

NOTICES

DELAWARE RIVER BASIN COMMISSION

Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference followed by a public hearing on Wednesday, July 16, 2008. The hearing will be part of the Commission's regular business meeting. Both the conference session and business meeting are open to the public and will be held at the Commission's office building, located at 25 State Police Drive in West Trenton, NJ.

The conference among the commissioners and staff will begin at 10:30 a.m. Topics of discussion will include: a status report concerning the RFP for a reassessment study to be undertaken in accordance with the Decree Party Agreement of September 26, 2007; a presentation on the U.S. Geological Survey *Water for America* initiative; a presentation on the multijurisdictional flood mitigation planning effort completed for the nontidal portion of the basin within the State of New Jersey; and a briefing on the Commission's role in regulating oil and gas drilling activity in the Delaware Basin.

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

1. *Borough of Paulsboro Water Department D-72-67 CP-2*. An application for the renewal of a groundwater withdrawal project to continue withdrawal of 62 mg/30 days to supply the applicant's public water supply distribution system from existing Wells Nos. 4, 5 and 7 in the Potomac-Raritan-Magothy Aquifer. The project is located in the Mantua Creek Watershed in the Borough of Paulsboro, Gloucester County, NJ.

2. *Village of Margaretville D-74-157 CP-2*. An application to replace the withdrawal of water from the "Fair Street well" in the applicant's public water supply distribution system. This well has become an unreliable source of supply. The applicant requests that the withdrawal from the "Fair Street replacement well" be limited to 18.529 mg/30 days of water, and that the total withdrawal from all wells remain limited to 18.529 mg/30 days. The project is located in the sand, glacial till aquifer in the East Branch Delaware Watershed in the Village of Margaretville, Delaware County, NY. The site is located within the drainage area to the section of the nontidal Delaware River known as the Upper Delaware, which is designated as Special Protection Waters.

3. *Hazleton City Authority D-91-65 CP-3*. An application for the renewal of a groundwater withdrawal project to continue withdrawal of 3.6 mg/30 days to supply the applicant's public water supply distribution system from existing Well No. 1. The project is located in the Mauch Chunk Formation in the Schafer's Run Watershed in Lausanne Township, Carbon County, PA, within the drainage area to the section of the nontidal Delaware River known as the Lower Delaware, which is designated as Special Protection Waters.

4. *Matrix Realty, Inc. d/b/a Commonwealth National Country Club D-96-27-2*. An application for the renewal of a ground and surface water withdrawal project to continue withdrawal of 5 mg/30 days to supply the appli-

cant's golf course irrigation system from existing Well No. CW-2 in the Stockton Formation and one existing pond. The project is located in the Park Creek Watershed in Horsham Township, Montgomery County, PA, within the Southeastern Pennsylvania Ground Water Protected Area.

5. *Horsham Water and Sewer Authority D-97-16 CP-2*. An application for the renewal of a groundwater withdrawal project to continue withdrawal of 83.36 mg/30 days to supply the applicant's public water supply distribution system from 15 existing wells. The project is located in the Stockton Formation in the Pennypack Creek, Park Creek and Little Neshaminy Creek Watersheds in Horsham Township, Montgomery County, PA, within the Southeastern Pennsylvania Ground Water Protected Area.

6. *Merck and Company, Inc. D-98-14-2*. An application for the renewal of a groundwater withdrawal project to continue the withdrawal of 45 mg/30 days to supply the applicant's groundwater remediation and facility operations from 12 existing wells in the Brunswick and Lockatong Formations. The project is located in the Skippack and Wissahickon Creek Watersheds in Upper Gwynedd Township, Montgomery County, PA, within the Southeastern Pennsylvania Ground Water Protected Area.

7. *Honey Brook Golf Club D-98-28-2*. An application for the renewal of a groundwater withdrawal project to continue withdrawal of 10.3 mg/30 days to supply the applicant's golf course irrigation system from existing Well No. PW No. 1 in the Honey Brook Gneiss Formation. The project is located in the Brandywine-Christiana Watershed in Honey Brook Township, Chester County, PA.

8. *City of Harrington D-68-24 CP-2*. An application for approval of the upgrade and expansion of the Harrington Wastewater Treatment Plant (WWTP). The application is for the addition of biological nutrient removal and a 15,400 foot force main to transmit treated effluent to a new spray irrigation site. To comply with the Murderkill Total Maximum Daily Load (TMDL), the applicant is eliminating a stream discharge to the Browns Branch. The WWTP will be expanded from a flow of 0.57 mgd to a final flow of 0.75 mgd. The new spray irrigation fields (152 acres) are located adjacent to the Manlove Branch, a tributary to the Murderkill River. The facility is located in the City of Harrington, Kent County, DE.

9. *Honesdale Borough D-86-9 CP-2*. An application for approval of the reconstruction and expansion of the Honesdale Borough WWTP from 1.12 mgd to 2.2 mgd. The Honesdale WWTP discharges to the Lackawaxen River, a tributary to the section of the nontidal Delaware River known as the Upper Delaware, which is designated as Special Protection Waters. The facilities are located in Texas Township, Wayne County, PA.

10. *Northeast Land Company D-89-10 CP-3*. An application for the renewal of a groundwater withdrawal project to decrease withdrawal from 4.96 mg/30 days to 4.65 mg/30 days to supply the applicant's public water supply distribution system from existing Well No. 1 and new Well No. 2. The project is located in the Catskill Formation in the Tunkhannock Creek Watershed in Kidder Township, Carbon County, PA. The site is located within the drainage area to the section of the nontidal Delaware River known as the Lower Delaware, which is designated as Special Protection Waters.

11. *Upper Deerfield Township D-93-16 CP-3*. An application for approval of a groundwater withdrawal project to supply up to 40 mg/30 days of water to the applicant's public water supply distribution system from new Wells Nos. 15 and 17 and existing Wells Nos. 3 and 4 and to increase the existing withdrawal from all wells from 19.8 mg/30 days to 40 mg/30 days. The increased allocation is requested to meet projected increases in service area demand. The project is located in the Cohansey Formation in the Cohansey River Watershed in Upper Deerfield Township, Cumberland County, NJ.

12. *Pine Valley Golf Club D-96-34-2*. An application for the renewal of a ground and surface water withdrawal project to decrease withdrawal from 32 mg/30 days to 28 mg/30 days to supply the applicant's golf course irrigation and club house from existing Wells Nos. 2 and 3 and Intakes Nos. 1 and 2 in the Mt. Laurel—Wenonah Formation. The project is located in the North Branch Big Timber Creek Watershed in Pine Valley Borough, Camden County, NJ.

13. *Tidewater Utilities, Inc. D-2002-4 CP-2*. An application for the renewal of a groundwater withdrawal project to increase withdrawal from 7.95 mg/30 days to 52.056 mg/30 days to supply the applicant's public water supply distribution system from existing Well No. 74787 and new Wells Nos. 193788, 193789 and 184338. The increased allocation is requested to meet projected increases in service area demand. The project is located in the Columbia-Pocomoke and Beverdam formations in the Broadkill River Watershed in the City of Lewes and the City of Rehoboth Beach, Sussex County, DE.

14. *Municipal Authority of the Township of Westfall D-2002-23 CP-2*. An application for the expansion of an existing WWTP (formerly known as the Hunts Landing Plant) to meet regional growth needs. The proposed WWTP expansion will increase the discharge to the main stem Delaware River from 0.3 mgd to 0.82 mgd. The WWTP is located on the west bank of the Delaware River in Water Quality Zone 1C and discharges to Special Protection Waters classified as "Significant Resource Waters" at river mile 252.5. The facility is located in Westfall Township, Pike County, PA.

15. *Hudson Valley Foie Gras, LLC D-2006-37-2*. An application for approval of the modification of an existing WWTP by the addition of effluent sand filters. The discharge from the 20,000 gpd WWTP will continue to be discharged to the Middle Mongaup River, a tributary of the section of the nontidal Delaware known as the Upper Delaware, which is designated as Special Protection Waters. The facility is located in Ferndale, Sullivan County, NY.

16. *City of Easton D-2007-031 CP-1*. An application for the approval of the existing Easton water treatment plant's (WTP) 0.75 mgd backwash discharge. The WTP discharges filter backwash and sludge filter press filtrate to the section of the Delaware River known as the Lower Delaware Special Protection Waters. The facility is located in the City of Easton, Northampton County, PA.

17. *Mays Landing Sand and Gravel D-2007-32-1*. An application for approval of a surface water withdrawal project to supply up to 112.3 mg/30 days of water for sand and gravel processing. The surface water is used to process sand and gravel in a loop system which returns approximately 90% of the water to the pond. The project is located in the Maurice River Watershed in Maurice River Township, Cumberland County, NJ.

18. *Philadelphia Water Department (PWD) D-2008-9 CP-1*. An application for approval of the construction of the Venice Island Storage Tank Project (the project). The project consists of a 3 million gallon storage basin and head house building and a performing arts center. The storage tank will receive up to 3 million gallons of combined sewer overflows diverted during peak rain events, which will later be returned to the intercepting sewer for subsequent treatment at PWD's Southwest WWTP. The project location is Venice Island, between the Cotton Street and Lock Street bridges, in the Manayunk Section of the City of Philadelphia, PA. The project is subject to review as a "Class II" project in accordance with DRBC's Flood Plain Regulations. Class II projects include any development of land—whether residential or nonresidential—within a flood hazard area located in a nontidal portion of the basin, where the development contains more than 25 dwelling units or includes one or more structures covering a total land area of more than 50,000 square feet. Venice Island lies within a flood hazard area, defined by DRBC Flood Plain Regulations as the area inundated by a regulatory flood.

19. *Borough of Bryn Athyn D-2008-13 CP-1*. An application for approval of the existing 0.065 mgd Academy of the New Church WWTP. The WWTP discharges to an unnamed tributary of Huntingdon Valley Creek, which is a tributary of the Pennypack Creek in Bryn Athyn Borough, Montgomery County, PA.

20. *Omega Homes, Villa Crossing D-2008-20-1*. An application for approval to construct the new 90,000 gpd Villas Crossing WWTP. The WWTP will discharge to Mahoning Creek, a cold water fishery that flows into the Lehigh River, a tributary of the section of the nontidal Delaware River known as the Lower Delaware, which is designated as Special Protection Waters. The project is located in West Penn Township, Schuylkill County, PA.

The business meeting also will include adoption of the Minutes of the Commission's May 14, 2008, business meeting; announcements of upcoming advisory committee meetings and other events; a report on hydrologic conditions in the basin; a report by the Executive Director; and a report by the Commission's General Counsel. At the Commission's meeting on May 14, 2008, the Commissioners deferred until July 16 a vote on proposed amendments to the Commission's Water Quality Regulations and Comprehensive Plan to permanently classify the Lower Delaware River as a Special Protection Water and clarify certain aspects of the rule. Accordingly, this matter also will be before the Commissioners during the July Business Meeting. In addition, the meeting will include a public hearing on a resolution approving the 2008-2013 Water Resources Program; a resolution authorizing the Executive Director to enter into an agreement for actuarial services to re-evaluate anticipated costs associated with General Accounting Standards Board Statement No. 45; a resolution for the minutes authorizing the Executive Director to execute a contract with the lowest responsible bidder for modifications to the HVAC system in the Commission's West Trenton office building; and an opportunity for public dialogue.

Draft dockets scheduled for public hearing on July 16, 2008, will be posted on the Commission's web site, www.drbc.net, where they can be accessed through the Notice of Commission Meeting and Public Hearing. Additional documents relating to the dockets and other items

may be examined at the Commission's offices. Please contact William Muszynski at (609) 883-9500, Ext. 221, with any docket-related questions.

Individuals in need of an accommodation as provided for in the Americans With Disabilities Act who wish to attend the informational meeting, conference session or hearings should contact the commission secretary directly at (609) 883-9500, Ext. 203 or through the Telecommuni-

cations Relay Services (TRS) at 711, to discuss how the Commission can accommodate their needs.

PAMELA M. BUSH,
Secretary

[Pa.B. Doc. No. 08-1259. Filed for public inspection July 3, 2008, 9:00 a.m.]

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 9, 2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending June 24, 2008.

BANKING INSTITUTIONS

Mutual Holding Company Reorganizations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-19-2008	Reliance Savings Bank Altoona Blair County	Altoona	Filed
Reliance Savings Bank, a mutual savings bank, proposes to reorganize into a two-tier, mutual holding company structure.			

Section 112 Applications

<i>Date</i>	<i>Name of Individual</i>	<i>Location</i>	<i>Action</i>
6-19-2008	Michael G. Crofton to acquire up to 10.60% of the common stock of The Philadelphia Trust Company, Philadelphia	Philadelphia	Approved
6-19-2008	Robert G. Thomson to acquire up to 13.04% of the common stock of The Philadelphia Trust Company, Philadelphia	Philadelphia	Approved

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-19-2008	Community State Bank of Orbisonia Orbisonia Huntingdon County	415 Fulton Drive McConnellsburg Fulton County	Approved
6-19-2008	Orrstown Bank Shippensburg Cumberland County	1020 Professional Court Hagerstown Washington County, MD	Approved

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-16-2008	Community Bank and Trust Company Clarks Summit Lackawanna County	<i>To:</i> 74 East Tioga Street Tunkhannock Wyoming County <i>From:</i> Route 6 West Tunkhannock Wyoming County	Filed

Branch Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-16-2008	Community Bank and Trust Company Clarks Summit Lackawanna County	<i>Into:</i> 74 East Tioga Street Tunkhannock Wyoming County	Filed

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
		<i>From:</i> Route 29 Tunkhannock Wyoming County	

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-14-2008	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	562 Village Center Spring House Montgomery County	Closed
6-19-2008	VIST Bank Wyomissing Berks County	100 Gibraltar Road Horsham Montgomery County	Approved

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

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. 08-1260. Filed for public inspection July 3, 2008, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Proposed Exchange of Lands

The Department of Conservation and Natural Resources (Department), acting through the Bureau of State Parks (Bureau) and Moraine Preservation Fund (Fund) are proposing to negotiate an exchange of lands in Clay Township, Butler County, PA.

The Fund will convey 5.14 acres in Clay Township known as parcel number 2F-108-A16. In return, the Bureau proposes to convey to the Fund 0.95 acre in Clay Township being part of parcel number 2F-108-A5M. Both parcels are bordering Mahood Road. In total, the Commonwealth will add 4.19 acres to Moraine State Park.

As is the policy of the Department, the public is notified of this exchange. A 30-day period for public inquiry and/or comment will be in effect commencing July 6, 2008, and ending August 5, 2008. Oral or written comments or questions concerning this proposed exchange may be addressed to John Norbeck, Director of State Parks, Bureau of State Parks, P. O. Box 8551, Harrisburg, PA 17105-8551, (717) 787-6640. These oral and/or written comments will become part of the official document used in the final decision process.

If, in the duration of the 30-day comment period, a significant amount of public concern develops, the Secretary of the Department may schedule a public informational meeting.

MICHAEL DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 08-1261. Filed for public inspection July 3, 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

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>
PA0084956 (IW)	Pequea Sewer Services, Inc. 69 Scotland Road Quarryville, PA 17566	Lancaster County Providence Township	Pequea Creek 7-K	Y

Northcentral Region: Watershed 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>
PA0228443 CAFO	Dotterer & Sons Farm 6795 Nittany Valley Drive Mill Hall, PA 17751	Porter and Lamar Townships Clinton County	Bald Eagle Creek 9C	N
PA0228401 CAFO	Schrack Farms 860 West Valley Road Loganton, PA 17747	Greene Township Clinton County	Bald Eagle Creek 9C	N
PA0112470 SP	Upper Augusta Township 2087 Snyderstown Road Sunbury, PA 17801	Northumberland County Upper Augusta Township	UNT of Susquehanna River 5E	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>
PA0239224	Gentile Enterprises, Inc. 270 Sharon Road Greenville, PA 16125	West Salem Township Mercer County	Big Run 20-A	Y
PA0103331	Jackson Center Borough R. R. 1 Bradley Road Jackson Center, PA 16133	Jackson Township Mercer County	Yellow Creek 20-A	Y

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

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

Application No. PA 0010502, Industrial Waste, SIC Code 3489, 3471 and 3483, **Letterkenny Army Depot**, One Overcash Avenue, Building 14, Chambersburg, PA 17201-4150. This facility is located in Greene Township, **Franklin County**.

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

The receiving stream, Rowe Run (Outfalls 001 and S02), is in Watershed 7-B, and classified for CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is Carlisle Borough located on the Conodoguinet Creek, approximately 44.9 miles downstream. The discharge is not expected to affect the water supply.

The receiving stream, a UNT to Conococheague Creek (Outfall S01), is in Watershed 13-C, and classified for CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is Hagerstown Borough, MD located on the Conococheague Creek, approximately 62 miles downstream. The discharge is not expected to affect the water supply.

The receiving stream, Rocky Spring Branch (Outfall S03), is in Watershed 13-C, and classified for TSF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is Hagerstown Borough, MD located on the Conococheague Creek, approximately 60 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 0.290 mgd are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH (Standard Units)	XXX	XXX	6.0 (Minimum)	XXX	9.0
Oil and Grease	36	72	15	30	30
CBOD ₅	48	97	20	40	50
Total Suspended Solids	24	48	10	20	25
Total Phosphorus	4.8	9.7	2.0	4.0	5.0
Total Chromium	4.13	6.70	1.71	2.77	4.25
Total Lead	0.10	0.20	0.042	0.84	0.105
Total Nickel	1.06	2.12	0.44	0.88	1.10
Total Cyanide	Monitor and Report	Monitor and Report	0.65	1.20	1.62
Total Silver	0.14	0.27	0.57	0.114	0.142
Total Zinc	1.54	3.09	0.64	1.28	1.60
Total Toxic Organics	XXX	XXX	XXX	2.13	XXX

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Cadmium	0.0048	0.009	0.002	0.004	0.005
Total Copper	0.19	0.38	0.079	0.158	0.197
Interim Bis (2-Ethylhexyl Phthalate (PED to))	Monitor and Report	Monitor and Report	Monitor and Report	Monitor and Report	XXX
Final Bis (2-Ethylhexyl) Phthalate (to expiration)	0.077	0.154	0.032	0.064	0.080

The proposed effluent limits for Outfalls S01 and S03 discharging stormwater are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	XXX	XXX	Monitor and Report
Chemical Oxygen Demand	XXX	XXX	Monitor and Report
Total Suspended Solids	XXX	XXX	Monitor and Report
Total Phosphorus	XXX	XXX	Monitor and Report
Total Kjeldahl Nitrogen	XXX	XXX	Monitor and Report
Total Iron	XXX	XXX	Monitor and Report
Oil and Grease	XXX	XXX	Monitor and Report
pH (Standard Units)	XXX	XXX	Monitor and Report

The proposed effluent limits for Outfall S02 discharging stormwater are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	XXX	XXX	Monitor and Report
Chemical Oxygen Demand	XXX	XXX	Monitor and Report
Total Suspended Solids	XXX	XXX	Monitor and Report
Total Phosphorus	XXX	XXX	Monitor and Report
Total Kjeldahl Nitrogen	XXX	XXX	Monitor and Report
Total Iron	XXX	XXX	Monitor and Report
Oil and Grease	XXX	XXX	Monitor and Report
pH (Standard Units)	XXX	XXX	Monitor and Report
Total Cadmium	XXX	XXX	Monitor and Report
Total Chromium	XXX	XXX	Monitor and Report
Total Copper	XXX	XXX	Monitor and Report
Total Lead	XXX	XXX	Monitor and Report
Total Nickel	XXX	XXX	Monitor and Report
Total Silver	XXX	XXX	Monitor and Report
Total Zinc	XXX	XXX	Monitor and Report
Total Cyanide	XXX	XXX	Monitor and Report
TTO	XXX	XXX	Monitor and Report

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

The EPA waiver is not in effect.

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

PA0205753, Sewage, **East Bethlehem Township Municipal Authority**, P. O. Box 136, Fredericktown, PA 15333. This application is for renewal of an NPDES permit to discharge treated sewage from East Bethlehem Township Municipal Authority Wastewater Treatment Plant in East Bethlehem Township, **Washington County**.

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

Outfall 001: existing discharge, design flow of 0.35 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a Geometric Mean			
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			
Total Residual Chlorine	0.5			1.6
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

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

WQM Permit No. 1508409, Sewerage, **Pennsylvania American Water Company**, 4 Wellington Boulevard, Wyomissing, PA 19610. This proposed facility is located in Parkesburg Borough, **Chester County**.

Description of Action/Activity: Replacement of sewer main and manholes with new upsized 12" PVC sewer main on both Maple and West Streets.

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

WQM Permit No. 2808404, Sewerage, **Franklin County General Authority**, 5540 Coffey Avenue, Chambersburg, PA 17201-8380. This proposed facility is located in Letterkenny Township, **Franklin County**.

Description of Proposed Action/Activity: Seeking approval for modifications at the Rocket Road Wastewater Treatment Plant including the addition of a flow meter, flow-regulated chlorinator, upgrade wiring and the installation of a stand-by generator.

WQM Permit No. 3408401, Sewerage, **Velma Kerstetter**, R. R. 1, Box 2680, McAlisterville, PA 17049. This proposed facility is located in Delaware Township, **Juniata County**.

Description of Proposed Action/Activity: Seeking approval for the construction/operation of a Peat Bio-Filter for a single-family residence.

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

WQM Permit No. 4908402, Sewerage 4952, **Shamokin-Coal Township Joint Sewer Authority**, 114 Bridge Street, Shamokin, PA 17872-9603. This proposed facility is located in Coal Township, **Northumberland County**.

Description of Proposed Action/Activity: This project consists of the replacement and relocation of the Formart Sewage Pumping Station that is owned and operated by the Shamokin-Coal Township Joint Sewer Authority.

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

WQM Permit No. 0307202-A1, Industrial Waste, **Reliant Energy**, 121 Champion Way, Suite 200, Canonsburg, PA 15317. This existing facility is located in Plumcreek, Burrell, Kittanning, Manor and Bethel Townships, **Armstrong County**.

Description of Proposed Action/Activity: Application for permit amendment.

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.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI01 0908008	Prospect Acquisitions 404 Southampton Pike Suite 200 North Wales, PA 19454	Bucks	Milford Township	Unami Creek HQ-TSF

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1508038	Applewood Meadow Associates Acquisition Corporation 2701 Renaissance Boulevard King of Prussia, PA 19406	Chester	Willistown Township	Serpentine and Traders Runs HQ-TSF
PAI01 1508039	Celesti Weyle 2136 Flowing Springs Road Birchrunville, PA 19421	Chester	West Vincent Township	Birch Run French Creek EV
PAI01 2308004	Buccini Pollin Group, Inc. 101 East Hector Street Suite 220 Conshohocken, PA 19428	Delaware	City of Chester	Delaware River WWF, MF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024808009	Forks Township Attn: Richard Schnaedter 1606 Sullivan Trail Easton, PA 18040	Northampton	Forks Township	Bushkill Creek HQ-CWF
PAI024808011	Arcadia East Associates No. 1, LP Attn: Shawn Langen 100 Gateway Drive Suite 310 Bethlehem, PA 18017	Northampton	East Allen Township	Monocacy Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024508007	Hamilton FC Associates, LP 633 West Germantown Pike Suite 200 Plymouth Meeting, PA 19462	Monroe	Hamilton and Stroud Townships	Tributary to Pocono Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023908009	West Hills Business Center 126 Steven Farms Drive Suite 106 Charlestown, SC 29492	Lehigh	Weisenberg Township	Lyon Creek HQ-CWF, MF

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>
PAI030608014	Rick Greenly East Penn Manufacturing P. O. Box 147 Lyon Station, PA 19536	Berks	Lyons Borough Richmond Township	Moselem Creek HQ-CWF

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

Union County Conservation District: Union County Government Center, 155 North 15th Street, Lewisburg, PA 17837, (570) 524-3860.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI046008001	Noah E. Zimmerman 235 Diehl Road Mifflinburg, PA 17844	Union	Lewis Township	Coal Run HQ-CWF

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

Washington County Conservation District, 602 Courthouse Square, Washington, PA 15301, (724) 228-6774.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI056308002	Frac Tech Services, LTD 16858 Interstate 20 Cisco, TX 76437	Washington	North Strabane Township	Little Chartiers Creek HQ-WWF

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

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

CAFO Notices of Intent Received

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

PAG124814, CAFO, Creek Bottom Farms, 1510 White Church Road, Middleburg, PA 17842. This existing facility is located in Franklin Township, **Snyder County**.

Description of Size and Scope of Proposed Operation/Activity: The applicant proposes the renewal of a CAFO General Permit for an existing finishing swine and heifer operation. The facility is comprised of two barns with no external manure storage. Total underbarn manure storage is 1,146,815 gallons. Animals onsite include 3,000 finishing swine and 160 heifers/calves, for a total of 485.5 animal equivalent units.

The receiving stream, Middle Creek, is in Watershed 6A (Middle Creek) and is classified for TSF.

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

PAG124810, CAFO, Rob Wood Mountain Farm, R. R. 2, Box 77, Wyalusing, PA 18853. This existing facility is located in Terry Township, **Bradford County**.

Description of Size and Scope of Proposed Operation/Activity: The applicant proposes the renewal of a CAFO General Permit for an existing finishing swine and sheep operation. The facility is comprised of two barns with no external manure storage. Total underbarn manure storage is 1,230,666 gallons. Animals onsite include 4,360 finishing swine and 50 sheep, for a total of 613.7 animal equivalent units.

The receiving stream, a UNT to Sugar Run, is in Watershed 4D (Wyalusing Creek) and is classified for CWF.

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

PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

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

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

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Application No. 4008505, Public Water Supply.

Applicant	Pennsylvania American Water
	Newport Township
	Luzerne County

Responsible Official David R. Kaufman
 Pennsylvania American Water
 800 West Hersheypark Drive
 Hershey, PA 17033

Type of Facility PWS

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

Application Received Date June 10, 2008

Description of Action Application proposes the relocation and replacement of a booster pumping station from Center Street to the intersection of Newport and Stearns Roads.

Application No. 6408502, Public Water Supply.

Applicant **Paupacken Lake Association**
 Lake and Paupack Townships
Wayne County

Responsible Official Rolland Grote, President
 Paupacken Lake Association
 128 Sheridan Road
 Hawley, PA 18428
 (570) 226-3424

Type of Facility Community Water System

Consulting Engineer Michael P. Goodwin, P. E.
 Milnes Engineering, Inc.
 12 Frear Hill Road
 Tunkhannock, PA 18657
 (570) 836-2145

Application Received Date June 2, 2008

Description of Action Application to provide major modification and upgrade of the community water system serving Paupacken Lake Estates. System modifications will include three new booster pump stations, four new water storage tanks, six pressure reducing valve stations and modifications at existing well sources.

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

Permit No. 0608504, Public Water Supply.

Applicant **Western Berks Water authority**

Municipality Spring Township

County **Berks**

Responsible Official Leonard E. Bilger, II
 Executive Director
 91 Water Road
 Sinking Spring, PA 19608

Type of Facility Public Water Supply

Consulting Engineer John P. Spitko, P. E.
 Spotts Stevens and McCoy, Inc.
 1047 North Park Road
 Reading, PA 19610-0307

Application Received: May 6, 2008

Description of Action Addition of new CO₂ generator and feed equipment for pH adjustment at existing water treatment plant.

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

Permit No. 0408502, Public Water Supply.

Applicant **David D'Atri**
 Forest Brook Mobile Home Park
 320 Sunset Drive
 Baden, PA 15005

Township or Borough New Sewickley Township

Responsible Official David D'Atri, Owner
 Forest Brook Mobile Home Park
 320 Sunset Drive
 Baden, PA 15005

Type of Facility Mobile home park

Consulting Engineer Shoup Engineering, Inc.
 329 Summerfield Drive
 Baden, PA 15005

Application Received Date June 23, 2008

Description of Action Addition of four groundwater well sources (numbers 10, 12, 13 and 16) and associate piping.

MINOR AMENDMENT

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

Application No. 0208510MA, Minor Amendment.

Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 P. O. Box 888
 Hershey, PA 17033

Township or Borough Union Township

Responsible Official Scott M. Thomas
 Pennsylvania American Water Company
 800 West Hersheypark Drive
 P. O. Box 888
 Hershey, PA 17033

Type of Facility Water storage tank

Consulting Engineer

Application Received Date June 18, 2008

Description of Action Blasting and painting of the exterior and interior touch-up of the 925,000 gallon ground storage tank known as the Aldrich Washwater Tank No. 1.

Application No. 2608502MA, Minor Amendment.

Applicant **Municipal Authority of Westmoreland County**
 124 Park and Pool Roads
 New Stanton, PA 15672

Township or Borough Rostraver and South Huntingdon Townships

Responsible Official	M. Curt Fontaine Municipal Authority of Westmoreland County 124 Park and Pool Roads New Stanton, PA 15672
Type of Facility	
Consulting Engineer	MS Consultants, Inc. Airport Office Park 4 333 Rouser Road Coraopolis, PA 15108
Application Received Date	June 18, 2008
Description of Action	Construction of approximately 700 feet of 20-inch diameter waterline to provide redundancy to existing crossing.

WATER ALLOCATIONS

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

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

WA 01-1027, Water Allocations. Possum Valley Municipal Authority, Adams County. The applicant is requesting the right to withdraw up to a maximum 65,000 gpd based from Opossum Creek through an existing intake in Menallen Township, Adams County Consulting Engineer: Janet R. McNally, Wm. F. Hill & Associates, Inc. Date Application Received April 25, 2008.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the Background Standard, Statewide Health Standard, the Site-Specific Standard or who intend to remediate a site as a special industrial area must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, a combination of the cleanup standards or who receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person

shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Strube, Inc., Marietta Borough, Lancaster County. Gemchem, Inc., 53 North Cedar Street, Lititz, PA 17543, on behalf of Strube, Inc., 629 West Market Street, Marietta, PA 17547, submitted a Notice of Intent to Remediate site soils contaminated with mineral oil from two buried drums. This property will continue to be utilized for commercial purposes.

Reiff Farm, South Londonderry Township, Lebanon County. ARM Group, Inc., 1129 West Governor Road, Hershey, PA 17033, on behalf of Hershey Trust Company, 100 East Mansion Road, Hershey, PA 17033, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with gasoline released from an unregulated underground storage tank. Land use is limited to agricultural practices. The site will be remediated to the Statewide Health Standard.

Albright College/Former Scrapyard Parcels B, C and D, City of Reading, Berks County. Synergy Environmental, Inc., 607 Washington Street, Reading, PA 19604, on behalf of Albright College, P. O. Box 15234, Reading, PA 19612-5234, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with PCBs, inorganics and organics. Albright College will utilize these parcels to expand their athletic facilities. The applicant will remediate the site to the Site-Specific Standard.

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

David Strickler Residence, Old Lycoming Township, Lycoming County. Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of David Strickler, 27 Hoover Road, Williamsport, PA 17701 has

submitted a Notice of Intent to remediate site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. The site will remain a private residence.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application Received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

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

Permit Application No. 101494. Waste Management of Pennsylvania, Inc., 1000 New Ford Mill Road, Morrisville, PA 19067, Falls Township and Tullytown Borough, **Bucks County**. This minor permit modification application is for the modification to the Tullytown Resource Recovery Facility (TRRF) Landfill gas management system by installing a second landfill gas transmission pipeline from the TRRF Compressor Station to the Exelon Pennsbury Power Plant on Bordentown Road. The application was received by Southeast Regional Office on June 12, 2008.

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 Application 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.

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

25-025M: GE Transportation (2901 East Lake Road, Erie, PA 16351) for modification of three existing engine test cells and the construction of three new engine test cells in Lawrence Park Township, **Erie County**. This is a Title V facility.

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

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

23-0109A: Catalyst International, Inc. (1050 Ashland Avenue, Folcroft, PA 19032) for incorporation of Standards of Performance for New Stationary Sources (NSPS) for existing laminating operation at an existing facility at 1050 Ashland Avenue, Folcroft, PA 19032, Folcroft Borough, **Delaware County**. The Plan Approval will contain the requirements of 40 CFR Part 60, Subpart FFF—Standards of Performance for Flexible Vinyl and Urethane Coating and Printing. The Plan Approval will contain additional monitoring, recordkeeping, reporting and operating restrictions designed to keep the facility operating within all applicable air quality requirements including the NSPS.

09-0205: Jenbrooke Properties, Inc. (6120 Easton Road, Plumsteadville, PA 18947) for installation of a new scrap wood-fired boiler and associated new multiclone at their facility in Plumstead Township, **Bucks County**. The facility is a non-Title V facility.

The boiler is being installed to provide comfort heat to the facility as well as to consume scrap wood generated by the office furniture manufacturing operation at the facility. The multiclone is being installed to minimize PM emissions from the boiler. The boiler and multiclone will meet all applicable air quality requirements, including the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12. The potentials to emit CO, NO_x, PM, SO_x and VOCs are 0.07, 5.91, 0.80, 2.17 and 0.02 tpy, respectively.

The plan approval will include monitoring, recordkeeping, reporting and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

23-0049: PPL Interstate Energy Co. (1111 Ridge Road, Linwood, PA 19061) for reactivation of three existing mainline fuel heaters at their Marcus Hook pump station facility in Lower Chichester Township, **Delaware County**. The facility is a non-Title V facility.

The mainline fuel heaters are currently permitted under State-only Operating Permit No. 23-00049. However, a plan approval is required to reactivate the mainline fuel heaters since they have each been out of operation for more than 1 year without a maintenance plan, under 25 Pa. Code § 127.11a.

Based on the existing combined fuel usage restriction for the mainline fuel heaters in the State-only Operating Permit, the potentials to emit SO_x and NO_x will not exceed the major facility thresholds of 100 and 25 tpy, respectively. The plan approval will contain monitoring, recordkeeping, reporting and work practice requirements designed to keep the facility operating within all applicable air quality requirements, including the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12.

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

35-318-094: Gentex Optics, Inc. (P. O. Box 336, Carbondale, PA 18407) for installation of a Regenerative Thermal Oxidizer (RTO) at their facility in Fell Township, **Lackawanna County**. The VOC emissions from the facility, (including Gentex Corporation) will remain unchanged, never to equal or exceed 50 tpy of VOC, based on a 12-month rolling sum as stated in the company's Title V Permit. The HAPs from the facility (including Gentex Corporation) must never equal or exceed 10 tpy of any single HAP and must never equal or exceed 25 tpy of all aggregated HAPs, based on a 12-month rolling sum. The company has proposed no other changes. Gentex Optics is a major facility subject to Title V permitting requirements. The company currently has a Title V Permit 35-00008. The Operating Permit will include testing, monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements. The Plan Approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date. For further details, contact Mark J. Wejkszner at (570) 826-2511 within 30 days after publication date.

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

06-05066F: Exide Technologies (P. O. Box 13995, Reading, PA 19612-3995) for installation of a replacement thermal oxidizer to control emissions from the No. 2 secondary lead smelting system at their Reading Smelter in Laureldale Borough and Muhlenberg Township, **Berks County**. The new oxidizer will replace an existing oxidizer. The oxidizers are used to control emissions of VOCs and CO emitted from the blast furnace and reverberatory furnace associated with system No. 2. The furnaces are subject to 40 CFR Part 52, Subpart A, Prevention of Significant Deterioration; Part 60, Subpart L, Performance Standards for New Stationary Sources; and Part 63, Subpart X, National Emission Standards for HAPs from Secondary Lead Smelters. The plan approval will

include monitoring, work practices, recordkeeping and reporting requirements designed to keep the source and control device operating within all applicable air quality requirements. The facility is presently covered by the Title V operating permit No. 06-05066. The plan approval will be incorporated into this permit in accordance with 25 Pa. Code § 127.450 (Administrative Amendment).

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

17-00063B: Bionol Clearfield, LLC (2 Batterymarch Park, Suite 301, Quincy, MA 02169) for the construction and operation of a 115.5 mmGal/yr dry mill ethanol manufacturing facility at a site located at the Clearfield Tech Park in Clearfield Borough, **Clearfield County**. On September 14, 2007, the Department of Environmental Protection (Department) issued plan approval 17-00063A to Bionol for the construction and operation of a 108 mmGal/yr ethanol production facility. The current plan approval application is for essentially the same proposed facility. However, due to design changes, the Department must re-evaluate the newly proposed design for compliance with all applicable requirements. The ethanol manufacturing facility consists of corn receiving and storage, corn milling, corn processing and fermentation, distillation and purification, stillage separation, distillers dried grain with solubles (DDGS) dryers, DDGS storage and loadout, ethanol loadout, two natural-gas fired boilers, two emergency diesel-fired engines, eight tanks storing VOC containing material, and a cooling tower.

The NO_x and CO emissions from the natural gas fired boilers will be controlled by ultra-low NO_x burners and good combustion practices. The PM/PM₁₀ emissions from the corn receiving and storage, corn milling, and DDGS storage and loadout will each be controlled by one of the three fabric collectors, respectively. The VOC and HAP emissions from the ethanol production sources will be controlled by a packed-bed water scrubber and three regenerative thermal oxidizers (RTOs). The VOC and HAP emissions from the tanks storing VOC and HAP containing materials will be controlled by internal floating roofs with primary and secondary tank seals. The VOC and HAPs emissions from the ethanol railcar and truck loading operations will be controlled by a ventura burner oxidizer (VBO). Combustion emissions, including CO, total PM/PM₁₀, VOCs and HAPs, from the DDGS dryers will be controlled by the RTOs. The ethanol manufacturing facility will be considered as a State-only facility.

The Department's review of the information provided by Bionol Clearfield, Inc. indicates that the sources at the facility will comply with all air quality requirements, including the BAT requirements of 25 Pa. Code §§ 127.1 and 127.12; 40 CFR Part 60, Subpart Db, §§ 60.40b through 60.49b; 40 CFR Part 60, Subpart Kb, §§ 60.110b through 60.117b; 40 CFR Part 60, Subpart VVa, §§ 60.480a through 60.489a; 40 CFR Part 60, Subpart IIII, §§ 60.4200 through 60.4219; and 40 CFR Part 63, Subpart ZZZZ, §§ 63.6580 through 63.6675, pertaining to air contamination sources and the emission of air contaminants. Based on this finding, the Department intends to issue a plan approval for the proposed construction and operation of the sources. Additionally, if the Department determines that the proposed sources and the air cleaning devices are operating in compliance with the plan approval conditions, the conditions established in the plan approval will be incorporated into a State-only operating permit by means of an administrative amendment under 25 Pa. Code § 127.450.

The following is a summary of the conditions that the Department proposes to place in the plan approval to ensure compliance with all applicable regulatory requirements.

1. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the emission of NO_x, CO, SO_x, PM/PM₁₀, VOCs and total combined HAPs from all sources at the facility shall not equal or exceed 56.2 tons, 93.8 tons, 31.5 tons, 62.9 tons, 46.1 tons, 42.6 tons and 11.4 tons in any 12-consecutive month period respectively. This condition supersedes Section C, Conditions No. 011, Nos. 003—008 of Plan Approval 17-00063A.

2. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the emission of VOCs resulting from the process equipment shall not exceed 2.02 pounds per hour and 8.85 tons in any 12-consecutive month period. This condition supersedes Section C, Condition No. 009 of Plan Approval 17-00063A.

3. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the wet distiller's grain with solubles (WDGS) storage area shall be limited to use for emergency purposes only. The emission of VOCs from the WDGS storage area shall not exceed 3.32 tons in any 12-consecutive month period.

4. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the facility shall process no more than 40 million bushels of corn in any 12-consecutive month period. This condition supersedes Section C, Condition No. 013 of Plan Approval 17-00063A.

5. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the facility shall produce no more than 115.5 million gallons of denatured ethanol in any 12-consecutive month period. This condition supersedes Section C, Condition No. 014 of Plan Approval 17-00063A.

6. The stack testing required by this plan approval shall be performed using reference method test procedures acceptable to the Department. At least 60 days prior to the performance of the stack testing required by this plan approval, a test plan shall be submitted to the Department for evaluation. The plan shall contain a description of the proposed test methods and dimensioned drawings or sketches showing the test port locations. The Department (Northcentral Regional Office and Central Office, Source Testing Section) shall be given at least 14 days advance notice of the scheduled dates for the performance of the stack testing required by this plan approval. Within 60 days of the completion of the stack testing required by this plan approval, two copies of the test report shall be submitted to the Department (Northcentral Regional Office). The report shall contain the results of the tests, a description of the testing and analytical procedures actually used in performance of the tests, all process and operating data collected during the tests, a copy of all raw data, and a copy of all calculations generated during data analysis. In addition, the permittee shall keep records of the test report.

7. Within 120 days of achieving normal production, but no later than 180 days after initial startup, the permittee shall perform testing on the exhaust of each fabric collector to verify compliance with the total PM/PM₁₀ emissions limitations for each respective fabric collector associated with the respective sources. All testing shall be performed while the respective sources and control device is operating at its maximum rate of production, using EPA Method 5, or equivalent test methods specifically approved, in writing, by the Department.

8. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, each fabric collector at the facility shall be equipped with instrumentation to monitor the differential pressure across the fabric collector and the actual differential pressure shall be displayed on a continuous basis.

9. The permittee shall keep records of the supporting calculations on a monthly basis for NO_x, CO, SO_x, PM/PM₁₀, VOCs and total combined HAPs emissions from all sources at the facility to verify compliance with the NO_x, CO, SO_x, PM/PM₁₀, VOCs and total combined HAPs emission limitations of tons in any 12-consecutive month period.

10. The permittee shall keep records of the pressure differential across each fabric collector within the facility at least once per day during the operation of the respective fabric collector.

11. The permittee shall keep records of the amount of corn, in bushels, processed in the facility on a monthly basis to verify compliance with the corn throughput limitation in any 12-consecutive month period.

12. The permittee shall keep records of the supporting calculations on a monthly basis for VOC emissions from the process equipment to verify compliance with the VOC emission limitations of pounds per hour and tons in any 12-consecutive month period.

13. The permittee shall keep records of the amount of denatured ethanol produced by the facility on a monthly basis to verify compliance with the denatured ethanol production limitation of gallons in any 12-consecutive month period.

14. All records required by the conditions contained in Plan Approval 17-00063B shall be retained for a minimum of 5 years and shall be made available to the Department upon request.

15. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the NO_x, CO, SO_x, PM/PM₁₀, VOCs, and total combined HAPs emissions limitations for all sources at the facility in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

16. The permittee shall submit reports to the Department on a semi-annual basis that include the amount of denatured ethanol produced on a monthly basis to verify compliance with the denatured ethanol production limitation in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

17. The permittee shall submit reports to the Department on a semi-annual basis that include amount of corn, in bushels, processed in the facility to verify compliance with the corn throughput limitation in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

18. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the VOC emissions limitation for the process equipment in any 12-

consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

19. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall keep on hand a sufficient quantity of spare fabric collector bags for each fabric collector at the facility in order to be able to immediately replace any bags requiring replacement due to deterioration.

20. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the air compressors supplying the compressed air for the fabric collectors at the facility shall be equipped with an air dryer and oil trap.

21. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, each fabric collector associated with the respective sources at the facility shall have an effective air-to-cloth ratio under actual conditions of no more than 5.5:1.

22. Within 30 days of selection, but no less than 120 days prior to the installation, for sources and control devices as specified in Plan Approval 17-00063B, the permittee shall submit to the Department for approval, the manufacturer name and model number with design specifications of each specific source and control device selected, by submitting the appropriate pages of the plan approval application.

23. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall implement a leak detection and repair program which is compliant with Subpart VVa, 40 CFR 60.480a through 60.489a. Additionally, the facility is subject to 40 CFR Part 60, Subpart VVa. The permittee shall comply with all the applicable requirements specified in 40 CFR 60.480a through 60.489a.

24. The Department will evaluate the actual emission rates and will decrease or increase the allowable emission rates, if necessary, based upon demonstrated performance (emissions data, vendors' data and/or stack test results) during the first 2 years of operation. Any revision of the allowable emission rates below the thresholds for a "major facility" (as defined in 25 Pa. Code § 121.1) shall be accomplished by minor modification provided that it is consistent with the BAT as determined by the Department on the date of the Plan Approval and that it is not a result of a physical change at the facility.

25. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the emission of NO_x from each boiler shall not exceed 0.012 pound per million Btu (on an hourly average basis), 1.70 pounds per hour and 7.46 tons in any 12-consecutive month period. The emission of CO from each boiler shall not exceed 0.023 pound per million Btu, 3.26 pounds per hour and 14.30 tons in any 12-consecutive month period. The emission of SO_x, expressed as SO₂, from each boiler shall not exceed 0.001 pound per million Btu, 0.09 pound per hour, and 0.37 ton in any 12-consecutive month period. The emission of PM/PM₁₀ from each boiler shall not exceed 0.005 pound per million Btu, 0.71 pound per hour and 3.11 tons in any 12-consecutive month period. Additionally, there shall be no visible emissions from the exhaust of each boiler. The emission of VOCs from each boiler shall not exceed 0.004 pound per million Btu, 0.57 pound per hour and 2.49 tons in any 12-consecutive month period. The emission of total combined HAPs from each boiler shall not exceed 0.26 pound per hour and 1.15 tons in any 12-consecutive month period.

26. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, only natural gas shall be fired in each boiler.

27. Within 120 days of achieving normal production, but no later than 180 days after initial startup, the permittee shall perform testing on the exhaust of each boiler to verify compliance with the CO emissions limitations. All testing shall be performed while each boiler is operating at its maximum capacity, using EPA reference test methods, as approved by the Department.

28. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall install, certify, maintain and operate a continuous emission monitoring system (CEMS) for NO_x, and oxygen (or CO₂) on each boiler in accordance with all applicable requirements specified in 25 Pa. Code Chapter 139 and the Department's current Continuous Source Monitoring Manual. The CEMS specified previously shall be installed prior to startup of each boiler. No CEMS may however be operated unless Phase I approval has first been obtained from the Department. The NO_x and oxygen (or CO₂) emission monitoring systems shall be capable of monitoring the NO_x and oxygen (or CO₂) concentrations expressed in ppmv, emission rates expressed in pounds per hour and pounds per million Btu, and total emissions in any 12-consecutive month period, expressed in tpy, for each boiler.

29. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall submit a Phase I application to the Department for the NO_x and oxygen (or CO₂) continuous emission monitoring system which shall be constructed and installed at least 6 months prior to the anticipated startup date of each respective boiler.

30. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, each respective boiler shall not be operated for any reason unless the associated NO_x and oxygen (or CO₂) continuous emission monitoring systems have received Phase I approval from the Department and have subsequently been installed and made operational in accordance with the conditions of this plan approval. Furthermore, the continuous emission monitoring systems shall be operated any time each respective boiler is operating in accordance with all applicable requirements specified in 25 Pa. Code Chapter 139, as well as with the Department's current Continuous Source Monitoring Manual unless superseded by conditions contained in this plan approval. The required relative accuracy testing shall have been completed on the continuous emission monitoring systems and the monitoring systems shall be fully certified in accordance with the Department's current Continuous Source Monitoring Manual within 180 days of startup of each boiler.

31. The permittee shall keep records associated with the continuous emission monitoring system for NO_x and oxygen (or CO₂) from each boiler in accordance with all applicable requirements specified in 25 Pa. Code Chapter 139 and the Department's current Continuous Source Monitoring Manual.

32. The permittee shall keep records of: the supporting calculations on a monthly basis for the NO_x, CO, SO_x, PM/PM₁₀ and VOCs emissions from each boiler to verify compliance with the NO_x, CO, SO_x, PM/PM₁₀ and VOCs emissions limitations of pounds per million Btu, pounds per hour and tons in any 12-consecutive month period; and the supporting calculations on a monthly basis for the total combined HAPs emissions from each boiler to verify compliance with the total combined HAPs emissions limitation of pounds per hour and tons in any 12-consecutive month period.

33. The permittee shall keep records of the amount of natural gas combustion in each boiler on a monthly basis.

34. The permittee shall submit all reports to the Department associated with the continuous emission monitoring system for NO_x and oxygen (or CO₂) on each boiler in accordance with all applicable requirements specified in 25 Pa. Code Chapter 139 and the Department's current Continuous Source Monitoring Manual.

35. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the NO_x, CO, SO_x, PM/PM₁₀, VOCs and total combined HAPs emissions limitations for each boiler in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

36. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall utilize ultra low- NO_x burners (ULNB) and flue gas recirculation (FGR) technology to control NO_x emissions from each boiler. Each boiler shall be operated with the operation of ULNB and FGR. Each boiler shall be rated at 141.9 mmBtu/hr of heat input.

37. Each boiler at the facility is subject to the New Source Performance Standards, 40 CFR Part 60, Subpart Db and shall comply with all applicable requirements as specified in 40 CFR 60.40b through 60.49b.

38. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the PM/PM₁₀ emissions from the corn receiving and storage fabric collector shall not exceed 0.003 grain per dry standard cubic foot (gr/dscf), 1.0 pound per hour, and 4.39 tons in any 12-consecutive month period. Additionally, there shall be no visible emissions from the exhaust of the fabric collector.

39. The permittee shall keep records of the supporting calculations on a monthly basis for the total PM/PM₁₀ emissions from the fabric collector associated with the corn receiving and storage operations to verify compliance with the total PM/PM₁₀ emissions limitations of pounds per hour and tons in any 12-consecutive month period. Additionally, the permittee shall keep records of all stack tests reports to verify compliance with the PM/PM₁₀ emissions limitations in gr/dscf for the fabric collector associated with the corn receiving and storage operations.

40. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the total PM/PM₁₀ emissions limitations for the corn receiving and storage operations in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

41. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the corn receiving from railcar operation shall be enclosed on the top and sides. The corn receiving from truck operation shall be enclosed on the top and sides and be equipped with doors, which shall be shut during corn receiving from truck to create a total enclosure.

42. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate the corn receiving and storage operations without the simultaneous operation of the corn receiving and storage fabric collector. The PM emissions from the corn receiving and storage operations shall be controlled by the corn receiving and storage fabric collector.

43. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, all augers, conveyors, elevators, bin sweeps and storage silos associated with the corn receiving and storage operations, which are not entirely located inside a building, shall be fully enclosed.

44. The maximum railcar-to-dump pit corn drop height shall not exceed 4 feet. The corn receiving operation shall consist of truck dump pit No. 1, truck dump pit No. 2, railcar dump pit, truck dump pit No. 1 auger, truck dump pit No. 2 auger, railcar dump pit auger, truck receiving lane conveyor No. 1, truck receiving lane conveyor No. 2, railcar receiving lane conveyor, receiving transfer conveyor No. 1, receiving transfer conveyor No. 2. The corn storage operating shall consist of receiving bucket elevator No. 1, receiving bucket elevator No. 2, distribution system with gathering hopper and fill gates, upper receiving conveyor No. 1, upper receiving conveyor No. 2, corn silo No. 1, corn silo No. 2, bin sweep No. 1, bin sweep No. 2, reclaim conveyor No. 1, reclaim conveyor No. 2, reclaim transfer conveyor and corn day bin. The corn silos shall each have a capacity of no greater than 1.0 million bushels. The corn receiving and storage fabric collector shall be cleaned using reverse air flow and shall have a rated airflow capacity of 39,000 standard cubic feet per minute (SCFM).

45. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the PM/PM₁₀ emissions from the corn milling fabric collector shall not exceed 0.003 gr/dscf, 0.71 pound per hour and 3.10 tons in any 12-consecutive month period. Additionally, there shall be no visible emissions from the exhaust of the fabric collector associated with the corn milling operation.

46. The permittee shall keep records of the supporting calculations on a monthly basis for the total PM/PM₁₀ emissions from the fabric collector associated with the corn milling operation to verify compliance with the total PM/PM₁₀ emissions limitations of pounds per hour and tons in any 12-consecutive month period. Additionally, the permittee shall keep records of all stack tests reports to verify compliance with the PM/PM₁₀ emissions limitations in gr/dscf for the fabric collector associated with the corn milling operation.

47. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the total PM/PM₁₀ emissions limitations for the fabric collector associated with the corn milling operation in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

48. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate the corn milling operation without the simultaneous operation of the corn milling fabric collector. The PM emissions from the corn milling operation shall be controlled by the fabric collector associated with the corn milling operation.

49. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, all surge bins, scalpers, feeders and hammermills associated with the corn milling operation, which are not entirely located inside a building, shall be fully enclosed.

50. The corn milling operation shall consist of grinder surge bin, rotary scalper No. 1, rotary scalper No. 2, rotary feeder No. 1, rotary feeder No. 2, rotary feeder No. 3, rotary feeder No. 4, hammermill No. 1, hammermill No. 2, hammermill No. 3, hammermill No. 4, ground corn

conveyor, ground corn transfer conveyor. The hammermills shall each have a capacity of no greater than 42 tons per hour. The corn milling fabric collector shall be cleaned using reverse air flow and shall each have a rated airflow capacity of 27,500 SCFM.

51. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the total combined emission of NO_x from the dryer RTOs associated with the ethanol manufacturing process shall not exceed 0.040 pound per million Btu, 7.8 pounds per hour and 34.3 tons in any 12-consecutive month period. The total combined emission of CO from the dryer RTOs associated with the ethanol process shall not exceed 13.6 pounds per hour and 59.4 tons in any 12-consecutive month period. The total combined emission of SO_x , expressed as SO_2 , from the dryer RTOs associated with the ethanol process shall not exceed 7.0 pounds per hour and 30.6 tons in any 12-consecutive month period. The total combined emission of PM/PM_{10} from the dryer RTOs associated with the ethanol process shall not exceed 0.005 gr/dscf, 5.3 pounds per hour and 23.4 tons in any 12-consecutive month period. Additionally, there shall be no visible emissions from the exhaust of the dryer RTOs associated with the ethanol process. The total combined emission of VOCs from the dryer RTOs associated with the ethanol process shall not exceed 5.3 pounds per hour and 23.4 tons in any 12-consecutive month period. The emission of total combined HAPs from the dryer RTOs associated with the ethanol process shall not exceed 1.2 pound per hour and 5.3 tons in any 12-consecutive month period.

52. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the emissions from the exhaust of one dryer RTO associated with the ethanol manufacturing process shall not exceed 3.9 pounds of NO_x per hour, 8.1 pounds of CO per hour, 4.2 pounds of SO_x per hour, 3.2 pounds of PM/PM_{10} per hour, 3.2 pounds of VOCs per hour and 2.0 pounds of HAPs per hour when the emissions are controlled by only one dryer RTO.

53. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, only natural gas shall be fired in each dryer RTO associated with the ethanol process and only natural gas and off-gas from the biomethanators shall be fired in each DDGS dryer.

54. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, each dryer RTO shall destroy the VOC/HAP emissions ducted to it at a destruction efficiency of no less than 99% (by weight). In addition, each dryer RTO shall destroy the CO emissions ducted to it at a destruction efficiency of no less than 95% (by weight).

55. Within 120 days of achieving normal production, but no later than 180 days after initial startup, the permittee shall perform simultaneous testing on the inlet and exhaust of each dryer RTO associated with the ethanol manufacturing process to verify compliance with VOCs, CO, PM and SO_x emissions limitations and the VOC/HAP and CO destruction efficiency of each dryer RTO. Additionally, the permittee shall perform tests on the inlet and exhaust of one dryer RTO associated with the ethanol manufacturing process while that specific dryer RTO is controlling the emissions to verify compliance with the emissions limitations and destruction efficiency of the dryer RTO. All testing shall be performed while the facility is operating at representative operating conditions, using EPA reference test methods, as approved by the Department. During the stack testing, the temperature of the combustion chambers of each dryer RTO shall be monitored and the temperatures shall not go below 1,550° F or above 1,650° F. Additionally, the

differential pressure of the bed media of each dryer RTO shall be monitored and recorded during testing.

56. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, each dryer RTO shall be equipped with instrumentation to monitor and record the temperature of the combustion chamber of each dryer RTO on a continuous basis. Each dryer RTO shall be equipped with instrumentation to monitor the differential pressure across the bed media of each dryer RTO and the monitor shall be operated on a continuous basis.

57. The permittee shall keep records of the supporting calculations on a monthly basis for the total combined CO, SO_x , PM/PM_{10} , VOC and HAPs emissions from the dryer RTOs associated with the ethanol process to verify compliance with the total combined CO, SO_x , PM/PM_{10} , VOC and HAPs emissions limitations of pounds per hour and tons in any 12-consecutive month period and the supporting calculations on a monthly basis for total combined NO_x emissions from the dryer RTOs to verify compliance with the total combined NO_x emissions limitations of pounds per million Btu, pounds per hour and tons in any 12-consecutive month period.

58. The permittee shall continuously record the temperature of the combustion chamber of each dryer RTO by means of temperature recorder when the respective dryer RTO is in operation. The permittee shall record the differential pressure of the bed media of each dryer RTO at least once per day when the respective dryer RTO is in operation.

59. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the total combined NO_x , CO, SO_x , PM/PM_{10} , VOCs and total combined HAPs emissions limitations for the dryer RTOs associated with the ethanol process in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

60. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate the mix tank, slurry tanks, cook tubes, cook water tank, liquefaction tanks, yeast tanks, process condensate tank, beer column, side stripper, rectifier column, 190-proof condenser, whole stillage tank, molecular sieves, 200 proof condenser, centrifuges, centrate tank, thin stillage tank, evaporators, syrup tank, steam condensate tank, interconnecting conveyors and/or DDGS cooler drum associated with the ethanol manufacturing process without the simultaneous operation of the dryer RTOs, except allowed under condition No. 61 below. The permittee shall not operate DDGS dryer A and/or DDGS dryer B associated with the ethanol manufacturing process without the simultaneous operation of dryer RTO No. 1. The permittee shall not operate DDGS dryer C and/or DDGS dryer D associated with the ethanol manufacturing process without the simultaneous operation of dryer RTO No. 2. In order for each dryer RTO associated with the ethanol manufacturing process to be considered in operation, the combustion chamber of the respective dryer RTO shall achieve and maintain a temperature of at least 1,600° F. The dryer RTO operating temperature requirement may be revised based on the compliance demonstration of the destruction efficiency requirements for the dryer RTOs, as approved by the Department. The PM, CO, VOC and HAP emissions from the ethanol manufacturing process shall be controlled by the dryer RTOs.

61. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, should dryer RTO No. 1 associated with the ethanol manufacturing process be inoperable, the permittee may operate the pre-fermentation system, distillation system, separation system, and DDGS drying system, provided that the permittee does not operate DDGS dryer A and/or DDGS dryer B associated with the ethanol manufacturing process. Should dryer RTO No. 2 associated with the ethanol manufacturing process be inoperable, the permittee may operate the prefermentation system, distillation system, separation system, and DDGS drying system, provided that the permittee does not operate DDGS dryer C and/or DDGS dryer D associated with the ethanol manufacturing process. The permittee shall record the times when only dryer RTO No. 1 or dryer RTO No. 2 associated with the ethanol manufacturing process was operating and the other respective dryer RTO associated with the ethanol manufacturing process was not operating.

62. The prefermentation system shall consist of the following sources: mix tank with a 470 gallon capacity, slurry tank No. 1 with a 25,000 gallon capacity, slurry tank No. 2 with a 29,000 gallon capacity, cook tube No. 1 with a 5,200 gallon capacity, cook tube No. 2 with a 5,200 gallon capacity, flash tank with a 4,500 gallon capacity, liquefaction tank No. 1 with a 128,400 gallon capacity, liquefaction tank No. 2 with a 128,400 gallon capacity, yeast tank No. 1 with a 20,000 gallon capacity and yeast tank No. 2 with a 20,000 gallon capacity. The distillation system shall consist of the following sources: process condensate tank, beer column, side stripper, rectifier column, 190-proof condenser, molecular sieve No. 1, molecular sieve No. 2, molecular sieve No. 3, molecular sieve No. 4, molecular sieve No. 5, molecular sieve No. 6 and 200-proof condenser. The separation system shall consist of the following sources: whole stillage tank with a 180,800 gallon capacity, centrifuge No. 1, centrifuge No. 2, centrifuge No. 3, centrifuge No. 4, centrifuge No. 5, centrifuge No. 6, centrate tank with a 3,000 gallon capacity, thin stillage tank with a 374,000 gallon capacity, evaporator No. 1, evaporator No. 2, evaporator No. 3, evaporator No. 4, evaporator No. 5, evaporator No. 6, evaporator No. 7, evaporator No. 8, steam condensate tank with a 770 gallon capacity and syrup tank with a 180,000 gallon capacity. The DDGS drying system shall consist of the following sources: DDGS dryer A that is natural-gas fired with a rated burner capacity of 40.0 mmBtu/hr and a multiclone for product recovery, DDGS dryer B that is natural-gas fired with a rated burner capacity of 40.0 mmBtu/hr, a mixer, and a multiclone for product recovery, DDGS dryer C that is natural-gas fired with a rated burner capacity of 40.0 mmBtu/hr and a multiclone for product recovery, DDGS dryer D that is natural-gas fired with a rated burner capacity of 40.0 mmBtu/hr, a mixer, and a multiclone for product recovery, DDGS cooler drum with a baghouse for product recovery, and interconnecting conveyors. The DDGS drying system shall have all air cleaned by the multiclones and baghouse exhausting back to the burners of the dryer and not exhausting to atmosphere. The two dryer RTOs are natural gas fired units and each shall have a designed airflow capacity of 96,975 SCFM, burner capacity of 18 mmBtu/hr, and a flush chamber.

63. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the emission of NO_x from the exhaust of the scrubber RTO associated with the fermentation process shall not exceed 0.32 pound per hour and 1.40 tons in any 12-consecutive month period. The emission of CO from the exhaust of the scrubber RTO associated with the

fermentation process shall not exceed 1.00 pound per hour and 4.38 tons in any 12-consecutive month period. The emission of SO_x , expressed as SO_2 , from the exhaust of the scrubber RTO associated with the fermentation process shall not exceed 0.01 ton in any 12-consecutive month period. The emission of PM/PM_{10} from the exhaust of the scrubber RTO associated with the fermentation process shall not exceed 0.01 ton in any 12-consecutive month period. Additionally, there shall be no visible emissions from the exhaust of the scrubber RTO associated with the fermentation process. The emission of VOCs from the exhaust of the scrubber RTO associated with the fermentation process shall not exceed 0.15 pound per hour and 0.67 ton in any 12-consecutive month period. The emission of total combined HAPs from the exhaust of the scrubber RTO associated with the fermentation process shall not exceed 0.02 pound per hour and 0.08 ton in any 12-consecutive month period.

64. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, only natural gas shall be fired in the scrubber RTO associated with the fermentation process.

65. Within 120 days of achieving normal production, but no later than 180 days after initial startup, the permittee shall perform testing on the inlet and exhaust of the scrubber RTO associated with the fermentation process to verify compliance with VOC emissions limitations and the VOC/HAP destruction efficiency of the scrubber RTO. All testing shall be performed while the facility is operating at representative operating conditions, using test methods approved by the Department. Additionally, the test shall verify compliance with a VOC/HAP destruction efficiency of 99% for the scrubber RTO. During the stack testing, the temperature of the combustion chamber of the scrubber RTO shall be monitored and the temperature shall not go below 1,550° F or above 1,650° F. Additionally, the differential pressure of the bed media of the scrubber RTO shall be monitored and recorded during testing.

66. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the scrubber RTO associated with the fermentation process shall be equipped with instrumentation to monitor and record the temperature of the combustion chamber of the scrubber RTO on a continuous basis. The scrubber RTO associated with the fermentation process shall be equipped with instrumentation to monitor the differential pressure across the bed media of the scrubber RTO and the monitor shall be operated on a continuous basis.

67. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the scrubber associated with the fermentation process shall be equipped with instrumentation to monitor the scrubber water flow rate, differential pressure across the scrubber and pH of the scrubber water and the monitors shall be operated on a continuous basis.

68. The permittee shall keep records of: the supporting calculations on a monthly basis for the NO_x , CO, VOC and HAPs emissions from the scrubber RTO associated with the fermentation process to verify compliance with the NO_x , CO, VOC and HAPs emissions limitations of pounds per hour and tons in any 12-consecutive month period and the supporting calculations on a monthly basis for total combined SO_x and PM/PM_{10} emissions from the scrubber RTO to verify compliance with the SO_x and PM/PM_{10} emissions limitations of tons in any 12-consecutive month period.

69. The permittee shall continuously record the temperature of the combustion chamber of the scrubber RTO

by means of temperature recorder when the scrubber RTO is in operation. The permittee shall record the differential pressure of the bed media of the scrubber RTO at least once per day when the scrubber RTO is in operation.

70. The permittee shall record the scrubber water flow rate, differential pressure across the scrubber and pH of the scrubber water at least once per day when the scrubber is in operation.

71. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the NO_x , CO , SO_x , PM/PM_{10} , VOCs and total combined HAPs emissions limitations for the scrubber RTO associated with the fermentation process in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

72. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the scrubbing water flow rate in the scrubber associated with the fermentation process shall be no less than 40 gallons per minute at all times the scrubber is operating. Additionally, the scrubber shall only use clean water on a once-through basis.

73. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate the fermentation process without the simultaneous operation of the scrubber and the scrubber RTO. For the scrubber RTO associated with the fermentation process to be considered in operation, the combustion chamber of the scrubber RTO shall achieve and maintain a temperature of at least 1,600° F. The scrubber RTO operating temperature requirement may be revised based on the compliance demonstration of the destruction efficiency requirement for the scrubber RTO, as approved by the Department. The VOC and HAP emissions from the fermentation process shall be controlled by the scrubber and the scrubber RTO.

74. The fermentation system shall consist of the following: fermenter No. 1 with a 807,000 gallon capacity, fermenter No. 2 with a 807,000 gallon capacity, fermenter No. 3 with a 807,000 gallon capacity, fermenter No. 4 with a 807,000 gallon capacity, fermenter No. 5 with a 807,000 gallon capacity, fermenter No. 6 with a 807,000 gallon capacity, fermenter No. 7 with a 807,000 gallon capacity, and beer well with a 1,080,000 gallon capacity. The fermentation scrubber is a packed gas column scrubber and shall have a designed airflow capacity of 11,000 SCFM. The scrubber RTO is a natural gas fired unit and shall have a designed airflow capacity of 18,506 SCFM, burner capacity of 8 mmBtu/hr and a flush chamber.

75. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the PM/PM_{10} emissions from the DDGS storage and loadout fabric collector shall not exceed 0.003 gr/dscf, 0.28 pound per hour and 1.24 tons in any 12-consecutive month period. Additionally, there shall be no visible emissions from the exhaust of the fabric collector associated with the DDGS storage and loadout.

76. The permittee shall keep records of the supporting calculations on a monthly basis for the total PM/PM_{10} emissions from the fabric collector associated with the DDGS storage and loadout to verify compliance with the total PM/PM_{10} emissions limitations of pounds per hour and tons in any 12-consecutive month period. Additionally, the permittee shall keep records of all stack tests

reports to verify compliance with the PM/PM_{10} emissions limitations in gr/dscf for the fabric collector associated with the DDGS storage and loadout.

77. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the total PM/PM_{10} emissions limitations for the fabric collector associated with the DDGS storage and loadout in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

78. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate the DDGS storage and loadout operation without the simultaneous operation of the DDGS storage and loadout fabric collector. The PM emissions from the DDGS storage and loadout operation shall be controlled by the DDGS storage and loadout fabric collector.

79. The DDGS storage and loadout operation shall consist of: DDGS transfer inclined conveyor, DDGS flat storage conveyor, DDGS storage pile conveyor, DDGS flat storage, DDGS reclaim hopper/conveyor, DDGS silo bucket elevator, DDGS silo storage conveyor, DDGS silo recycle conveyor, DDGS storage silo No. 1, DDGS storage silo No. 2, DDGS storage silo No. 1 loadout conveyor, DDGS storage silo No. 2 loadout conveyor, DDGS silo bucket elevator, weighing system, DDGS loadout conveyor, DDGS truck loadout and DDGS railcar loadout. The fabric collector shall be cleaned using reverse air flow and shall have a rated airflow capacity of 11,000 SCFM.

80. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the VOC emissions from the tanks storing VOC-containing material at the facility shall not exceed 0.392 pound per hour and 1.80 tons in any 12-consecutive month period.

81. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall visually inspect the internal floating roof, the primary seal and the secondary seal of the denaturant, 190-proof, 200-proof and denatured ethanol tanks prior to filling. If there are holes, tears or other openings in the primary seal, the secondary seal or the seal fabric or defects in the internal floating roof or both, the permittee shall repair the items before filling the denaturant, 190-proof, 200-proof and denatured ethanol tanks.

82. The permittee shall keep records of the supporting calculations on a monthly basis for the VOC emissions from the tanks storing VOC-containing material to verify compliance with the VOC emissions limitations of tons in any 12-consecutive month period.

83. Under 40 CFR 60.115b(a), the permittee shall keep records to verify that the denaturant, 190-proof, 200-proof and denatured ethanol tanks meet the requirements of 40 CFR Part 60, Subpart Kb. In addition, the permittee shall keep records of each inspection performed on the denaturant, 190-proof, 200-proof and denatured ethanol tanks.

84. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall keep records of the period of storage of each fill in the denaturant, 190-proof, 200-proof and denatured ethanol tanks and the maximum true vapor pressure of the materials in each fill of the denaturant, 190-proof, 200-proof and denatured ethanol tanks. The permittee shall use available data on Reid vapor pressure and maximum expected storage tempera-

ture based on the highest expected calendar-month average temperature to calculate maximum true vapor pressure for the denaturant.

85. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the VOC emissions limitations for the tanks storing VOC-containing material in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

86. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the denaturant, 190-proof, 200-proof and denatured ethanol tanks shall be equipped with a mechanical shoe primary seal and a rim-mounted secondary seal.

87. The denaturant, 190-proof, 200-proof and denatured ethanol tanks are subject to 40 CFR Part 60, Subpart Kb. The permittee shall comply with all the applicable requirements specified in 40 CFR 60.110b through 60.117b.

88. The denaturant, 190-proof, 200-proof and denatured ethanol tanks are subject to 25 Pa. Code § 129.56. The permittee shall comply with all the applicable requirements specified in 25 Pa. Code § 129.56.

89. The tanks storing VOC-containing material include the following: 190-proof ethanol tank with a 200,000 gallon capacity, 200-proof ethanol tank with a 200,000 gallon capacity, gasoline denaturant storage tank with a 200,000 gallon capacity, denatured ethanol storage tank No. 1 with a 1.5 million gallon capacity, denatured ethanol storage tank No. 2 with a 1.5 million gallon capacity, fuel additive tank with a 2,300 gallon capacity, corrosion inhibitor tank with a 6,000 gallon capacity, and diesel (No. 2 fuel oil) storage tank with a 6,000 gallon capacity.

90. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the emission of NO_x from the ethanol loadout VBO shall not exceed 0.18 pound per hour and 0.21 ton in any 12-consecutive month period. The emission of CO from the ethanol loadout VBO shall not exceed 0.93 pound per hour and 0.96 ton in any 12-consecutive month period. The emission of SO_x , expressed as SO_2 , from the ethanol loadout VBO shall not exceed 0.002 pound per hour and 0.002 ton in any 12-consecutive month period. The emission of PM/PM_{10} from the ethanol loadout VBO shall not exceed 0.101 pound per hour and 0.103 ton in any 12-consecutive month period. Additionally, there shall be no visible emissions from the exhaust of the ethanol loadout VBO. The emission of VOCs from the ethanol loadout VBO shall not exceed 2.80 pounds per hour and 2.80 tons in any 12-consecutive month period.

91. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate the ethanol loadout operations for more than 2,000 hours in any 12-consecutive month period.

92. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the ethanol loadout VBO shall destroy the VOC emissions from the ethanol loadout operation at a destruction efficiency of no less than 99% (by weight).

93. Within 120 days of achieving normal production, but no later than 180 days after initial startup, the permittee shall perform testing on the inlet and exhaust of the ethanol loadout VBO to verify compliance with the VOC emissions limitations and the VOC destruction efficiency of the ethanol loadout VBO. All testing shall be

performed while the facility is operating at representative operating conditions, using test methods approved by the Department. Additionally, the test shall verify compliance with a VOC destruction efficiency of 99%. During the stack testing, the temperature of the combustion chamber of the ethanol loadout VBO shall be monitored and the temperature shall not go below 1,350° F or above 1,450° F.

94. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the ethanol loadout VBO shall be equipped with instrumentation to monitor and record the temperature of the combustion chamber on a continuous basis.

95. The permittee shall keep records of: the supporting calculations on a monthly basis for NO_x , CO, SO_x , PM/PM_{10} and VOC emissions from the ethanol loadout VBO to verify compliance with the NO_x , CO, SO_x , PM/PM_{10} and VOC emissions limitations of pounds per hour and tons in any 12-consecutive month period.

96. The permittee shall continuously record the temperature of the combustion chamber of the ethanol loadout VBO by means of temperature chart recorder when the ethanol loadout VBO is in operation.

97. The permittee shall keep records of the number of hours that the ethanol loadout operates on a monthly basis to verify compliance with the operation hours restriction in any 12-consecutive month period.

98. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the NO_x , CO, SO_x , PM/PM_{10} and VOC emissions limitations for the ethanol loadout enclosed flare in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

99. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, all VOC emissions displaced from railcars and trucks being loaded with ethanol shall be collected through dedicated vapor collection lines and ducted to the ethanol loadout VBO for destruction.

100. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate the truck ethanol loadout and/or the railcar ethanol loadout without the simultaneous operation of the ethanol loadout VBO. For the ethanol loadout VBO to be considered in operation, the combustion chamber of the ethanol loadout VBO shall achieve and maintain a temperature of at least 1,400° F. The VOC emissions from the ethanol loadout operation shall be controlled by the ethanol loadout VBO.

101. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the ethanol loadout operation consists of a truck ethanol loadout spout and a railcar ethanol loadout spout. The ethanol loadout VBO is a ventura burner oxidizer and the combustion chamber of the VBO shall be fully enclosed. Natural gas is used for the pilot and backup fuel supply of the ethanol loadout VBO.

102. The emergency generator is subject to the is subject to the National Emissions Standards for HAPs, 40 CFR Part 63, Subpart ZZZZ and shall comply with all applicable requirements as specified in 40 CFR 63.6580 through 63.6675.

103. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the emission of NO_x from the fire pump shall not exceed 3.72 grams per brake horsepower-hour (g/bhp-hr), 2.46 pounds per hour and 0.3 ton in any 12-

consecutive month period. The emission of CO from the fire pump shall not exceed 0.41 g/bhp-hr, 0.27 pound per hour and 0.03 ton in any 12-consecutive month period. The emission of SO_x, expressed as SO₂, from the fire pump shall not exceed 0.05 pound per million Btu, 0.11 pound per hour, and 0.01 ton in any 12-consecutive month period. The emission of PM/PM₁₀ from the fire pump shall not exceed 0.16 g/bhp-hr, 0.11 pound per hour and 0.01 ton in any 12-consecutive month period. Additionally, there shall be no visible emissions from the exhaust of the fire pump. The emission of NMHC, including VOCs, from the fire pump shall not exceed 0.39 g/bhp-hr, 0.26 pound per hour and 0.03 ton in any 12-consecutive month period. The emission of total combined HAPs from the fire pump shall not exceed 0.003 pound per hour and 0.0004 ton in any 12-consecutive month period.

104. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the sulfur content of the No. 2 fuel oil or diesel fuel fired in the fire pump shall not, at any time, exceed 0.05% (by weight).

105. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the fire pump shall not be operated more than 250 hours in any 12-consecutive month period.

106. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the fire pump shall be equipped with a nonresettable meter for hours of operation prior to startup and the meter shall be operated at all times the fire pump is in operation.

107. The permittee shall keep records of the number of hours that the fire pump operates on a monthly basis to verify compliance with the operation hours restriction in any 12-consecutive month period.

108. The permittee shall keep records of: the supporting calculations on a monthly basis for NO_x, CO, PM/PM₁₀ and NMHC, including VOC, emissions from the fire pump to verify compliance with the NO_x, CO, PM/PM₁₀ and NMHC, including VOC, emissions limitations of g/bhp-hr, pounds per hour, and tons in any 12-consecutive month period; the supporting calculations on a monthly basis for SO_x emissions from the fire pump to verify compliance with the SO_x emissions limitations of pounds per million Btu, pounds per hour and tons in any 12-consecutive month period and the supporting calculations on a monthly basis for total combined HAP emissions from the fire pump to verify compliance with the HAP emissions limitations of pounds per hour and tons in any 12-consecutive month period.

109. The fire pump is a John Deere model JW6H-UF40 engine, which shall be rated at 300 horsepower and fired on diesel fuel (No. 2 fuel oil).

110. The Department reserves the right to require verification of emission rates from the fire pump, which may include source testing, in accordance with applicable provisions of 25 Pa. Code Chapter 139 (relating to sampling and testing) or portable exhaust gas analyzer testing approved by the Department.

111. The fire pump is subject to the New Source Performance Standards, 40 CFR Part 60, Subpart IIII and shall comply with all applicable requirements as specified in 40 CFR 60.4200 through 60.4219.

112. The fire pump is subject to the is subject to the National Emissions Standards for HAPs, 40 CFR Part 63, Subpart ZZZZ and shall comply with all applicable requirements as specified in 40 CFR 63.6580 through 63.6675.

113. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the emission of PM/PM₁₀ from the cooling tower shall not exceed 0.63 pound per hour and 2.74 tons in any 12-consecutive month period.

114. The permittee shall keep records of the supporting calculations on a monthly basis for the total PM/PM₁₀ emissions from the cooling tower to verify compliance with the total PM/PM₁₀ emissions limitations of pounds per hour and tons in any 12-consecutive month period.

115. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, each cell of the cooling tower shall be equipped with a drift eliminator. The drift eliminator located on each cell of the cooling tower shall be capable of achieving a maximum drift rate of 0.0001%. The cooling tower shall have a maximum circulating water flow rate of 3 million gallons per hour.

116. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the emission of NO_x from the biomethanators candlestick-type flare shall not exceed 0.45 pound per hour and 0.15 ton in any 12-consecutive month period. The emission of CO from the biomethanators candlestick-type flare shall not exceed 2.38 pounds per hour and 0.63 ton in any 12-consecutive month period. The emission of SO_x, expressed as SO₂, from the biomethanators candlestick-type flare shall not exceed 0.001 pound per hour and 0.001 ton in any 12-consecutive month period. The emission of PM/PM₁₀ from the biomethanators candlestick-type flare shall not exceed 0.001 pound per hour and 0.003 ton in any 12-consecutive month period. Additionally, there shall be no visible emissions from the exhaust of the biomethanators candlestick-type flare. The emission of VOCs from the biomethanators candlestick-type flare shall not exceed 0.33 pound per hour and 0.09 ton in any 12-consecutive month period.

117. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate the main flare of the biomethanators candlestick-type flare for more than 500 hours in any 12-consecutive month period.

118. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, only natural gas and off-gas from the biomethanators shall be fired in the main flare and pilot burner of the biomethanators candlestick-type flare.

119. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the biomethanators candlestick-type flare shall be equipped with instrumentation to monitor and record the temperature on a continuous basis.

120. The permittee shall keep records of: the supporting calculations on a monthly basis for NO_x, CO, SO_x, PM/PM₁₀ and VOC emissions from the biomethanators candlestick-type flare to verify compliance with the NO_x, CO, SO_x, PM/PM₁₀ and VOC emissions limitations of pounds per hour and tons in any 12-consecutive month period.

121. The permittee shall continuously record the temperature of the biomethanators candlestick-type flare by means of temperature chart recorder when the main flare of the biomethanators candlestick-type flare is in operation.

122. The permittee shall keep records of the number of hours that the main flare of the biomethanators candlestick-type flare operates on a monthly basis to verify compliance with the operation hours restriction in any 12-consecutive month period.

123. The permittee shall submit reports to the Department on a semi-annual basis that include the supporting calculations to verify compliance with the NO_x, CO, SO_x,

PM/PM₁₀ and VOC emissions limitations for the biomethanators candlestick-type flare in any 12-consecutive month period. The semi-annual reports shall be submitted to the Department no later than March 1 (for January 1 through December 31 of the previous year) and September 1 (for July 1 of the previous year through June 30 of the current year).

124. Under BAT provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall not operate the biomethanators without the simultaneous operation of the biomethanators candlestick-type flare, except that the off-gas from biomethanators may be directed to the dryers of the DDGS drying system instead. In order for the biomethanators candlestick-type flare to be considered in operation, the combustion chamber of the biomethanators candlestick-type flare shall achieve and maintain a temperature of at least 1,800° F. The methane emissions from the biomethanators shall be controlled by the biomethanators candlestick-type flare and/or the dryers of the DDGS drying system.

125. The biomethanator system consists of four biomethanator modules with a total capacity of 30,000 gallons. The biomethanators candlestick-type flare uses natural gas for the pilot burner.

126. All conditions contained in existing Plan Approval 17-00063A remain in effect unless superseded or amended by conditions contained in this Plan Approval (17-00063B). If there is a conflict between a condition contained in this plan approval and a condition contained in existing Plan Approval 17-00063A, the permittee shall comply with the condition contained in this plan approval.

A copy of the plan approval application and the Department's review is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at (570) 327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Manager, Facilities Permitting Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-0512.

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

PA-32-00393A: Prime Metals & Alloys, Inc. (P. O. Box 194, Lucernemines, PA 15764) to allow construction and operation of a specialty steel plant in Center Township, **Indiana County**.

Under 25 Pa. Code § 127.44(a), the Department of Environmental Protection (Department) intends to issue a Plan Approval to Prime Metals & Alloys, Inc. (P. O. Box 194, Lucernemines, PA 15764) to allow the construction and operation of a specialty steel plant located in Center Township, Indiana County. The facility will produce up to 55,000 tons of metal ingots annually, and have the potential to emit 23.63 tons of PM, 9.35 tons CO, 5.21 tons NO_x, 0.03 ton VOC and negligible quantity of HAP on an annual basis.

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 address that follows.

Department of Environmental Protection
400 Waterfront Drive
Pittsburgh, PA 15222

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

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. (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)(b))

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

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

(b) Under 25 Pa. Code § 127.12b(d), temporary operation of the sources is authorized to facilitate the shutdown of sources and air cleaning devices, to permit operations pending the issuance of a permit under 25 Pa. Code Chapter 127, Subchapter F (relating to operating permits) or Subchapter G (relating to 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), above.

(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. Such 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 §§ 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, Subchapter 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 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 § 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 § 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 § 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 on-site 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)

Special Conditions:

1. This Plan Approval is to allow the construction of a specialty steel plant by Prime Metals & Alloys, Inc. located in Center Township, Indiana County. (25 Pa. Code § 127.12b)

2. Air contamination sources at the facility are as follows:

- two 14,000 pound electric induction furnaces
- two 100—3,000 pound electric induction furnaces
- pig pouring area
- ingot pouring area
- one 20 ton argon-oxygen decarburization vessel (AOD)

- one tumble-blast unit (included in plan approval but may not install)

- two 2.8 mmBtu/hr annealing boxes

- two 1.4 mmBtu/hr annealing boxes

- two 2.3 mmBtu/hr ladle pre-heaters

- slag handling

- parts washer (25 Pa. Code § 127.12b)

3. Air pollution prevention equipment at the facility includes the following:

- one 30,000 ACFM fabric filter; Griffin model JA364E

- one 45,500 ACFM fabric filter; Century model 646JP-10

- one 48,000 ACFM fabric filter; Wheelabrator model 2715-2

- one 6500 ACFM fabric filter; integral to the tumble-blast unit

- smoke ring and canopy hood (25 Pa. Code § 127.12b)

4. There shall be no fugitive emissions from the facility contrary to 25 Pa. Code §§ 123.1 and 123.2.

5. There shall be no malodors from the facility in accordance 25 Pa. Code § 123.31.

6. For sources that are not subject to 40 CFR 60 subpart AAa, the permittee may not permit the emission into the outdoor atmosphere of visible air contaminants in such a manner that the opacity of the emission is either of the following:

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

(2) Equal to or greater than 60% at any time. (25 Pa. Code § 123.41)

7. Particulate emissions from fabric filters controlling sources not subject to 40 CFR 60 subpart AAa and with flow rates greater than 10,000 ACFM shall not exceed 0.01 grains/dscf. (25 Pa. Code § 127.12b)

8. For each segregated metallic scrap storage area, bin, or pile, the permittee shall comply with one of the following materials acquisition requirements. You must keep a copy of the material specifications onsite and readily available to all personnel with material acquisition duties. The permittee may have certain scrap subject to paragraph (a) of this condition and other scrap subject to paragraph (b) of this condition at this facility provided the metallic scrap remains segregated until charge make-up.

(a) Restricted metallic scrap. The permittee shall prepare and operate at all times according to written material specifications for the purchase and use of only metal ingots, pig iron, slitter or other materials that do not include postconsumer automotive body scrap, post-consumer engine blocks, post-consumer oil filters, oily turnings, lead components, chlorinated plastics, or free liquids; or

(b) General iron and steel scrap. The permittee shall prepare and operate at all times according to written material specifications for the purchase and use of only iron and steel scrap that has been depleted (to the extent practicable) of organics and HAP metals in the charge materials used by the facility. (25 Pa. Code § 127.12b)

9. The permittee shall not use any type of scrap that contains mercury switches. (25 Pa. Code § 127.12b)

10. The permittee shall perform a daily inspection of the facility for the presence of stack emissions, fugitive emissions and malodors during daylight hours. Records of each inspection shall be maintained in a log and include any corrective actions taken. (25 Pa. Code § 127.12b)

11. The permittee shall maintain records of the following:

(a) Records of monthly metal melt production for each calendar year and on a 12-month rolling basis;

(b) An estimate of PM emissions for each month, on a 12-month rolling total basis;

(c) Records that demonstrate compliance with the requirements for restricted metallic scrap and/or general iron and steel scrap. (25 Pa. Code § 127.12b)

12. All logs and required records shall be maintained for a minimum of 5 years from the date of the measurement and shall be made available to the Department upon request. (25 Pa. Code § 127.12b)

13. The permittee shall submit an Air Information Management System report (AIMS report) by March 1 of the following year for any calendar year in which the actual facility-wide emission rates exceed any of the following:

20.0 tons of CO (CARBON MONOXIDE)

10.0 tons of NO_x (NITROGEN OXIDES)

8.0 tons of SO_x (SULFUR OXIDES)

3.0 tons of PM₁₀ (PARTICULATE MATTER < 10 MICRONS)

8.0 tons of VOC (VOLATILE ORGANIC COMPOUNDS)

1.0 ton of a SINGLE HAP (HAZARDOUS AIR POLLUTANT)

2.5 tons of ALL HAP COMBINED

14. (a) The permittee shall report each malfunction that may result in an emissions increase to the Department. For purposes of this condition a malfunction is defined as any sudden, infrequent and not reasonably preventable failure of an air pollution control or process equipment; or, operating in a nonpermitted manner.

(b) When the malfunction poses an imminent and substantial danger to the public's health and safety, or potential harm to the environment, the permittee shall report the incident to the Department within 1 hour.

(1) The report shall describe the:

(i) Name and location of the facility.

(ii) Nature and cause of the malfunction.

(iii) Time when the malfunction was first observed.

(iv) Expected duration of excess emissions.

(v) Estimated rate of emissions.

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

(c) Unless otherwise required by specific reporting requirements, any malfunction that is not subject to the notice requirements of paragraph (b) of this permit condition shall be reported to the Department within 24 hours (or the next business day) by telephone, and within 5 days by mail of discovery. The report shall contain the same information required by subsection (b)(1).

(d) Malfunctions shall be reported to the Department at the following address:

Department of Environmental Protection
Office of Air Quality
400 Waterfront Drive
Pittsburgh, PA 15222-4745
(412) 442-4000

15. On and after the date of which the performance test required to be conducted by § 60.8 is completed, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from an AOD vessel any gases which:

(1) Exit from a control device and contain PM in excess of 12 mg/dscm (0.0052 gr/dscf);

(2) Exit from a control device and exhibit 3% opacity or greater; and

(3) Exit from a shop and, due solely to the operations of any affected AOD vessels, exhibit 6% opacity or greater. (40 CFR 60.272a(a))

16. A continuous monitoring system for the measurement of the opacity of emissions discharged into the atmosphere from the control devices is not required on any modular, multistack, negative-pressure or positive-pressure fabric filter if observations of the opacity of the visible emissions from the control device are performed by a certified visible emission observer; or on any single-stack fabric filter if visible emissions from the control device are performed by a certified visible emission observer and the owner installs and continuously operates a bag leak detection system according to paragraph (e) of 40 CFR 60.273a. Visible emission observations shall be conducted at least once per day for at least three 6-minute periods when the furnace is operating in the melting and refining period. All visible emissions observations shall be conducted in accordance with Method 9. If visible emissions occur from more than one point, the opacity shall be recorded for any points where visible emissions are observed. Where it is possible to determine that a number of visible emission sites relate to only one incident of the visible emission, only one set of three 6-minute observations will be required. In that case, the Method 9 observations must be made for the site of highest opacity that directly relates to the cause (or location) of visible emissions observed during a single incident. Records shall be maintained of any 6-minute average that is in excess of the emission limit specified in 40 CFR 60.272a(a). (40 CFR 60.273a(c))

17. A bag leak detection system must be installed and continuously operated on all single-stack fabric filters if the owner or operator elects not to install and operate a continuous opacity monitoring system as provided for under paragraph (c) of 40 CFR 60.273a. In addition, the owner or operator shall meet the visible emissions observation requirements in paragraph (c) of 40 CFR 60.273a. The bag leak detection system must meet the specifications and requirements of the following:

(1) The bag leak detection system must be certified by the manufacturer to be capable of detecting PM emissions at concentrations of 1 milligram per actual cubic meter (0.00044 grains per actual cubic foot) or less.

(2) The bag leak detection system sensor must provide output of relative PM loadings and the owner or operator shall continuously record the output from the bag leak detection system using electronic or other means (such as, using a strip chart recorder or a data logger.)

(3) The bag leak detection system must be equipped with an alarm system that will sound when an increase in relative particulate loading is detected over the alarm

set point established according to paragraph (e)(4) of this section, and the alarm must be located such that it can be heard by the appropriate plant personnel.

(4) For each bag leak detection system required by paragraph (e) of this section, the owner or operator shall develop and submit to the Administrator or delegated authority, for approval, a site-specific monitoring plan that addresses the items identified in paragraphs (i)–(v) of this paragraph (e)(4). For each bag leak detection system that operates based on the triboelectric effect, the monitoring plan shall be consistent with the recommendations contained in the U.S. Environmental Protection Agency guidance document “Fabric Filter Bag Leak Detection Guidance” (EPA-454/R-98-015). The owner or operator shall operate and maintain the bag leak detection system according to the site-specific monitoring plan at all times. The plan shall describe the following:

- (i) Installation of the bag leak detection system;
 - (ii) Initial and periodic adjustment of the bag leak detection system including how the alarm set-point will be established;
 - (iii) Operation of the bag leak detection system including quality assurance procedures;
 - (iv) How the bag leak detection system will be maintained including a routine maintenance schedule and spare parts inventory list; and
 - (v) How the bag leak detection system output shall be recorded and stored.
- (5) The initial adjustment of the system shall, at a minimum, consist of establishing the baseline output by adjusting the sensitivity (range) and the averaging period of the device, and establishing the alarm set points and the alarm delay time (if applicable).
- (6) Following initial adjustment, the owner or operator shall not adjust the averaging period, alarm set point or alarm delay time without approval from the Administrator or delegated authority except as provided for in paragraphs (e)(6)(i) and (ii) of this section.
- (i) Once per quarter, the owner or operator may adjust the sensitivity of the bag leak detection system to account for seasonal effects including temperature and humidity according to the procedures identified in the site-specific monitoring plan required under paragraphs (e)(4) of this section.
 - (ii) If opacities greater than 0% are observed over four consecutive 15-second observations during the daily opacity observations required under paragraph (c) of this section and the alarm on the bag leak detection system does not sound, the owner or operator shall lower the alarm set point on the bag leak detection system to a point where the alarm would have sounded during the period when the opacity observations were made.
- (7) For negative pressure, induced air baghouses and positive pressure baghouses that are discharged to the atmosphere through a stack, the bag leak detection sensor must be installed downstream of the baghouse and upstream of any wet scrubber.
- (8) Where multiple detectors are required, the system's instrumentation and alarm may be shared among detectors. (40 CFR 60.273a(e))

18. For each bag leak detection system installed according to paragraph (e) of 40 CFR 60.273a, the owner or operator shall initiate procedures to determine the cause of all alarms within 1 hour of an alarm. Except as provided for under paragraph (g) of 40 CFR 60.273a, the

cause of the alarm must be alleviated within 3 hours of the time the alarm occurred by taking whatever corrective actions are necessary. Corrective actions may include, but are not limited to, the following:

- (1) Inspecting the baghouse for air leaks, torn or broken bags or filter media, or any other condition that may cause an increase in PM emissions;
- (2) Sealing off defective bags or filter media;
- (3) Replacing defective bags or filter media or otherwise repairing the control device;
- (4) Sealing off a defective baghouse compartment;
- (5) Cleaning the bag leak detection system probe or otherwise repairing the bag leak detection system; and
- (6) Shutting down the process producing the particulate emissions. (40 CFR 60.273a(f))

19. In approving the site-specific monitoring plan required in paragraph (e)(4) of 40 CFR 60.273a, the Administrator or delegated authority may allow owners or operators more than 3 hours to alleviate specific conditions that cause an alarm if the owner or operator identifies the condition that could lead to an alarm in the monitoring plan, adequately explains why it is not feasible to alleviate the condition within 3 hours of the time the alarm occurred, and demonstrates that the requested additional time will ensure alleviation of the condition as expeditiously as practicable. (40 CFR 60.273a(g))

20. The owner or operator subject to the provisions of 40 CFR 60 subpart AAa shall maintain records of the following information all monthly operational status inspections performed under 40 CFR 60.274a(c). (40 CFR 60.274a(a))

21. When the owner or operator of an affected facility is required to demonstrate compliance with the standards under 40 CFR 60.272a(a)(3) and at any other time that the Administrator may require (under § 114 of the CAA, as amended) either: the control system fan motor amperes and all damper positions, the volumetric flow rate through each separately ducted hood, or the volumetric flow rate at the control device inlet and all damper positions shall be determined during all periods in which a hood is operated for the purpose of capturing emissions from the affected facility subject to paragraph (b) of this section. The owner or operator may petition the Administrator for reestablishment of these parameters whenever the owner or operator can demonstrate to the Administrator's satisfaction that the affected facility operating conditions upon which the parameters were previously established are no longer applicable. The values of these parameters as determined during the most recent demonstration of compliance shall be maintained at the appropriate level for each applicable period. Operation at other than baseline values may be subject to the requirements of § 60.276a(c). (40 CFR 60.274a(c))

22. Except as provided under paragraph (e) 40 CFR 60.274a, the owner or operator shall perform monthly operational status inspections of the equipment that is important to the performance of the total capture system (such as, pressure sensors, dampers and damper switches). This inspection shall include observations of the physical appearance of the equipment (such as, presence of holes in ductwork or hoods, flow constrictions caused by dents or accumulated dust in ductwork, and fan erosion). Any deficiencies shall be noted and proper maintenance performed. (40 CFR 60.274a(d))

23. The owner or operator may petition the Administrator to approve any alternative to either the monitoring

requirements specified in paragraph (b) of 40 CFR 60.274a or the monthly operational status inspections specified in paragraph (d) of 40 CFR 60.274a if the alternative will provide a continuous record of operation of each emission capture system. (40 CFR 60.274a(e))

24. During performance tests required in 40 CFR 60.8, the owner or operator shall not add gaseous diluents to the effluent gas stream after the fabric in any pressurized fabric filter collector, unless the amount of dilution is separately determined and considered in the determination of emissions. (40 CFR 60.275a(a))

25. When emissions from any EAFs or AOD vessels are combined with emissions from facilities not subject to the provisions of this subpart but controlled by a common capture system and control device, the owner or operator shall use either or both of the following procedures during a performance test (see also § 60.276a(e)):

(1) Determine compliance using the combined emissions.

(2) Use a method that is acceptable to the Administrator and that compensates for the emissions from the facilities not subject to the provisions of this subpart. (40 CFR 60.275a(b))

26. When emission from any EAFs or AOD vessels are combined with emissions from facilities not subject to the provisions of this subpart, the owner or operator shall demonstrate compliance with § 60.272(a)(3) based on emissions from only the affected facility(ies). (40 CFR 60.275a(c))

27. In conducting the performance tests required in § 60.8, the owner or operator shall use as reference methods and procedures the test methods in appendix A of 40 CFR 60 or other methods and procedures as specified in this section, except as provided in 40 CFR 60.8(b). (40 CFR 60.275a(d))

28. The owner or operator shall determine compliance with the PM standards in 40 CFR 60.272a as follows:

(1) Method 5 shall be used for negative-pressure fabric filters and other types of control devices and Method 5D shall be used for positive-pressure fabric filters to determine the PM concentration and volumetric flow rate of the effluent gas. The sampling time and sample volume for each run shall be at least 4 hours and 4.50 dscm (160 dscf) and, when a single EAF or AOD vessel is sampled, the sampling time shall include an integral number of heats.

(2) Not applicable.

(3) Method 9 and the procedures of 40 CFR 60.11 shall be used to determine opacity.

(4) To demonstrate compliance with § 60.272a(a) (1), (2), and (3), the Method 9 test runs shall be conducted concurrently with the PM test runs, unless inclement weather interferes. (40 CFR 60.275a(e))

29. To comply with § 60.274a (c), (f), (g) and (h), the owner or operator shall obtain the information required in these paragraphs during the PM matter runs. (40 CFR 60.275a(f))

30. Any control device subject to the provisions of the subpart shall be designed and constructed to allow measurement of emissions using applicable test methods and procedures. (40 CFR 60.275a(g))

31. Where emissions from any EAFs or AOD vessels are combined with emissions from facilities not subject to the provisions of this subpart but controlled by a common

capture system and control device, the owner or operator may use any of the following procedures during a performance test:

(1) Base compliance on control of the combined emissions;

(2) Utilize a method acceptable to the Administrator that compensates for the emissions from the facilities not subject to the provisions of this subpart, or;

(3) Any combination of the criteria of paragraphs (h)(1) and (h)(2) of this section. (40 CFR 60.275a(h))

32. Where emissions from any EAFs or AOD vessels are combined with emissions from facilities not subject to the provisions of this subpart, determinations of compliance with § 60.272a(a)(3) will only be based upon emissions originating from the affected facility(ies). (40 CFR 60.275a(i))

33. Unless the presence of inclement weather makes concurrent testing infeasible, the owner or operator shall conduct concurrently the performance tests required under § 60.8 to demonstrate compliance with § 60.272a(a) (1), (2) and (3) of this subpart. (40 CFR 60.275a(j))

34. Each owner or operator shall submit a written report of exceedances of the control device opacity to the Administrator semi-annually. For the purposes of these reports, exceedances are defined as all 6-minute periods during which the average opacity is 3% or greater. (40 CFR 60.276a(b))

35. Operation at a furnace static pressure that exceeds the value established under § 60.274a(g) and either operation of control system fan motor amperes at values exceeding $\pm 15\%$ of the value established under § 60.274a(c) or operation at flow rates lower than those established under § 60.274a(c) may be considered by the Administrator to be unacceptable operation and maintenance of the affected facility. Operation at such values shall be reported to the Administrator semi-annually. (40 CFR 60.276a(c))

36. The requirements of this section remain in force until and unless EPA, in delegating enforcement authority to a State under section 111(c) of the Act, approves reporting requirements or an alternative means of compliance surveillance adopted by the State. In that event, affected sources within the State will be relieved of the obligation to comply with this section, provided that they comply with the requirements established by the State. (40 CFR 60.276a(d))

37. When the owner or operator of an EAF or AOD is required to demonstrate compliance with the standard under § 60.275 (b)(2) or a combination of (b)(1) and (b)(2) the owner or operator shall obtain approval from the Administrator of the procedures that will be used to determine compliance. Notification of the procedures to be used must be postmarked at least 30 days prior to the performance test. (40 CFR 60.276a(e))

38. For the purpose of this subpart, the owner or operator shall conduct the demonstration of compliance with § 60.272a(a) of this subpart and furnish the Administrator a written report of the results of the test. This report shall include the following information:

(1) Facility name and address;

(2) Plant representative;

(3) Make and model of process, control device and continuous monitoring equipment;

(4) Flow diagram of process and emission capture equipment including other equipment or processes ducted to the same control device;

(5) Rated (design) capacity of process equipment;

(6) Those data required under § 60.274a(h) of this subpart;

(i) List of charge and tap weights and materials;

(ii) Heat times and process log;

(iii) Control device operation log; and

(iv) Continuous opacity monitor or Method 9 data.

(7) Test dates and test times;

(8) Test company;

(9) Test company representative;

(10) Test observers from outside agency;

(11) Description of test methodology used, including any deviation from standard reference methods;

(12) Schematic of sampling location;

(13) Number of sampling points;

(14) Description of sampling equipment;

(15) Listing of sampling equipment calibrations and procedures;

(16) Field and laboratory data sheets;

(17) Description of sample recovery procedures;

(18) Sampling equipment leak check results;

(19) Description of quality assurance procedures;

(20) Description of analytical procedures;

(21) Notation of sample blank corrections; and

(22) Sample emission calculations. (40 CFR 60.276a(f))

39. The owner or operator shall maintain records of all shop opacity observations made in accordance with § 60.273a(d). All shop opacity observations in excess of the emission limit specified in § 60.272a(a)(3) of this subpart shall indicate a period of excess emission, and shall be reported to the administrator semi-annually, according to § 60.7(c). (40 CFR 60.276a(g))

40. The owner or operator shall maintain the following records for each bag leak detection system required under § 60.273a(e):

(1) Records of the bag leak detection system output;

(2) Records of bag leak detection system adjustments, including the date and time of the adjustment, the initial bag leak detection system settings, and the final bag leak detection system settings; and

(3) An identification of the date and time of all bag leak detection system alarms, the time that procedures to determine the cause of the alarm were initiated, if procedures were initiated within 1 hour of the alarm, the cause of the alarm, an explanation of the actions taken, the date and time the cause of the alarm was alleviated and if the alarm was alleviated within 3 hours of the alarm. (40 CFR 60.276a(h))

41. The facility is subject to Standards of Performance for Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 17, 1983 (40 CFR Part 60, Subpart AAa). In accordance with 40 CFR 60.4, copies of all requests, reports, applications, submittals and other communications shall be forwarded to both EPA and the Department at the addresses listed as follows unless otherwise noted. (40 CFR 60.4)

Director
Department of
Environmental

Air Toxics and Radiation
US EPA, Region III
1650 Arch Street
Philadelphia, PA
19103-2029

Bureau of Air Quality
400 Waterfront Drive
Pittsburgh, PA 15222-4745

42. Stack testing to determine the emission rate of PM in grains/dscf for all fabric filters with flow rates greater than 10,000 ACFM shall be conducted within 180 days of issuance of this approval and at a minimum of once every 5 years thereafter. (25 Pa. Code § 127.12b)

43. In addition to the requirements stated elsewhere in this plan approval, the permittee shall adhere to the following procedures for source testing:

(a) Under 25 Pa. Code § 139.3, 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 recent version of the Department's Source Testing Manual.

(b) Under 25 Pa. Code § 139.3, at least 15 calendar days prior to commencing an emissions 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 report 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, 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, and indicate whether each pollutant measured is within permitted limits, and include a statement of compliance or noncompliance with all applicable permit conditions. The summary results will include, at a minimum, the following information:

1. A statement that the owner or operator has reviewed the report from the emissions testing body and agrees with the findings.

2. Permit numbers and conditions which are the basis for the evaluation.

3. Summary of results with respect to each applicable permit condition.

4. Statement of compliance or noncompliance with each applicable permit condition.

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

(g) All testing shall be performed in accordance with the provisions of Chapter 139 of the Rules of Regulations of the Department.

(h) Under 25 Pa. Code §§ 139.53(a)(1) and 139.53(a)(3), all submittals, besides notifications, shall be accomplished through PSIMS*Online available through www.depgreenport.state.pa.us/ecommm/Login.jsp when it becomes available. If internet submittal cannot be accomplished, three copies of each 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. One copy of all documents submitted to the Division of Source Testing and Monitoring shall be submitted to the appropriate Regional office.

(i) The permittee shall insure 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 Federal, the most stringent provision, term, condition, method or rule shall be used by default. (25 Pa. Code § 127.12b)

44. Plan Approval authorizes the temporary operation of the sources covered by this Plan Approval provided the following conditions are met:

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

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

(c) 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 starting on the date of commencement of operation. This Notice submitted by the Owner/Operator, prior to the expiration of this Plan Approval, shall modify the Plan Approval expiration date. The new Plan Approval expiration date shall be 180 days from the date of commencement of operation.

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

(e) Upon completion of 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 submit a State-only Operating Permit (SOOP) application, at least 60 days prior to the expiration date of the Plan Approval.

(f) The Owner/Operator may request an extension of the 180-day Period of Temporary Operation if compliance with all applicable regulations and Plan Approval requirements has not been established. The extension request

shall be submitted in writing at least 15 days prior to the end of the Period of Temporary Operation and shall provide a description of the compliance status of the source. The extension request shall include a detailed schedule for establishing compliance and the reasons compliance has not been established. This Period of Temporary Operation may be extended for additional limited periods, each not to exceed 120-days, by submitting an extension request as described previously.

(g) 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. Such 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)

Any person wishing to provide the Department of Environmental Protection 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:

Sharene Shealey
Air Quality Engineering Specialist
(412) 442-5807

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

25-996A: Advanced Finishing USA—Fairview Plant (7401 Klier Drive East, Fairview, PA 16506) for increasing the facility's VOC limit to 12 tpy in Fairview Township, **Erie County**. This is a State-only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. 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. The source shall comply with the following conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source:

- Emissions shall with 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor and visible emissions respectively.

- Subject to 25 Pa. Code § 123.13.

- No person may permit the emission into the outdoor atmosphere of VOC in a manner that the emission rate exceeds 12.0 tpy based on a consecutive 12-month period.

- Subject to 25 Pa. Code § 129.52.

- The permittee shall maintain a record of all preventive maintenance inspections of the control devices. The records of the maintenance inspections shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.

- The permittee shall record the following operational data from the control devices (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):

- Pressure drop across the control.

- The permittee shall perform a daily operational inspection of the control device.

- A magnehelic gauge or equivalent shall be permanently installed and maintained at a conveniently readable location to indicate the pressure drop across the control device.

- All gauges employed by the permittee to monitor the required control device operating parameters shall have a scale such that the expected normal reading shall be no less than 20% of full scale and be accurate within +/- 2% of full scale reading.

- Control device operating parameters, pressure drop, shall be operated in a range defined by the manufacturer or in a range developed during compliant stack testing. The operating range shall be determined within 90 days after startup of the control device and shall be indicated to the Department in writing prior to administratively amending into the facility operating permit. The operating range shall be made part of the facility operating permit.

- The permittee shall operate the control device at all times that the source is in operation.

- The permittee shall maintain and operate the source and control device in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

OPERATING PERMITS

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

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

06-05126: Reading Compounds, Inc. (5103C Pottsville Pike, Reading, PA 19605) for operation and change of ownership of a Teflon crumb manufacturing facility in Ontelaunee Township, **Berks County**. This action is a renewal of the Title V operating permit issued to the former owner, NAFCO, in 2003.

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

33-00055: Glen-Gery Corp. (Route 28, Summerville, PA 15864) for re-issuance of a Title V Permit to operate a brick and tile manufacturing facility in Summerville Borough, **Jefferson County**. The facility's major emission sources include raw material stockpiles, primary crushers for shale and clay, hammermill for shale, grinding and screening operation with storage, transportation fugitives, miscellaneous natural gas usage, ceric tunnel kiln and main dryer. The facility is a major facility due to its potential to emit PM₁₀, SO_x, NO_x and CO.

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

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

22-05041: Hershey Foods Corp. (1033 Old West Chocolate Avenue, Hershey, PA 17033) for operation of their west chocolate manufacturing plant in Derry Township, **Dauphin County**. The facility has the potential to emit annually the following: 50 tons VOC, 25 tons of HAPs, 10 tons of a single HAP and 100 tons each of SO_x, PM₁₀, NO_x and CO. The State-only operating permit will include emission restrictions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements in addition to the New Source Performance Standards requirements in 40 CFR Part 60, Subpart Dc. This is a renewal of the State-only operating permit issued in 2003.

50-03004: Tuscarora Hardwoods, Inc. (2240 Shermans Valley Road, Ellittsburg, PA 17024) for operation of a 27.4 mmBtu/hr wood fired boiler in Spring Township, **Perry County**. Annual emissions are expected to be 18 tons of PM₁₀, 3 tons SO_x, 61 tons CO, 22 tons NO_x and 2 tons VOC. The State-only operating permit will include emission restrictions, monitoring and recordkeeping requirements designed to keep the facility operating within all applicable air quality requirements.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

Written comments, objections or requests for informal conferences on applications may be submitted by any

person or any officer or head of any Federal, State or local government agency or authority to the Department at the district mining office indicated before an application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

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

particular mining activity within the previously mentioned public comment period will be provided with a 30-day period to review and submit comments on the requirements.

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

Coal Applications Received

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

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

¹The parameter is applicable at all times.

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

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

65-07-01 and NPDES Permit No. 0251437. Coal Loaders, Inc. (P. O. Box 556, Ligonier, PA 15658). NPDES application to a pending government financed construction contract, located in Ligonier Township, **Westmoreland County**, affecting 21.7 acres. Receiving streams: Hannas Run and UNTs to Hannas Run; classified for the following use: CWF. The potable water supply intake within 10 miles downstream from the point of discharge: Latrobe Municipal Authority. NPDES application received June 18, 2008.

63813210 and NPDES Permit No. PA0615129. Deemston Energy Project, LLC (P. O. Box 727, Clarksville, PA 15322). Application received for transfer of permit currently issued to PA Coal Reclamation, Inc., for continued operation and reclamation of a bituminous surface mine/coal refuse reprocessing facility located in Deemston Borough, **Washington County**, affecting 53.3 acres. Receiving streams: UNT to Tenmile Creek to the Monongahela River, classified for the following uses: WWF and navigation. The first downstream potable

water supply intake from the point of discharge is Tenmile Creek. Transfer application received May 28, 2008.

63080102 and NPDES Permit No. PA0251429. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Application for commencement, operation and reclamation of a bituminous surface mine, located in Somerset Township, **Washington County**, affecting 187.8 acres. Receiving streams: UNTs to Center Branch Pigeon Creek, classified for the following use: WWF. The potable water supplies with intakes within 10 miles downstream from the point of discharge: Eighty Four Mining Co. No. 60 Reservoir, Ellsworth Borough Water Department, and Somerset Water Company. Application received June 17, 2008.

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

49080201. Black Diamond Mining, Inc., (P. O. Box 139, Elysburg, PA 17824), commencement, operation and restoration of an anthracite coal refuse reprocessing operation in Mount Carmel Township, **Northumberland County** affecting 9.5 acres, receiving stream: North Branch Shamokin Creek, classified for the following use: CWF. Application received June 18, 2008.

54870206R4 and NPDES Permit No. PA0593982. White Pine Coal Co., Inc., (P. O. Box 119, Ashland, PA 17921), renewal of an existing anthracite coal refuse reprocessing operation in Butler, Barry, Eldred, East and West Cameron Townships and Gordon Borough, **Schuylkill and Northumberland Counties** affecting 870.0 acres, receiving stream: Mahanoy Creek. Application received June 20, 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. 28030301 and NPDES Permit No. PA0613371. DL George & Sons Construction, 13321 Midvale Road, Waynesboro, PA 17268, renewal of NPDES Permit, Antrim Township, **Franklin County**. Receiving stream: Paddy Run classified for the following use: WWF. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received June 13, 2008.

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

25820301. Frank Tucci (25000 PA Route 99, Cambridge Springs, PA 16403). Renewal of NPDES Permit No. PA0604208, McKean Township, **Erie County**. Receiving streams: UNT to Elk Creek, classified for the following use: WWF. There are no potable surface water supply intakes within 10 miles downstream. NPDES Renewal application received June 16, 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 §§ 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.

E06-638: Moselem Springs Golf Course, 684 Eagle Road, Fleetwod, PA 19522, Richmond Township, **Berks County**, United States Army Corps of Engineers, Philadelphia District.

To remove five check dams in a UNT to Moselem Creek (HQ), and to regrade and restore the stream channel downstream of these structures for a total length of 885.0 feet. Also to remove an existing online pond, off of the Moselem Creek (HQ-CWF), creating a 10.0 foot wide earthen berm around the pond, and to restore the channel and banks of Moselem Creek in the area of the pond for a length of 750.0 feet, all for the purpose of improving site conditions of the Moselem Springs Golf Club, located on SR 622 (Kutztown, PA Quadrangle N: 0.75 inch; W: 13.5 inches, Latitude: 40° 30' 13.72"; Longitude: 75° 51' 5.51") in Richmond Township, Berks County.

E22-533: Mark DiSanto, Triple Crown Corporation, 5351 Jaycee Avenue, Harrisburg, PA 17112, Stray winds Farm Subdivision, Lower Paxton and Susquehanna Townships, **Dauphin County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain: (1) a 137.0-foot long, 36.0-inch CMP road crossing of a UNT to Paxton Creek (WWF) and associated wetlands permanently impacting 170.0-feet of stream and 0.057 acre of PEM wetlands; (2) a 72.0-foot long, 36.0-inch CMP road crossing and associated utilities, permanently impacting 84.0 linear feet of a

UNT to Paxton Creek (WWF), and 0.032 acre of PFO wetlands; (3) a 92.0-foot long, 18.0-inch CMP road crossing and associated utilities permanently impacting 0.10 acre of PEM wetlands; (4) an 18.0-inch CMP outfall discharging into a UNT to Paxton Creek (WWF); (5) an 18.0-inch CMP outfall structure discharging into a UNT to Paxton Creek (WWF); (6) an 18.0-inch CMP outfall structure discharging into Paxton Creek (WWF); (7) an 8.0-inch DIP sanitary sewer line crossing PEM wetlands, having 180.0 square feet of temporary disturbance; (8) an 8.0-inch DIP sanitary sewer line crossing a UNT to Paxton Creek (WWF), having 10.0 linear feet of temporary stream disturbance; (9) an 8.0-inch DIP sanitary sewer line crossing PEM wetlands, having 700.0 square feet of temporary disturbance; (10) an 8.0-inch DIP sanitary sewer line crossing PEM wetlands, having 50.0 square feet of temporary disturbance; (11) an 8.0-inch DIP sanitary sewer line crossing a UNT to Paxton Creek (WWF), having 22.0 linear feet of temporary stream disturbance; (12) an 8.0-inch DIP sanitary sewer line crossing a UNT to Paxton Creek (WWF), having 24.0 linear feet of temporary stream disturbance; (13) an 8.0-inch DIP sanitary sewer line crossing a UNT to Paxton Creek (WWF), having 14.0 linear feet of temporary stream disturbance; (14) a 7.0-foot wide, 32.0-foot long parallam (parallel strand lumber) pedestrian bridge on concrete piers with an underclearance of 7.0-feet, as well as an associated 12.0-inch DIP water main and 6.0-inch gas line, permanently impacting 30.0-feet of stream; (15) an 18.0-inch CMP outfall structure discharging into Paxton Creek (WWF); (16) a 6.0-foot wide, 8.0-long wooden pedestrian pedestrian bridge on concrete piers with an underclearance of 3.0-feet, crossing a UNT to Paxton Creek (WWF), permanently impacting 15.0 feet of stream; and (17) an 18.0-inch CMP outfall structure discharging into a UNT to Paxton Creek (WWF) for the purpose of providing access and utilities to a proposed residential subdivision. The project is located north of the intersection of Paxton Church and Crums Mill Roads in Lower Paxton and Susquehanna Townships, Dauphin County (Latitude: 40° 19' 20.9" N; Longitude: 76° 50' 14.1" W; North 13.1", West 12.8").

E22-537: Susquehanna Township Authority, Attn: Pamela Winters, 1900 Linglestown Road, Harrisburg, PA

17110, 2nd Street Pump Station Additions and Alterations, Susquehanna Township, **Dauphin County**, United States Army Corps of Engineers, Baltimore District.

To replace and maintain an existing dry well pump station with a wet well pump station. The upgrade consists of installing an 8.0-foot diameter concrete section to extend the wet well 3.0 feet above existing grade and to construct a 16.0-foot by 24.0-foot concrete pad elevated 3.0 feet above existing grade for the placement of an emergency generator, electrical controls and pump station valve chamber in the floodplain of the Susquehanna River (WWF). The project is located on 2nd Street (Harrisburg West, PA Quadrangle N: 13.7 inches; W: 3.3 inches, Latitude 40° 19' 31"; Longitude: 76° 53' 53") in Susquehanna Township, Dauphin County. The upgrade will replace outdated and failing equipment.

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

E10-447, Butler County, Rebecca Fike, 124 West Diamond Street, Butler, PA 16003. McFann Bridge Replacement over Glade Run along Sheldon Road (T-384), in Middlesex, **Butler County**, United States Army Corps of Engineers, Pittsburgh District (Valencia, PA Quadrangle N: 40° 43' 39"; W: 79° 56' 56").

This project includes the removal and replacement of the existing McFann Bridge structure at Sheldon Road (T-384) over Glade Run with minor roadway work on the approaches. New structure to have a span of 42'-11.5", under clearance of 4'-5", skew of 75° and a clear roadway width of 22'.

E42-340, Roger D. and Karen Summerlin, 5037 Oak Bluff Drive, High Ridge, MO 63049-1408. Roger and Karen Summerlin Small Flow Treatment Facility, in Hamlin Township, **McKean County**, United States Army Corps of Engineers, Pittsburgh District (Hazel Hurst, PA Quadrangle N: 41° 42' 50"; W: 78° 31' 41").

This project includes the construction of a small flow treatment facility to treat, filter, disinfect and discharge to Warner Brook. The system will serve a single-residence and is located on the north side of Clermont Road 1.25 miles southeast of US Route 6.

ACTIONS

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

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

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

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

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0060097	Pennsylvania American Water 100 North Pennsylvania Avenue Wilkes-Barre, PA 18701	Monroe County Coolbaugh Township	East Branch Dresser Run 2A	Y
PA0061948 (Minor Sewage)	Lehighon Land Company Otto's Blue Mountain RV and Camping Resort 1500 Rock Street Lehighon, PA 18235	Franklin Township Carbon County	Pohopoco Creek 02B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0247189 (CAFO)	Country View Family Farms, LLC Willow Hill Farm 1261-A Creek Road Fannettsburg, PA 17221	Franklin County Metal Township	Watershed 13-C	Y
PAR10-O-428-R	Neffsville Associates 1525 Oregon Pike Site Lancaster, PA 17601	Lancaster County Manheim Township	Landis Run WWF	Y
PA0011169 (IW)	Brush Wellman, Inc. P. O. Box 973 Reading, PA 19603	Berks County Perry Township	Schuylkill River 3-B	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>
PA0216275 Sewage	Jay A. Chapman 67 Seal Road Eighty-Four, PA 15330-1828	Washington County Somerset Township	Tributary to North Branch of Pigeon Creek	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>
PA0222381	Clearfield—Jefferson Counties Regional Airport Authority P. O. Box 299 Falls Creek, PA 15840	Washington Township Jefferson County	UNT to Keys Run 17-C	Y
PA0222411	Frank A. Leonard 20 Carey Farms Road Erie, PA 16511	Harborcreek Township Erie County	Lake Erie 15	Y
PA0000213	Pennsylvania American Water 2736 Ellwood Road New Castle, PA 16101	Wetmore Township McKean County	Hubert Run 16-B	Y
PA0240117	Dale L. Coates 9541 Concord Road Union City, PA 16438	Union Township Erie County	UNT to the South Branch of French Creek 16A	Y
PAS808301	CFJ Properties 333 West Center Street North Salt Lake, UT 84054	Brookville Borough Jefferson County	Clement Creek 17-C	Y

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

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0709.

NPDES Permit No. PA0065218, Sewage, **Mr. and Mrs. Paul Geiger**, 8393 Hawkview Road, Germansville, PA 18053. This proposed facility is located in Heidelberg Township, **Lehigh County**.

Description of Proposed Action/Activity: Issuance of NPDES Permit for a single-family residence.

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

NPDES Permit No. PA0260975, Sewage, **Richmond Township**, 11 Kehl Drive, P. O. Box 474, Fleetwood, PA 19522. This proposed facility is located in Richmond Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to Sacony Creek in Watershed 3-B.

NPDES Permit No. PA0085979, Sewage, **Guest Farm Village, Inc.**, 11334 Punch Bowl Road, Mercersburg, PA 17236. This proposed facility is located in Montgomery Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT Licking Creek in Watershed 13-C.

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

PA0233552, CAFO, SIC 0213 and 0211, **Todd Hiller**, 84 Hiller Lane, Allenwood, PA 17810. This existing facility is located in Gregg Township, **Union County**.

Description of Proposed Activity: Hiller Farms is an existing finishing swine and beef cow farm, totaling 610 animal equivalent units. The farm has two underbarn manure storage facilities with a usable capacity of 1,439,763 gallons.

The water body nearest to this facility is White Deer Hole Creek in the White Deer Watershed (SWP-10C) which has a designated use of HQ-CWF.

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

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

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

The EPA waiver will not be in effect.

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

PA0205753, Industrial Waste, **Shallenberger Construction, Inc.**, 2611 Memorial Boulevard, Connellsville, PA 15425. This application is for a new NPDES permit to discharge from a facility known as Rankin Run Treatment Facility, located at Dunbar Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Rankin Run, in Watershed 19C.

For Outfall 001, Latitude 39° 57' 34", Longitude 79° 41' 49", River Mile Index 2.16, Stream Code 40058, which receives wastewater from groundwater ("tophole water") extraction during drilling of oil and gas wells.

Discharge Parameter

*Effluent Limitations
Concentrations (mg/l)*

Flow		0.125 mgd	
Iron (Total)	1.24 mg/l		1.93 mg/l
Oil and Grease	15 mg/l		30 mg/l
Total Suspended Solids	30 mg/l		60 mg/l
Acidity		Monitor Only	
Alkalinity		Greater than Acidity	
pH		6 to 9 Standards Units	
Chlorides		Monitor Only	
Total Dissolved Solids		Monitor Only	
Osmotic Pressure	136 mOsm/kg	213 mOsm/kg	
Copper	0.40 mg/l	0.62 mg/l	

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. 3508401, Sewerage, **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519-9068. This proposed facility is located in Throop Borough, **Lackawanna County**.

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

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

WQM Permit No. WQG01670802, Sewage, **Bermudian Church of the Brethren**, 279 Bermudian Church Road, East Berlin, PA 17316. This proposed facility is located in Washington Township, **York County**.

Description of Proposed Action/Activity: Construction/operation of a small flow treatment facility to serve gatherings at a new multipurpose building.

WQM Permit No. WQG02310801, Sewage, **Penn Township Supervisors**, R. R. 1, Box 22B, Hesston, PA 16647. This proposed facility is located in Penn and Walker Townships, **Huntingdon County**.

Description of Proposed Action/Activity: Construction/operation of sewer interceptor.

WQM Permit No. WQ02210802, Sewage, **Upper Allen Township**, 100 Gettysburg Pike, Mechanicsburg, PA 17055. This proposed facility is located in Upper Allen Township, **Cumberland County**.

Description of Proposed Action/Activity: Construction/Operation of sewer extension to serve Meadowview Estates, Section II, Phase VI.

WQM Permit No. 6708404, Sewage, **Springettsbury Township**, 3501 North Sherman Street, York, PA 17402. This proposed facility is located in Springettsbury Township, **York County**.

Description of Proposed Action/Activity: Permit approval for the modification of sewage facilities consisting of the sewage treatment plant to incorporate biological nutrient removal into the treatment process.

WQM Permit No. 0708401, Sewage, **Duncansville Municipal Authority**, P. O. Box 502, Duncansville, PA 16635. This proposed facility is located in Duncansville Borough, **Blair County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of sewerage facilities consisting of two pump stations, each with quadruplex submersible variable speed pumps, three SBRs, a four-unit deep bed denitrification filter system, UV disinfection system, two post equalization tanks, a post aeration tank, step weir cascade and three aerobic digesters.

WQM Permit No. 2208406, Sewage, **Dauphin Borough**, 200 Church Street, Dauphin, PA 17018. This proposed facility is located in Dauphin Borough, **Dauphin County**.

Description of Proposed Action/Activity: Permit approval for the construction of a 12-inch PVC outfall from existing SMH-300 to existing MH-300A

WQM Permit No. 0608401, Sewage, **Richmond Township**, 11 Kehl Drive, Fleetwood, PA 19522. This proposed facility is located in Richmond Township, **Berks County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewage facilities consisting of:

Wastewater Treatment Plan—The treatment facility shall consist of an equalization tank, aeration tanks, final clarifiers, chlorination/dechlorination/flow metering/post aeration tank, outfall sewer, sludge holding tank and control building with emergency generator.

Sewage Collection System—The collection shall consist of approximately 4,600 lineal feet of 8-inch diameter gravity sewer, approximately, 2,000 feet of 4-diameter force main and a submersible pump station (Pump Station No. 1) with appurtenances.

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

WQM Permit No. 1169401-A4, Sewerage, **Johnstown Redevelopment Authority**, 4th Floor, Public Safety Building, 401 Washington Street, Johnstown, PA 15901. This existing facility is located in West Taylor Township, **Cambria County**.

Description of Proposed Action/Activity: Permit issuance for installation of IFAS bio-web modules at a sewage treatment plant.

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

WQM Permit No. WQG018623, Sewerage, **Mount Carmel Tabernacle**, 17283 Bugtown Road, Pleasantville, PA 16341. This proposed facility is located in Oakland Township, **Venango County**.

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

WQM Permit No. WQG018628, Sewerage, **Karen Durst, c/o Gordon McDowell**, 291 Bend Hill Road, Fredonia, PA 16124. This proposed facility is located in Delaware Township, **Mercer County**.

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

WQM Permit No. WQG018625, Sewerage, **Robert M. King**, 8352 Dougan Road, North East, PA 16428-5528. This proposed facility is located in Greenfield Township, **Erie County**.

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

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

WQM Permit No. 4607410, Sewerage, **Franconia Sewer Authority**, 671 Allentown Road, P. O. Box 128, Franconia, PA 18924. This proposed facility is located in Franconia Township, **Montgomery County**.

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

WQM Permit No. 1508408, Sewerage, **Malvern Hill LP**, 2701 Renaissance Boulevard, 4th Floor, King of Prussia, PA 19406. This proposed facility is located in East Whiteland Township, **Chester County**.

Description of Action/Activity: Construction of 876,000 sf commercial retail office space and 753 multifamily residential units.

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 1507051	Poplor Realty Investments, LP Royal Plaza 4th Floor 915 Montgomery Avenue Narberth, PA 19072	Chester	East Whiteland Township	Little Valley Creek EV
PAI01 4607009	Ambler Square Associates, LP Stone Manor Corporate Center 1574 Easton Road Warrington, PA 18976	Montgomery	Ambler Borough	Wissahickon Creek TSF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032807004	All Land Services, Inc. 75 South Second Street Chambersburg, PA 17201	Franklin	Guilford Township	Falling Spring Creek HQ-CWF
PAI032108010	Department of Veteran and Military Affairs Bureau of Facilities and Engineering Building 0-47 Fort Indiantown Gap Annville, PA 17003-5002	Cumberland	North Middleton Township	LeTort Spring HQ-CWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041408007	Jonathan Light Teamsters Local Union No. 8 1411 North Atherton Street State College, PA 16803	Centre	Benner Township	Buffalo Run HQ-CWF

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

Allegheny County Conservation District, 400 North Lexington Street, Pittsburgh, PA 15208, (412) 241-7645.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050207001	Deer Creek Drainage Basin Authority 945 Little Deer Creek Road Russellton, PA 15076	Allegheny	Indiana Township	Squaw Run HQ Rawlins Run CWF Little Deer Creek TSF

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>
Upper Makefield Township Bucks County	PAG200 0908025	Sabash Patel 205 Kasi Circle Ivyland, PA 18974	UNT Jericho Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Ivyland Borough Bucks County	PAG200 06025	Holly Farm Associates 1243 Easttown Road Warrington, PA 18976	Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

NOTICES

3705

<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 Chester County	PAG200 1507081	William and Karen Parisi 203 Golding Court Hockessin, DE 19707	UNT East Branch Red Clay Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
East Goshen Township Chester County	PAG200 1508011	Communications Test Design, Inc. 1373 Enterprise Drive West Chester, PA 19380	East Branch Chester Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Whiteland Township Chester County	PAG200 1508002	Rudolph A. Fedor 69 West Indian Lane Norristown, PA 19403	Valley Creek CWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Easttown Township Chester County	PAG200 1508008	Trico Construction Company 411 West Conestoga Road Unit 40 Devon, PA 19333	Darby Creek CWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
East Fallowfield Township Chester County	PAG200 1507062A-1	PECO Energy Company 2301 Market Street S9-1 Philadelphia, PA 19103	West Branch Brandywine Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Goshen Township Chester County	PAG200 1508030	Citadel Federal Credit Union P. O. Box 1457 3030 Zinn Road Thorndale, PA 19372	East Branch Chester Creek TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Concord Township Delaware County	PAG200 2308013	Benson Companies 110 North Phoenixville Pike Malvern, PA 19355	Chester Creek TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Chester Township Delaware County	PAG200 2308019	Chalmers and Kubeck, Inc. 150 Commerce Drive Aston, PA 19014	UNT Stoney Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Chester Delaware County	PAG200 2308014	Edgemont Associates 2007, LP Madison Associates 2008, LP 832 Germantown Pike Suite 5 Plymouth Meeting, PA 19462	Chester Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG201 5108010	Inter-County Development Corp. 828 Red Lion Road Philadelphia, PA 19115-9171	Pennypack Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
North Manheim Township Schuylkill County	PAG2005408001	Cressona Trucking, Inc. Attn: Bryan Hoover Box 5 Route 901 Cressona, PA 17929	West Branch of the Schuylkill River CWF	Schuylkill County Conservation District (570) 622-3742
Allen Township Northampton County	PAG2004808004	Allen Township Attn: Ilene Eckhart 4714 Indian Trail Road Northampton, PA 18067	Dry Run Creek CWF	Northampton County Conservation District (610) 746-1971

<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>
Lower Nazareth Township Nazareth Borough Northampton County	PAG2004808007	Essroc Cement Corp. Attn: Silvio Panseri, Sr. 3251 Bath Pike Nazareth, PA 18064	Shoeneck Creek WWF	Northampton County Conservation District (610) 746-1971
Mt. Penn Borough Berks County	PAG2000608029	Joseph E. Dolan Dolan Construction, Inc. 401 South 13th Street Reading, PA 19602	Schuylkill River WWF/MF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657, Ext. 201
Douglass Township Berks County	PAG2000608008	Brian K. Robinson 16 Edge Hill Road Boyertown, PA 19512	Manatawny Creek CWF	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 (610) 372-4657, Ext. 201
Lititz Borough Lancaster County	PAG2003603055-R	Oakfront Limited Partnership 508 Front Street Lititz, PA 17543	Lititz Run HQ-CWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5
West Donegal Township Lancaster County	PAG2003608026	P & K Properties, LLC 444 Hereford Road Elizabethtown, PA 17022	UNT Conoy Creek TSF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5
Penn Township Lancaster County	PAG2003608031	Rohrer's Quarry, Inc. P. O. Box 365 Lititz, PA 17543	UNT Little Conestoga Creek TSF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5
East Lampeter Township Lancaster County	PAG2003608034	East Lampeter Township 2550 Old Philadelphia Pike Lancaster, PA 17601	UNT Mill Creek WWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 (717) 299-5361, Ext. 5
Lower Mifflin Township Cumberland County	PAG2002108019	Turnpike Fill Sites—Mixell Property New Enterprise, Inc. George Mitchell P. O. Box 77 New Enterprise, PA 16664	Back Creek WWF	Cumberland County Conservation District 310 Allen Road Carlisle, PA 17013 (717) 240-7812
Columbia County Hemlock Township	PAG2001908003	Richard T. Hardy Geisinger Health System 100 North Academy Avenue Danville, PA 17822	Little Fishing Creek CWF Hemlock Creek CWF	Columbia County Conservation District 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310, Ext. 102
Northumberland County East Chillisquaque Township	PAG2004908002	John Griffith Grading Plan Cemetery Road and Mahoning Street Milton, PA 17847	West Branch of Susquehanna River WWF	Northumberland County Conservation District R. R. 3 Box 238-C Sunbury, PA 17801 (570) 286-7114, Ext. 4

NOTICES

3707

<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>
Northumberland County Point Township	PAG2004908003	John A. Kerschner Eastern Communities, L.P. 7300 Derry Street Harrisburg, PA 17111	Lithia Springs Creek CWF	Northumberland County Conservation District R. R. 3 Box 238-C Sunbury, PA 17801 (570) 286-7114, Ext. 4
Northumberland County Lewis Township	PAG2004908006	Orlin Martin Poultry Barns 215 Balliett Road Muncy, PA 17756	UNT of Warrior Run WWF	Northumberland County Conservation District R. R. 3 Box 238-C Sunbury, PA 17801 (570) 286-7114, Ext. 4
Tioga County Ward Township	PAG2005908002	Clifford Cross 140 Tanglewood Road Covington, PA 16917-9589	Tioga River CWF	Tioga County Conservation District 50 Plaza Lane Wellsboro, PA 16901 (570) (724) 1801, Ext. 3
Fayette County North Union Township	PAG2002608010	Timothy Mahoney 320 Highland Drive Elizabeth, PA 15037	UNT to Redstone Creek WWF	Fayette County Conservation District (724) 438-4497
Butler County Butler Township	PAG2001008014	Butler Area School District Athletic Fields Keith Kaib Butler Area School District 110 Campus Lane Butler, PA 16001	UNT to Connoquenessing Creek WWF	Butler County Conservation District (724) 284-5270
Erie County Millcreek Township	PAG2002508007	Golden Living Center 1000 Fianna Way Fort Smith, AR 72901	Walnut Creek CWF; MF	Erie County Conservation District (814) 825-6403
Erie County Girard Township	PAG2002508009	Fairview Evergreen Nursery 7463 West Ridge Road Fairview, PA 16415	Tributary to Elk Creek, Lake Erie Basin Watershed X CWF; MF	Erie County Conservation District (814) 825-6403
Erie County Lawrence Park Township	PAG2002508014	Iroquois School District Athletic Facilities Improvements, Iroquois School District 800 Tyndall Avenue Erie, PA 16511	Lake Erie Area Watershed CWF	Erie County Conservation District (814) 825-6403
McKean County Bradford City Foster Township	PAG2004208002	Department of Transportation District 2-0 1924 Daisy Street Extension Clearfield, PA 16830	Tunungwant Creek WWF, UNT to Tunungwant Creek CWF Foster Brook CWF Boliver Run CWF	McKean County Conservation District (814) 887-4001
Mercer County Hempfield Township	PAG2004308006(1)	Spiro L. Pappan Byzantine, Inc. P. O. Box 1567 Beaver Falls, PA 15010	UNT to Little Shenango River TSF	Mercer County Conservation District (724) 662-2242
Butler County Cherry Township	PAG2091008002	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	South Branch Glade Run WWF	Department of Environmental Protection Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 (814) 472-1800

General Permit Type—PAG-3

<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>
Springdale Township Allegheny County	PAR236107	Watson Standard Company P. O. Box 11250 Pittsburgh, PA 15238	Swale Tributary of Tawney Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Freehold Township Warren County	PAR228328	Briggs Transport, Inc. 24 Huntley Road Bear Lake, PA 16402	UNT to Little Brokenstraw Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Erie Erie County	PAR158305	BioPreserve, LLC 1540 East Lake Road Erie, PA 16511-1032	City of Erie stormwater sewers to Motsch Run and 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>
York County East Manchester Township	PAG043601	Adam Hostetter 115 Griffith Lane Manchester, PA 17345	Little Conewago Creek TSF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Washington Township	PAG043876	Bermudian Church of the Brethren 279 Bermudian Church Road East Berlin, PA 17316	Bermudian Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Juniata County Delaware Township	PAG043877	Velma Kerstetter R. R. 1 Box 2680 McAlisterville, PA 17049	Delaware Creek TSF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
LeBoeuf Township Erie County	PAG048699	Walter H. Miller 13578 US Route 19 Waterford, PA 16441-8204	UNT to French Creek 16A	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Oakland Township Venango County	PAG049434	Mount Carmel Tabernacle 17283 Bugtown Road Pleasantville, PA 16341	UNT to East Branch Sugar Creek 16-D	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Pymatuning Township Mercer County	PAG048507	Gerald S. Pacifico 126 Shenango Park Road Transfer, PA 16154	UNT to Brush Run 20-A	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Delaware Township Mercer County	PAG049440	Karen Durst c/o Gordon McDowell 291 Bend Hill Road Fredonia, PA 16124	UNT to the Shenango River 20-A	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

NOTICES

3709

<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>
Forward Township Butler County	PAG049439	Vicnor Farms, Inc. P. O. Box 227 Connoquenessing, PA 16027-0227	UNT to Connoquenessing Creek 20-C	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG-5</i>				
City of Williamsport Lycoming County	PAG054818	United Refining Company of Pennsylvania P. O. Box 668 Warren, PA 16365	West Branch Susquehanna River WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664
Lawrence Township Lycoming County	PAG054828	Paul Hall R. R. 2 Box 201 Tioga, PA 16946	Tioga River CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664
Hepburn Township Lycoming County	PAG054831	Lycoming Realty Company 329 Pine Street Williamsport, PA 17701	Lycoming Creek WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664
Millcreek Township Erie County	PAG058379	Shell Oil Products, US 3139 Village Drive Waynesboro, VA 22980	Marshall Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG-8</i>				
Cumberland Township Adams County	PAG083524	Cumberland Township Authority 1270B Fairfield Road Gettysburg, PA 17325	Cumberland Township Authority South WWTF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Taylor Township Fulton County	PAG083602	Hustontown Joint Sewer Authority P. O. Box 606 Hustontown, PA 17229	Hustontown WWTP	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Spring Valley WWTP	PAG086103	Church Communities PA, Inc. P. O. Box 260 Farmington, PA 15437-0260	Wharton Township Fayette County	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-9

<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>
Brecknock Township Lancaster County	PAG093506	Shupp's Grove Antique Market 607 Willow Street Reinholds, PA 17569	Shupp's Grove Antique Market	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Whiteley Township Greene County	PAG096101	Ronald H. Watters 1649 Kirby Road Waynesburg, PA 15370	Watters Farm 1649 Kirby Road Waynesburg, PA 15370	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-10

<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>
Richhill Township Greene County	PAG106118	Texas Eastern Transmission, LP 890 Winter Street Suite 300 Waltham, MA 02451	002 UNT of the North Fork of the Dunkard Fork of Wheeling Creek 001 UNT of Barney's Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-12

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Juniata County Monroe Township	PAG123660	John Lauver R. R. 1 Box 2010 McAlisterville, PA 17049	UNT Stony Creek TSF 12B	DEP—SCRO Watershed Program 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4802
Eldred Township Lycoming County	PAG124826	Paul Katzmaier 521 Katzmaier Road Montoursville, PA 17754	Mill Creek (West) TSF	Northcentral Regional Office Watershed Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-0529

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 0507501, Minor Amendment, Public Water Supply.

Applicant	Department of Conservation and Natural Resources (Shawnee State Park)
Municipality	Napier Township
County	Bedford
Type of Facility	New raw and finished water pumps, incline plate settlers, membrane filter
Consulting Engineer	Peter Lusardi, P. E. CET Engineering Services 1240 North Mountain Road Harrisburg, PA 17112
Permit to Construct Issued	June 19, 2008

Source Water Protection Program Approval issued to **Red Lion Municipal Authority**, P. O. Box 190, Red Lion, PA 17356, PWSID 7670086, Red Lion Borough, York County on May 9, 2008.

Wellhead Protection Program Approval issued to **Borough of Kutztown**, 45 Railroad Street, Kutztown, PA 19530-1112, PWSID 3060041, Kutztown Borough, Berks County on June 11, 2008.

Wellhead Protection Program Approval issued to **Lyons Borough Municipal Authority**, P. O. Box 131, Lyons Station, PA 19536-0131, PWSID 3060096, Lyons Borough, Berks County on June 11, 2008.

Wellhead Protection Program Approval issued to **Maxatawny Township Municipal Authority**, 127 Quarry Road, Suite 1, Kutztown, PA 19530, PWSID 3060013, Maxatawny Township, Berks County on June 11, 2008.

Wellhead Protection Program Approval issued to **Blain Borough**, P. O. Box 9, Blain, PA 17006, PWSID 750018, Blain Borough, Perry County on June 20, 2008.

Wellhead Protection Program Approval issued to **Lake Meade Municipal Authority**, 49 Curtis Drive, East Berlin, PA 17316, PWSID 7010036, Reading Township, Adams County on June 20, 2008.

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

Permit No. 4107501—Operation, Public Water Supply.

Applicant	American Tempo Village Park
Township or Borough	Lycoming Township
County	Lycoming
Responsible Official	Jeff Stout American Tempo Village Park 528 Ruben Kehrer Road Muncy, PA 17756-8043
Type of Facility	Public Water Supply—Operation
Consulting Engineer	Britt Bassett, P. E. Bassett Engineering 1440 Broad Street Montoursville, PA 17754

Permit Issued Date	June 20, 2008
Description of Action	Operation of the barium removal system for Well No. 2, including a dual tank ion exchange system, with Purolite C 100E FM resin. This permit also approves operation of four existing 325 gallon polyethylene finished water storage tanks and a booster pump.

Permit No. 1407503—Construction, Public Water Supply.

Applicant	Walker Township Water Association
Township or Borough	Walker Township
County	Centre
Responsible Official	M. David Foreman, President Walker Township Water Association P. O. Box 160 Mingoville, PA 16856
Type of Facility	Public Water Supply—Construction
Consulting Engineer	David McCullough, P. E. Uni-Tec Consulting Engineers, Inc. 2007 Cato Avenue State College, PA 16801
Permit Issued Date	June 20, 2008
Description of Action	Construction of Snydertown Well No. 3, transmission line and related treatment building, including gas chlorination facilities.

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

Operations Permit issued to **Conemaugh Township Municipal Authority**, 113 South Main Street, Davidsville, PA 15928, (PWSID #4560048) Conemaugh Township, Somerset County on June 10, 2008, for the operation of facilities approved under Construction Permit No. 5606503MA.

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

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

WA-585, Water Allocation, Lower Bucks County Joint Municipal Authority, 7900 Route 13, Levittown, PA 19057. Tullytown Borough, Bucks County. This application is for Lower Bucks County Joint Municipal Authority Permit Renewal.

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: Located at 2470 Enola Road, Carlisle in North Middleton Township, **Cumberland County**.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
North Middleton Township	2051 Spring Road Carlisle, PA 17013	Cumberland

Plan Description: Approval of a revision to the Official Sewage Plan of North Middleton Township, Cumberland County. The approved plan provides for a Small Flow Treatment Facility of 500 gpd to serve the existing Donald Adams property at 2470 Enola Road. The proposed SFTF is to repair a malfunctioning onlot sewage system with a treated discharge to a UNT of Conodoguinet Creek. The Department of Environmental Protection's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Disapprovals 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: Located on the east side of Old Stonehouse Road across from Shuman Drive in Monroe Township, **Cumberland County**.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Monroe Township	1220 Boiling Springs Road Mechanicsburg, PA 17055	Cumberland

Plan Description: The planning module, entitled Wynfields Subdivision, proposing 20 residential building lots proposing individual onlot sewage disposal systems, was disapproved because site investigations conducted by the Department of Environmental Protection revealed that closed depressions and sinkholes exist on the property and the plot plan did not clearly depict the location of these formations. Site suitability testing for Lots 4—7, 10, 12—15, and 17—20 appears to have been conducted within 100 feet of these features. Site suitability has not been established for this proposed subdivision as required by 25 Pa. Code § 71.2.

HAZARDOUS SITES CLEANUP UNDER THE ACT OF OCTOBER 18, 1988

Proposed Interim Response

Forward Township Fly Ash Slide Site, Downstream Areas, Forward 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 to address a release or threatened release of hazardous substances in areas downstream of the location of the fly ash slide that occurred at River Hill Road, Forward Township, Allegheny County on January 25, 2005.

As a result of the January 2005 slide, fly ash has been deposited in areas that lie downstream of the slide in and along a UNT of the Monongahela River, between the tributary's third waterfall and the Monongahela River. The third waterfall is located directly east of the clearing for the gas pipe line that runs through properties owned by David Gregory and MSR, LLC.

The proposed interim response will address whatever threat to human health and the environment is posed by the deposited fly ash.

In brief, the following response action alternatives have been evaluated:

1. *No Action:* This alternative involves no response action being taken by the Department; whatever threat is posed by the fly ash would be left unaddressed.

2. *Removal and offsite disposal of the fly ash:* This alternative involves removing fly ash from the stream's banks, properly disposing of the material and restoring the disturbed areas.

3. *Covering exposed fly ash with rock rip-rap:* This alternative involves covering any exposed fly ash on the stream's banks with rock rip-rap. Covering the fly ash would reduce the likelihood of human and environmental threat; however, the fly ash could once more be exposed if stream flow erodes or displaces the rock cover.

The Department is proposing Alternative No. 2 as its interim response, which the Department believes to be the option most protective of human health and the environment.

This notice is being published under section 506(b) of HSCA, (35 § 6020.506(b)). An Administrative Record (AR) contains the information that forms the basis and that documents the selection of the proposed interim response. The AR is available for public review and comment Monday through Friday, 8 a.m. to 4 p.m., at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA.

The AR will be open for public review and comment for 90 days only, from July 5, 2008, to October 3, 2008. Persons may submit written comments to the AR during this time by sending them to Terry Goodwald, 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 AR at a public hearing. The Department has scheduled the hearing on Thursday August 14, 2008, at 6 pm. at the Gallatin Sunnyside Fire Hall along Route 136 (3325 Rainbow Run Road) in Forward Township, Allegheny County. Persons wishing to present comments must register with Helen Humphreys before noon on August 14, 2008, at (412) 442-4183 or in writing at 400 Waterfront Drive, Pittsburgh, PA 15222.

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

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

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

The Department has received the following plans and reports:

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

Suburban Heating Oil Partners, City of Lancaster, **Lancaster County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of Esther M. Goropoulos, 8 Foxglove Circle, Hershey, PA 17033-2619 and Suburban Energy Services, P. O. Box 4833, Syracuse, NY 13221, submitted a Final Report concerning the remediation of site soils and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to the Site-Specific Standard.

Tyco Electronics/Former AMP Elizabethtown Facility, Elizabethtown Borough, **Lancaster County**. Earth Tech, Inc., 2 Market Plaza Way, Mechanicsburg, PA 17055, on behalf of PLF Properties, LLC, 1593 South Mount Joy Street, Suite A, Elizabethtown, PA 17022;

CEM Properties, LLC, 1595 South Mount Joy Street, Elizabethtown, PA 17022 and Tyco Electronics Corporation, P. O. Box 3608, MS 140-42, Harrisburg, PA 17105, submitted a combined remedial investigation report and Final Report concerning remediation of site soils and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to a combination of Nonresidential Statewide Health and Site-Specific Standards.

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

David Strickler Residence, Old Lycoming Township, **Lycoming County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of David Strickler, 27 Hoover Road, Williamsport, PA 17701 has submitted a Final Report concerning the 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.

Lowe's Home Centers, Inc., Monroe Township, **Snyder County**, UNT Consulting & Engineering, LLC, on behalf of Lowe's Home Centers, Inc., 1605 Curtis Bridge Road, Wilkesboro, NC 28697 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with leaded gasoline and diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

quired 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:

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

Boyertown Sheet Metal Fabricators, Inc., Amity Township, **Berks County**. Marshall Geoscience, Inc., 170 East First Avenue, Collegeville, PA 19426, on behalf of Boyertown Sheet Metal Fabricators, Inc., P. O. Box 102, Birdsboro, PA 19508 submitted a final report concerning remediation of site soils, groundwater and surface water contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department of Environmental Protection on June 10, 2008.

Conestoga Wood Specialties, East Earl Township, **Lancaster County**. Hafer Environmental Services, Inc., P. O. Box 4418, Reading, PA 19606, on behalf of Conestoga Wood Specialties, 245 Reading Road, Earl, PA 17519, submitted a remedial investigation report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil. The applicant is seeking to remediate the site to a combination of Statewide Health and Site-Specific Standards. The remedial investigation report was approved by the Department of Environmental Protection on June 11, 2008.

Village at Laurel Run, Franklin Township, **Adams County**. Coventry Environmental Associates, Inc., 991 Ridge Road, Bucktown, PA 19465, on behalf of Village at Laurel Run, 6375 Chambersburg Road, Fayetteville, PA 17222, submitted Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department of Environmental Protection on June 11, 2008.

Naval Support Activity Building No. 8, Hampden Township and Mechanicsburg Borough, **Cumberland County**. Department of the Navy, Naval Facilities Engineering Command Mid-Atlantic, Public Works Division, 5450 Carlisle Pike, Code 09M22, Mechanicsburg, PA 17055, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department of Environmental Protection on June 12, 2008.

Former Trimen Industries/Eastco Enterprises, Oxford Township, **Adams County**. BL Companies, 213

Market Street, 6th Floor, Harrisburg, PA 17101, on behalf of R & R Byproducts, Inc., P. O. Box 291, York, PA 17405, submitted a Final Report concerning remediation of site soils, groundwater and surface water contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department of Environmental Protection on June 12, 2008.

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

ARG Refinery, City of Bradford, **McKean County**. Conestoga-Rovers & Associates, 651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2 on behalf of ARG Refining Group, Inc., 77 North Kendall Avenue, Bradford, PA 16701 has submitted a Cleanup Plan concerning the remediation of site soils contaminated with petroleum refining related compounds including, but not limited to, benzene, toluene, ethyl benzene, xylenes, benzo(a)pyrene, arsenic, cadmium, lead and site groundwater contaminated with petroleum refining related compounds including, but not limited to, benzene, toluene, ethyl benzene, xylenes, arsenic, iron, aluminum, cadmium, lead and chlorinated hydrocarbons. The Cleanup Plan was disapproved by the Department of Environmental Protection on May 12, 2008.

Titusville Wax Plant, Titusville Borough, **Crawford County**. MACTEC Engineering & Consulting, Inc., 700 North Bell Avenue, Suite 200, Pittsburgh, PA 15106 on behalf of Honeywell Specialty Wax and Additives, 101 Columbia Road, Morristown, NJ 07962, has submitted a *Request for Determination of Nonuse Aquifer* concerning remediation of site soil with arsenic, lead, benzene, trichloroethene, tetrachloroethene, chrysene, polychlorinated biphenyl 1254, benzo(a)anthracene, benzo(a)pyrene, benzo(b)fluoranthene, benzo(g,h,i)perylene, dibenzo(a,h)anthracene, indeno(1,2,3)pyrene and groundwater with aluminum, arsenic, iron, manganese, lead, nickel, antimony, benzene, cis-1,2-dichloroethene, trichloroethene, tetrachloroethene, vinyl chloride, chrysene, methylene chloride, polychlorinated biphenyl 1254, benzo(a)anthracene, benzo(a)pyrene, benzo(b)fluoranthene, benzo(g,h,i)perylene. The *Request for Determination of Nonuse Aquifer* was approved by the Department of Environmental Protection on June 11, 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.

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

GP3-06-03143: Simonds Excavating, Inc. (301 Shepard Road, Sayre, PA 18840-9103) on June 20, 2008, for Portable Nonmetallic Mineral Processing Plants under GP3 in Exeter Township, **Berks County**.

GP9-06-03143: Simonds Excavating, Inc. (301 Shepard Road, Sayre, PA 18840-9103) on June 20, 2008, for Diesel or No. 2 Fuel-fired Internal Combustion Engines under GP9 in Exeter Township, **Berks County**.

GP9-06-05007I: Carpenter Technology Corp. (101 Bern Street, P. O. Box 14662, Reading, PA 19601-4662) on

June 20, 2008, for Diesel or No. 2 Fuel-fired Internal Combustion Engines under GP9 in the City of Reading, **Berks 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.

GP5-63-00935: Mountain V Oil and Gas, Inc. (712 Masonic Drive, P. O. Box 470, Bridgeport, WV 26330 on June 17, 2008, to install and operate a Caterpillar Model G3406TA 325-bhp compressor engine at their Hixenbaugh Compressor Site, West Bethlehem Township, **Washington County**.

GP5-63-00934: Range Resources—Appalachia, LLC (350 Southpointe Boulevard, Suite 300, Canonsburg, PA 15317) on June 13, 2008, to install and operate two Caterpillar Model G3516LE 1,340-bhp compressor engines and a Natco Dehydrator rated at .275 mmBtu/hr at their Godwin Booster Compressor Station, Mount Pleasant Township, **Washington County**.

GP4-63-00462: Rice Electric Co. (P. O. Box 429, Eighty-Four, PA 15330 on June 19, 2008, to allow for operation of a Burn Off Oven at the Rice Electric Company, Washington County Plant. The facility works on electric motors and vents the fumes to the burn off oven.

GP14-26-00575: Green Ridge Cemeteries, Inc. (2901 Memorial Boulevard, Connellsville, PA 15425) as of June 18, 2008, (GP-14) is effective to install and operate one Matthews Cremation Division Model No. IE43-PPII human crematory rated at 150 pounds per hour at their facility in Bullsken Township, **Fayette County**.

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

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

09-0122C: Arkema, Inc. (100 PA Route 413, Bristol, PA 19007) on June 19, 2008, to install a new compounding line in Bristol Township, **Bucks County**. This facility is a Title V facility. This installation will result in VOC emissions increase of 1.6 tpy and PM emissions of 2.35 tpy. The Plan Approvals and Operating Permit will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

46-0266: Hanson Pipe and Products, Inc. (201 South Keim Street, Pottstown, PA 19464) on June 19, 2008, to construct a surface coating process in Pottstown Borough, **Montgomery County**. This facility is a State-only facility. The facility wide VOC emissions shall not exceed 24.9 tpy. Each HAP emissions shall be less than 10 tpy. The combined HAP emissions shall be less than 25 tpy. The Plan Approval and Operating Permit will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

23-0003J: ConocoPhillips Co. (4101 Post Road, Trainer, PA 19061-3812) on June 20, 2008, to modify a previously issued Plan Approval No. PA-23-0003E for a clean fuel project and upgrade of an existing FCCU at

their Trainer facility in Trainer Borough, **Delaware County**. This facility is a Title V facility. This modification will result in NOx emission increase of 39 tpy. The Plan Approval and Operating Permit will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

46-0262A: Penn Color, Inc. (2755 Bergey Road, Hatfield, PA 19440) in June 20, 2008, to install ten new pieces of equipment including: two high intensity mixers, two baker perkins', three premix dispersers, one extruder and three dust collectors (pigment manufacturing equipment) at the Penn Color, Inc., pigment dispersion manufacturing facility located at 2755 Bergey Road, Hatfield, PA 19440, Hatfield Township, **Montgomery County**. The installation of pigment manufacturing equipment may result in the emissions of: 0.7 tpy of PM with an aerodynamic diameter of 2.5 micrometer or smaller, 0.7 tpy of PM and 6.3 tpy of VOCs. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

06-05007H: Carpenter Technology Corp. (P. O. Box 14662, Reading, PA 19612-4662) on June 17, 2008, to install an additional fabric collector to control PM emissions for one of the Midwest grinders and to modify two annealing furnaces at their facility in the City of Reading, **Berks County**.

31-05013A: New Enterprise Stone and Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664-0077) on June 17, 2008, to combust waste derived liquid fuel in addition to propane at the batch asphalt plant in Warriors Mark Township, **Huntingdon County**.

36-03077A: ICM of Pennsylvania, Inc. (638 Lancaster Avenue, Malvern, PA 19355-1898) on June 16, 2008, to replace existing baghouses with an upgraded wet suppression system at the Cedar Hill Quarry in Fulton Township, **Lancaster County**.

36-05123D: Corixa Corp.,—d/b/a GlaxoSmithKline Biologicals, NA (325 North Bridge Street, Marietta, PA 17547-1134) on June 16, 2008, for their pharmaceutical research and development manufacturing facility in East Donegal Township, **Lancaster County**.

67-05009B: York Plant Holding, LLC (P. O. Box 3492, York, PA 17402-0492) on June 16, 2008, for Turbine No. 1 core replacement at their electrical generating facility in Springettsbury Township, **York County**.

67-05112B: Kinsley Construction, Inc. (1110 East Princess Street, York, PA 17403) on June 16, 2008, to construct two portable spray paint units with dry panel filters for control of PM emissions at its steel fabrication shop (East York Facility) in Springettsbury Township, **York 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.

09-0031: Eureka Stone Quarry, Inc. (P. O. Box 249, Chalfont, PA 18914) on June 17, 2008, to operate a replacement asphalt plant in Wrightstown Township, **Bucks County**.

09-0031A: Eureka Stone Quarry, Inc. (P. O. Box 249, Chalfont, PA 18914) on June 17, 2008, to operate a dust suppression system in Wrightstown Township, **Bucks County**.

46-0237A: Numonic Corp. (101 Commerce Drive, Montgomeryville, PA 18936) on June 17, 2008, to operate a spray booth w/top exhaustion in Montgomery Township, **Montgomery County**.

46-0166: M & M Stone Co. (P. O. Box 189, Telford, PA 18969-0189) on June 17, 2008, to operate a batch asphalt plant in Lower Salford Township, **Montgomery County**.

09-0032: Eureka Stone Quarry, Inc. (P. O. Box 249, Chalfont, PA 18914) on June 17, 2008, to operate a dust suppression system in Warrington Township, **Bucks County**.

09-0102A: Clean Earth of Southeast Pennsylvania, Inc. (7 Steel Road East, Morrisville, PA 19067) on June 17, 2008, to operate a diesel driven screen in Falls Township, **Bucks County**.

15-0004E: Reynolds Packaging, LLC. (520 Lincoln Avenue, Downingtown, PA 19335) on June 17, 2008, to operate a rotogravure press No. 9 in Downingtown Borough, **Chester County**.

09-0050D: Hanson Aggregates-BMC, Inc. (4900 Sullivan Trail, Easton, PA 18040) on June 17, 2008, to operate a drum mix asphalt plant in Wrightstown Township, **Bucks County**.

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

22-05007B: The Harrisburg Authority (One Keystone Plaza, Suite 104, Harrisburg, PA 17101) on June 18, 2008, to construct the Harrisburg Materials, Energy, Recycling and Recovery Facility in the City of Harrisburg, **Dauphin County**. This plan approval was extended.

36-03137A: Martin Limestone, Inc. (P. O. Box 550, Blue Ball, PA 17506) on April 27, 2008, to add a new primary crushing plant circuit at the Burkholder plant in Earl Township, **Lancaster County**. This plan approval was extended.

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

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

63-00550: USA South Hills Landfill, Inc. (625 Cherrington Parkway, Coraopolis, PA 15108) on June 16, 2008, to renew an Operating Permit for their municipal solid waste landfill in Union Township, **Washington County**. Company operates landfill, gas control system and soil processing system at this site. The Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping and reporting requirements.

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

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

15-00086: Bakery Feeds (97 Westbrook Drive, Honey Brook, PA 19344) on June 18, 2008, for an animal feed processing facility just west of Honey Brook Township, **Chester County**. The renewal permit is for a non-Title V (State-only) facility. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

46-00237: Numonics Corp. (101 Commerce Drive, Montgomeryville, PA 18936-9628) on June 20, 2008, for issuance of a State-only Operating Permit to manufacture computer peripheral equipment in Montgomery Township, **Montgomery County**. This Operating Permit shall include emission restrictions, monitoring, recordkeeping and reporting requirements designed to ensure this facility complies with all applicable air quality regulations.

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

48-00033: CRAYOLA, LLC (1100 Church Lane, P. O. Box 431, Easton, PA 18044) on June 20, 2008, to operate a crayons and artist materials facility in Forks Township, **Northampton County**. This is a State-only Natural Minor operating permit.

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

S07-003: Southern Gaphics Systems (2781 Roberts Avenue, Philadelphia, PA 19129) for manufacturing of printing plates for the flexographic printing industry in the City of Philadelphia, **Philadelphia County**. The synthetic minor facility's air emission sources include three photo processing units, two plate dryers, two distillation stills and a film processing and proofing process.

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.

46-00011: ArcelorMittal Plate, LLC (900 Conshohocken State Road, Conshohocken, PA 19428) on June 18, 2008, a Title V facility located in the Plymouth Township, **Montgomery County**. The Title V Operating Permit has been amended to incorporate conditions from Plan Approval No. 46-0011D, for a replacement Camfil Farr Dust Collector (Source ID: C13) on a Shot Blasting Machine (identified as Source ID 109 in the facility's existing Title V Operating Permit No. 46-00011). Under Plan Approval No. 46-0011D, emissions of PM from the Shot Blasting Machine shall be limited to 0.02 grain per dry standard cubic foot. The Title V Operating Permit contains monitoring and recordkeeping requirements designed to keep the Shot Blasting Machine and Camfil Farr Dust Collector operating within the allowable emission rate and all applicable air quality requirements. All revisions to the Title V Operating Permit were made under 25 Pa. Code § 127.450.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Actions

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

32000105 and NPDES No. PA0235326. D J & W Mining, Inc., P. O. Box 425, Indiana, PA 15701, revision of an existing bituminous surface and auger mine to change land use from cropland to pastureland/land occasionally cut for hay in Washington Township, **Indiana County**, affecting 121.0 acres. Receiving streams: South Branch Plum Creek classified for the following uses: CWF. There are no potable water supply intakes within 10 miles downstream. Application received April 10, 2008. Permit issued June 19, 2008.

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

03830116 and NPDES Permit No. PA0599727. Bedrock Mines, LP (111 Freeport Road, Pittsburgh, PA 15215). Transfer of permit formerly issued to Walter L. Houser Coal Co., Inc. for continued operation and reclamation of a bituminous surface/auger mine, coal preparation and processing facility located in Kittanning Township, **Armstrong County**, affecting 830 acres. Receiving streams: UNTs of Mill Run to Cowanshannock Creek to the Allegheny River. Application received July 25, 2007. Transfer permit issued May 9, 2008. This notice is resubmitted to show the correct permit acreage.

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

10-06-02 and NPDES Permit No. PA0258369. Quality Aggregates, Inc. (200 Neville Road, Neville Island, PA 15225-0347). Issuance of NPDES Permit for discharge of treated mine drainage from the Government Financed Reclamation Construction Contract (Marett GFCC) in Allegheny Township, **Butler County**. Receiving streams: UNT to North Branch Bear Creek. Application received June 14, 2007. Permit issued June 10, 2008.

The North Branch Bear Creek TMDL, originally approved by USEPA in 2007, has been revised to reflect modeled water quality scenarios based on the temporary addition of the discharge from the NPDES discharge associated with the Marett GFCC.

The data and all supporting documentation used to develop the revised TMDLs are available from the De-

partment of Environmental Protection (Department). To request a copy of the proposed TMDL, contact:

Bill Brown, Chief
TMDL, Development Section
Watershed Protection Division
Department of Environmental Protection
P. O. Box 8555
Harrisburg, PA 17105-8555
Phone: (717) 783-2951, Email: Willbrown@state.pa.us

The TMDLs can be accessed through the Department's web site (www.dep.state.pa.us) by clicking on the Water Topics link, then the TMDL link. Note that attachments and appendices must be requested through paper mail. Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) and request that the call be relayed.

Written and Email comments will be accepted at the previous addresses and must be received by August 5, 2008. Comments will not be accepted by facsimile or voice mail. The Department will consider all comments in developing the final TMDL, which will be submitted to the Environmental Protection Agency for approval.

33960108 and NPDES Permit No. PA0227315. Bedrock Mines, LP (111 Freeport Road, Pittsburgh, PA 15215) Transfer of an existing bituminous strip operation from Opal Industries, Inc. in Ringgold Township, **Jefferson County** affecting 54.1 acres. Receiving streams: UNTs to Painter Run. Application received April 16, 2008. Permit issued June 16, 2008.

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

17010111 and NPDES No. PA0243141. W. Ruskin Dressler (P. O. Box 39, Rockton, PA 15856), revision of an existing bituminous surface mine to change land use in Brady Township, **Clearfield County**, affecting 58.7 acres. Receiving streams: East Branch Mahonning Creek and Beech Run to West Branch Susquehanna, classified for the following uses: CWF, WWF. There are no potable water supply intakes within 10 miles downstream. Application received April 8, 2008. Revision issued June 13, 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.

11084003. Spangler Explosives Company, 740 Brush Creek Road, Fairhope, PA 15528, blasting activity permit issued for windmill site development in Adams Township, **Cambria County**. Blasting activity permit end date is December 30, 2008. Permit issued June 16, 2008.

28084112. David H. Martin Excavating, Inc., 4961 Cumberland Highway, Chambersburg, PA 17201-9655, blasting activity permit issued for cemetery development

in Guilford Township, **Franklin County**. Blasting activity permit end date is June 4, 2013. Permit issued June 9, 2008.

28084114. David H. Martin Excavating, Inc., 4961 Cumberland Highway, Chambersburg, PA 17201-9655, blasting activity permit issued for commercial development in Southampton Township, **Franklin County**. Blasting activity permit end date is June 6, 2009. Permit issued June 9, 2008.

28084113. Warrens Excavating & Drilling, Inc., P. O. Box 1022, Honey Brook, PA 19344-0902, blasting activity permit issued for residential development in Southampton Township, **Franklin County**. Blasting activity permit end date is June 1, 2009. Permit issued June 9, 2008.

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

10084002. Kesco, Inc., 115 Kesco Lane, Kittanning, PA 16201, blasting activity permit for stone removal in Lancaster Township, **Butler County**. This blasting activity permit will expire on October 31, 2008. Application received June 17, 2008. Permit issued June 19, 2008.

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

35084113. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Greenwood Estates in Moosic Borough, **Lackawanna County** with an expiration date of July 31, 2009. Permit issued June 17, 2008.

40084112. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for College Crest Colony in Sugarloaf Township, **Luzerne County** with an expiration date of July 31, 2009. Permit issued June 17, 2008.

06084114. Brubacher Excavating, Inc., (P. O. Box 528, Bowmansville, PA 17507), construction blasting for Grainger Compressor Station in Caernarvon Township, **Berks County** with an expiration date of December 31, 2008. Permit issued June 18, 2008.

06084115. J. Roy's, Inc., (Box 125, Bowmansville, PA 17507), construction blasting for Bethel Pump Station in Bethel Township, **Berks County** with an expiration date of June 15, 2009. Permit issued June 18, 2008.

22084108. Dyno-Nobel, Inc., (567 Main Street, Tremont, PA 17981), construction blasting for Stone Ridge Commerce Park in Lower Swatara Township, **Dauphin County**, with an expiration date of June 30, 2009. Permit issued June 18, 2008.

38084114. J. Roy's, Inc., (Box 125, Bowmansville, PA 17507), construction blasting for Frystown Pump Station in Bethel Township, **Lebanon County**, with an expiration date of June 18, 2009. Permit issued June 18, 2008.

36084178. Keystone Blasting Service, (381 Reifsnyder Road, Lititz, PA 17543), construction blasting for New Holland Recreation Center in New Holland Borough and Earl Township, **Lancaster County**, with an expiration date of August 30, 2008. Permit issued June 19, 2008.

38084115. Keystone Blasting Service, (381 Reifsnyder Road, Lititz, PA 17543), construction blasting for Hawk Valley Development in South Lebanon Township, **Lebanon County**, with an expiration date of December 30, 2009. Permit issued June 19, 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

E51-108. Pier 25 North Associates, LP, 116 Arch Street, Philadelphia, PA 19106, City of Philadelphia, **Philadelphia County**.

To perform the following water obstruction and encroachment activities at Pier 25 North, within and along the Delaware River (WWF) to accommodate a proposed residential development-involving 28 townhouses, a 38-story building and associated appurtenances:

1. To relocate and maintain a combined sewer outfall (CSO) adjacent to Christopher Columbus Avenue.

2. To expand the existing footprint of the pier. The project will occupy the previous footprint of Pier 25 North, which includes a 1.18-acre portion, which was severely damaged by a fire in the mid-1970s.

- a. To remove 940 existing wooden pilings.
- b. To install and maintain 815 new pilings and associated decking.
- c. To expand the pier to including a fishing pier constructed of timber piles and that will be approximately 12' wide by 130' long.

This project is located approximately 250 feet northwest of the intersection Spring Garden Street and Christopher Columbus Avenue (Delaware Avenue) (Philadelphia, PA USGS Quadrangle N: 15.1 inches; W: 1.5 inches).

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

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

E67-828: Izaak Walton League of America, York County Chapter 67, 7131 Ironstone Hill Road, Dallastown, PA 17313, Springfield and North Hopewell Townships, **York County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain six agricultural crossings, a stream restoration project on 3,400 feet of the East Branch Codorus Creek (HQ-CWF) (Glen Rock, PA Quadrangle N: 18.4 inches; W: 4.1 inches, Latitude: 39° 50' 46"; Longitude: 76° 39' 12" to N: 19.9 inches; W: 4.3 inches, Latitude: 39° 51' 12"; Longitude: 76° 39' 19"), 117 feet of Seaks Run (HQ-CWF) (Glen Rock, PA Quadrangle N: 18.4 inches; W: 4.2 inches, Latitude: 39° 50' 47"; Longitude: 76° 39' 14" to N: 18.5 inches; W: 4.1 inches, Latitude: 39° 50' 47"; Longitude: 76° 39' 13") and 467 feet

of a UNT to the East Branch Codorus Creek (HQ-CWF) (Glen Rock, PA Quadrangle N: 19.2 inches; W: 4.0 inches, Latitude: 39° 50' 60"; Longitude: 76° 39' 10" to N: 19.2 inches; W: 4.1 inches, Latitude: 39° 50' 60"; Longitude: 76° 39' 14"), including rock and log structures and bank grading for the purpose of correcting the stream pattern, improving streambank stabilization, sediment transport and aquatic habitat and establishing a riparian buffer. The project is located near the intersection of Line Road and Route 216 in Springfield and North Hopewell Townships, York County. No direct wetland impacts are proposed.

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

E62-415, Sheffield Land & Timber Company, P. O. Box 54, Sheffield, PA 16347. Gas Pipeline, in Sheffield Township, **Warren County**, United States Army Corps of Engineers, Pittsburgh District (Sheffield, PA Quadrangle N: 47.70571°; W: 79.01974°).

The applicant proposes to replace approximately 1.65 miles of existing 8-inch diameter steel gas line with 10-inch diameter plastic natural gas pipeline starting at a point approximately 2,000 feet north of the intersection of SR 6 and Tollgate Road on the east side of Tollgate Road and continuing south, southeast to an endpoint across SR 666 and the West Branch of Tionesta Creek involving: 1) to construct and maintain five wetland crossings by horizontal directional boring having lengths of 250 feet (PSS), 20 feet (exceptional value, PEM), 180 feet (exceptional value, PSS), 70 feet (exceptional value, PEM) and 50 feet (exceptional value, PEM) respectively; and 2) to construct and maintain stream crossings of Deer Lick Run, Two Mile Creek, West Branch Tionesta Creek and a UNT to West Branch Tionesta Creek by directional boring. Deer Lick Run and Two Mile Run are perennial streams classified as HQ-CWF and West Branch Tionesta Creek and the UNT are perennial streams classified as CWF.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

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

<i>SSIP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
08-35-005	McLane PA 43 Valley View Business Park Jessup, PA 18434 Attn: Steve Stacey	Lackawanna	Jessup Borough	2 ASTs storing diesel fuel	25,000 gallons total

SPECIAL NOTICES

Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Load (TMDL) for Watershed of Patterson Creek in Armstrong County

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

The Department of Environmental Protection (Department) will accept comments on the proposed TMDL

developed for the Watershed of South Branch South Fork Pine Creek in Armstrong County. The TMDL was established in accordance with the requirements of Section 303(d) of The Clean Water Act. Streams within this watershed were listed in Pennsylvania's 2006 Integrated Water Quality Monitoring and Assessment Report as being impaired due to sedimentation and excessive nutrient runoff resulting from agricultural activities.

There currently are no State or Federal in-stream numerical water quality criteria for sediment or nutrients. Therefore, the Department utilized a reference watershed approach to implement the applicable narra-

tive criteria. The proposed TMDL sets allowable loadings of sediment and phosphorus in the watershed of South Branch South Fork Pine Creek. Sediment and phosphorus loadings were allocated among all land use categories present in the watershed. Data used in establishing this TMDL were generated using a water quality analysis model designed by the Pennsylvania State University.

The data and all supporting documentation used to develop the proposed TMDL are available from the Department. The proposed TMDL and information on the TMDL program can be viewed on the Department's web site at www.dep.state.pa.us (PA Keyword: TMDL). To request a copy of this TMDL, contact Joe Boylan at jboylan@state.pa.us, or by mail at 400 Waterfront Drive, Pittsburgh, PA 15222.

The Department will consider all comments in developing the final TMDL, which will be submitted to EPA for approval. Written comments will be accepted at the above address and must be received by August 1, 2008. A public meeting to discuss the technical merits of the TMDL will be held on Tuesday, July 1, 2008, at 6:30 p.m. at the Armsdale Administration Building; 1st Floor, Room No. 103, 124 Armsdale Road, Kittanning, PA 16201.

[Pa.B. Doc. No. 08-1262. Filed for public inspection July 3, 2008, 9:00 a.m.]

Air Quality Technical Advisory Committee Ad-hoc Subcommittee on Monitoring Technical Workgroup Meeting

The Air Quality Technical Advisory Committee Ad-hoc Subcommittee on Monitoring Technical Workgroup will hold meeting on July 10, 2008, in the 12th Floor Large Conference Room of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. Interim Technical Guidance to support the Pennsylvania Mercury Rule contained in Title 25 Pa. Code §§ 123.201—123.215 (relating to standards for contaminants mercury emissions) and other minor administrative corrections to the Continuous Source Monitoring Manual, Revision No. 8 (Manual, 274-0300-001) will be discussed. The meeting will take place from 9 a.m.—2 p.m.

Questions concerning the meeting can be directed to Tony A. Pitts at (717) 772-3973 or tpitts@state.pa.us. The agenda and meeting materials 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).

Persons with a disability who require accommodations to attend the meeting should contact the Department at (717) 783-7816 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 08-1263. Filed for public inspection July 3, 2008, 9:00 a.m.]

Air Quality Technical Advisory Committee; Meeting Cancellation

The Air Quality Technical Advisory Committee (Committee) meeting scheduled for July 24, 2008, has been cancelled. The next meeting is scheduled to occur at 9:15 a.m. on September 18, 2008, in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the cancellation of the July 24, 2008, meeting should be directed to Martin T. Felion, Bureau of Air Quality, (717) 772-3939, mfelion@state.pa.us. The agenda and materials for the September 18, 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").

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact the Department at (717) 772-5688 or through 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. 08-1264. Filed for public inspection July 3, 2008, 9:00 a.m.]

Bid Opportunity

AMD 54(3695)101.1, Abandoned Mine Reclamation Project, Mary D. East, Schuylkill Township, Schuylkill County. The principal items of work and approximate quantities include 15,410 cubic yards of Excavation, 2,785 cubic yards of Embankment and 1,170 cubic yards of Impervious Soil. This project issues on July 3, 2008, and bids will be opened on July 31, 2008, at 2 p.m. Bid documents cost \$15 per set and will not be mailed until payment has been received. This project is financed by the Federal Government under the authority given it by Pub. L. No. 95-87 dated August 3, 1977, the Surface Mining Control and Reclamation Act of 1977, and is subject to that law and to the Federal Grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 08-1265. Filed for public inspection July 3, 2008, 9:00 a.m.]

Solar Workgroup Meeting

The Solar Workgroup will hold a meeting on August 7, 2008, at 10 a.m. in the Second Floor Auditorium of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The Solar Workgroup consists of members from the solar industry and local government officials. The purpose of the meeting is to provide a forum for the industry members and local government officials to discuss potential issues that may arise as solar installations become more prevalent Statewide. The meeting will

stimulate information sharing and possible development of tools and resources to facilitate the deployment of solar installations.

The agenda and materials for the August 7, 2008, meeting will be available at the meeting. Questions concerning this meeting should be directed to Libby Dodson, Office of Energy and Technology Deployment, Division of Energy Promotion, 400 Market Street, Harrisburg, PA 17101, (717) 772-8907, ldodson@state.pa.us.

Persons with a disability who require accommodations to attend the August 7, 2008, meeting should contact Angela Rothrock at (717) 772-8911 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department of Environmental Protection may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 08-1266. Filed for public inspection July 3, 2008, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Paoli Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Paoli 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).

Person 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. 08-1267. Filed for public inspection July 3, 2008, 9:00 a.m.]

Long-Term Care Nursing Facilities; Request for Exceptions

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.18(e) (relating to management).

Grove City Medical Center
Transitional Care Center
631 North Broad Street
Grove City, PA 16127
FAC ID 210802

UPMC Horizon Transitional
Care Center Shenango
2200 Memorial Drive
Farrell, PA 16121
FAC ID 196702

UPMC Horizon Transitional
Care Center Greenville
110 North Main Street
Greenville, PA 16125
FAC ID 071902

The following long-term care nursing facility is seeking an exception to 28 Pa. Code §§ 205.6(a), 205.25(a), 205.36(h) and 205.38(c).

Fox Subacute at Mechanicsburg
120 South Filbert Street
Mechanicsburg, PA 17055

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

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

[Pa.B. Doc. No. 08-1268. Filed for public inspection July 3, 2008, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Diamond Dash Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Diamond Dash.
2. *Price:* The price of a Pennsylvania Diamond Dash instant lottery game ticket is \$1.
3. *Play Symbols:* Each Pennsylvania Diamond Dash instant lottery game ticket will contain one play area. The play symbols and their captions, located in the play area are: Cash symbol (CASH), Chest symbol (CHEST), Coins symbol (COINS), Crown symbol (CROWN), Gift

symbol (GIFT), Money Bag symbol (MNYBAG), Money symbol (MONEY), Necklace symbol (NCKLACE), Piggy Bank symbol (PIGBNK), Rainbow symbol (RNBOW), Star symbol (STAR), Diamond symbol (DMND) and a Ring symbol (RING).

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: FREE (TICKET), \$1^{.00} (ONE DOL), \$2^{.00} (TWO DOL), \$5^{.00} (FIV DOL), \$10^{.00} (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN) and \$1,000 (ONE THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$5, \$10, \$20, \$40, \$50, \$100, \$500 and \$1,000. The player can win up to 6 times on the ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for the Pennsylvania Diamond Dash instant lottery game.

7. *Determination of Prize Winners:*

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

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

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

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

(e) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$40\$ (FORTY) appears in the prize area under that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$40.

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

(g) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$10^{.00} (TEN DOL) appears in the prize area under that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(h) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$5^{.00} (FIV DOL) appears in the prize area under that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$5.

(i) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$2^{.00} (TWO DOL) appears in the prize area under that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$2.

(j) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of \$1^{.00} (ONE DOL) appears in the prize area under that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of \$1.

(k) Holders of tickets with a Ring (RING) play symbol, and a prize symbol of FREE (TICKET) appears in the prize area under that Ring (RING) play symbol, on a single ticket, shall be entitled to a prize of one Pennsylvania Diamond Dash instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

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

<i>Find A "Ring" Symbol, Win With Prizes Of:</i>	<i>Win</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets</i>
FREE	FREE \$1 TICKET	11.54	832,000
\$1	\$1	60	160,000
\$1 × 2	\$2	33.33	288,000
\$2	\$2	33.33	288,000
\$1 × 5	\$5	75	128,000
\$5	\$5	75	128,000
\$2 × 5	\$10	300	32,000
\$5 × 2	\$10	300	32,000
\$10	\$10	300	32,000
(\$2 × 5) + \$10	\$20	1,500	6,400
\$5 × 4	\$20	1,500	6,400
\$10 × 2	\$20	1,500	6,400
\$20	\$20	750	12,800
\$10 × 4	\$40	2,400	4,000
\$20 × 2	\$40	2,400	4,000
\$40	\$40	2,400	4,000
(\$10 × 5) + \$50	\$100	8,000	1,200
\$50 × 2	\$100	8,000	1,200
\$100	\$100	7,500	1,280
\$100 × 5	\$500	20,000	480
\$500	\$500	18,462	520
\$500 × 2	\$1,000	120,000	80
\$1,000	\$1,000	120,000	80

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

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

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

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

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

THOMAS W. WOLF,
Secretary

[Pa.B. Doc. No. 08-1269. Filed for public inspection July 3, 2008, 9:00 a.m.]

Pennsylvania Neon 9's Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Neon 9's.

2. *Price:* The price of a Pennsylvania Neon 9's instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Neon 9's instant lottery game ticket will contain one play area. The play symbols and their captions, printed in black ink, located in the play area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 20 (TWENT) and 9 (BKNIN). The play symbols and their captions, printed in red ink, located in the play area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 20 (TWENT) and 9 (RNIN).

4. *Prize Symbols:* The prize symbols and their captions, located in the 10 "prize" areas are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$5⁰⁰ (FIV DOL), \$9⁰⁰ (NIN DOL), \$10⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$30\$ (THIRTY), \$50\$ (FIFTY), \$90\$ (NINTY), \$100 (ONE HUN), \$500 (FIV HUN), \$900 (NIN HUN) and \$29,000 (TWNINTHO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$2, \$3, \$5, \$9, \$10, \$20, \$30, \$50, \$90, \$100, \$500, \$900 and \$29,000. The player can win up to 10 times on the ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 8,640,000 tickets will be printed for the Pennsylvania Neon 9's instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$29,000 (TWNINTHO) appears in the "prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$29,000.

(b) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$900 (NIN HUN) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$900.

(c) Holders of tickets with a play symbol of 9 (RNIN), with the symbol and caption printed in red ink, and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area to the right of that 9 (RNIN) play symbol, on a single ticket, shall be entitled to a prize of \$900.

(d) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets with a play symbol of 9 (RNIN), with the symbol and caption printed in red ink, and a prize symbol of \$50\$ (FIFTY) appears in the "Prize" area to the right of that 9 (RNIN) play symbol, on a single ticket, shall be entitled to a prize of \$450.

(f) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$90\$ (NINTY) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$90.

(h) Holders of tickets with a play symbol of 9 (RNIN), with the symbol and caption printed in red ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area to the right of that 9 (RNIN) play symbol, on a single ticket, shall be entitled to a prize of \$90.

(i) Holders of tickets with a play symbol of 9 (RNIN), with the symbol and caption printed in red ink, and a prize symbol of \$9⁰⁰ (NIN DOL) appears in the "Prize" area to the right of that 9 (RNIN) play symbol, on a single ticket, shall be entitled to a prize of \$81.

(j) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$50\$ (FIFTY) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets with a play symbol of 9 (RNIN), with the symbol and caption printed in red ink, and a prize symbol of \$5^{.00} (FIV DOL) appears in the "Prize" area to the right of that 9 (RNIN) play symbol, on a single ticket, shall be entitled to a prize of \$45.

(l) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$30\$ (THIRTY) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$30.

(m) Holders of tickets with a play symbol of 9 (RNIN), with the symbol and caption printed in red ink, and a prize symbol of \$3^{.00} (THR DOL) appears in the "Prize" area to the right of that 9 (RNIN) play symbol, on a single ticket, shall be entitled to a prize of \$27.

(n) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$20\$ (TWENTY) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets with a play symbol of 9 (RNIN), with the symbol and caption printed in red ink, and a prize symbol of \$2^{.00} (TWO DOL) appears in the "Prize" area to the right of that 9 (RNIN) play symbol, on a single ticket, shall be entitled to a prize of \$18.

(p) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$10^{.00} (TEN DOL) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(q) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$9^{.00} (NIN DOL) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$9.

(r) Holders of tickets with a play symbol of 9 (RNIN), with the symbol and caption printed in red ink, and a prize symbol of \$1^{.00} (ONE DOL) appears in the "Prize" area to the right of that 9 (RNIN) play symbol, on a single ticket, shall be entitled to a prize of \$9.

(s) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$5^{.00} (FIV DOL) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$5.

(t) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$3^{.00} (THR DOL) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$3.

(u) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$2^{.00} (TWO DOL) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$2.

(v) Holders of tickets with a play symbol of 9 (BKNIN), with the symbol and caption printed in black ink, and a prize symbol of \$1^{.00} (ONE DOL) appears in the "Prize" area to the right of that 9 (BKNIN) play symbol, on a single ticket, shall be entitled to a prize of \$1.

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

<i>Find A Black "9" Symbol, Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. of Winners Per 8,640,000 Tickets</i>
\$1 x 2	\$2	21.43	403,200
\$2	\$2	23.08	374,400
\$1 x 3	\$3	33.33	259,200
\$3	\$3	33.33	259,200
\$1 x 5	\$5	75	115,200
\$5	\$5	75	115,200
\$1 x 9	\$9	300	28,800
\$1 w/RED 9	\$9	150	57,600
\$9	\$9	300	28,800
\$1 x 10	\$10	750	11,520
\$2 x 5	\$10	750	11,520
(\$1 w/RED 9) + \$1	\$10	375	23,040
\$10	\$10	750	11,520
\$2 x 10	\$20	750	11,520
(\$2 w/RED 9) + \$2	\$20	500	17,280
\$5 x 4	\$20	1,500	5,760
\$10 x 2	\$20	1,500	5,760
\$20	\$20	500	17,280
\$5 x 6	\$30	2,182	3,960
(\$1 w/RED 9) + (\$3 x 7)	\$30	2,000	4,320
(\$2 w/RED 9) + (\$3 x 4)	\$30	2,000	4,320
(\$3 w/RED 9) + \$3	\$30	2,000	4,320
\$10 x 3	\$30	2,182	3,960
\$30	\$30	2,000	4,320
\$5 x 10	\$50	1,846	4,680
(\$5 w/RED 9) + \$5	\$50	1,714	5,040
\$10 x 5	\$50	1,846	4,680

<i>Find A Black "9" Symbol, Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. of Winners Per 8,640,000 Tickets</i>
\$50	\$50	1,846	4,680
\$9 × 10	\$90	6,000	1,440
\$10 × 9	\$90	6,000	1,440
(\$9 w/RED 9) + \$9	\$90	6,000	1,440
\$10 w/RED 9	\$90	6,000	1,440
\$30 × 3	\$90	6,000	1,440
\$90	\$90	6,000	1,440
\$10 × 10	\$100	6,316	1,368
(\$10 w/RED 9) + (\$5 × 2)	\$100	6,316	1,368
(\$10 w/RED 9) + \$10	\$100	6,667	1,296
\$50 × 2	\$100	6,667	1,296
\$100	\$100	6,667	1,296
\$50 × 10	\$500	60,000	144
\$100 × 5	\$500	60,000	144
(\$50 w/RED 9) + \$50	\$500	40,000	216
\$500	\$500	40,000	216
\$90 × 10	\$900	60,000	144
\$100 w/RED 9	\$900	40,000	216
\$900	\$900	40,000	216
\$29,000	\$29,000	720,000	12

RED 9 (RNIN) = Win 9 times the prize shown to the right of that symbol.

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

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

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Neon 9's, prize money from winning Pennsylvania Neon 9's instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Neon 9's instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Neon 9's or through normal communications methods.

THOMAS W. WOLF,
Secretary

[Pa.B. Doc. No. 08-1270. Filed for public inspection July 3, 2008, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding Jefferson County

Under section 2002(b) of The Administrative Code of 1929 (71 P. S. § 2002(b)), the Director of the Bureau of Design, as delegated by the Secretary of Transportation makes the following written finding:

The Federal Highway Administration (FHWA) and the Department of Transportation (Department) are planning to replace the bridge that carries SR 2015 (Graffius Avenue) over Elk Run in the Borough of Punxsutawney, Jefferson County.

The FHWA has determined that this project will have a minor involvement with a public park. The project will require the acquisition of 0.018 acre from Chris Mills Park, which is a local park managed by the Borough of Punxsutawney that qualifies as section 4(f)/section 2002 resource.

Therefore, a "Nationwide/Programmatic Section 4(f) Evaluation for Minor involvement with Public Parks, Recreation Lands and Wildlife and Waterfowl Refuges" checklist has been prepared and approved to evaluate the potential environmental impacts caused by the subject project. It also serves as the section 2002 Evaluation to evaluate the potential impacts to the section 4(f)/section 2002 resource caused by the subject project.

Based upon studies, there is no feasible and prudent alternative to the proposed action. Mitigation measures will be taken to minimize harm as stipulated in the CEE and the "Nationwide/Programmatic Section 4(f) Evaluation for Minor involvement with Public Parks, Recreation Lands and Wildlife and Waterfowl Refuges" checklist.

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

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

[Pa.B. Doc. No. 08-1271. Filed for public inspection July 3, 2008, 9:00 a.m.]

Meetings Scheduled

State Transportation Commission's Scheduled Meeting

The next quarterly business meeting of the State Transportation Commission (STC) will be held on August 7, 2008, in Towanda, PA, with Chairperson Allen Biehler, P. E. presiding. For more information, contact the Office of the STC at (717) 787-2913 or nritchie@state.pa.us.

State Transportation Advisory Committee's Scheduled Meeting

The next scheduled meeting of the State Transportation Advisory Committee will be held on July 10, 2008, at 10 a.m. on the 8th Floor of the Commonwealth Keystone Building, Harrisburg, PA. For more information, contact the Office of the STC at (717) 787-2913 or nritchie@state.pa.us.

Rail Freight Advisory Committee's Scheduled Meeting

The next scheduled meeting of the Rail Freight Advisory Committee (RFAC) will be held on July 23, 2008, at 1 p.m. on the 8th Floor of the Commonwealth Keystone Building, Harrisburg, PA. For more information, contact the Executive Secretary of RFAC at (717) 783-8567 or acromleigh@state.pa.us.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 08-1272. Filed for public inspection July 3, 2008, 9:00 a.m.]

FISH AND BOAT COMMISSION

Approved Courses of Instruction in Boating Safety Education

Under 58 Pa. Code § 91.7 (relating to criteria for courses of instruction in boating safety education), the Executive Director of the Fish and Boat Commission may approve, by notice, boating safety education courses that meet the course criteria established under this section and will publish a list of approved boating safety education courses in the *Pennsylvania Bulletin* on an annual basis or more frequently as required. The Executive Director has approved the following courses in boating safety education, effective July 1, 2008:

Nautical Know How (classroom course)
Safe Boating America (classroom course)
Janet M. Teller, d/b/a America Boating Classes
(classroom course)
Kalkomey Enterprises, Inc., d/b/a Boat Ed
(correspondence course)
BoaterExam America, Inc. (Internet course)
Kalkomey Enterprises, Inc., d/b/a Boat Ed
(Internet course)

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

[Pa.B. Doc. No. 08-1273. Filed for public inspection July 3, 2008, 9:00 a.m.]

Temporary Changes to Fishing Regulations; Leaser Lake, Lehigh County

The Executive Director of the Fish and Boat Commission, acting under the authority of 58 Pa. Code § 65.25 (relating to temporary changes to fishing regulations), has taken immediate action to modify temporarily fishing regulations at Leaser Lake, Lehigh County, in anticipation of a complete drawdown of the lake this winter make repairs to the dam. The Executive Director is lifting all seasons, sizes and creel limits for all species, effective July 1, 2008, and until fish salvage operations are complete. The Executive Director has found that this action is necessary and appropriate for the management of fish and to conserve and preserve fishing opportunities.

The Executive Director has caused these temporary modifications to fishing regulations to be posted in the vicinity of the lake, and the modified regulations are fully effective and enforceable. These temporary modifications will be in effect until further notice but in no event will they remain in place after January 1, 2009.

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

[Pa.B. Doc. No. 08-1274. Filed for public inspection July 3, 2008, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission (Commission) met publicly at 10:30 a.m., Thursday, June 19, 2008, and announced the following:

Regulations Deemed Approved Under Section 5(g) of the Regulatory Review Act—Effective June 18, 2008

Pennsylvania Gaming Control Board #125-81: Slot Machine Licensing (amends 58 Pa. Code § 441a.16)

Environmental Quality Board #7-410: Stream Redesignations, Big Brook, et al. (amends 25 Pa. Code Chapter 93)

Regulations Approved:

Environmental Quality Board #7-414: Coal Mines (deletes 25 Pa. Code Chapter 209 and adds Chapter 209a in its place)

Environmental Quality Board #7-400: Mine Opening Blasting (amends 25 Pa. Code Chapters 77, 87, 88, 89 and 210)

Approval Order

Public Meeting held
June 19, 2008

Commissioners Voting: Arthur Coccodrilli, Chairperson; Nancy Sabol Frantz, Esq.; Karen A. Miller; John F. Mizner, Esq.

*Environmental Quality Board—Coal Mines;
Regulation No. 7-414 (#2632)*

On August 16, 2007, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking deletes 25 Pa. Code Chapter 209 and adds Chapter 209a in its place. The proposed regulation was published in the September 1, 2007, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 15, 2008.

This regulation updates health and safety requirements for surface coal mines and surface noncoal mines.

We have determined this regulation is consistent with the statutory authority of the Board (52 P. S. §§ 1396.4b and 3311(e)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
June 19, 2008

Commissioners Voting: Arthur Coccodrilli, Chairperson; Nancy Sabol Frantz, Esq.; Karen A. Miller; John F. Mizner, Esq.

*Environmental Quality Board—
Mine Opening Blasting;
Regulation No. 7-400 (#2560)*

On August 17, 2006, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapters 77, 87, 88, 89 and 210. The proposed regulation was published in the September 2, 2006 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 15, 2008.

This regulation amends surface blasting requirements for mine openings in five existing chapters governing noncoal mining, surface mining of coal, anthracite coal, underground mining of coal and blasters licensing.

We have determined this regulation is consistent with the statutory authority of the Board (52 P. S. §§ 1396.4b and 3311(e)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 08-1275. Filed for public inspection July 3, 2008, 9:00 a.m.]

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulation. It is 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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
14-508	Department of Public Welfare Clinical Laboratory Improvements Amendments	6/20/08	7/24/08

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 08-1276. Filed for public inspection July 3, 2008, 9:00 a.m.]

**PENNSYLVANIA
INFRASTRUCTURE
INVESTMENT AUTHORITY
AND
DEPARTMENT OF
ENVIRONMENTAL
PROTECTION**

Clean Water and Drinking Water State Revolving Fund Programs; Public Meeting on Federal Fiscal Year 2008 Intended Use Plans

The Pennsylvania Infrastructure Investment Authority (PENNVEST) and the Department of Environmental Protection (Department) have prepared the Federal Fiscal Year (FY) 2008 Intended Use Plans (IUPs). These plans include a list of drinking water, wastewater treatment

and pollution abatement projects to be considered for a design and engineering or construction loan from funds the Commonwealth expects to receive from the Federal FY 2008 Drinking Water State Revolving Fund (DWSRF) and Clean Water State Revolving Fund (CWSRF) programs.

In accordance with United States Environmental Protection Agency guidelines on the development of the IUPs, a public meeting has been scheduled for July 14, 2008, at 1 p.m. in the Second Floor Auditorium, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. This meeting is scheduled for the purpose of receiving comments from the public regarding the Federal FY 2008 IUPs. Interested persons are invited to express their views on the narrative portion of the IUPs, the set-aside work plan or the priority rating or ranking of projects on the IUPs. Persons wishing to offer comments at the public meeting should contact the Division of Technical and Financial Assistance at the address or telephone number listed at the end of this notice or by e-mail to vbkasi@state.pa.us by 4 p.m. on July 13, 2008. Where written statements are prepared and will be submitted at the meeting, speakers will be asked to restrict the oral portion of the statement to a summary of the written comments.

The projects to be considered for a loan from the DWSRF and CWSRF programs must meet the Federal requirements for funding in accordance with the Federal Safe Drinking Water Act and Clean Water Act. Accordingly, the projects included in the IUPs are expected to meet the requirements applicable to use the DWSRF and CWSRF loan funds. Projects listed in the FY 2008 IUPs are on the Commonwealth's FY 2008/2009 Project Priority Lists (PPLs) and are expected to proceed with design and engineering or construction within the next 2 years. A project must appear on a PENNVEST-approved IUP before it can receive a loan from the SRF programs. A project's readiness to proceed and the reasonable availability of alternative funds also have a bearing on project selection for the IUPs. Consequently, the rank ordered list of projects on the PPLs does not solely dictate the order in which projects will be chosen for inclusion in an IUP.

The DWSRF will be capitalized with approximately \$32.9 million of Federal FY 2008 funds and approximately \$6.58 million of State funds. Approximately \$7.9 million of these funds will be set aside for technical assistance to small systems, operator training and certification and source water assessment and protection, as authorized under the Safe Drinking Water Act. Another \$1.3 million will be set-aside for program administration. The DWSRF IUP also includes a narrative work plan that describes how these set-aside funds will be used.

The CWSRF will be capitalized with approximately \$26.9 million of Federal funds and approximately \$5.4 million of State funds. Approximately \$1.3 million of a combination of State and Federal funds will be set aside for program administration costs.

It is not necessary to appear at the public meeting to present comments on the narrative portion of the IUPs, the set-aside work plan or the PPLs. Interested persons may also submit written comments to the Department at the address indicated as follows. Written comments will be considered equivalent to oral statements presented at the meeting. To be considered by the Department and PENNVEST, the written comments must be received by the Division of Technical and Financial Assistance by close of business, July 14, 2008.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Veronica Kasi at (717) 787-0122 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

A copy of the IUPs, the Federal FY 2008/2009 PPLs, and the DWSRF set-aside work plan may be obtained by contacting the Division of Technical and Financial Assistance at (717) 787-0122 or through the Department's web site at www.depweb.state.pa.us/watersupply/cwp/view.asp?a=1263&Q=448094&watersupplyNav=|30198

Department of Environmental Protection
Bureau of Water Standards and Facility Regulation
Division of Technical and Financial Assistance
P. O. Box 8467
11th Floor
Rachel Carson State Office Building
400 Market Street
Harrisburg, PA 17101
(717) 787-0122

PENNVEST
22 South Third Street
4th Floor, Keystone Building
Harrisburg, PA 17101
(717) 787-8137

KATHLEEN A. MCGINTY,
Secretary
Department of Environmental Protection
Vice-Chairperson
Pennsylvania Infrastructure Investment Authority
PAUL K. MARCHETTI,
Executive Director
Pennsylvania Infrastructure Investment Authority

[Pa.B. Doc. No. 08-1277. Filed for public inspection July 3, 2008, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

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 July 21, 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.

Application of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under each application.

A-2008-2040338. Waheed Haidri t/a A2Z Airport Shuttle (2126 Morrell Street, Philadelphia, Philadelphia County, PA 19115), persons, in airport transfer service, from points in the Borough of Newton Square and the Township of Edgemont, Delaware County, and the Boroughs of West Chester, Malvern, Exton and Uwchlan and the Townships of Uwchlan, Upper Uwchlan, West Whiteland, East Whiteland and Tredyffrin, Chester County, to the Philadelphia International Airport, excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

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

A-2008-2046298. Express Limo, Inc. (7410 Lapwig Place, Philadelphia, Philadelphia County, PA 19154)—a corporation of the Commonwealth—in limousine service, which is to be a transfer of all rights authorized under the certificate issued at A-00114535 to Showtime Limousine, Inc., subject to the same limitations and conditions. *Attorney:* David P. Temple, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 08-1278. Filed for public inspection July 3, 2008, 9:00 a.m.]

Telecommunications

A-2008-2047245. Comcast Business Communications, LLC and Consolidated Communications of Pennsylvania Company. Joint petition of Comcast Business Communications, LLC and Consolidated Communications of Pennsylvania Company for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Comcast Business Communications, LLC and Consolidated Communications of Pennsylvania Company, by its counsel, filed on June 20, 2008, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Comcast Business Communications, LLC and Consolidated Communications of Pennsylvania Company joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 08-1279. Filed for public inspection July 3, 2008, 9:00 a.m.]

