than the major source thresholds.

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

42-00095: Georgia Pacific Corp. (One Owens Way, Bradford, PA 16701) for re-issuance of a natural minor permit to operate a corrugated and solid fiber boxes manufacturing plant in the City of Bradford, **McKean County**. The major sources included: 1) Boiler (350 HP), uses dual fuel, natural gas and fuel oil No. 6; 2) Boiler (500 HP), uses dual fuel, natural gas and fuel oil No. 6; 3) Miscellaneous process equipment; 4) Outdoor starch silo; 5) Metal parts washer; and 6) Miscellaneous VOC (printing and gluing). The facility is natural minor because the emission of pollutants from the facility is less than the Title V emission threshold.

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)	3.0mg/l	6.0mg/l	7.0mg/l
Manganese (total)	2.0mg/l	4.0mg/l	5.0mg/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			

¹ The parameter is applicable at all times.

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

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

Permit Number 30921601 and NPDES Permit No. PA0214060, River Processing Corporation, (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370), to renew the permit for the Monongahela Resources Tipple in Jefferson Township, **Greene County** and related NPDES permit. No additional discharges. Application received April 8, 2008.

Permit Number 32991301 and NPDES Permit No. PA0215228, AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650), to revise the permit for the Nolo Deep Mine in Buffington Township, **Indiana County** and related NPDES permit to construct pipeline to transport mine water from Barrett Deep Mine to Nolo Mine for discharge to Laurel Run and injection into Nolo Mine. Surface Acres Proposed 5.5. Receiving Stream: UNT to Laurel Run, classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Central Indiana Water Authority, and intake Yellow Creek. Application received October 22, 2007.

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

11080102 and NPDES No. PA0262641. Bell Resources, Inc., 1340 Hoyt Road, Curwensville, PA 16833, commencement, operation and restoration of a bituminous surface mine in Susquehanna Township, **Cambria County**, affecting 35.2 acres. Receiving streams: West Branch of the Susquehanna River classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received May 16, 2008.

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

03950113 and NPDES Permit No. PA0201529. Britt Energies, Inc. (2450 Philadelphia Street, Indiana, PA 15701). Application received for transfer of permit currently issued to Seven Sisters Mining Co., Inc., for continued operation and reclamation of a bituminous surface mining site located in Burrell and South Bend Townships, **Armstrong County**, affecting 93.0 acres. Receiving streams: Crooked Creek to Allegheny River, classified for the following use: WWF. There are no potable water supply intakes within 10 miles downstream from the point of discharge. Transfer application received May 19, 2008.

03080102 and NPDES Permit No. PA0251399. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Application for commencement, operation and reclamation of a bituminous surface mine, located in East Franklin Township, **Armstrong County**, affecting 112.3 acres. Receiving streams: UNTs to Allegheny River, classified for the following use: WWF. The potable water supply intake within 10 miles downstream from the point of

discharge: PA American Water Co. and Cadogan Water District. Application received May 19, 2008.

26080108 and NPDES Permit No. PA0251402. Amerikohl Mining, Inc. (1384 SR 711, Stahlstown, PA 15687). Application for commencement, operation and reclamation of a bituminous surface mine, located in Wharton Township, **Fayette County**, affecting 94.1 acres. Receiving streams: McIntyre Run, UNTs to Mill Run and McIntyre Run, classified for the following use: HQ-CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received May 20, 2008.

03803044 and NPDES Permit No. PA0126375. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Application received for transfer of permit currently issued to C. H. Snyder Company for continued operation and reclamation of a bituminous surface mining site located in East Franklin Township, **Armstrong County**, affecting 97.9 acres. Receiving streams: UNT to Limestone Run, classified for the following use: WWF. There are two potable water supply intakes within 10 miles downstream from the point of discharge: West Penn Water Company and Cadogan Water Company. Transfer application received May 9, 2008.

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

10820122 and NPDES Permit No. PA0604852. Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201). Renewal of an existing bituminous surface strip, auger and limestone removal operation in Marion and Mercer Townships, **Butler County** affecting 598.6 acres. Receiving streams: Two UNTs to North Branch Slippery Rock Creek and North Branch Slippery Rock Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received May 20, 2008.

16050109 and NPDES Permit No. PA0257966. RFI Energy, Inc. (P. O. Box 162, Sligo, PA 16255). Revisions to an existing bituminous surface strip and beneficial use of coal ash operation in Perry Township, **Clarion County** affecting 85.0. Receiving streams: Two UNTs to the Clarion River, classified for the following use: CWF. There are no potable surface water supply intakes within 10

miles downstream. A Revision to include a land use change from forestland and pastureland or land occasionally cut for hay to unmanaged natural habitat on lands owned by C & K Coal Company; a revision for the beneficial use of coal ash for land reclamation and a revision to the reconstruction plan for UNT No. 2 to the Clarion River. Application received May 20, 2008.

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

17080105 and NPDES No. PA0256781. King Coal Sales, Inc. (P. O. Box 712, Philipsburg, PA 16866). Commencement, operation and restoration of a bituminous surface mine in Morris Township, **Clearfield County**, affecting 104.3 acres. Receiving stream: Alder Run, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received May 1, 2008.

17080106 and NPDES No. PA0256790. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mine in Lawrence Township, **Clearfield County**, affecting 15.3 acres. Receiving stream: Moose Creek, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received May 19, 2008.

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

40-305-001GP12C. Northampton Fuel Supply Co., Inc., (1 Horwith Drive, Northampton, PA 18067), application to correct existing permit 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 existing Surface Mining Permit No. 40663029 in Foster Township and Jeddo Borough, **Luzerne County**. Application received May 19, 2008.

Noncoal Applications Received

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

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity*			
pH [†]		greater than 6.0; less than 9.0	

[†]The parameter is applicable at all times.

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

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

Permit No. 32082802. Britt Energies, Inc., 2450 Philadelphia Street, Indiana, PA 15701, commencement, operation and restoration of a small noncoal (industrial minerals) operation in Center Township, **Indiana County**, affecting 4.5 acres. Receiving streams: UNTs to

Tearing Run, Two Lick Creek to Blacklick Creek to Conemaugh River. Application received May 15, 2008.

Permit No. 05080801. Stuart M. Shaffer, 3794 Hyndman Road, Hyndman, PA 15545, commencement, operation and restoration of a small noncoal (industrial minerals) operation in Londonderry Township, **Bedford County**, affecting 2 acres. Receiving stream: None. Application received April 22, 2008.

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

61930301. Cooperstown Sand & Gravel (P. O. Box 4, Cooperstown, PA 16317). Renewal of NPDES Permit No. PA0211729, Jackson Township, **Venango County**. Re-

ceiving streams: Wolf Run to Sugar Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. NPDES Renewal application received May 18, 2008.

2097-43950303-E-1. H & H Materials, Inc. (190 Canon Road, Stoneboro, PA 16153). Application for a stream encroachment to encroach and conduct surface mining activities within 100 feet of a portion of a UNT to Little Shenango River (UNT) in Lake Township, **Mercer County**. Receiving streams: Three UNTs to Little Shenango River and the Little Shenango River, classified for the following use: TSF. There are no potable surface water supply intakes within 10 miles downstream. Application received May 19, 2008.

3074SM13. Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201-5022). Renewal of NPDES Permit No. PA0107433, Slippery Rock Township and Slippery Rock Borough, **Butler County**. Receiving streams: Five UNTs to Slippery Rock Creek (classified for the following use: CWF) to the Beaver River (classified for the following use: WWF) and two UNTs to Wolf Creek (classified for the following use: CWF). The first downstream potable water supply intake from the point of discharge is Slippery Rock Water Works. NPDES Renewal application received May 20, 2008.

37840409. Cemex, Inc. (840 Gessner, Suite 1400, Houston, TX 77024). Renewal of NPDES Permit No. PA0108596, Shenango Township, **Lawrence County**. Receiving streams: UNTs to McKee Run to McKee Run; UNTs to the Shenango River, all to the Beaver River, classified for the following use: WWF. The first downstream potable water supply intakes from the point of discharge are Wampum Water Works, Western Pennsylvania Water Co. and Ellwood City. NPDES Renewal application received May 21, 2008.

3175SM11. Cemex, Inc. (840 Gessner, Suite 1400, Houston, TX 77024). Renewal of NPDES Permit No. PA0121631, Shenango and Taylor Townships, **Lawrence County**. Receiving streams: UNT to McKee Run to the Beaver River, classified for the following use: WWF. The first downstream potable water supply intake from the point of discharge is Wampum Water Works. NPDES Renewal application received May 21, 2008.

16060303 and NPDES Permit No. PA0258130. Star Mining Corporation (8100 Ohio River Boulevard, Emsworth, PA 15202-1500). Revision to an existing sand and gravel operation in Perry Township, **Clarion County** affecting 11.3 acres. Receiving streams: One UNT to the Allegheny River, classified for the following use: WWF. There are no potable surface water supply intakes within 10 miles downstream. Revision to add 2.6 acres to the permit. Application received May 22, 2008.

25900301. Lakeland Aggregates, Inc. (13053 State Route 89, Wattsburg, PA 16442). Transfer of an existing sand and gravel operation in Venango Township, **Erie County** affecting 18 acres. Receiving streams: French Creek, classified for the following use: WWF. There are no potable surface water supply intakes within 10 miles downstream. Transfer from Hoover Sand & Gravel, Inc. Application received May 22, 2008.

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

7675SM1C8 and NPDES Permit No. PA0124028. Pennsy Supply, Inc., (P. O. Box 3331, Harrisburg, PA 17105), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in West Cornwall and South Annville Townships, **Lebanon County**, receiv-

ing stream: Bachman Run, classified for the following use: WWF. Application received May 15, 2008.

5677SM1C8. Watsontown Brick Company, (P. O. Box 68, Watsontown, PA 17777), correction to an existing quarry operation to update the postmining land use from agriculture to industrial affecting 240.0 acres, receiving stream: West Branch Susquehanna River, classified for the following use: WWF. Application received May 15, 2008.

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

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

E34-123: Jonathan H. Miller, R. R. 2, Box 1227, Port Royal, PA 17082, Turbett Township, **Juniata County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain a 14.0-foot wide single span bridge of 30.0 feet with a minimum underclearance of 7.0 feet across Hunters Creek (CWF) and associated improvements in order to provide access to the Miller's home located about 0.8 mile south of Port Royal (Mifflintown, PA Quadrangle N: 3.80 inches; W: 2.10 inches, Latitude: 40° 31' 15"; Longitude: 77° 23' 24") in Turbett Township, Juniata County.

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

E18-423. Texas Keystone, Inc., P. O. 130 Raymond Drive, Indiana, PA 15701. Agenostelli-Mase Tangascootack Creek Road Crossing Project, in Beech Creek Township, **Clinton County**, United States Army Corps of Engineers, Baltimore District (Howard NW, PA Quadrangle Latitude: 41° 08' 20.14"; Longitude: 77° 38' 45.30").

The applicant proposes to construct, operate and maintain a: (1) commercial road crossing Tangascootack Creek (CWF); (2) commercial road crossing a UNT to Tangascootack Creek (CWF); and (3) 4-inch gas transmission line beneath Tangascootack Creek and associated wetlands for exploration and development of the Agnostelli-Mase Natural Gas Project. The road crossing Tangascootack Creek shall be constructed and maintained with a single metal arch culvert pipe having a minimum span of 6 feet, rise of 4 feet and length of 40 feet. The road crossing the UNT shall be constructed and maintained with a single plastic culvert pipe having a minimum diameter of 30-inches. Both road crossing shall be constructed with the culvert pipe being depressed a minimum of 0.50 feet beneath the streambed. The gas transmission line shall be installed by boring beneath the stream and wetlands to provide a minimum depth of 3 feet between the streambed and top of pipe. The project proposes no permanent wetland impacts, while permanently impacting 90 feet of stream channel that is located along the eastern right-of-way of Beech Creek Road approximately 2.1 miles east of Peacock and Beech Creek Roads intersection.

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

E10-445, Cranberry Township, 3853 West Valley Road, Smethport, PA 16749. Westinghouse at Cranberry Woods Development, **Butler County**, United States Army Corps of Engineers, Pittsburgh District (Mars, PA Quadrangle N: 40° 40' 59"; W: 80° 05' 26").

This project consists of the construction of a two-lane bituminous roadway from Cranberry Woods Drive B to the Westinghouse project site in the South East direction. Project includes the construction of a Contech Bebo clear span arch bridge that is 54 feet wide by 26.5 feet high to span the stream and adjoining floodway. The project location is roughly 1,000 feet south of 228 on Cranberry Woods Drive B, approximately 1,500 feet east of the I79 228 intersection.

E42-339, Norwich Township, 3853 West Valley Road, Smethport, PA 16749. Norwich Township STP in Norwich Township, **McKean County**, United States Army Corps of Engineers, Pittsburgh District (Crosby, PA Quadrangle N: 41° 42' 31.83"; W: 78° 23' 42.47").

This project includes the construction of a sanitary wastewater collection and treatment system that spans approximately 4 miles from North to South and lies adjacent to Potato Creek for the purpose of eliminating malfunctioning or wildcat sewers from over 200 homes

and businesses. The Southern most limit of the project is located at the intersection of SR 146 and SR 46.

ENVIRONMENTAL ASSESSMENTS

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

D21-027EA and D21-174EA. Fish and Boat Commission, 833 Big Spring Road, Newville, PA 17241. West Pennsboro and North Newton Townships, **Cumberland County**, United States Army Corps of Engineers, Baltimore District.

Project proposes to breach and remove two dams across Big Spring Creek (CWF) for the purpose of restoring the stream to a free flowing condition. The project will restore approximately 200 linear feet of stream channel. The dams are located approximately .5 mile North of the intersection of Big Spring Road (SR 3007) and Log Cabin Road T333 (Newville, PA Quadrangle Latitude: 40° 08' 18"; Longitude: 77° 24' 24") (Newville, PA Quadrangle Latitude: 40° 08' 09"; Longitude: 77° 24' 21").

D21-100EA. Gary J. Mixell, 19 Creekview Road, Newville, PA 17241. Mifflin Township, **Cumberland County**, United States Army Corps of Engineers, Baltimore District.

Project proposes to breach and remove Mixell Dam across Doubling Gap Creek (CWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The project will restore approximately 1,000 lineal feet of stream channel. The dam is located approximately 1,080 feet southeast of the intersection of Center and Asper Roads (Newville, PA Quadrangle Latitude: 40° 11' 60"; Longitude: 77° 25' 06").

EA25-004CO. PLP IV, 2500 Palermo Drive, Erie, PA 16506. City of Erie, **Erie County**, United States Army Corps of Engineers, Pittsburgh District.

Project proposes to construct, operate and maintain a nonjurisdictional dam across a tributary to Lake Erie (WWF) for stormwater management at the proposed Woodland Hills residential subdivision. The proposed dam will impact approximately 280 feet of stream channel. The proposed dam will be located approximately 1,500 feet southeast of the intersection of Davison Avenue and East 38th Street (Erie South, PA Quadrangle Latitude: 42° 06' 43"; Longitude: 80° 01' 44").

DAM SAFETY

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

D63-138. Orchard Hills Dam. Wadwell Group, 122 Cedar Lane, McMurray, PA 15317. To modify, operate and maintain Orchard Hills Dam across a tributary of Peters Creek (TSF) for the purpose of providing a stormwater retention facility for the proposed Orchard Hill Plan of Lots. The dam will also serve as a central attraction for the residents of the subdivision. The project also includes construction and maintenance of: (1) an 8-inch sanitary sewer crossing; (2) a 36-inch SLCPP culvert crossing; (3) six stormwater outfalls; and (4) a 15-inch CPP culvert crossing, impacting a total of 152 linear feet of UNT to Peters Creek. These impacts are waived per 25 Pa. Code § 105.12(a)(2) and stream compensation is not required (Bridgeville, PA Quadrangle N: 5.65 inches; W: 5.15 inches) Peters Township, **Washington County**.

ACTIONS

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

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

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

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

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

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

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

I. NPDES Renewal Permit Actions

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>
PA0081566 (Sew)	York Haven Sewer Authority P. O. Box 394 York Haven, PA 17370	York County York Haven Borough	Conewago Creek 7-F	Y
PA0080837 (Sew)	John D. Walter P. O. Box 175 Newville, PA 17241	Cumberland County Lower Mifflin Township	Conodoguinet Creek 7-B	Y
PA0261017 (Sew Transfer)	Stanley and Anna Almony 302 Gemmill Road Delta, PA 17314-8867	York County Peach Bottom Township	Neill Creek 7-I	Y
PA0008184 (IW Transfer)	TW Cylinders, LLC 4075 Hamilton Boulevard Theodore, AL 36582	Dauphin County Harrisburg City	Paxton Creek 7-C	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>
PA0087734 (IW)	Marietta Gravity Water Company 1195 River Road Box 302 Marietta, PA 17547	York County Hellam Township	Dugan's Run 7-I	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>
PA0031453 (Nonmunicipal)	Southern Columbia Area School District 800 Southern Drive Catawissa, PA 17820	Columbia County Franklin Township	Roaring Creek SWP 5E	Y
PA0228508 (Municipal)	Huston Township Authority Julian Wastewater Treatment Plant P. O. Box 40 Julian, PA 16844	Centre County Huston Township	Bald Eagle Creek SWP 9C	Y
PA0115363 (Municipal)	Buffalo Township Municipal Wastewater Treatment Plant 2188 Johnson Mill Road Lewisburg, PA 17837	Union County Buffalo Township	Buffalo Creek SWP 10C	Y
PA0114073 (SN)	Dominion Transmission, Inc. 5049 Route 349 Westfield, PA 16950	Tioga County Farmington Township	UNT to Elkhorn Creek 4A	Y
PA0111635 IW	Spring Township Municipal Authority P. O. Box 133 Beaver Springs, PA 17812	Snyder County Beaver Township	Kern Run 6A	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>
PA0219312 Industrial Waste	Great Lakes Energy Partners, LLC 380 Southpointe Boulevard Suite 300 Canonsburg, PA 15317	Westmoreland County Mount Pleasant Township	Sewickley Creek	Y
PA0030287 Sewage	Allegheny Country Club County Club Road Sewickley, PA 15143	Allegheny County Sewickley Heights Borough	UNT of Little Sewickley Creek	Y
PA0092533 Sewage	Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701	Indiana County Young Township	Harpers Run	Y
PA0046671 Sewage	United Steelworkers of America Five Gateway Center Pittsburgh, PA 15222	Fayette County Lower Tyrone Township	UNT to the Youghiogheny River	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>
PA0103632	Piney Creek Limited Partnership 428 Power Lane Clarion, PA 16214	Piney Township Clarion County	Piney Creek 17-B	Y
PA0103870	Greenville Mobile Home Park 347 Hadley Road Greenville, PA 16125	Hempfield Township Mercer County	UNT to the Little Shenango River 20-A	Y

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

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

NPDES Permit No. PA0052965, Industrial Waste, **Rex Heat Treat-Lansdale Inc.**, 8th Street and Valley Forge Road, Lansdale, PA 19446. This proposed facility is located in Lansdale Borough, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated groundwater from the facility into a UNT to West Branch of the Neshaminy Creek in Watershed 2F-Neshaminy.

NPDES Permit No. PA0030848, Sewage, **Unionville Chadds Ford School District**, 740 Unionville Road, Kennett Square, PA 19348. This proposed facility is located in Pennsbury Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated sewage from the facility into River Run in Watershed 3H.

NPDES Permit No. PA0244376, Sewage, **Jason Lapp**, 429 Upper Stump Road, Chalfont, PA 18914. This proposed facility is located in East Rockhill Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for a NPDES permit to discharge 500 gpd of treated sewage into the Three Mile Run Creek in Watershed 2D.

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

Final Notice is hereby given that the Department of Environmental Protection (Department), after public notice, has on May 23, 2008, issued a National Pollutant Discharge Elimination System Permit to:

Permit No. PA 0080837

John D. Walter
P. O. Box 175
Newville, PA 17241

This notice reflects changes from the notice published in the *Pennsylvania Bulletin*.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25		50

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

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

Amplified Final Public Notice for NPDES Permit No. PA0252867, Industrial Waste, **Lafarge North America, Inc.**, 555 Frost Road, Streetsboro, OH 44241.

This permit was issued May 12, 2008, authorizing discharges to Thompson Run. The Department of Environmental Protection (Department) finalized this NPDES permit, which is subject to the approved Thompson Run TMDL. However, the allocations in the TMDL must be revised to include this point source. The revisions to the Thompson Run TMDL will assign a Waste Load Allocation for iron and aluminum to the Lafarge discharges, authorized under NPDES PA0004278 and will reduce, in the same amount, the total Load Allocations in the Thompson Run TMDL. The Department will revise the Thompson Run TMDL and publish its intent to revise the Thompson Run TMDL in a future *Pennsylvania Bulletin*.

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

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

WQM Permit No. WQG022215, Sewerage, **Palmer Township Municipal Sewer Authority**, 3 Weller Place, P. O. Box 3039, Palmer, PA 18043-3039. This proposed facility is located in Palmer Township, **Northampton County**.

Description of Proposed Action/Activity: This project is for construction of a pump station and force main to service the Maple Shade Estates, a single-family subdivision located in Palmer and Bethlehem Townships, Northampton County.

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

WQM Permit No. 0195402, Sewage, **Patrick Luckenbaugh**, 2830 Old Route 30, Orrtanna, PA 17373. This proposed facility is located in Straban Township, **Adams County**.

Description of Proposed Action/Activity: Approval for a permit transfer of sewerage facilities consisting of two 900-gallon septic tanks, a 500-gallon dose tank, two 600 ft² subsurface sand filters, a tablet chlorinator and a 400-gallon chlorine contact tank.

WQM Permit No. 6707409, Sewage, **Stanley and Anna Almony**, 302 Gemmill Road, Delta, PA 17314-8867. This proposed facility is located in Peach Bottom Township, **York County**.

Description of Proposed Action/Activity: Approval for the permit transfer of sewerage facilities consisting of a small flow treatment facility to serve a single-family residence.

WQM Permit No. 6793408, Sewage, **Adam Hostetter**, 115 North Griffith Lane, Manchester, PA 17345. This proposed facility is located in East Manchester Township, **York County**.

Description of Proposed Action/Activity: Approval for the permit transfer of sewerage facilities consisting of a septic tank/sand filter treatment system to serve a single-family residence.

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

WQM Permit No. 1707404-A1, Sewerage, SIC 4952, **Bradford Township**, 2289 Barrett Road, Suite B, Woodland, PA 16881. This proposed facility is located in Bradford Township, **Clearfield County**.

Description of Proposed Action/Activity: A permit has been issued to amend Water Quality Management permit 1707401 with the addition of a small flow treatment facility (SFTF) at the residence of Shirley Guelich. The SFTF will follow standard design 2A from Water Quality Management permit 1707404. This design meets the requirements of the Department of Environmental Protection's Small Flow Treatment Facilities Manual.

WQM Permit No. 1407409, Sewerage 4952, **Bellefonte Borough**, 236 West Lamb Street, Bellefonte, PA 16823. This proposed facility is located in Spring Township, **Centre County**.

Description of Proposed Action/Activity: The applicant proposes to renovate their sewage treatment plant with new pumping system, new denitrifying filters and modifications to aerobic digestion.

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

WQM Permit No. WQG018620, Sewerage, **Rena A. Burdick**, 260 Route 446, Smethport, PA 16749. This proposed facility is located in Keating Township, **McKean County**.

Description of Proposed Action/Activity: A single Residence Sewage Treatment Plant.

WQM Permit No. WQG018618, Sewerage, **Jay M. Groves**, 8585 Route 957, Sugar Grove, PA 16350. This proposed facility is located in Freehold Township, **Warren County**.

Description of Proposed Action/Activity: A single Residence Sewage Treatment Plant.

WQM Permit No. 3307402, Sewerage, **Winslow Township**, 1277 Yellow Brick Road, Reynoldsville, PA 15851. This proposed facility is located in Winslow Township, **Jefferson County**.

Description of Proposed Action/Activity: A sewer extension to extend a portion of the Borough of Sykesville's existing wastewater collection system to serve the Village of Soldier residential area.

WQM Permit No. WQG018605, Sewerage, **Klapec Development, LLC**, 201 Deer Run Trail, Oil City, PA 16301. This proposed facility is located in Cherrytree Township, **Venango County**.

Description of Proposed Action/Activity: A single Residence Sewage Treatment Plant.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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>
PAI01 1507056	The Stonewall Links, LP 375 Bulltown Road Elverson, PA 19520	Chester	Warwick Township	French Creek EV
<i>Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10U080R	Hornstein Enterprise, Inc. 1150 South Cedar Crest Boulevard Allentown, PA 18103-7909	Northampton	Forks Township	Bushkill Creek HQ-CWF
PAI024808004	Easton Area School District 1801 Bushkill Drive Easton, PA 18040-8186	Northampton	Forks Township	Bushkill Creek HQ-CWF
PAI023905025	Prospect Acquisitions, LP 404 Sumneytown Pike Suite 200 North Wales, PA 19454	Lehigh	Upper Milford Township	Tributary to Leibert Creek HQ-CWF, EV Wetlands

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>
PAI063308001	Winslow Township 3748 Sportsman's Dam Road Reynoldsville, PA 15851	Jefferson	Winslow Township	Sugar Camp Run HQ-CWF Soldier Run 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-2

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Middletown Township Bucks County	PAG200 0907135	Township of Middletown 3 Municipal Way Langhorne, PA 19047	Mill Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Rockhill Township Bucks County	PAG200 0907128	Allen Tuttle 305 Simmons Road Sellersville, PA 18960	East Branch Perkiomen Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Pocopson Township Chester County	PAG200 1508010	Pocopson Township P. O. Box 1 Pocopson, PA 19366	Pocopson Creek TSF, MF West Branch Brandywine Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
East Pikeland Township Chester County	PAG200 1507057	Telvil Corporation 527 Main Street Harleysville, PA 19428	Schuylkill River WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Phoenixville Borough Chester County	PAG200 1508016	Borough of Phoenixville 140 Church Street Phoenixville, PA 19460	French Creek TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Fallowfield Township Chester County	PAG200 1508024	Robert and Martha Laffery P. O. Box 274 Cochranville, PA 19330	UNT Doe Run to Buck Run TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

<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>
Kennett Township Kennett Square Borough Chester County	PAG200 1508023	Kennett Consolidated School District 300 East South Street Kennett Square, PA 19348	Red Clay Creek CWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Newlin Township Chester County	PAG200 1508008	Martin P. Tully P. O. Box 1347 Wilmington, DE 19899-1347	West Branch Brandywine Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Radnor Township Delaware County	PAG200 2308012	Barrack-Hebrew Academy 223 North Highland Avenue Merion Station, PA 19066	Meadowbrook Run to Darby Creek CWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Haverford Township Delaware County	PAG200 2308017	Haverford College 370 West Lancaster Avenue Haverford, PA 19041	Cobbs Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Concord Township Delaware County	PAG200 2308022	Brandywine Youth Club 4 Newlin Way Glen Mills, PA 19341	Chester Creek WWF, TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Palmer Township Northampton County	PAG2004808006	Verus Partners, LLC 102 Pickering Way Suite 302 Exton, PA 19341	Shoeneck Creek WWF	Northampton County Conservation District (610) 746-1971
Pine Grove Township Schuylkill County	PAG2005408012	Troy L. Thompson 23 Parallel Road Pine Grove, PA 17963	Swatara Creek CWF	Schuylkill County Conservation District (570) 622-3742
City of Scranton Lackawanna County	PAG2003508009	Lackawanna County Commissioner Attn: Michael Washo Administrative Building 6th Floor 200 Adams Avenue Scranton, PA 18503	Leggetts Creek TSF	Lackawanna County Conservation District (570) 281-9495
Maxatawny Township Berks County	PAG2000607080	Mark A. Austin Department of Veteran and Military Affairs Bureau of Facilities and Management Building O-10 Fort Indiantown Gap Annville, PA 17003	UNT to Sacony Creek TSF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657, Ext. 201
Womelsdorf Borough Berks County	PAG2000608030	Bill Semko Womelsdorf Management Co. 113 Intervilla Avenue West Lawn, PA 19609	Tulpehocken Creek TSF-MF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657, Ext. 201
Caernarvon Township Berks County	PAG2000608015	Joel Zylstra KJR Land Company, LLC 16980 Wood Road Lansing, MI 48909	UNT of Conestoga River WWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657, Ext. 201

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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>
Centre County Spring Township	PAG2001408007	Janos Koltay F. T. Silfies Truck Operation Center 1836 Waddle Road State College, PA 16803	Logan Branch CWF	Centre County Conservation District 414 Holmes Avenue Suite 4 Bellefonte, PA 16823 (814) 355-6817
Allegheny County Ross Township	PAG-2-00-02-07-104	North Hills School District 135 Sixth Avenue Pittsburgh, PA 15229	Little Pine Creek TSF	Allegheny County Conservation District (412) 241-7645
Allegheny County Wilkins Township	PAG-2-00-02-07-100	NAI Acquisitions Group, LP 8000 McKnight Road Suite 1501 Pittsburgh, PA 15237	Thompson Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Oakdale Borough	PAG-2-00-02-07-095	Oakdale Industrial Properties P. O. Box 406 Bridgeville, PA 15017	Robinson Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Richland Township	PAG-2-00-02-07-086	Zamagias Properties 336 Fourth Avenue Pittsburgh, PA 15222	Pine Creek TSF	Allegheny County Conservation District (412) 241-7645
Allegheny County Baldwin Borough	PAG-2-00-02-07-072	Fred Angel 1007 Streets Run Road Pittsburgh, PA 15236	Streets Fun WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County South Fayette Township	PAG-2-00-02-07-106	Allegheny Realty Development Group P. O. Box 425 465 Washington Avenue Bridgeville, PA 15017	Chartiers Creek WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Bethel Park Borough	PAG-2-00-02-08-011	88 Investors, LP 701 Technology Park Canonsburg, PA 15317	Saw Mill Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Collier Township	PAG-2-00-02-04-106-1	Collier Township Municipal Authority 2418 Hilltop Road Presto, PA 15142	Robinson Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Moon Township	PAG-2-00-02-07-094	Grant Broadhead Associates 254 Shafer Road Coraopolis, PA 15108	Narrows Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Richland Township	PAG-2-00-02-07-038	Richland Township 4011 Dickey Road Gibsonia, PA 15044	Deer Creek CWF Pine Creek TSF	Allegheny County Conservation District (412) 241-7645
Allegheny County Hampton Township	PAG-2-00-02-08-007	Aquinas Academy 2308 West Hardies Road Gibsonia, PA 15044	Pine Creek CWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Pine Township	PAG-2-00-02-07-003	A R Pond, LP P. O. Box 297 Wexford, PA 15090	Pine Creek CWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Harrison Township	PAG-2-00-02-08-030	Frank Brunner 1075 Edgewood Road New Kensington, PA 15068	Little Bull Creek WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Hampton Township	PAG-2-0005-0002-03-43-R	William Miller Sons, Inc. 2338 SOU 4377 Wm. Flynn Highway Allison Park, PA 15101	Pine Creek TSF	Allegheny County Conservation District (412) 241-7645

<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>
Allegheny County Richland Township	PAG-2-00-02-08 -002	Richland Township 4011 Dickey Road Gibsonia, PA 15044	Willow Run TSF	Allegheny County Conservation District (412) 241-7645
Allegheny County Kilbuck Township Glenfield Borough	PAG-2-00-02-08 -004	Catalyst Homes, Inc. 800 Cranberry Woods Drive Cranberry Township, PA 16066	Toms Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Richland Township	PAG-2-00-02-07 -108	Richland Holdings 1426 Pittsburgh Road Valencia, PA 16059	Deer Creek CWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Hampton Township	PAG-2-00-02-06 -088-1	Wickline Development, LLC P. O. Box 171 Wildwood, PA 15091	Crouse Run TSF	Allegheny County Conservation District (412) 241-7645
Allegheny County Mt. Lebanon Township	PAG-2-00-02-07 -110	Zamagias Properties 336 Fourth Avenue Pittsburgh, PA 15222	Saw Mill and Painters Runs WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County McCandless Township	PAG-2-00-02-07 -046-1	Vincentian Collaborative System 9399 Babcock Boulevard Allison Park, PA 15101	Pine Creek CWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Ohio Township	PAG-2-00-02-08 -015	Ohio Township 1719 Roosevelt Road Pittsburgh, PA 15237	Kilbuck Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Robinson Township	PAG-2-00-02-07 -093	Montour School District 225 Clever Road McKees Rocks, PA 15136	Moon Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County North Fayette Township	PAG-2-00-02-08 -014	Pittsburgh Technical Institute 1111 McKee Road Oakdale, PA 15071-3205	Robinson Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Richland Township	PAG-2-00-02-08 -040	Richland Industrial Properties 5535 North Montour Road Gibsonia, PA 15044	Breakneck Creek WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County West Deer Township	PAG-2-00-02-04 -024-1	Deer Lakes School District P. O. Box 10 17 East Union Road Russelton, PA 15076	Little Deer Creek TSF	Allegheny County Conservation District (412) 241-7645
Allegheny County City of Pittsburgh	PAG-2-00-02-07 -044-1	Bakery Square, LP 5500 Walnut Street Suite 300 Pittsburgh, PA 15232	Allegheny River WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County City of Pittsburgh, Penn Hills and Wilkinsburg Boroughs	PAG-2-00-02-08 -010	Wal-Mart Real Estate Business Trust 2001 SE 10th Street Bentonville, AR 72716	Nine Mile Run and Allegheny River WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County McCandless Township	PAG-2-00-02-07 -107	St. Alexis Parish 10090 Old Perry Highway Wexford, PA 15090	Rineaman Run and Pine Creek CWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Harmar Township	PAG-2-00-02-08 -001	Kratsa Properties 2801 Freeport Road Pittsburgh, PA 15238	Allegheny River WWF	Allegheny County Conservation District (412) 241-7645

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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>
Allegheny County Ross Township	PAG-2-00-02-07 -092	RCC Construction 216 Dombey Drive Pittsburgh, PA 15237	Gurity's Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Pine Township	PAG-2-00-02-08 -032	Baierl Cadillac, Inc. 11410 Perry Highway Wexford, PA 15090	Pine Creek CWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Robinson Township	PAG-2-00-02-07 -095	Jim Genstein 1010 Western Avenue Suite 100 Pittsburgh, PA 15233	Campbells Run WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County City of Pittsburgh	PAG-2-00-02-08 -021	Urban Redevelopment Authority of Pittsburgh 200 Ross Street Pittsburgh, PA 15219	Monogahela River WWF	Allegheny County Conservation District (412) 241-7645
Beaver County City of Aliquippa	PAG2000408007	Dave Wytiaz Aliquippa School District 100 Harding Avenue Aliquippa, PA 15001	Logtown Run WWF	Beaver County Conservation District (724) 378-1701
Greene County Franklin Township	PAG2003008003	Department of Transportation 825 North Gallatin Avenue Extension Uniontown, PA 15401	South Fork Ten Mile Creek WWF	Greene County Conservation District (724) 852-5278
Lawrence County Wayne and Perry Townships	PAG2-0037-08-004	Department of Transportation District 11-0 Attn: Cheryl Moon-Sirianni 45 Thoms Run Road Bridgeville, PA 15017	Slippery Rock Creek CWF	Lawrence County Conservation District (724) 652-4512
Venango County Clinton Township	PAG2006108006	Department of Transportation District 01 255 Elm Street Oil City, PA 16301	Scrubgrass Creek CWF	Venango County Conservation District (814) 676-2832

General Permit Type—PAG-3

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Salem Township Luzerne County	PAR232213	Leggett & Platt 515 Salem Boulevard Berwick, PA 18603	Tributary to Susquehanna River CWF	DEP—NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-2511 (570) 826-2511
Adams County New Oxford Borough	PAR123548 (transfer)	New Oxford Foods, LLC 304 South Water Street New Oxford, PA 17350	South Branch Conewago Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Montgomery Borough Lycoming County	PAR604837	M-B Companies, Inc. 79 Montgomery Street Montgomery, PA 17752	Black Hole Creek TSF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Clinton County City of Lock Haven	PAR214818	Centre Concrete, Inc. 357 East Walnut Street Lock Haven, PA 17745	Bald Eagle Creek WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664
South Centre Township Columbia County	PAR144807	Haddon Craftsmen Inc./RR Donnelley 4411 Old Berwick Road Bloomsburg, PA 17815	UNT Susquehanna River CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664
City of Carnegie Allegheny County	PAR706105	Petromax, Ltd. 301 Prestley Avenue Carnegie, PA 15106	UNT of Chartiers Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
City of Beaver Falls Beaver County	PAR406102	Siemens Water Technologies Corporation 118 Park Road Darlington, PA 16115	Walnut Bottom Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
City of Erie Erie County	PAR608311	Liberty Iron & Metal, LLC 1515 East Avenue Erie, PA 16512	City of Erie stormwater sewers to Lake Erie	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

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>
Bradford Township Clearfield County	PAG045252	Shirley Guelich (Leslie Ditty Property) SFTF 391 Dale Road Woodland, PA 16881	UNT to Valley Fork Run CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Keating Township McKean County	PAG049431	Rena A. Burdick 260 Route 446 Smethport, PA 16749	UNT to Potato Creek 16-C	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Freehold Township Warren County	PAG049429	Jay M. Groves 8585 Route 957 Sugar Grove, PA 16350	UNT to Little Brokenstraw Creek 16-B	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Washington Township Erie County	PAG049189	Andrew L. and Samantha J. Panighetti 3010 Kinter Hill Road Edinboro, PA 16412	UNT to Little Conneauttee Creek 16-A	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

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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>
Cherrytree Township Venango County	PAG049411	Klapec Development, LLC 201 Deer Run Trail Oil City, PA 16301	UNT to Cherytree Run 16-E	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Conneaut Township Erie County	PAG048937	James D. Clayton 5421 West Lake Road Erie, PA 16505	UNT to Ashtabula Creek 15-Lake Erie	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Hayfield Township Crawford County	PAG048571	Wayne R. Smith 18800 Broadford Road Saegertown, PA 16433	UNT to Wolf Run 16-A	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Uwchlan Township Chester County	PAG050052	Sunoco Inc. (R & M) 350 Eagleview Boulevard Suite 300 Exton, PA 19341	UNT to Valley Creek CWF, MF Brandywine Creek Watershed	Southeast Region Office 2 East Main Street Norristown, PA 19401
Upper Moreland Township Montgomery County	PAG050058	Sunoco, Inc. 20 Ten Penn Center 1801 Market Street Philadelphia, PA 19103	Mill Creek	Southeast Region Office 2 East Main Street Norristown, PA 19401
Bensalem Township Bucks County	PAG050063	Hess Corporation c/o Delta Environmental Consultants, Inc. 130 Gaither Drive Suite 110 Mount Laurel, NJ 08054	UNT to Poquessing Creek—Neshaminy	Southeast Region Office 2 East Main Street Norristown, PA 19401
Bensalem Township Bucks County	PAG050067	Sunoco Inc. (R & M) 350 Eagleview Boulevard Suite 300 Exton, PA 19341	UNT to Poquessing Creek—Neshaminy	Southeast Region Office 2 East Main Street Norristown, PA 19401
Avondale Borough Chester County	PAG050073	Walker Oil Company P. O. Box 68 Westtown, PA 19395-0068	Storm Sewer to Trout Run Tributary to White Clay Creek	Southeast Region Office 2 East Main Street Norristown, PA 19401
College Township Centre County	PAG054806	PSU Office of Physical Plant 101 Office of Physical Plant University Park, PA 18602	Big Hollow CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664
North Centre Township Columbia County	PAG054821	Michael Zenzel R. R. 5 Box 476 Berwick, PA 18608	UNT to Fester Hollow CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Goshen Township Clearfield County	PAG054833	David Amon 470 Trout Run Road Shawville, PA 16873	West Branch Susquehanna River WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664
Snow Shoe Township Centre County	PAG054812	Snow Shoe Travel Plaza, Inc. 529 East Sycamore Road Snow Shoe, PA 16874	South Fork Beech Creek CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664
Greenville Borough Mercer County	PAG058375	Reed Oil Company 511 Montgomery Avenue New Castle, PA 16102-1111	Shenango River	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Greene Township Erie County	PAG058326	Franklins General Store 9861 Wattsburg Road Erie, PA 16509	UNT to Four Mile Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-7

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Derry Township Dauphin County	PAG073512	Derry Township Municipal Authority 670 Clearwater Road Hershey, PA 17033-2453	Derry Township Municipal Authority WWTP 670 Clearwater Road Hershey, PA 17033-2453	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-8

<i>Facility Location & County/Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Bern Township Berks County	PAG083522	Berks County WWTP 1088 Berks Road Leesport, PA 19533	Berks County WWTP 1088 Berks Road Leesport, PA 19533	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

*General Permit Type—PAG-8 (SSN)**Facility Location:
Municipality &
County*Lynn Township
Lehigh County*Permit No.*PAG08-2201
PAG08-2203
PAG07-0003
PAG08-0008
PAG08-3501
PAG08-0002
PAG08-3535
PAG08-3551
PAG08-3517
PAG08-9903
PAG08-3596
PAG08-3510
PAG08-2211
PAG08-3506
PAG08-3522
PAG08-3515
PAG08-3502
PAG08-9904
PAG08-3547
PAG08-0006
PAG08-3540
PABIG-9903
PAG08-3547
PAG08-3600
PAG08-3565
PAG07-3508
PAG07-0005
PAG08-0003
PAG08-3825
PAG08-3542
PAG08-0004
PAG08-3518
PAG08-9905
PAG08-3556
PAG08-0018
PAG08-3573*Applicant Name &
Address*Synagro
1605 Dooley Road
P. O. Box B
Whiteford, MD 21160*Site Name &
Location*Mark Schertel
6509 Ulrich Road
New Tripoli
Lynn Township
and
Tim Reppert
Curvey Drive
New Tripoli
Lynn Township*Contact Office &
Phone No.*DEP—NERO
2 Public Square
Wilkes-Barre, PA
18711-0790
(570) 826-2511

*Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Site Name &
Location**Contact Office &
Phone No.*Peters Township
Franklin CountyPAG080002
PAG080003
PAG080004
PAG080006
PAG080008
PAG080018
PAG082201
PAG082203
PAG082211
PAG083501
PAG083502
PAG083506
PAG083510
PAG083515
PAG083517
PAG083518
PAG083522
PAG083535
PAG083540
PAG083542
PAG083547
PAG083551
PAG083556
PAG083565
PAG083567
PAG083573
PAG083596
PAG083597
PAG083600
PAG083825
PAG089903
PAG089904
PAG089905Synagro
1605 Dooley Road
P. O. Box B
Whiteford, MD 21160

Wayne Heebner Farm

DEP—SCRO
909 Elmerton Avenue
Harrisburg, PA
17110-8200
(717) 705-4707*General Permit Type—PAG-10**Facility Location &
Municipality**Permit No.**Applicant Name &
Address**Receiving
Water/Use**Contact Office &
Phone No.*Richhill Township
Greene County

PAG106119

Texas Eastern
Transmission, LP
890 Winter Street
Suite 300
Waltham, MA 02451UNT of the North Fork
of the Dunkard Fork of
Wheeling CreekSouthwest Regional Office
Water Management
Program Manager
400 Waterfront Drive
Pittsburgh, PA
15222-4745
(412) 442-4000*General Permit Type—PAG-12**Facility Location &
Municipality**Permit No.**Applicant Name &
Address**Receiving
Water/Use**Contact Office &
Phone No.*Lower Mahanoy
Township
Northumberland
County

PAG124821

Richard Daniels
Justa Mere Farm
R. R. 1
Box 343
Dalmatia, PA 17017UNT to Mahantango
Creek
WWFNorthcentral Regional
Office
Watershed Management
Program
208 West Third Street
Suite 101
Williamsport, PA 17701
(570) 327-0529Mahoning Township
Lawrence County

PAG128303

Valley View Downs, LP
10 West Market Street
Suite 200
Garrett D. Scharton
Indianapolis, IN 46204Marshall Run and UNT
to Slippery Rock Creek
WWF, MFDepartment of
Environmental Protection
Northwest Region
Water Management
Program
(814) 332-6984

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

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

Permit No. 4607510, Public Water Supply.

Applicant	Horsham Water and Sewer Authority 617 Horsham Road Horsham, PA 19044
Township	Horsham
County	Montgomery
Type of Facility	PWS
Consulting Engineer	Aqua Pennsylvania, Inc. 762 West Pennsylvania Avenue Bryn Mawr, PA 19010
Permit to Construct Issued	May 15, 2008

Permit No. 4608501, Major Amendment, Public Water Supply.

Applicant	Superior Water Company 1885 Swamp Pike Suite 109 P. O. Box 525 Gilbertsville, PA 19525
Township	Douglass
County	Montgomery
Type of Facility	PWS
Consulting Engineer	Entech Engineering, Company 4 South Fourth Street P. O. Box 32 Reading, PA 19603
Permit to Operate Issued	May 16, 2008

Permit No. 4607505, Major Amendment, Public Water Supply.

Applicant	Superior Water Company 1885 Swamp Pike Suite 109 P. O. Box 525 Gilbertsville, PA 19525
Township	Douglass
County	Montgomery
Type of Facility	PWS
Consulting Engineer	Entech Engineering, Company 4 South Fourth Street P. O. Box 32 Reading, PA 19603
Permit to Operate Issued	May 16, 2008

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

Permit No. 0502504, Public Water Supply.

Applicant	New Enterprise Water Association
Municipality	South Woodbury Township
County	Bedford
Type of Facility	Construction of a 278,000-gallon finished water tank, pressure reducing station, booster pump station, transmission main and an interconnection with the Salemville Water Association.
Consulting Engineer	Timothy A. Cooper, P. E. Stiffler McGraw & Associates, Inc. 19 North Juniata Street Hollidaysburg, PA 16648
Permit to Construct Issued	September 13, 2002

Permit No. 0506503, Public Water Supply.

Applicant	Bedford Township Municipal Authority
Municipality	Bedford Borough
County	Bedford

Type of Facility The proposed project includes the installation of approximately 7,400 LF of 10-inch water transmission main, the development of two wells, treatment to consists of disinfection and all related appurtenances to serve the Camp Shaffer project area. The Pennsylvania Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be a funding source for this project. The Department of Environmental Protection's review of the project and the information received in the Environmental Report for the project has not identified any significant, adverse environmental impacts resulting from this proposed project. The Environmental Report was approved by the Department on May 16, 2008.

Consulting Engineer Timothy A. Cooper, P. E.
Stiffler McGraw & Associates, Inc.
19 North Juniata Street
Hollidaysburg, PA 16648

Permit to Construct Issued October 6, 2006

Operations Permit issued to **Lazy K Campgrounds, Inc.**, 3060105, Washington Township, **Berks County** on May 20, 2008, for the operation of facilities approved under Construction Permit No. 0607506.

Operations Permit issued to **Kinkora Pythian Home Corporation**, 7500028, Penn Township, **Perry County** on May 23, 2008, for the operation of facilities approved under Construction Permit No. 5007506.

Operations Permit issued to **South Middleton Township Municipal Authority**, 7210050, South Middleton Township, **Cumberland County** on May 23, 2008, for the operation of facilities approved under Construction Permit No. 2108501 MA.

Operations Permit issued to **North Heidelberg Water Company**, 3060115, North Heidelberg Township, **Berks County** on May 15, 2008, for the operation of facilities approved under Construction Permit No. 0608506 E.

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

Knoxville Borough Water Department (Public Water Supply), **Tioga County**: The Wellhead Protection program for Knoxville Borough Water Department has been approved on May 21, 2008. **Knoxville Borough Water Department** personnel are to be commended for taking these proactive steps to protect these water sources for their community. Development of the program was funded, in part, by a Source Water Protection grant (L. Richard Adams, (570) 321-6581).

Westfield Borough Waterworks (Public Water Supply), **Tioga County**: The Source Water Protection (SWP) report for Westfield Borough Waterworks has been ap-

proved on May 22, 2008. **Westfield Borough Waterworks** personnel are to be commended for taking these proactive steps to protect these water sources for their community. Development of the program was funded, in part, by a SWP grant (L. Richard Adams, (570) 321-6581).

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

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

Permit WA 16-1005. Water Allocations. **Paint Township Municipal Water Authority**, 22139 Route 66, Shippensburg, PA 16254. Paint Township, **Clarion County**. Grants the applicant's right to acquire a maximum of 38,000 gpd on a peak month (30-day) basis, through the interconnection at the intersection of Route 322 and Doe Run Road, from the Pennsylvania-American Water Company—Clarion (Permit WA 16-1001). Paint Township Municipal Water Authority serves customers located in Paint Township, Clarion County. Permit issued May 22, 2008

Permit WA 33-1003. Water Allocations. **Winslow Township**, 1277 Yellow Brick Road, Reynoldsville, PA 15851. Winslow Township, **Jefferson County**. Grants the applicant's right to acquire a maximum of 18,000 gpd on a peak month (30-day) basis, through the interconnection at the existing Sykesville Water Storage Tank, from the Sykesville Area Sewage & Water Authority (WA 33-1000). Winslow Township serves customers located in the Village of Soldier in Winslow Township, Jefferson County. Permit issued May 20, 2008.

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: on both sides of Hanover Road, just south of Little Creek Road.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Jackson Township	439 Roths Church Road Spring Grove, PA 17362	York County

Plan Description: The approved plan, entitled SR 116 Sanitary Sewer Extension, provides for a sewer extension to serve three existing commercial lots. 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 Owner.

Plan Location: along Sinsheim Road and on West Cedar Street.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Jefferson Borough	48 Baltimore Street P. O. Box 146 Codorus, PA 17311	York County

Plan Description: The approved plan, entitled Cedar Street Pump Station and Force Main, provides for a new pump station, force main and gravity interceptor to serve 289 EDUs. 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 Jefferson Codorus Joint Sewer Authority.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Union Township	P. O. Box 5625 Belleville, PA 17004	Mifflin

Plan Description: The approved plan provides for the construction of headworks improvements and the addition of chemical phosphorous removal equipment to address the effluent requirements of the NPDES permit. 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.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

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>
Dickinson Township	219 Mountain View Road Mt. Holly Springs, PA 17065-1503	Cumberland

Plan Description: Disapproval of a revision to the Official Sewage Plan of Dickinson Township, Cumberland County. The proposed Sam Brown Subdivision consists of three new residential building lots proposing individual onlot sewage disposal systems and a residual lot containing two existing dwellings with individual onlot sewage disposal systems. The plan was disapproved because the consulting hydrogeologist for the project concluded that the background nitrogen concentration under the site precludes the use of conventional onlot sewage disposal systems and the Department of Environmental Protection (Department) failed to receive the information requested for the use of Department permitted individual spray irrigation systems to overcome the nitrate issues as specified in its letter of February 6, 2008.

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

Notice of Interim Response

Sobeck Scrap Yard Site Kennedy Township, Allegheny County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305) is

proposing an interim response at the Sobeck Scrap Yard (Site), located on Downs Drive, Kennedy Township, Allegheny County.

The Sobeck Scrap Yard property is located on Downs Drive about 1 mile southeast of the Coraopolis interchange at Interstate 79 (near Neville Island) in Kennedy Township, Allegheny County. From 1975 through to early 2007, the property was used as a scrap operating facility for trucks, tanks, electrical transformers and supplies from a variety of businesses. The property was also used as a transfer station for a sewage hauling business. This property is unfenced. Results of samples taken of the surface soil located within the Site indicate contamination above the Statewide Health Standards under the Land Recycling and Environmental Remediation Standards Act for lead, PCBs, antimony, zinc, naphthalene, 1,3,4-trimethylbenzene, 1,3,5-trimethylbenzene and heptachlor. Most of the scrap material at the Site has been removed, however there is a concern that this unfenced property is attracting nearby residents, including children, as a walking/play area potentially exposing them to contaminated soil.

The objective and scope of the interim response is the cleanup of contamination related to the scrap yard. Contaminated soil will be excavated and properly disposed. If needed, clean soil will be used to cover any depressions that remain as a result of the clean up work.

The following alternatives were evaluated: (1) no action; (2) install a chain-link fence around scrap yard; and (3) cleanup and dispose of contaminated soil. The selected alternative is number three. This alternative was chosen because it complies with the applicable, relevant and appropriate requirements to the greatest extent compared to the other alternatives and is the most cost effective.

This notice is being provided under section 506(b) of HSCA. The administrative record which contains the information that forms the basis and documents the selection of this response action is available for public review and comment. The administrative record is located at the Department's Pittsburgh Office at 400 Waterfront Drive, Pittsburgh, PA 15222 and is available for review Monday through Friday from 8 a.m. to 4 p.m.. Contact Edward Litwin at (412) 442-4000 to schedule a review of this record.

The administrative record will be open for comment from June 7, 2008, until September 5, 2008. Persons may submit written comments into the record during this time only, by sending them to Edward Litwin at the Department's Pittsburgh Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222 or by delivering them to this office in person.

In addition, persons may present oral comments, for inclusion in the administrative record, at a public hearing. The Department has scheduled the hearing for July 21, 2008, at the Kennedy Township Municipal Building, 340 Forest Grove Road, Coraopolis, PA 15108 at 6 p.m. Person wishing to present comments must register with Helen Humphreys by noon on July 21, 2008, at (412) 442-4000 or in writing at 400 Waterfront Drive, Pittsburgh, PA 15222.

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

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

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

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

The Department has received the following plans and reports:

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

Davey Residence, Palmyra Township, **Pike County**. James J. Sposito, P. E., James P. Sposito Associates, 11 Archbald Street, Carbondale, PA 18407 has submitted a Final Report (on behalf of his client, John Davey, 2 Craig Road, Vernon, NJ 07462), concerning the remediation of soils found to have been impacted by No. 2 fuel oil as a result of an accidental release. The report was submitted to document attainment of the Residential Statewide Health Standard. The proposed future use of the property will be residential. A public notice regarding the submittal of the Final Report was published in *The News Eagle* on May 10, 2008.

Central Air Freight Services, Inc., Hazle Township, **Luzerne County**. Douglas E. Fisk, United Environmental Services, Inc., 86 Hillside Drive, Drums, PA 18222 has submitted a Final Report (on behalf of his client, Triple K Leasing, LLC, 425 Jaycee Drive, West Hazleton, PA 18202), concerning the remediation of soils found or suspected to have been impacted by No. 2 fuel oil as a result of a release, during tank closure activities, from an unregulated underground storage tank with corrosive holes. 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 *Hazleton Standard-Speaker* on May 2, 2008.

Louis Leposa Residence, Bethlehem City, **Lehigh County**. Thomas J. Martinelli, JMT Environmental Technologies, Inc., P. O. Box 22044, Lehigh Valley, PA 18002-2044 has submitted a Final Report (on behalf of his client, Louis Leposa, 4430 Greenfield Road, Bethlehem, PA 18017), concerning the remediation of soils impacted by No. 2 fuel oil as a result of a release from a leaking underground storage tank. The report was submitted to document attainment of the Residential Statewide Health Standard for soils. A public notice regarding the submittal of the Final Report was published in *The Express-Times* on April 22, 2008.

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

Dale Watson Property, Boggs Township, **Centre County**. Alliance Environmental Services, A Herbert, Rowland and Grubic, Inc. Co., 1820 Linglestown Road, Harrisburg, PA 17110 on behalf of Dale Watson, 1195 Old 220 Road, Bellefonte, PA 16823 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Alexander Family Farm, Benner Township, **Centre County**. Mountain Research, LLC, 825 Twenty-Fifth Street, Altoona, PA 16601 on behalf of Alexander Family Partnership Farm, 201 Fillmore Road, Bellefonte, PA 16823 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report was submitted within 90 days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

Sel-Lo Oil, Inc. I-80 WB Exit 123 Accident, Bradford Township, **Clearfield County**. Mountain Research, Inc., 825 Twenty-Fifth Street, Altoona, PA 16601 on behalf of Sel-Lo Oil, R. R. 2, Box 269, Altoona, PA 16601 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with diesel/kerosene blend of fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Knight Transportation I-80 MM 220 Truck Accident, Liberty Township, **Montour County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Knight Transportation, Inc., 5601 West Buckeye Road, Phoenix, AZ 85043 has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report was submitted within 90 days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

Tyco Electronics Corp. (former AMP Inc.), Selinsgrove Borough, **Snyder County**. SAIC, 6310 Allentown Boulevard, Harrisburg, PA 17112 on behalf of Tyco Electronics Corp., P. O. Box 68355, Harrisburg, PA 17106

has submitted a Final Report concerning remediation of site soil and groundwater contaminated with solvents. The report is intended to document remediation of the site to meet the Site-Specific Standard.

P & K Contract Carriers I-80 E. MM 210 Truck Accident, White Deer Township, **Union County**, Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of P & K Contract Carriers Co., Inc., 16654 Soledad Canyon Road, Canyon Country, CA 01387 has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report was submitted within 90 days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

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

Former EMI/Gunite Site, City of Erie, **Erie County**. MACTEC Engineering & Consulting, Inc., Carnegie Office Park, Building 4, 700 North Bell Avenue, Suite 200, Pittsburgh, PA 15106 on behalf of Cathedral Preparatory School, 225 West 9th Street, Erie, PA 16501 has submitted a Remedial Investigation/Risk Assessment/Final Report concerning remediation of site soil contaminated with arsenic, benzo[a]pyrene, dibenzo[a,h]anthracene, dibenzofuran and site groundwater contaminated with aluminum, arsenic, iron, lead manganese and thallium. The report is intended to document remediation of the site to meet the Site-Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by provisions of the act for compliance with selection of remediation to a Site-Specific Standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan

for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

PPL Former Manufactured Gas Plant—Lehighon, SE Corner of SR 209 and SR 443 (Blakeslee Boulevard), Lehighon Borough, **Carbon County**. John Mahfood, The Mahfood Group, 260 Millers Run Road, Bridgeville, PA 15017 submitted a Final Report (on behalf of his client, PPL Gas Utilities Corporation, Two North Ninth Street, Allentown, PA 18101), detailing the remediation of site soils and/or groundwater found to have been impacted by semivolatile organics related to the manufactured gas process. The report demonstrated attainment of the Statewide Health Standard and the Site-Specific Standard using pathway elimination and was approved on May 27, 2008.

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

H. J. Tanner, Inc., Chambersburg Borough, **Franklin County**. B. L. Companies, Inc., 213 Market Street, 6th Floor, Harrisburg, PA 17101, on behalf of H. J. Tanner, Inc., 1120 Mount Rock Road, Shippensburg, PA 17257, submitted a combined remedial investigation and Final Report concerning the remediation of site soils and groundwater contaminated with petroleum hydrocarbons. This combined report did not demonstrate attainment of a combination of Statewide Health and Site-Specific Standards and was disapproved by the Department of Environmental Protection on May 20, 2008.

Schoppert Residence, Fairview Township, **York County**. Environmental Standards, 1140 Valley Forge Road, Valley Forge, PA 19482, on behalf of Michelle Schoppert, 727 Old Quaker Road, Lewisberry, PA 17339 and Lewis Environmental Group, 155 Railroad Plaza, Royersford, PA 19468, submitted a Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil released from an aboveground storage tank. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department of Environmental Protection on May 23, 2008.

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

Lotta Hill Dairy Farm, Springfield Township, **Bradford County**, Resource Environmental Management, Inc., 8 Ridge Street, Montrose, PA 18801 on behalf of Lotta Hill Dairy Farm, Roy Beardsley, R. R. 3, Box 413B, Pisgah View Road, Troy, PA 16947 has submitted a Final Report concerning remediation of site soil contaminated with fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on May 9, 2008.

Former Bechtel's Dairy & Restaurant, Lewisburg Borough, **Union County**, Molesevich Environmental, LLC, P. O. Box 654, Lewisburg, PA 17837 on behalf of Shawn Lloyd, Bechtel Brothers, Inc., 6594 Col. John Kelly Road, Lewisburg, PA 17837 has submitted a Final Report concerning remediation of site soil contaminated with leaded gasoline. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on May 23, 2008.

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.

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

35-302-119GP1: Carbondale Area School District (Route 6, Brooklyn Street, Carbondale, PA 18407) on May 19, 2008, to operate two boilers at their site in Carbondale Township, **Lackawanna County**.

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

GP1-36-03172: Nissin Foods Co., Inc. (2901 Hempland Road, Lancaster, PA 17601) on May 19, 2008, for Small Gas and No. 2 Oil Fired Combustion Units under GP1 in East Hempfield Township, **Lancaster County**.

GP2-22-05023C: Pittsburgh Terminals Corp. (P. O. Box 2621, Harrisburg, PA 17105-2621) on May 22, 2008, for Storage Tanks for Volatile Organic Liquids under GP2 in Swatara Township, **Dauphin County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Mark Gorog and Barb Hatch, Environmental Engineer Managers, (412) 442-4163/5226.

GP11-32-00395 (GP-11): Robindale Energy Services, Inc. (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920) on May 20, 2008, to operate one 110 bhp Cummins Model No. B 3.9 Nonroad Engine at the Ballas Site in Pine Township, **Indiana County**. Authorization to operate under this General Permit will expire on May 20, 2009.

GP5-63-00932: Range Resources Appalachia, LLC—WCB Station No. 6 (380 Southpointe Boulevard, Suite 300, Cannonsburg, PA 15317) on May 22, 2008, to allow authorization of two internal combustion engines with dehydrator equipped with a thermal oxidizer to

operate under this GP in Mt. Pleasant Township, **Washington County**. This authorization will expire on May 22, 2013.

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

GP-62-172A: Glenn O. Hawbaker, Inc.—Brokenstraw Facility (Route 6 West, Pittsfield, PA 16340) on May 20, 2008, for a natural gas fired compressor engine (BAQ-GPA/GP-5) in Pittsfield Township, **Warren County**. This unit was previously permitted under number GP3-41-05 Plant No. 15, Montoursville Facility.

GP-62-172B: Glenn O. Hawbaker, Inc.—Brokenstraw Facility (Route 6 West, Pittsfield, PA 16340) on May 20, 2008, for a nonroad engine (BAQ-GPA/GP-11) in Pittsfield Township, **Warren County**. This unit was previously permitted under number GP11-41-01 Plant No. 15, Montoursville Facility.

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.

15-0067F: Herr Foods, Inc. (273 Old Baltimore Pike, Nottingham, PA 19362-0300) on May 21, 2008, to install a new Baked Potato Chip Production Line at their facility in West Nottingham Township, **Chester County**. Herr Foods, Inc. is a Synthetic Minor facility, operating under SMOP 15-00067. The new baked potato oven will increase the facilities PM emissions by less than 0.25 tpy and less than 1.5 tpy for NOx. The slight increase in emissions still allows Herr Foods to remain a Synthetic Minor Operating Permit. The Plan Approval will contain monitoring, recordkeeping and operating restrictions designed to minimize emissions and keep the facility operating within all applicable air quality requirements.

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

35-303-012: Eureka Stone Quarry, Inc. (P. O. Box 249, Chalfont, PA 18914) on May 21, 2008, to install a new baghouse on their existing asphalt plant at their facility in Covington Township, **Lackawanna County**.

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

06-05007G: Carpenter Technology Corp. (P. O. Box 14662, Reading, PA 19612-4662) on May 21, 2008, to install a fabric collector for the control of emissions from a welding station in Building 30 in the City of Reading, **Berks County**.

36-05123C: Corixa Corporation—d/b/a GlaxoSmith-Kline Biologicals (325 North Bridge Street, Marietta, PA 17547-1134) on May 19, 2008, for an emergency generator at the biological manufacturing facility in East Donegal Township, **Lancaster County**.

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

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

46-313-146: Penn Color, Inc. (2755 Bergey Road, Hatfield, PA 19440) on May 21, 2008, to operate a base pigment dispersion facility in Hatfield Township, **Montgomery County**.

09-0117B: Heucotech, LTD (99 Newbold Road, Fairless Hills, PA 19030-4932) on May 21, 2008, to operate a pigment mixing operations facility in Falls Township, **Bucks County**.

46-0161B: Haines & Kibblehouse, Inc. (2052 Lucon Road, Skippack, PA 19474) on May 22, 2008, to operate a hot asphalt plant in Lower Pottsgrove Township, **Montgomery County**.

09-0188: Gamesa Wind U.S. (400 Gamesa Drive, Fairless Hills, PA 19030) on May 22, 2008, to operate a wind generator in Falls Township, **Bucks County**.

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

67-05007C: Adhesives Research, Inc. (P. O. Box 100, Glen Rock, PA 17327) on May 20, 2008, to install an adhesive coater and regenerative thermal oxidizer in Springfield Township, **York County**. This plan approval was extended.

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

47-309-001: United States Gypsum Company (60 PPL Road, Danville, PA 17821) on May 16, 2008, to extend the expiration date for approval to construct a wallboard manufacturing facility to January 31, 2009, as well as to authorize the construction of a temporary outside synthetic gypsum stockpile of up to 100,000 tons and the use of said stockpile until June 30, 2010, in Derry Township, **Montour County**.

47-309-001A: United States Gypsum Company (60 PPL Road, Danville, PA 17821) on May 16, 2008, to authorize the construction of a temporary outside synthetic gypsum stockpile of up to 100,000 tons and the use of said stockpile until June 30, 2010, in Derry Township, **Montour County**.

53-399-008: PA Pellets, LLC (705 South Main Street, Coudersport, PA 16915) on May 21, 2008, to extend the authorization to operate a wood-fired rotary wood chip dryer and associated air cleaning device (a multiclone collector), two pellet mills, a hammermill and associated air cleaning device (a fabric collector), a pellet cooler and associated air cleaning device (a cyclone collector), two dried wood chip storage bins and one wood pellet storage bin on a temporary basis to September 18, 2008, in Ulysses Borough, **Potter County**. The plan approval has been extended.

41-302-050: Wirerope Works, Inc. (100 Maynard Street, Williamsport, PA 17701) on May 20, 2008, to extend the authorization to operate two 15 mmBtu/hr anthracite coal-fired boilers on a temporary basis to

September 17, 2008, in the City of Williamsport, **Lycoming County**. The plan approval has been extended.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, M. Gorog and B. Hatch, Environmental Engineer Managers, (412) 442-4163/5226.

65-302-071: Koppers Inc. (345 Donner Avenue, Monessen, PA 15062) on May 26, 2008, a plan approval extension is effective with an expiration date of September 25, 2008, to allow for continued temporary operation of two coke oven gas/natural gas boilers at their Monessen Coke Plant, in the City of Monessen, **Westmoreland County**. This is a Plan Approval Extension.

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

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

07-05010: ST Products, LLC—d/b/a Small Tube Products (P. O. Box 1674, Altoona, PA 16603-1674) on May 15, 2008, for a tubing fabrication operation in Allegheny Township, **Blair County**. This Title V operating permit was administratively amended due to a change of ownership. This is Revision No. 1.

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.

23-00110: Bryn Hill Industries (407 Industrial Park Drive, Yeadon, PA 19050-3010) On May 22, 2008, to operate their molded urethane foam manufacturing line in Yeadon Borough, **Delaware County**. The permit is for a non-Title V (State-only) facility. The facility consists of a Foam Product Line, consisting of three Process Ovens, a mold release spray process and three oven heaters to cure the foam as the primary emission sources. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

46-00059: Handelok Bag Co. (701A West Fifth Street, Lansdale, PA 19446) on May 22, 2008, to operate their Printing Operation site in Lansdale Borough, **Montgomery County**. The permit is for a non-Title V (State-only) facility. Major sources of air emissions include three flexographic printing presses. No sources have been added and no applicable regulations have been promulgated since the permit was last issued in April 2003. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

15-00079: Reilly & Sons Inc. (601 East Lincoln Highway, Exton, PA 19341) on May 22, 2008, for a retail trade fuel station in West Whiteland Township, **Chester County**. The renewal permit is for a non-Title V (State-only) facility. The facility's sources are three underground gasoline storage tanks (USTs), one diesel UST and three diesel/No. 2 fuel oil above ground storage tanks as well as a tank truck loading rack. The permit will mandate use of the existing vapor balance system when filling the gasoline USTs, spill prevention measures as well as monitor-

ing and recordkeeping requirements designed to keep the facility operating within all applicable air quality requirements.

46-00195: F. J. Janoski Petroleum Co., Inc (2944 Felton Road, East Norriton, PA 19401) on May 23, 2008, for a State-only, Natural Minor Operating Permit Renewal in East Norriton Township, **Montgomery County**. The facility operates five underground storage tanks storing gasoline, diesel fuel and No. 2 fuel oil. The facility does not have the potential to exceed any Title V thresholds. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

46-00236: Highway Materials, Inc. (1126 Crusher Road, Perkiomenville, PA 18074) on May 23, 2008, for a State-only, Synthetic Minor Operating Permit in Marlborough Township, **Montgomery County**. Highway Materials operates a batch asphalt plant. Control devices include a knockout box and baghouse dust collector. The facility has the potential to emit greater than 25 tpy of VOCs and has elected to take appropriate operating and emission restrictions to maintain a minor operating status. The permit will include monitoring, recordkeeping and reporting requirements designed to address all applicable air quality requirements.

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

06-05106: SFS Intec, Inc. (P. O. Box 6326, Spring Street and Van Reed Road, Wyomissing, PA 19610-0326) on May 22, 2008, to operate the metal screw coating facility in Exeter Township, **Berks County**.

21-03023: Ames True Temper, Inc. (465 Railroad Avenue, Camp Hill, PA 17011-5611) on May 19, 2008, to operate their lawn and garden tools manufacturing facility in Hampden Township, **Cumberland County**. This is a renewal of the State-only operating permit.

22-03044: Mack Trucks, Inc. (2800 Commerce Drive, Middletown, PA 17057-3294) on May 16, 2008, to operate their engine remanufacturing facility in Lower Swatara Township, **Dauphin County**. This is a renewal of the State-only operating permit.

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

24-00022: SMC Global Holdings, Inc.—St. Marys Carbon Co. (259 Eberl Street, St. Marys, PA 15857) on May 19, 2008, the Department of Environmental Protection re-issued the Natural Minor Operating Permit for this facility in the City of St. Marys, **Elk County**. The facility's primary sources of emissions are the carbon baking kilns and associated equipment.

25-00890: Donald C. Burton Funeral Home (602 West 10th Street, PA 16502) on May 21, 2008, the Department of Environmental Protection re-issued the Natural Minor Operating Permit is for operation of the facility's air contamination source consisting of a human crematory in the City of Erie, **Erie County**.

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

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

46-00027: Johnson & Johnson Pharmaceutical Research & Development, LLC (Welsh and McKean Roads, Spring House, PA 19477) on May 21, 2008, the facility's major emission points include manufacturing equipment designed for pharmaceutical preparations, which emits major levels of VOCs, in Lower Gwynedd Township, **Montgomery County**. Minor Modification of Title V Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462. The modification addresses the removal of a 100-kW electric generator (Source ID 113C), the Large Scale Synthesis Center (Source ID 116) and one of two parts washer contained in Source ID 117. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility within all applicable air quality requirements.

09-00120: BASF Construction Chemicals, LLC (6450 Bristol Pike, Bristol, PA 19007) on May 23, 2008, to operate three dust collectors associated with mixing/packing lines in Bristol Township, **Bucks County**. This action is a renewal of the original State-only Operating Permit (Natural Minor), which was issued on April 21, 2003. The proposed renewal will also incorporate conditions from the previously issued Plan Approvals, No. 09-0120 and 09-0120A. The renewal contains conditions including monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

11-00415: Greystone Materials,—B.T.—Colver Processing Facility (150 North Radnor-Chester Road, Suite F200, Radnor, PA 19087) on May 22, 2008, located in Cambria Township, **Cambria County**. The permittee has submitted an application for administrative amendment of its operating permit to revise the corporate mailing address, permit contact telephone number and responsible official telephone number.

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.

Permit Number 32061303 and NPDES Permit No. NA, Rosebud Mining Company, (301 Market Street,

Kittanning, PA 16201), to operate the Heilwood Mine in Pine and Cherryhill Townships, **Indiana County** a new underground mine and related NPDES permit. Surface Acres Proposed 51.7, Underground Acres Proposed 4,454.0, Subsidence Control Plan Acres Proposed 2,802.0. Receiving stream: Yellow Creek, classified for the following use: CWF. Application received April 4, 2006. Permit issued May 14, 2008.

Permit Number 56001301 and NPDES Permit No. PA0235393, Genesis, Inc., d/b/a Meadow Run Genesis, Inc., (P. O. Box 552, Somerset, PA 15501), to revise the permit for the Genesis No. 17 Mine in Lincoln and Quemahoning Townships, **Somerset County** to change the post mining land use on 11 surface acres from forestland to pastureland. No additional discharges. Application received January 16, 2008. Permit issued May 20, 2008.

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 issued May 21, 2008.

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

56020103 and NPDES No. PA0249238. AMFIRE Mining Company, LLC, One Energy Place, Latrobe, PA 15650, permit renewal for reclamation only of a bituminous surface mine in Jenner Township, **Somerset County**, affecting 172.7 acres. Receiving streams: UNTs to/and Beam Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received January 28, 2008. Permit issued May 22, 2008.

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

GP12-63070101 and NPDES Permit No. PA0251101. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Air Quality Permit issued to operate a portable crusher on an existing bituminous surface mine located in Somerset Township, **Washington County**, affecting 183.9 acres. Receiving streams: UNTs to North Branch Pigeon Creek. Application received April 22, 2008. Permit issued May 19, 2008.

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

33070102 and NPDES Permit No. PA0258300. P. and N. Coal Company, Inc. (P. O. Box 332, Punxsutawney, PA 15767) Commencement, operation and restoration of a bituminous strip operation in Knox Township, **Jefferson County** affecting 23.1 acres. Receiving streams: UNTs to Five Mile Run. Application received April 13, 2007. Permit issued May 19, 2008.

10813005. Lucas Coal Company (c/o Beazer East, Inc., One Oxford Centre, Suite 3000, Pittsburgh, PA 15219) Renewal of an existing bituminous strip and tippel refuse disposal operation in Washington Township, **Butler County** affecting 222.5 acres. Receiving streams: Two UNTs to Slippery Rock Creek. Application received April 8, 2005. Permit issued May 22, 2008.

10020104. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) Renewal of an existing bituminous strip, auger, clay and shale removal operation in Clay and Cherry Townships, **Butler County** affecting 483.0 acres. Receiving streams: Findlay Run and UNTs to South Branch Slippery Rock Creek. Application received April 2, 2008. Permit issued May 22, 2008.

Noncoal Permits Actions

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

31070801. Robbie J. Love Excavating, 9 Main Street, Robertsdale, PA 16674, commencement, operation and restoration of a small noncoal (industrial minerals) operation in Wood Township, **Huntingdon County**, affecting 6.5 acres, receiving streams: UNTs to Great Trough Creek. Permit received May 7, 2007. Permit issued May 19, 2008.

29070802. Harry S. Helser, 1077 Log Cabin Road, Fort Littleton, PA 17223, commencement, operation and restoration of a small noncoal (industrial minerals) operation in Todd Township, **Fulton County**, affecting 5.0 acres, receiving streams: UNT to Licking Creek. Permit received November 19, 2007. Permit issued May 21, 2008.

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

42082802. Kessel Construction, Inc. (P. O. Box 737, 345 High Street, Bradford, PA 16701) Commencement, operation and restoration of a small noncoal sandstone operation in Lafayette Township, **McKean County** affecting 5.0 acres. Receiving stream: Tainter Run. Application received February 25, 2008. Permit issued May 16, 2008.

16860310. Glen-Gery Corporation (P. O. Box 7001, Wyomissing, PA 19610) Renewal of NPDES Permit No. PA0107395 in Limestone and Monroe Townships, **Clarion County** affecting 256.0 acres. Receiving streams: UNT to Piney Creek and Piney Creek. Application received April 3, 2008. Permit issued May 22, 2008.

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

58080822. John Diaz, (R. R. 2, Box 35, Kingsley, PA 18826), commencement, operation and restoration of a quarry operation in Brooklyn Township, **Susquehanna County** affecting 2.0 acres, receiving stream: none. Application received March 24, 2008. Permit issued May 19, 2008.

58072806. Tammy Lynn Norton, (R. R. 2, Box 135C, New Milford, PA 18834), commencement, operation and restoration of a quarry operation in Harford Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received October 23, 2007. Permit issued May 21, 2008.

58070868. Robert R. Reddon, (R. R. 2, Box 2637 R, Susquehanna, PA 18847), commencement, operation and restoration of a quarry operation in Oakland Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received November 20, 2007. Permit issued May 21, 2008.

58080821. Scott O'Dell, (P. O. Box 216, Harford, PA 18823), commencement, operation and restoration of a quarry operation in Franklin Township, **Susquehanna County** affecting 3.0 acres, receiving stream: none. Application received March 19, 2008. Permit issued May 21, 2008.

64082802. Wayco, Inc., (18 Maple Street, P. O. Box Y, Waymart, PA 18472), commencement, operation and restoration of a quarry operation in South Canaan Township, **Wayne County** affecting 5.0 acres, receiving stream: none. Application received March 26, 2008. Permit issued May 21, 2008.

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.

21084129. John W. Gleim, Jr., Inc., 625 Hamilton Street, Carlisle, PA 17013-1925, blasting activity permit issued for farm pits development in Middlesex Township, **Cumberland County**. Blasting activity permit end date is August 15, 2008. Permit issued May 12, 2008.

50084101. John W. Gleim, Jr., Inc., 625 Hamilton Street, Carlisle, PA 17013-1925, blasting activity permit issued for water supply tank/pit development in Tyron Township, **Perry County**. Blasting activity permit end date is September 15, 2008. Permit issued May 14, 2008.

21084130. M & J Explosives, Inc., P. O. Box 608, Carlisle, PA 17013-0608, blasting activity permit issued for warehouse development in Penn Township, **Cumberland County**. Blasting activity permit end date is December 15, 2008. Permit issued May 14, 2008.

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

02084007. Controlled Demolition, Inc. (2737 Merymans Mill Road, Phoenix, MD 21131). Blasting activity permit for demolition of Union R. R. Company bridge over Turtle Creek at Port Perry, located in Braddock Borough, **Allegheny County** with an expected duration of 1 week. Permit issued May 19, 2008.

02084006. Chambers Development Company (Monroeville Landfill, 600 Thomas Street, Monroeville, PA 15146). Permit issued for landfill cell development at the Monroeville Landfill, located in Monroeville Borough, **Allegheny County**, with an expected duration of 6 months. Permit issued May 21, 2008.

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

42084005. Minard Run Oil Co., Inc. (P. O. Box 18, Bradford, PA 16701). Blasting activity permit for stone removal in Lafayette Township, **McKean County**. This blasting activity permit will expire on May 19, 2009. Application received May 15, 2008. Permit issued May 19, 2009.

10074001. Quality Aggregates, Inc. (200 Neville Road, Neville Island, PA 15225-0347) Blasting activity permit for Government Financed Construction Contract in Allegheny Township, **Butler County**. This blasting activity permit will expire on December 31, 2013. Application received June 14, 2007. Permit issued May 19, 2008.

27084002. Pennsylvania General Energy Corp. (208 Liberty Street, Warren, PA 16365) Blasting activity permit for well exploration in Howe, Jenks and Kinsley Townships, **Forest County**. This blasting activity permit will expire on December 31, 2008. Application received May 21, 2008. Permit issued May 22, 2008.

24084001. Francis J. Palo, Inc. (P. O. Box 368, 309 South 4th Street, Clarion, PA 16214) Blasting activity permit to conduct blasting at St. Marys Airport site in the City of St. Marys, **Elk County**. This blasting activity permit will expire on September 30, 2008. Application received May 21, 2008. Permit issued May 22, 2008.

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

14084006. Douglas Explosives, Inc. (664 Graham Station Road, Philipsburg, PA 16866), blasting for the Penn State Credit Union Building Site located in Benner Township, **Centre County**. Permit issued May 20, 2008. Permit expires May 20, 2009.

14084007. Douglas Explosives, Inc. (664 Graham Station Road, Philipsburg, PA 16866), blasting for a house foundation located in Benner Township, **Centre County**. Permit issued May 20, 2008. Permit expires August 20, 2008.

41084003. Great Lakes Geophysical, Inc. (P. O. Box 127, Williamsburg, MI 49690), blasting for seismic survey: shot hole, located in Penn Township, **Lycoming County**. Permit issued May 13, 2008. Permit expires May 30, 2008.

53084002. Pennsylvania General Energy (208 Liberty Street, Warren, PA 16365), blasting for a borrow pit located in East Fork, Eulalia and Wharton Townships, **Potter County**. Permit issued May 21, 2008. Permit expires December 21, 2008.

53084003. Appalachian Geophysical Services, LLC (2659 SR 60, P. O. Box 426, Killbuck, OH 44637) located in Roulette and Pleasant Valley Townships, **Potter County**. Permit issued May 22, 2008. Permit expires December 31, 2008.

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

46084114. Eastern Blasting Co., Inc., (1292 Street Road, New Hope, PA 18938), construction blasting for Montgomery Office Park in Montgomery Township, **Montgomery County** with an expiration date of May 31, 2009. Permit issued May 18, 2008.

36084160. Keystone Blasting Service, (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting for Chiques Brethern Church in Rapho Township, **Lancaster County** with an expiration date of September 30, 2008. Permit issued May 20, 2008.

36084161. Keystone Blasting Service, (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting for a single dwelling in East Hempfield Township, **Lancaster County** with an expiration date of June 30, 2008. Permit issued May 20, 2008.

36084162. Keystone Blasting Service, (381 Reifsnnyder Road, Lititz, PA 17543), construction blasting for Country Store in Rapho Township, **Lancaster County** with an expiration date of August 30, 2008. Permit issued May 20, 2008.

46084113. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Northgate Phases 2 and 3 in West Pottsgrove Township, **Montgomery County** with an expiration date of June 1, 2009. Permit issued May 21, 2008.

36074163. Horst Drilling & Blasting, Inc., (141 Ranck's Church Road, New Holland, PA 17557), construction blasting for Lancaster Brethren Church in Manheim Township, **Lancaster County** with an expiration date of June 1, 2009. Permit issued May 22, 2008.

40084111. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for a home addition on White Birch Lane in Fairview Township, **Luzerne County** with an expiration date of December 31, 2008. Permit issued May 22, 2008.

67084115. J. Roy's, Inc., (Box 125, Bowmansville, PA 17507), construction blasting for Shawnee Manor in Windsor Township, **York County** with an expiration date of May 21, 2009. Permit issued May 22, 2008.

52084109. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for a boulder trench on Falling Waters Boulevard in Lackawaxen Township, **Pike County** with an expiration date of May 19, 2009. Permit issued May 23, 2008.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E66-136. Wyoming County, Wyoming County Courthouse, 1 Courthouse Square, Tunkhannock, PA 18657. Lemon and Tunkhannock Townships, **Wyoming County**, United States Army Corps of Engineers, Baltimore District.

To remove the existing structure, to place fill in a de minimis area of wetlands equal to 0.01 acre and to construct and maintain a two-span prestressed concrete adjacent box beam bridge, known as County Bridge No. 7 having normal spans of approximately 22.8 meters (74.8 feet) and a minimum underclearance of approximately 4.5 meters (14.6 feet) across Tunkhannock Creek (CWF). The project also includes the placement of a temporary stone causeway with five 2.44 meter (8 feet) diameter C.M.P. culverts to allow construction of the center pier. The water obstructions and encroachments were previously authorized by Permit No. E66-124, which expired prior to commencement of construction. The project is located along Township Road T416, approximately 0.3 kilometer (0.2 mile) southeast of SR 0092 (Factorville, PA Quadrangle N: 15.3 inches; W: 15.6 inches). (Subbasin 04F)

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

E36-824: Warwick Community Ambulance, 151 North Lane, Lititz, PA 17543, Lititz Borough, **Lancaster County**, United States Army Corps of Engineers, Baltimore District.

To remove an existing 4,000.0-square foot building and to construct and maintain a 2,256-square foot building with associated grading and paving, impacting the floodway of Lititz Run (WWF) (Lititz, PA Quadrangle N: 6.0-inches; W: 7.5-inches, Latitude: 40° 9' 25.8"; Longitude: 76° 18' 6.9") for the purpose of constructing a new ambulance facility on North Lane in the Borough of Lititz, Lancaster County.

E21-401: Department of Transportation Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103, North Middleton Township, **Cumberland County**, United States Army Corps of Engineers, Baltimore District.

To remove an existing 190.0-foot long, two-span, steel thru-girder bridge with a clear span of 185.0 feet, an out-to-out width of 26.0 feet and an average underclearance of 12.0 feet, carrying SR 0034 over Conodoguinet Creek (WWF) (Carlisle, PA Quadrangle: Latitude: 40° 14' 21"; Longitude: 77° 10' 49", North: 20.8 inches, West: 7.8

inches) and to construct and maintain a 189.0-foot long, two-span, prestressed concrete adjacent box beam bridge, with a clear span of 185.5 feet, an out-to-out width of 41.4 feet normal to the roadway centerline and an average underclearance of 12.0 feet across Conodoguinet Creek (WWF) (Carlisle, PA Quadrangle: Latitude: 40° 14' 21"; Longitude: 77° 10' 49", North: 20.8 inches; West: 7.8 inches). The project involves permanent relocation of 150.0 feet of intermittent stream channel, 0.01 acre of PEM wetland fill for the purpose of roadway approach widening, temporary cofferdams and the use of a temporary causeway for demolition and construction of the pier. The project will result in approximately 95.0 linear feet of temporary perennial stream impact, 75.0 linear feet of permanent perennial stream impact and 150.0 linear feet of permanent intermittent stream impact, for a cumulative impact of approximately 300.0 linear feet (0.12 acre) in North Middleton Township, Cumberland County. The amount of wetland impact is de minimis and replacement is not required.

E67-845: Dale and Cindy Bosley, Pond Restoration, 2515 Hain Road, Stewartstown, PA 17363, North Hopewell Township, York County, United States Army Corps of Engineers, Baltimore District.

To restore a 40.0-foot wide by 60.0-foot long pond to a depth of 5.0 feet by excavating the accumulated sediment that settled and filled the pond. No wetlands will be impacted as a result of the pond restoration. The pond discharges to a UNT to the East Branch Codorus Creek (HQ-CWF) (Glen Rock, PA Quadrangle N: 7.1 inches; W: 3.1 inches, Latitude 39° 47' 17"; Longitude: 76° 38' 45"). The proposed project is located on the southeast quadrant of the intersection of Ebaugh and Hain Roads in North Hopewell Township, York County.

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

E17-444. Robert Molnar, 139 Rem Lane, Ruffsedale, PA 15765. Molnar Private Ford Crossing and Deer Fencing Project in Sandy Creek, in Covington and Girard Townships, **Clearfield County**, United States Army Corps of Engineers, Baltimore District (Devils Elbow, PA Quadrangle Latitude: 41° 08' 0.40"; Longitude: 78° 14' 28.5").

The applicant proposes to construct, operate and maintain two ford crossings and two deer fence crossings in Sandy Creek for private, noncommercial use. The ford crossings shall be constructed with clean, washed R-4 rock. Breakaway lower section of deer fence across the stream shall be constructed and maintained, so that debris and bankfull flows do not cause stream channel erosion or scour. The project is located along the eastern right-of-way of Township Road No. 648 (T-648) approximately 3,000-feet east of Buck Run Road and T-648 intersection.

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

E42-299, Bradford Economic Redevelopment Corporation, P. O. Box 490, 20 Russell Boulevard, Bradford, PA 16701. Lafferty Hollow Industrial Park, in Foster Township, **McKean County**, United States Army Corps of Engineers, Pittsburgh District (Derrick City, PA Quadrangle N: 0.6 inch; W: 7.5 inches).

The applicant proposes to construct a 350-acre industrial park on 22 lots in 5 phases including building pads and access roads involving: (1) to construct and maintain a prestressed concrete I-beam bridge having a clear span of 75 feet and an underclearance of 15.36 feet over Kendall Creek; (2) to fill 225 feet of branch channels off of the main channel of Kendall Creek; (3) to abandon 210 feet of a branch channel off of the main channel of Kendall Creek by cutting off the flow to the channel; (4) to construct and maintain a 102-foot-long, 3-foot-diameter culvert in a branch channel off of the main channel of Kendall Creek; (5) to install and maintain five culverts having lengths of 120 feet, 80 feet, 40 feet, 65 feet and 72 feet in tributaries to Kendall Creek having drainage areas less than 100 acres; (6) to fill 6,006 feet of tributaries to Kendall Creek having drainage areas of less than 100 acres; (7) to relocate 3,007 feet of tributaries to Kendall Creek having drainage areas less than 100 acres; (8) to fill 2.46 acres of 35 PEM and PSS wetlands; (9) to temporarily impact 0.0366 acre of wetland and 90 linear feet of Kendall Creek with temporary access roads and causeways during bridge construction; (10) to construct 2.82 acres of wetland as mitigation for wetland impacts and to construct 0.44 acre of wetland as mitigation for stream impacts; and (11) to construct 2,210 feet of anastomosing channel, 1,200 feet of Kendall Creek improvements and smaller branch channel improvements to mitigate for stream impacts. Kendall Creek and the tributaries in the project area are perennial streams classified as WWF.

ENVIRONMENTAL ASSESSMENTS

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

EA04-004. U.S. Department of Interior, Fish and Wildlife Service, Ohio River Islands NWR, 3982 Waverly Road, Williamstown, WV 26187-9529. To place and maintain a stone dike and dredged materials in Shippingport and Ohioville Boroughs, **Beaver County**, United States Army Corps of Engineers, Pittsburgh District (Hookstown, PA Quadrangle N: 22.0 inches; W: 9.5 inches, Latitude: 40° 37' 16"; Longitude: 80° 26' 42"). To place and maintain a stone dike and dredged materials from the United States Army Corps of Engineers' Emsworth Lock and Dam Rehabilitation Project, in and along the Ohio River (WWF), along the edges of Phillis and Georgetown Islands, to stabilize and rehabilitate these Islands and to reduce the potential for further erosion of these islands. This project will affect approximately 1,900 linear feet of Phillis Island and 1,400 linear feet of Georgetown Island. Approximately 0.76 acre of R2UBH wetland areas will be affected by this project. The affected wetlands are anticipated to become reestablished on the installed, dredge materials. Phillis Island is located at River Mile 35.4, in Shippingport Borough, Beaver County (Hookstown, PA Quadrangle N: 22.0 inches; W: 9.5 inches, Latitude: 40° 37' 16"; Longitude: 80° 26' 42"). Georgetown Island is located at River Mile 37.8, in Ohioville Borough, Beaver County, (Midland, PA Quadrangle N: 3.5 inches; W: 14.0 inches, Latitude: 40° 38' 39"; Longitude: 89° 28' 36"). The initial public notice for this project appeared in the *Pennsylvania Bulletin* on December 8, 2007, as Department of Environmental Protection file E04-319.

EA32-007. Pennsylvania Renewable Resource Associates. Conemaugh Hydro, 1665 Auen Road, Conemaugh Hydro, Saltsburg, PA 15681. To remove tile drains in Balcklick Township, **Indiana County**, United

States Army Corps of Engineers, Pittsburgh District (Blairsville, PA Quadrangle N: 17.32 inches; W: 8.81 inches, Latitude: 40° 28' 11.5"; Longitude: 79° 18' 48"). To remove tile drains from an approximately 12.74 acre areas, which currently contains approximately 1.47 acres of wetland, for the purpose of restoring/reverting the remaining area (11.27 acre) back to wetlands. The project sponsor estimates that approximately 0.38 acre of the total project area will be disturbed, during the exploration and removal of the existing tile drains; however, all tile drains will be removed from the project area. The project area, which is contained within a larger 47.33 acre boundary area that also contains additional existing wetland acreage, is located west of the intersection of Grange and Newport Roads, within the United States Army Corps of Engineers Conemaugh River Lake Flood Control Project area.

EA32-008. Evergreen Conservancy, P. O. Box 0783, Indiana, PA 15701. To construct and maintain a passive treatment system in Banks Township, **Indiana County**, United States Army Corps of Engineers, Baltimore District (Burnside, PA Quadrangle N: 20.6 inches; W: 13.4 inches, Latitude: 40° 51' 48"; Longitude: 78° 50' 49"). To construct and maintain a passive treatment system that will impact approximately 0.22 acre of wetland, which is impaired by mine drainage, to improve the quality of water in the South Branch Bear Run (CWF). The project is located in State Game Lands No. 174, along Lochvale Road (SR 1053).

ENVIRONMENTAL ASSESSMENTS

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

D42-010EA. Bradford City Water Authority, 28 Kennedy Street, Bradford, PA 16701-2006. Bradford Township, **McKean County**, United States Army Corps of Engineers, Pittsburgh District.

Project proposes to remove approximately 8 acres of accumulated silts and sediments from the reservoir impounded by the Bradford City No. 3 Dam for the purpose of maintenance. The project proposes to construct two temporary road crossings that will impact approximately 20 feet of stream channel. The dam is located across Marilla Brook (HQ-CWF) approximately 5 miles feet west of the intersection of US 219 and SR 346 (Bradford, PA Quadrangle, Latitude: 41° 57' 12"; Longitude: 78° 44' 25").

DAM SAFETY

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

D65-024A. Whitney Ridge Dam. Ronald L. Repasky, 1125 Garden Street, Greensburg, PA 15601. To modify, operate and maintain Whitney Ridge Dam across a tributary of Ninemile Run (WWF), impacting 0.012 acre of open water and 75 feet of stream, for the purpose of recreation. Work includes the reconstruction of the spillway with concrete lining to allow safe passage of the spillway design flood, improving the inlet structures upstream of the dam and regrading the downstream face of the dam to provide a manageable slope (Mammoth, PA Quadrangle N: 20.6 inches; W: 3.25 inches) Unity Township, **Westmoreland County**.

D05-073. Bedford County Sportsmen, Inc. (R. R. 4, SR 326, Bedford, PA 15522) To operate and maintain the Sportsmans Lake Dam across a Tributary to Swamp Run for the purpose of recreation (Clearville, PA Quadrangle N: 16.15 inches; W: 0.45 inch) in Colerain Township, **Bedford County**. The existing dam was constructed circa 1955. Under current dam safety regulations, a permit is required to operate and maintain the dam.

D63-135. Robert Lange (65 East Simmons Road, Eighty Four, PA 15330). To modify, operate and maintain Lake DiCio Dam across a Tributary to Chartiers Creek (WWF), impacting 70 linear feet of stream channel, for the purpose of compliance with dam safety requirements. This application is associated with a compliance order issued June 14, 2004, to drain and breach the dam, but later modified by oral agreement to allow the owner to pursue repairs without draining and breaching. As-built modifications include flattening of the downstream slope of dam and a new spillway around the left abutment (Washington East, PA Quadrangle N: 3.8 inches; W: 1.4 inches) in South Strabane Township, **Washington County**.

[Pa.B. Doc. No. 08-1063. Filed for public inspection June 6, 2008, 9:00 a.m.]

Agricultural Advisory Board; Meeting Cancellation

The Agricultural Advisory Board meeting scheduled for June 18, 2008, has been cancelled. The next meeting is scheduled to occur on August 27, 2008, at 10 a.m. in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the cancellation of the June 18, 2008, meeting or the August 27, 2008, meeting should be directed to Frank X. Schneider, Bureau of Watershed Management, (717) 772-5972, fschneider@state.pa.us. The agenda and materials for the August 27, 2008, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at www.depweb.state.pa.us (DEP Keyword: Public Participation, Participate).

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact the Department at (717) 783-6118 or through the 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. 08-1064. Filed for public inspection June 6, 2008, 9:00 a.m.]

Coastal and Estuarine Land Acquisition Conservation Program; Federal Fiscal Year 2009 Grant Solicitation

The Coastal Resources Management (CRM) Program of the Department of Environmental Protection (Department) is soliciting land acquisition grant proposals to submit to the National Oceanic and Atmospheric Administration (NOAA) through the Coastal and Estuarine Land Conservation Program (CELCP). This solicitation is

for preliminary candidate proposals and is for funding awards under NOAA's Federal Fiscal Year (FFY) 2009 Funding cycle.

The CELCP places an emphasis on "ecologically valuable" lands. The geographic areas covered by the CELCP are the designated Delaware Estuary Coastal Zone Watershed and the Lake Erie Coastal Zone Watershed. Grant applications may be made for the purchase of land acquisitions or interests; these may be in fee-simple title or as conservation easements. A major condition of the CELCP Program is that the title or easement must be held by a governmental/public entity. Further, grant awards must be matched dollar-for-dollar (may include in-kind match but not other Federal funds) and are capped at \$3 million each (Federal share). Land trusts may hold sub-easements for management and stewardship on CELCP-funded properties and may assist in the development of proposals, but they may not hold title to any property acquired with the CELCP funds.

Each coastal state may nominate up to three candidate projects to NOAA for this National, competitive process. The Department will select the three Pennsylvania candidate projects for submission to NOAA employing the guidelines issued by the Federal agency. NOAA will develop a ranked list of projects eligible for funding. Once NOAA receives final appropriations from the United States Congress, the agency will make final determinations as to which projects are selected for funding within amounts available. Federal funding awards, based upon the final CELCP funding appropriated, are expected to be made between March 1, 2009, and October 1, 2009.

The Federal Funding Opportunity (FFO) Announcement, *Federal Register* notice, Description and Scope of Work Formats and CELCP Checklist will be listed on the Department's web site at www.depweb.state.pa.us (DEP Keywords "Coastal Zone Management Program/Coastal Zone") as soon as NOAA publishes the materials. These materials contain detailed information about the grant application submission and review process. Applications should follow the format listed in the FFO. The FFO Announcement also contains several links to the NOAA CELCP web site for further explanations of program requirements and additional guidance. In addition, the web site contains the Pennsylvania CELCP plan, as reference for applicants submitting proposals. Applicants should closely review the *Federal Register* notice, FFO and Pennsylvania CELCP plan to understand eligibility requirements, ranking criteria and the types of acquisition projects the program may fund.

Proposals must be submitted no later than July 7, 2008, to Jeff Dewey, Department of Environmental Protection, Water Planning Office, P. O. Box 2063, 400 Market Street, Harrisburg, PA 17105-2063, and must include the following:

1. A project description.
2. Scope of work.
3. Proposed budget.
4. A project application checklist.
5. Maps of the site/project location.

Additionally, applicants may submit supplemental materials listed in the Federal announcement, such as a copy of a property appraisal, title opinion or evidence of a willing seller.

For additional information, contact Chris Linn at the Delaware Valley Regional Planning Commission, (215) 238-2873, clinn@dvrpc.org; contact Julia McConnaughey at the Erie County Planning Department, (814) 451-6018, jmcconnaughey@eriecountygov.org; or Jeff Dewey at the Department's Water Planning Office, (717) 772-5619, jdewey@state.pa.us.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 08-1065. Filed for public inspection June 6, 2008, 9:00 a.m.]

Laboratory Accreditation Advisory Committee; Meeting Date Change

The June 12, 2008, meeting of the Laboratory Accreditation Advisory Committee (Committee) meeting has been rescheduled to Wednesday, July 9, 2008, from 10 a.m. to 3 p.m. in Room 206 of the Bureau of Laboratories Building, 2575 Interstate Drive, Harrisburg, PA 17105-1467.

The agenda and meeting materials for the July 9, 2008, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at www.depweb.state.pa.us (DEP Keywords: Public Participation, Participate).

Questions concerning the July 9, 2008, meeting of the Laboratory Accreditation Advisory Committee should be directed to Aaren Shaffer Alger at (717) 346-8212 or aalger@state.pa.us.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact the Department at (717) 346-8212 or through the 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. 08-1066. Filed for public inspection June 6, 2008, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Williamsport Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Williamsport Surgery Center 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 facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/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. 08-1067. Filed for public inspection June 6, 2008, 9:00 a.m.]

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

The Governor's Advisory Council on Physical Fitness and Sports Committee will hold a public meeting on Thursday, June 12, 2008, from 10 a.m. to 3 p.m. The meeting will be held at Pennsylvania State University, 104 Henderson Building, State College, PA.

For additional information, persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation to do so contact Stephanie Winegar, Bureau of Health Promotion and Risk Reduction, Room 1000, Health and Welfare Building, Harrisburg, PA at (717) 787-5876. Speech and/or hearing impaired persons may contact V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

This meeting is subject to cancellation without notice.

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

[Pa.B. Doc. No. 08-1068. Filed for public inspection June 6, 2008, 9:00 a.m.]

Long-Term Care Nursing Facilities; Requests for Exception

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

Kittanning Care Center
120 Kittanning Care Center Drive
Kittanning, PA 16201
FAC ID 234802

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

Church of God Home, Inc.
801 North Hanover Street
Carlisle, PA 17013

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.

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

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

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

[Pa.B. Doc. No. 08-1069. Filed for public inspection June 6, 2008, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Changes to an Additional Class of Disproportionate Share Payments

The purpose of this notice is to announce the Department of Public Welfare's (Department) intent to revise the criteria and to increase the allocation for disproportionate share hospital (DSH) payments to certain qualifying Medical Assistance (MA) enrolled hospitals. Effective for Fiscal Year (FY) 2007-2008 only, the State General funds allocated for this payment will be increased from \$5.862 million to \$11.348 million.

Effective October 1, 2000, the Department established an additional class of DSH payments to certain qualifying hospitals, which the Department determined advanced the Department's goal of enhanced access to multiple types of medical care in economically distressed areas of this Commonwealth. Increases in MA eligibility and service costs require changes to the original qualifying criteria and a one-time payment increase to the amount allocated to guarantee access to care for MA recipients throughout this Commonwealth.

The Department intends to consider a hospital eligible, provided it is an acute care general hospital that meets all of the following criteria:

(a) The hospital provides in excess of 100,000 inpatient days to MA eligible individuals as reported on its FY 2004-2005 MA Hospital Cost Report (MA 336).

(b) The hospital has a Low-Income Utilization Rate in excess of the 95th percentile of the Low-Income Utilization Rate for all enrolled acute care general hospitals as reported on its FY 2004-2005 MA Hospital Cost Report (MA 336).

(c) The hospital's ratio of MA revenue to net patient revenue exceeds the 98th percentile for all Commonwealth acute care general hospitals as reported in the Pennsylvania Health Care Cost Containment Council's 2006 Financial Analysis, Volume One.

(d) The dollar value of the hospital's uncompensated care equals or exceeds the 94th percentile of the value to uncompensated care for all acute care general hospitals as reported in the Pennsylvania Health Care Cost Containment Council's 2006 Financial Analysis, Volume One.

(e) The hospital is located in a Census tract designated by the Bureau of Primary Health Care of the Health Resource and Services Administration as a Medically Underserved Area.

Payments will continue to be divided proportionally between qualifying hospitals based on the percentages of each qualifying hospital's MA inpatient days to the total MA inpatient days of all qualifying hospitals. In making these payments, the Department will continue to ensure that no acute care general hospital will receive a DSH payment that is in excess of its hospital-specific DSH upper payment limit and the Commonwealth will not exceed its aggregate annual DSH allotment.

Fiscal Impact

For FY 2007-2008, the fiscal impact as a result of the revision to the criteria and the one-time payment increase in DSH payment allotment is \$11.949 million in total funds (\$5.486 million in State General Funds and \$6.463 million in Federal funds).

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department at the following address Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,
Secretary

Fiscal Note: 14-NOT-550. (1) General Fund:

	<i>MA-Inpatient</i>	<i>Acute Care Hospitals</i>
(2) Implementing Year 2007-08 is	\$1,986,000	\$3,500,000
(3) 1st Succeeding Year 2008-09 is	\$0	\$0
2nd Succeeding Year 2009-10 is	\$0	\$0
3rd Succeeding Year 2010-11 is	\$0	\$0
4th Succeeding Year 2011-12 is	\$0	\$0
5th Succeeding Year 2012-13 is	\$0	\$0
(4) 2006-07 Program—	\$513,020,000	\$14,500,000
2005-06 Program—	\$474,693,000	\$10,800,000
2004-05 Program—	\$531,785,000	\$12,200,000

(7) Medical Assistance (MA) Inpatient and Acute Care Hospitals; (8) recommends adoption. Funds are included in the budget to cover these increases.

[Pa.B. Doc. No. 08-1070. Filed for public inspection June 6, 2008, 9:00 a.m.]

Grant Payments to Qualifying Teaching Hospitals

The purpose of this notice is to provide prior public notice of the Department of Public Welfare's (Department) intent to provide grant payments to qualifying teaching hospitals that provide psychiatric services to Medical

Assistance (MA) recipients. Across this Commonwealth there is a shortage of psychiatrists, notably those involved in the public health sector. The Department is working to recruit and retain psychiatrists to work in underserved rural and urban areas throughout this Commonwealth. These payments are intended to help offset the medical education costs of psychiatrists incurred by the hospitals providing psychiatric services to MA recipients and the uninsured.

Period of the Grant

The grant period will be the State Fiscal Year (SFY) in which the grant is awarded. Grants will be awarded every SFY, beginning in SFY 2008-2009.

Grant Limit

The grant funds will be distributed equally up to a maximum of \$185,000 among the qualifying hospitals. Grants are limited to one per hospital per grant period.

Spending Cycle

All moneys awarded to a hospital under this grant program must be spent within a 12-month period beginning on the day that the hospital receives its grant payment. If a hospital is unable to spend all moneys within the 12-month period, the Department may issue an extension.

Hospital Eligibility

The Department will consider applications for the grant payment from accredited academic departments of psychiatry and freestanding Accreditation Council for Graduate Medical Education or American Osteopathic Association accredited psychiatric training programs of acute care general hospitals. These programs must be committed to enhancing the development and practice of public psychiatry; participating in the development of a cadre of public service psychiatrists across the State involved in shaping current and future public psychiatric practices; involving consumers and their families in the training of psychiatrists; transforming the training and practice of public psychiatry in alignment with recovery, cultural diversity, trauma and consumer outcomes; and sharing financial support for the program.

Grant Application Reviews

The Pennsylvania Psychiatry Leadership Council (PPLC) was created to advance the goal of recruiting and retaining psychiatrists to work in underserved rural and urban areas throughout the Commonwealth. The Department will use the PPLC to review the applications submitted by hospitals under the grant program. The PPLC will evaluate the applications and grants will be awarded based on the hospital's particular characteristics and ability to achieve the goals of the Department. Grants will be awarded as either a planning grant or implementation grant. Planning grants are for teaching hospitals that are not ready to implement a program, yet have the characteristics for which the Department is looking. These hospitals need additional time, funding or both, to develop their programs to the implementation stage. The implementation grants are for hospitals that are ready to implement a program that will advance the Department's goals.

A hospital planning a program or with a program that best demonstrates the following characteristics will be considered for a grant.

- A program that provides a diverse experience in regard to consumer characteristics, practice organizations, geographical locations and interaction with other disciplines.

- A program that provides a model for delivering psychiatric care in underserved areas.
- A program that interacts and integrates psychiatric practice in other health care delivery sites to promote the integration of behavioral and physical health for consumers.
- A program that demonstrates consumer and family friendly environments that encourage and respond to input and feedback to improve the behavioral health services received.
- A program that engages local community psychiatrists who have a background in recovery orientated psychiatry to train, supervise and teach fellows, residents or medical students.
- A program that supports up to six fellows, in post graduate years 4, 5 or 6, who are Board eligible graduates of an approved residency program and show evidence of leadership in prior educational, professional or community activities. The fellows should have a background in mental health policy, administrative psychiatry and public health.

Fiscal Impact

The Fiscal Year 2008-2009 fiscal impact, as a result of this grant payment is \$0.500 million (\$0.228 million in State funds).

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,
Secretary

Fiscal Note: 14-NOT-549. (1) General Fund; (2) Implementing Year 2007-08 is 0; (3) 1st Succeeding Year 2008-09 is \$228,000; 2nd Succeeding Year 2009-10 is \$228,000; 3rd Succeeding Year 2010-11 is \$228,000; 4th Succeeding Year 2011-12 is \$228,000; 5th Succeeding Year 2012-13 is \$228,000; (4) 2006-07 Program—\$513,020,000; 2005-06 Program—\$478,693,000; 2004-05 Program—\$531,785,000; (7) Medical Assistance—Inpatient; (8) recommends adoption. Funds are included in the budget to cover these increases.

[Pa.B. Doc. No. 08-1071. Filed for public inspection June 6, 2008, 9:00 a.m.]

Medical Assistance Program Fee Schedule Increase for a Select Colposcopy Procedure Code

Purpose of Notice

The Department of Public Welfare (Department) announces that the fee paid by the Medical Assistance (MA) Program for Common Procedural Terminology (CPT) procedure code 57454 has increased effective with dates of service on or after May 15, 2008. As set forth, CPT procedure code 57454 includes a colposcopy of the cervix

with one or more biopsies of the cervix and endocervical curettage. CPT procedure codes 57455 and 57456, which include colposcopy of the cervix and related procedures have significantly higher fees than the current MA Program fee for CPT procedure code 57454. Therefore, after consultation with medical providers, the Department is increasing the MA Program Outpatient Fee Schedule rate for CPT procedure code 57454 to be consistent with the MA Outpatient Program Fee Schedule rates for CPT procedure codes 57455 and 57456 as follows:

<i>CPT Code</i>	<i>Procedure Code Definition</i>	<i>Current Fee</i>	<i>Fee Effective May 15, 2008</i>
57454	Colposcopy of the cervix including upper/adjacent vagina; with biopsy(s) of the cervix and endocervical curettage	\$69.00	\$105.94

Fiscal Impact

The increase is anticipated to have no fiscal impact in Fiscal Year 2007-2008. The increased fee will result in increased costs of \$0.101 million (\$0.046 million in State funds) in the MA Outpatient Program in Fiscal Year 2008-2009.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered in any subsequent revisions to the MA Program Outpatient Fee Schedule.

Persons with a disability who require an auxiliary aid or service may submit comments using the AT&T Relay Services at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,
Secretary

Fiscal Note: 14-NOT-551. (1) General Fund; (2) Implementing Year 2007-08 is \$46,000; (3) 1st Succeeding Year 2008-09 is \$50,000; 2nd Succeeding Year 2009-10 is \$50,000; 3rd Succeeding Year 2010-11 is \$50,000; 4th Succeeding Year 2011-12 is \$50,000; 5th Succeeding Year 2012-13 is \$50,000; (4) 2006-07 Program—\$671,472,000; 2005-06 Program—\$945,950,000; 2004-05 Program—\$842,991,000; (7) Medical Assistance Outpatient; (8) recommends adoption.

[Pa.B. Doc. No. 08-1072. Filed for public inspection June 6, 2008, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Request for Bids Property Demolition, Snyder County

The Department of Transportation (Department), 715 Jordan Avenue, Montoursville, PA 17745-0218, will be accepting sealed bids for the demolition and removal of property located in Monroe Township, Snyder County, having the following addresses.

Claim No. 5400089000, Parcel 58, 124 Miller Drive, Shamokin, PA 17876, with the following directions. South on Routes 11 and 15 to Shamokin Dam, turn right on 11th Avenue, go approximately 1.0 mile, turn right onto Miller Drive, go 0.10 mile driveway on right.

Claim No. 5400092000, Parcel 61, 1164 Grangers Road, Selinsgrove, PA 17870, with the following directions. South on Route 15, once at the intersection of Routes 15 and 304, continue south on Route 15 approximately 2.7 miles, turn right on Grangers Road, first house on the left.

Bids will be accepted until Wednesday, June 18, 2008, at 10 a.m. Bids will be opened in Conference Room A. An inspection of the properties will be held on June 4, 2008, between 11 a.m. and 1 p.m. Inquires should be directed to Thomas E. Hall (570) 368-4336 or Eugene McGill (570) 368-4315.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 08-1073. Filed for public inspection June 6, 2008, 9:00 a.m.]

Watercraft Trailer Forfeiture; Maximum Amount

Chapter 73, Subchapter B of 75 Pa.C.S. (relating to watercraft trailer forfeiture) applies only to a watercraft trailer with a resale value based upon established industry standards equal to or less than the amount set forth in 75 Pa.C.S. § 7321(c) (relating to scope of subchapter and legislative intent). This subsection provides that for the year 2006, the maximum amount will be \$1,000 and for each year thereafter, the maximum amount will be fixed annually by the Department of Transportation (Department) based upon the maximum amount in the prior year as adjusted to reflect the change in the Consumer Price Index for All Urban Consumers (CPI-U) for the United States for all items as published by the United States Department of Labor, Bureau of Labor Statistics, for the previous 12-month period. The subsection further provides that the maximum amount as adjusted will be rounded to the nearest multiple of \$5 and that the Department will give notice of the new maximum amount by publication in the *Pennsylvania Bulletin*.

Under 75 Pa.C.S. § 7321(c), the Department has fixed the maximum amount for 2007 as \$1,030 and for 2008 as \$1,060.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 08-1074. Filed for public inspection June 6, 2008, 9:00 a.m.]

FISH AND BOAT COMMISSION

Proposed Special Regulation Designations

The Fish and Boat Commission (Commission) has approved guidelines with regard to encouraging public participation on possible changes to the designation of

streams, stream sections or lakes for special regulation programs. Under 58 Pa. Code Chapter 65 (relating to special fishing regulations), the Commission designates certain streams, stream sections and lakes as being subject to special fishing regulations. These designations are effective after Commission approval when they are posted at the site and a notice is published in the *Pennsylvania Bulletin*. Under the Commission's guidelines, a notice concerning the proposed designation or redesignation of a stream, stream section or lake under special regulations ordinarily will be published in the *Pennsylvania Bulletin* before the matter is reviewed by the Commissioners.

At the next Commission meeting on July 14 and 15, 2008, the Commission will consider taking the following actions with respect to streams, stream sections and lakes as waters subject to special fishing regulations under 58 Pa. Code Chapter 65, effective January 1, 2009:

58 Pa. Code § 65.6. Delayed Harvest Artificial Lures Only (DHALO) Areas

The Commission will consider the removal of the following water as a DHALO Area regulated and managed under 58 Pa. Code § 65.6:

County	Water on which located	Description
Wayne	Butternut Creek	From Butternut Road (SR 3002) downstream to mouth, a distance of 2.1 miles

58 Pa. Code § 65.9. Big Bass Special Regulations

The Commission will consider adding the following waters to its list of "Big Bass Regulation" waters regulated and managed under 58 Pa. Code § 65.9:

County	Water
Monroe	Bradys Lake
Monroe	Gouldsboro Lake

58 Pa. Code § 65.11. Panfish Enhancement Special Regulations

The Commission will consider adding the following waters to its list of "Panfish Enhancement Special Regulation" waters regulated and managed under 58 Pa. Code § 65.11:

County	Water
Monroe	Bradys Lake
Monroe	Gouldsboro Lake

58 Pa. Code § 65.19. Approved Trout Waters Open to Year-Round Fishing

The Commission recently proposed and sought public comments on a new § 65.19 (relating to approved trout waters open to year-round fishing) through a notice of proposed rulemaking that was published at 38 Pa.B. 1588 (April 5, 2008). At its meeting on July 14 and 15, 2008, the Commission will consider the final adoption of § 65.19. If adopted on final-form rulemaking, this section will go into effect on January 1, 2009. The Commission will consider designating the following waters as part of the Approved Trout Waters Open to Year-Round Fishing Program:

<i>County</i>	<i>Water</i>
Armstrong	Mahoning Creek (from Mahoning Creek Dam outflow downstream to the confluence of Pine Run)
Bedford	Koon Lake
Berks	Tulpehocken Creek (from covered bridge at T-921 downstream to the mouth)
Berks	Kaercher Creek Dam
Bradford	Mountain Lake
Bradford	Sugar Run
Cameron	West Creek
Clearfield	Laurel Run (Parker Dam State Park)
Cumberland	Mountain Creek (from Adams County line downstream to the backwaters of Laurel Lake)
Dauphin/ Lebanon	Stony Creek (from .4-mile upstream of Cold Spring Road downstream to State Game Lands No. 211 gate)
Elk	West Creek (from SR 1008 at Rathbun downstream to SR 3001 at Howard Siding)
Elk	Straight Creek
Forest	Tionesta Creek (from Tionesta Dam outflow downstream)
Indiana	Cummins Reservoir (Blue Spruce Lake)
Lawrence	Cascade Quarry
Lebanon	Lakeside Quarry
Luzerne	Frances Slocum Lake
Luzerne	Upper Ice Pond
Luzerne	Sylvan Lake
Luzerne/Sullivan	Lake Jean
McKean	Meade Run
Northampton	Minsi Lake
Perry	Holman Lake (Little Buffalo State Park)
Schuylkill	Tuscarora Lake
Somerset	Blue Hole Run (from confluence with Garys Run downstream to mouth)
Somerset	Fall Creek (from confluence with Ansell Run downstream to mouth)
Wayne	Duck Harbor Pond
Wyoming	Mehoopany Creek (from confluence with Kasson Brook downstream to confluence of North Fork Mehoopany Creek)
York	South Branch Codorus Creek (from SR 0616 in Centerville downstream to T-527)
York	Glatco Lake
York	Lake Marburg

At this time, the Commission is soliciting public input concerning the designations. Persons with comments, objections or suggestions concerning the designations are invited to submit comments in writing to Executive

Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted. Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

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

[Pa.B. Doc. No. 08-1075. Filed for public inspection June 6, 2008, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The following meetings of the Health Care Cost Containment Council have been scheduled for Wednesday, June 11, 2008, Mandated Benefits Review Committee Teleconference—4 p.m.; Wednesday, June 25, 2008, Audit Committee—9 a.m., Data Systems Committee—10 a.m., Education Committee—1 p.m., Mandated Benefits Review Committee—3 p.m. and Executive Committee Meeting—4 p.m.; Thursday, June 26, 2008, Council Meeting—10 a.m. and Payment Data Advisory Group—1 p.m. Additional Council meetings are scheduled for September 4, 2008, and November 6, 2008. 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 in need of accommodations due to a disability and wish 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.

DAVID H. WILDERMAN,
Acting Executive Director

[Pa.B. Doc. No. 08-1076. Filed for public inspection June 6, 2008, 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. § 645.5b).

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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
17-75	Municipal Police Officers' Education and Training Commission Retired Law Enforcement Officers Identification and Qualification Cards 38 Pa.B. 1486 (March 29, 2008)	4/28/08	5/28/08

**Municipal Police Officers' Education
and Training Commission
Regulation #17-75 (IRRC #2661)**

**Retired Law Enforcement Officers
Identification and Qualification Cards**

May 28, 2008

We submit for your consideration the following comments on the proposed rulemaking published in the March 29, 2008 *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 Municipal Police Officers' Education and Training Commission (Commission) to respond to all comments received from us or any other source.

1. General.—Reasonableness; Clarity.

Qualification cards

Commentators have expressed concern that they will not be eligible for qualification cards because they did not retire from a law enforcement agency in the Commonwealth. If the retired officer lives in Pennsylvania and has obtained an identification card from a Federal agency or an agency outside of the state, would that officer be eligible to attempt to meet the requirements for a qualification card under these proposed regulations? The final-form regulation should clearly state the Commission's intent with regard to officers in this situation.

Consistent term

The terms "agency," "public agency," "law enforcement agency," "issuing agency," "law enforcement agency from which the applicant retired" and "retiring agency" seem to be used interchangeably throughout the regulation. For clarity, one consistent term should be defined and used throughout the regulation.

Requests

Sections 221.23(b), 221.24(a) and 221.34(a) of this regulation either require or permit the retired officer to make certain requests relating to identification and qualification cards. Some of these requests will be made to the "agency" and others will be made to the firearms instructor. However, it is not clear in what format these requests are required to be made. Are oral requests acceptable or must they be in writing? The final-form regulation should specify the required form of these requests.

2. Section 221.2. Definitions.—Clarity.

The definition of "Certified law enforcement firearm instructor" contains the phrase "or other certification approved by the . . . Commission." What other certifications are acceptable and how is approval obtained? The

methods for obtaining "other certification" should be set forth in an appropriate section of the final-form regulation or this phrase should be deleted from the definition.

3. Section 221.21. Eligibility.—Consistency with existing legislation; Reasonableness.

Pennsylvania Pension Forfeiture Act

Subsection (4) of this proposed regulation requires that eligible retired officers have "a nonforfeitable right to benefits under the retirement plan of the agency." We note that this provision echoes language in the Federal statute (18 USC 926C) that inspired the Retired Law Enforcement Identification Act (Act). However, a commentator notes that because the Pennsylvania Pension Forfeiture Act (43 P.S. §§ 1311 et seq.) requires forfeiture of retirement benefits when a public official or public employee pleads guilty to or is convicted of certain criminal offenses, no retired officer has a truly nonforfeitable right to benefits. In the final-form regulation, the Department should explain the interface between 18 U.S.C. § 926C, the Act and the Pension Forfeiture Act, and how a retired officer's eligibility for a retired law enforcement identification card will be affected as a result.

Commonwealth's standards

Subsection (5) contains the phrase ". . . State's standards for training and qualification for active law enforcement officers to carry firearms . . ." However, the Commission has defined the phrase "Commonwealth's standards for training and qualification for active law enforcement officers to carry a firearm" in this proposed regulation. Do these terms reference the same training? If so, the Commission should use the defined term. If not, the Commission should add a citation to the specific standards intended to be used in the undefined phrase. A similar concern applies to Section 221.31(2)(x).

4. Section 221.22. Identification card contents.—Reasonableness; Clarity.

Subsection (b)(9) requires the identification card to contain "other information designated by the Commission." How will one know what else to put on the card? To ensure that the requirements are clear, information required to be put on the card should be set forth in this regulation.

Further, this subsection seems to conflict with Subsection (a), which requires all identification cards to be uniform. How can identification cards be uniform if some include "other information"? The Commission has indicated that, if new information is required for cards in the future, it may grandfather cards issued prior to the language addition or require the issuance of new cards. A provision clarifying these issues should be added to the final-form version of this regulation. Also, would the new cards be subject to a fee? A similar concern also applies to Section 221.32(b)(9).

5. Sections 221.24 and 221.34. Replacement; change in material information.—Reasonableness; Clarity.

Optional vs. Required

Why is it an option for a retired officer to obtain a replacement card under Sections 221.24(a) and 221.34(a), but it is a requirement to do so under Sections 221.24(b) and 221.34(b)?

Fees

Why do Sections 221.24(a) and 221.34(a) reference the payment of a fee for a replacement card and Sections 221.24(b) and 221.34(b) do not?

Also, what is the “required fee” for a replacement identification card under Section 221.24(a)? We note that an agency is permitted to charge a fee of up to \$15.00 for the issuance of a new identification card in Section 221.23(c). Is the fee for a replacement identification card the same? This fee should be set forth in the final-form regulation.

Further, Section 221.34(a) refers to the payment of the “required fee” for a replacement qualification card. However, there is no specific fee for the issuance of a new or replacement qualification card contained in this regulation. If fees are required, they should be established in the final-form regulation.

Replacement cards

Sections 221.24(b) and 221.34(b) require a retired law enforcement officer to “obtain” a new identification or qualification card within 15 days when there is a change of information or an error is discovered. It is unclear if the officer must apply for a new card within the 15-day period, or if the agency must issue a new card within 15 days of the officer’s application. This should be clarified in the final-form regulation.

Additionally, we note that while Section 221.23 specifies time frames within which law enforcement agencies must issue initial identification cards, Section 221.33 does not include any time frames for initial issuance of qualification cards. The final-form regulation should set forth the time frames within which initial qualification cards and replacement identification and qualification cards must be issued.

6. Subsection 221.31. Eligibility.—Reasonableness; Need; Clarity.

Eligibility criteria verification

Commentators have questioned what entity will be responsible for verifying that the retired officer meets the 16 criteria under Subsection (2). The Commission should set forth the verification process in the final-form regulation.

Automatic weapons

Representative Marsico, Minority Chairman, House Judiciary Committee, asserted that Subsections (2)(ii) and (2)(ix) could conflict. One permits the retired officer to carry an automatic weapon and the other prohibits machine guns. What other types of automatic weapons can be carried that are not considered machine guns? Further, what is the need to permit a retired officer to carry an automatic weapon?

7. Section 221.33. Qualification card issuance.—Reasonableness; Clarity.

Commission guidelines

Subsection (c) states that the retired officer shall meet the standards established by the agency from which the officer retired from or “the guidelines established by the Commission” However, we note that provisions found in guidelines are not enforceable as binding norms. Therefore, if the Commission intends to require that a retired officer meet certain standards, those standards should be set forth in regulation. Because Commission staff has indicated that these guidelines are already developed and available, this phrase should be deleted and those provisions should be put into regulation.

Record Retention

Subsections (f) and (h)(1) require the firearm instructor or the sheriff to maintain certain records. How long must the instructor or sheriff maintain those records? In what format should they be kept? These requirements should be clearly stated in the final-form regulation.

Provision of records

Subsections (g) and (h)(5) require the firearms instructor or the sheriff to provide a copy of certain records to the Commission. The final-form regulation should specify the acceptable format for submitting the records.

8. Miscellaneous clarity issues.

Section 221.21(5)

- The word “offers” should be “officers.”

Section 221.21(6)

- To be consistent with Section 221.31(2)(viii), this subsection should include the phrase “or possessing” after the word “receiving.”

Section 221.31(2)(xiv)

- The word “the” before “Pennsylvania’s” in this subsection should be deleted.

Section 221.31(2)(xv)

- The word “that” appears twice in succession.

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 08-1077. Filed for public inspection June 6, 2008, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, in Harrisburg, PA at 10:30 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or you can obtain a copy from our web site, www.irrc.state.pa.us.

Final-Form

Reg. No.	Agency/Title	Received	Public Meeting
57-256	Pennsylvania Public Utility Commission Implementation of the Public Utility Confidential Security Information Disclosure Protection Act	5/28/08	7/10/08
2-155	Department of Agriculture Odor Management Certification Program	5/28/08	7/10/08

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 08-1078. Filed for public inspection June 6, 2008, 9:00 a.m.]

INSURANCE DEPARTMENT

AF&L Insurance Company; Rate Increase Filing for LTC Policy Forms LTC-8 and LTC-8 (TQ); Rate Filing

The AF&L Insurance Company is requesting approval to increase the premium 9% on Long-Term Care policy forms LTC-8 and LTC-8 (TQ). A total of 526 Pennsylvania residents will be affected by this rate adjustment.

Unless formal administrative action is taken prior to August 21, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site 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 also 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 James Laverty, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 08-1079. Filed for public inspection June 6, 2008, 9:00 a.m.]

Aetna Health Inc.—Individual Advantage HMO Plans Rate Filing; Rate Filing

On May 23, 2008, Aetna Health submitted a filing for the Individual Advantage Plans, requesting an overall aggregate rate increase of 19.0%. Rate increases will range from 13.2% to 48.7%. The filing will affect approximately 21,955 subscribers and generate additional revenue of approximately \$16 million annually. An effective date of October 1, 2008, is requested.

In addition, age/gender factors will be resloped so that they are uniform across all plans. This includes adjustment in female age bands 19—49 to account for maternity experience.

Unless formal administrative action is taken prior to August 12, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site 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 during normal working hours, by appointment, at the Department's Harrisburg Regional office.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Office of Insurance Product Regulation and Market Enforcement, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@state.pa.us within 21 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 08-1080. Filed for public inspection June 6, 2008, 9:00 a.m.]

Application for Approval to Acquire Control

The Armour Reinsurance Group Limited has filed an application to acquire control of PMA Capital Insurance Company, a Pennsylvania domiciled stock casualty insurance company. The filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. §§ 991.1402—991.1413). Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 90 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 or rbrackbill@state.pa.us.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 08-1081. Filed for public inspection June 6, 2008, 9:00 a.m.]

Application and Request for Plan Approval of a Mutual-to-Stock Conversion

The Philanthropic Mutual Fire Insurance Company, a Pennsylvania domiciled mutual property insurance company, has submitted a Plan of Mutual-to-Stock Conversion, whereby it proposes to convert from a mutual insurance company to an insurer organized as a stock company. The initial filing was made under requirements set forth under the Insurance Company Mutual-to-Stock Conversion Act (40 P. S. §§ 911-A—929-A).

In conjunction with the mutual-to-stock conversion, Mutual Management Company, LLC has filed an application for approval to acquire control of the converted Philanthropic Mutual Fire Insurance Company. The acquisition filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. §§ 991.1402—991.1413).

Additionally, the Hanover Fire Holdings, Inc. has submitted a Plan of Merger, whereby it proposes to merge Hanover Fire and Casualty Insurance Company, a Pennsylvania domiciled stock casualty insurance company subsidiary, with and into the converted Philanthropic Mutual Fire Insurance Company. The survivor of the merger would be the converted Philanthropic Mutual Fire Insurance Company. The merger filing was made pursuant with requirements set forth under the Business Corporation Law of 1988, 15 Pa.C.S. §§ 1921—1932 and GAA Amendments Act of 1990 (15 P. S. §§ 21205—21207); and section 207 of the Insurance Company Act of 1921 (40 P. S. §§ 991.1402—991.1413).

Any person wishing to comment on the grounds of public or private interest to the issuance of the Insurance Department's (Department) orders approving of the conversion, acquisition and/or merger is invited to submit a written statement to the Department within 60 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the author, identification of the application to which the statement is addressed, and a concise statement with sufficient detail to inform the Department of the exact basis of the statement and the relevant facts upon which it is based. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 787-8557 or rbrackbill@state.pa.us.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 08-1082. Filed for public inspection June 6, 2008, 9:00 a.m.]

Erie Insurance Exchange; Prehearing

Appeal of Erie Insurance Exchange under the act of July 3, 1986 (P. L. 396, No. 86) (40 P. S. §§ 3401—3409); AMJ Construction Company, Inc., d/b/a Albie Enterprises, Inc.; Doc. No. P08-05-014

A prehearing telephone conference initiated by the Administrative Hearings Office is scheduled for June 26, 2008, at 2 p.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before June 11, 2008. A date for a hearing shall be determined, if necessary, at the prehearing telephone conference.

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 701—704 (relating to the Administrative Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure).

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before June 17, 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 June 24, 2008.

A written request for continuance of the scheduled prehearing telephone conference, for good cause will be considered by the Presiding Officer. Prior to requesting a continuance, a party must contact the opposing party. All continuance requests must indicate whether the opposing party objects to a continuance.

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 Joel Cortes, Human Resources Analyst at (717) 783-2168.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 08-1083. Filed for public inspection June 6, 2008, 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 Philadelphia, 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 Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Darren Coleman; file no. 08-214-51572; AIG Indemnity Insurance Company; Doc. No. PH08-05-021; July 24, 2008, 2 p.m.

Appeal of Juanita Early; file no. 08-214-51119; AIG National Insurance Company; Doc. No. PH08-05-022; July 24, 2008, 1 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 Joel Cortes, Human Resources Analyst at (717) 783-2168.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 08-1084. Filed for public inspection June 6, 2008, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Natural Gas Service

A-2008-2042256. Columbia Gas of Pennsylvania, Inc. Application of Columbia Gas of Pennsylvania, Inc., for approval of the abandonment of two natural gas service customers located in Brownsville Borough, Fayette 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 June 23, 2008. 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: Columbia Gas of PA, Inc.

Through and By Counsel: Brian J. Knipe, Esquire, Michael T. Killion, Esquire, Buchanan Ingersoll & Rooney, PC, One South Market Square, 213 Market Street, 3rd Floor, Harrisburg, PA 17101-2121

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 08-1085. Filed for public inspection June 6, 2008, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by June 23, 2008. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-2008-2038707. Medcross Ambulance, Inc. (P. O. Box 6131, Philadelphia, Philadelphia County, PA 19115)—a corporation of the Commonwealth—in paratransit service, in the City and County of Philadelphia and the Counties of Bucks, Chester, Delaware and Montgomery.

A-2008-2040483. Judith G. Keck (66 South Hopple Hollow Road, Loganton, Clinton County, PA 17747)—for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Clinton County, to points in Pennsylvania and return.

A-2008-2042415. David E. Witmer (187 East Church Street, Stevens, Lancaster County, PA 17578), to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County, to points in Pennsylvania, and return.

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

A-2008-2038738. Aces Limousine Service, Inc. (6322 Leonard Street, Philadelphia, Philadelphia County, PA 19149), a corporation of the Commonwealth—for the right to transport, as a common carrier, by motor vehicle, persons in limousine service, between points in Pennsylvania; which is to be a transfer of all of the operating rights under the certificate issued at A-00120375, to Conshohocken Limo Company, Inc., subject to the same

limitations and conditions; excluding service that is under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* David P. Temple, Esquire, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

A-2008-2038888. Enterprise Limousine, Inc. (44 Nancy Drive, Richboro, Bucks County, PA 18954), a corporation of the Commonwealth—for the begin right to transport, as a common carrier, by motor vehicle, persons in limousine service, between points in Pennsylvania; which is to be a transfer of all of the operating rights under the certificate issued at A-00114755, to Jerelu Enterprises, Inc., t/a Occasions Limousine, subject to the same limitations and conditions. *Attorney:* David P. Temple, Esquire, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

Application of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.

A-2008-2036325. Dynasty Limousine Service, Inc. (64 East Uwchlan Avenue, No. 210, Exton, Chester County, PA 19320)—additional right—persons in group and party service, in vehicles seating 11 to 15 passengers, from points in the Counties of Chester, Delaware, Lancaster, Montgomery and the City and County of Philadelphia, to points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority.

Application of the following for approval to begin operating as contract carriers for transportation of persons as described under each application.

A-2008-2038355. Wilfredo Martinez (2831 Boudinot, Philadelphia, PA 19134)—as a contract carrier for LogistiCare Solutions, LLC (A-00123240), persons in paratransit service, from points in the City and County of Philadelphia, to points in Pennsylvania, and return.

*Pennsylvania Public Utility Commission, Bureau of
Transportation and Safety v. S & P Trucking, LLC;
Doc. No. C-2008-2037185*

COMPLAINT

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

1. That all authority issued to S & P Trucking, LLC (respondent) is under suspension effective 2008/03/04 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 1132 North Irving Street, Allentown, PA 18109.

3. That respondent was issued a Certificate of Public Convenience by this Commission on August 17, 2005, at Application Docket No. A-00116350.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at Docket No. A-00116350 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,

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

VERIFICATION

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

Date: _____

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services and
Enforcement
Bureau of Transportation and Safety

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in the Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Transportation and Safety
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

Acord Certificates of Insurance and Faxed Form Es and Hs are **UNACCEPTABLE** as Evidence of Insurance.

The fine payment must be made to the Commonwealth of Pennsylvania and forwarded to:

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

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations.

Upon receipt of the evidence of insurance from your insurer and receipt of your fine payment, the Complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 08-1086. Filed for public inspection June 6, 2008, 9:00 a.m.]

THADDEUS STEVENS COLLEGE OF TECHNOLOGY

Request for Bids

The Thaddeus Stevens College of Technology is soliciting bids for Bid No. 08-0002 for bus transportation for approximately 18 sporting events and approximately 6 educational trips during the August 2008—June 2009, school year. Bid documents can be obtained from Nancy Froeschle, Thaddeus Stevens College of Technology, 750 East King Street, Lancaster, PA 17602, (717) 299-7787 or froeschle@stevenscollege.edu until June 16, 2008.

DR. WILLIAM E. GRISCOM,
President

[Pa.B. Doc. No. 08-1087. Filed for public inspection June 6, 2008, 9:00 a.m.]
