

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, 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 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending March 17, 1998.

BANKING INSTITUTIONS

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-13-98	Community Bank and Trust Company Forest City Susquehanna County	125 North State St. Clarks Summit Lackawanna County	Approved
3-13-98	Union Bank and Trust Company Pottsville Schuylkill County	Redner's Market Route 61 Schuylkill Haven Schuylkill County	Approved
3-13-98	FirstService Bank Lansdale Montgomery County	Neshaminy Valley Commons Condominium Bristol Road Bensalem Bucks County	Approved
3-13-98	Patriot Bank Pottstown Montgomery County	Wegman's Plaza Tilghman Street Allentown Lehigh County	Filed
3-14-98	Berks County Bank Reading Berks County	500 Hawkridge Drive Hamburg Berks County	Opened
3-16-98	First Republic Bank Philadelphia Philadelphia County	1818 Market Street Philadelphia Philadelphia County	Filed

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-13-98	Abington Savings Bank Jenkintown Montgomery County	<i>To:</i> 1536 Easton Road Horsham Montgomery County <i>From:</i> 1432 Easton Road Warrington Bucks County (Approved/Unopened)	Approved

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
3-13-98	Northern Central Bank Williamsport Lycoming County	To provide for a change in the principal place of business <i>From:</i> 102 West Fourth Street, Williamsport, PA; <i>To:</i> 101 West Third Street, Williamsport, PA	Approved and Effective

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

Articles of Amendment

<i>Date</i>	<i>Name of Credit Union</i>	<i>Purpose</i>	<i>Action</i>
3-13-98	PP&L G.O.L.D. Credit Union Allentown Lehigh County	To provide for a change in Article 8 amending the field of membership.	Approved and Effective

RICHARD C. FISHEL,
Secretary

[Pa.B. Doc. No. 98-488. Filed for public inspection March 27, 1998, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

APPLICATIONS RECEIVED UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

The following parties have applied for an NPDES permit to discharge controlled wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permit are invited to submit a statement to the Field Office indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Field Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

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

The application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file and may be inspected and arrangements made for copying at the Field Office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Applications for National Pollutant Discharge Elimination System (NPDES) permit to discharge to State waters.

Southeast Regional Office: Regional Manager, Water Management, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6130.

PA 0055786. Sewage, **William and Lisa Schatz**, 43 Carter Road, Thornton, PA 19373.

This application is for renewal of an NPDES permit to discharge treated sewage from a single residence sewage treatment plant in Thornbury Township, **Delaware County**. This is an existing discharge to unnamed tributary to West Branch of Chester Creek.

The receiving stream is classified for the following uses: trout stocking fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 400 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
NH ₃ -N (5-1 to 10-31)	3	6
(11-1 to 4-30)	9	18
Fecal Coliform	200 #/100 ml	
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	
Total Residual Chlorine	monitor/report	monitor/report

PA 0051454. Sewage, **Kimmel Enterprises, Inc.**, 1055 West Germantown Pike, Norristown, PA 19403.

This application is for renewal of an NPDES permit to discharge treated sewage from a small flow treatment plant in East Norriton Township, **Montgomery County**. This is an existing discharge to an unnamed tributary to Stony Creek.

The receiving stream is classified for the following uses: warm water fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 1,460 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	20	40
(11-1 to 4-30)	25	50
Suspended Solids	30	60
Ammonia (as N) (5-1 to 10-31)	1.5	3.0
(11-1 to 4-30)	4.5	9.0
Total Residual Chlorine (Years 1 and 2)	monitor/report	
(Years 3, 4 and 5)	0.5	
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 5.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

PA 0041718. Industrial waste, **Louis Dreyfus Energy**, 58th Street and Schuylkill River, Philadelphia, PA 19142.

This application is for renewal of an NPDES permit to discharge stormwater from the Louis Dreyfus Associates Petroleum Marketing Terminal, located in the City of Philadelphia, **Philadelphia County**. This is an existing discharge to the Schuylkill River.

The receiving stream is classified for the following uses: warm water fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average storm event, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Recoverable Petroleum Hydrocarbons			monitor/report

Other Requirements:

1. DMR to DRBC
2. Product Contaminated Stormwater Runoff
3. Monitoring and Reporting
4. PPC Plan Requirements
5. Other Wastewaters
6. Definitions

The EPA waiver is in effect.

Northeast Region: Environmental Protection Manager, Water Management, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2553.

PA0061107. Sewerage, **Stillwater Sewer Corporation, c/o NEPA Management Associates**, 304 Park Avenue, Stroudsburg, PA 18360-1524.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Hawkey Creek in Coolbaugh Township, **Monroe County**.

The receiving stream is classified for the following uses: high quality, cold water fishery, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is at the point of discharge.

The proposed effluent limits for Outfall 001, based on a design flow of 0.235 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	15.0	30.0
Total Suspended Solids	30.0	60.0
NH ₃ -N		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Phosphorous as P	1.0	2.0
Dissolved Oxygen	a minimum of 6.0 mg/l at all times	
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	
pH	6.0—9.0 standard units at all times	
Total Residual Chlorine		
(Months 1 to 36)	monitor and report	
(Months 37 to 60)	0.8	1.8

The EPA waiver is in effect.

PA 0051551. Industrial waste, SIC: 3443, **Ecolaire, Inc.**, 1550 Lehigh Drive, Easton, PA 18042.

This proposed action is for renewal of an NPDES permit to discharge process wastewater cooling water into Lehigh River in West Easton Borough, **Northampton County**.

The receiving stream is classified for the following uses: high quality, cold water, warm water trout stocking fishery, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply (PWS) considered during the evaluation is City of Philadelphia water supply on Delaware River.

Outfall 001

The proposed effluent limits based on a design flow of .0001 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	6—9 standard units at all times		

Outfall 002

The proposed effluent limit based on a design flow of .01 mgd.

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	6—9 standard units at all times		
Temperature	monitor/report		

Outfall 003

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

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	6—9 standard units at all times		

The EPA waiver is in effect.

PA 0043044. Sewerage, **Ringtown Sewer Authority**, P. O. Box 202, Ringtown, PA 17967.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Dark Run in Ringtown Borough, **Schuylkill County**.

The receiving stream is classified for the following uses: cold water fishery, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Danville Borough Water Company on the North Branch of Susquehanna River.

The proposed effluent limits for Outfall 001, based on a design flow of .125 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N (5-1 to 10-31)	5		10
Dissolved Oxygen	a minimum of 5 mg/l at all times		
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		
pH	6.0—9.0 standard units at all times		
Total Residual Chlorine (1st month—36th month)	monitor and report		
(37th month—expiration)	.5		1.2

The EPA waiver is in effect.

Northcentral Region: Environmental Program Manager, Water Management, 208 West Third Street, Suite 101, Williamsport, PA 17701-6510, (717) 327-3666.

PA 0113484. SIC: 4952, **Robinson Mobile Home Park**, 1727 West Roosevelt Highway, Mansfield, PA 16933.

This proposed action is for issuance of an NPDES permit for an existing discharge of treated sewage to unnamed tributary of North Elk Run in Richmond Township, **Tioga County**.

The receiving stream is classified for the following uses: cold water fishery and aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the proposed downstream potable water supply (PWS) considered during the evaluation is the New York/Pennsylvania Border.

The proposed effluent limits for Outfall 001, based on a design flow of 0.0078 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
TSS	30	60
NH ₃ -N (5-1 to 9-30)	5	10
NH ₃ -N	15	30
Total Residual Chlorine	1	2.3
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
pH	6.0—9.0 at all times	

Other Conditions:

The EPA waiver is in effect.

PA 0209562. Industrial waste, SIC: 4953, **Eagle Environmental L. P.**, 9 Logan Boulevard, Altoona, PA 16602.

This proposed action is for issuance of an NPDES permit for a new discharge of treated industrial wastewater to Chest Creek in Chest Township, **Clearfield County**.

The receiving stream is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is PA American Water Company located at Milton.

The proposed effluent limits for Outfall 001, based on a design flow of 0.061 mgd, are:

<i>Specific Substance</i>	<i>Monthly Average (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
TSS	100.000	200.000	250.000
BOD ₅	100.000	200.000	250.000
Ammonia-N	20.000	40.000	50.000
Total Antimony	0.450	0.900	1.125
Arsenic +3	0.050	0.100	0.125
Total Beryllium	0.005	0.010	0.013
Total Cadmium	0.005	0.010	0.013
Total Chromium	0.125	0.250	0.313

<i>Specific Substance</i>	<i>Monthly Average (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Copper	0.050	0.100	0.125
Total Lead	0.036	0.072	0.090
Total Nickel	0.150	0.300	0.375
Total Selenium	0.075	0.150	0.188
Total Silver	0.010	0.020	0.025
Total Thallium	0.100	0.200	0.250
Total Zinc	1.000	2.000	2.500
Total Cyanide	0.020	0.040	0.050
Total Barium	0.100	0.200	0.250
Total Boron	0.450	0.900	1.125
Total Cobalt	0.050	0.100	0.125
Total Iron	3.000	6.000	7.500
Total Manganese	1.000	2.000	2.500
Total Tin	0.450	0.900	1.125
Total Aluminum	0.275	0.550	0.688
Total Vanadium	0.009	0.018	0.023
Benzene	0.050	0.100	0.125
Chlorobenzene	0.050	0.100	0.125
Chloroform	0.010	0.020	0.025
1,1-Dichloroethane	0.090	0.180	0.225
Chloromethane	0.100	0.200	0.250
Methylene Chloride	0.100	0.200	0.250
Toluene	0.050	0.100	0.125
1,2-Trans-Dichloroethylene	0.030	0.060	0.075
1,1,1-Trichloroethane	0.100	0.200	0.250
Phenol	0.050	0.100	0.125
Butybenzyl Phthalate	0.010	0.020	0.025
2-Chloro-Naphthalene	0.010	0.020	0.025
Diethyl Phthalate	0.025	0.050	0.063
Isophorone	0.050	0.100	0.125
Lindane (gamma-BHC)	0.007	0.014	0.018
4,4'-DDT	0.005	0.005	0.005
Acetone	0.109	0.218	0.273
2-Butanone (MEK)	0.210	0.420	0.525
Bis-(Chloromethyl)-Ether	0.015	0.030	0.038
1,2,3-Trichloropropane	0.100	0.200	0.250
Xylene (Mixed Isomer)	0.010	0.020	0.025
1-Propanol	0.550	1.100	1.375
2-Propanol	0.540	1.080	1.350
Tetrahydrofuran	0.025	0.050	0.063
p-Cresol	0.050	0.100	0.125
2-Hexanone	0.015	0.030	0.038
4-Methyl-2-Pentanone	0.015	0.030	0.038
Dibromomethane	0.010	0.020	0.025
Oil and Grease	15.000	30.000	30.000

The EPA waiver is in effect.

PA 0113506. SIC: 4952, **David Valenti (Shady Oaks Mobile Home Park)**, 1946 Wyoming Avenue, Exeter, PA 18643.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage to Mud Creek in Derry Township, **Montour County**.

The receiving stream is classified for the following uses: warm water fishery and aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Sunbury Municipal Authority located 22 miles downstream on the Susquehanna River.

The proposed effluent limits for Outfall 001, based on a design flow of 0.0029 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
Total Residual Chlorine	2.0	4.6

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 2,000/100 ml as a geometric average	
pH		6.0—9.0 at all times

Other Conditions: none

The EPA waiver is in effect.

PA 0110485. SIC: 4952, **Columbia County Industrial Development Authority**, 238 Market Street, Bloomsburg, PA 17815-1769.

This proposed action is for renewal of an NPDES permit for discharge of treated sewage to the Susquehanna River in South Centre Township, **Columbia County**.

The receiving stream is classified for the following uses: warm water fishery and aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is Shamokin Dam located approximately 30 miles downstream.

The proposed effluent limits for Outfall 001, based on a design flow of 0.035 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
Total Residual Chlorine	1.0	2.3
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 2,000/100 ml as a geometric average	
pH		6.0—9.0 su at all times

The EPA waiver is in effect.

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

PA 0026514. Sewage, **West Mifflin Sanitary Sewer Municipal Authority**, 1302 Lower Bull Run Road, West Mifflin, PA 15122-2902.

This application is for renewal of an NPDES permit to discharge treated sewage from the Kenmore Sewage Treatment Plant in West Mifflin Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Monongahela River, which are classified as a warm water fishery 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 located on the Monongahela River.

Outfall 001: existing discharge, design flow of 0.48 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean 2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.0			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0091146. Sewage, **North Union Township Municipal Services Authority**, 7 South Evans Station Road, Lemont Furnace, PA 15456.

This application is for renewal of an NPDES permit to discharge treated sewage from the Industrial Park No. 2 STP in North Union Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Gist Run, which are classified as a trout stocked fishery 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 North Fayette County Municipal Authority.

Outfall 001: existing discharge, design flow of .054 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	38	50
Suspended Solids	30	45	60
Ammonia Nitrogen			
(5-1 to 10-31)	2.5	3.8	5.0
(11-1 to 4-30)	6.0	9.0	12.0
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
Total Residual Chlorine	1.4		3.3
Dissolved Oxygen	not less than 5.0 mg/l		
pH	not less than 6.0 nor greater than 9.0		

The EPA waiver is in effect.

PA 0098183. Sewage, **Gary A. Sippel**, 2593 Wexford-Bayne Road, Sewickley, PA 15143.

This application is for amendment of an NPDES permit to discharge treated sewage from the Stone Mansion Sewage Treatment Plant in Franklin Park Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of East Branch Big Sewickley Creek, which are classified as a trout stock fishery 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 ARCO Chemical Company BV Plant at Ohio River Mile 29.5.

Outfall 001: existing discharge, design flow of 0.0283 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	3.0			6.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	monitor and report			
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The above listed flow and corresponding effluent limitations will be in effect until expiration of the permit unless the proposed facility expansion is accomplished and in operation prior to the expiration date.

Outfall 001: proposed expansion discharge, design flow of 0.03583 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	3.0			6.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The above listed flow and corresponding effluent limitations would be applicable upon expansion of the existing facility. Before the facility can be expanded, the applicant must obtain an amendment to his Water Quality Management Permit No. 0288428.

The EPA waiver is in effect.

Northwest Regional Office: Regional Manager, Water Management, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6942.

PA 0210498. Sewage. **Dennis J. Spirk, Pittsburgh N. Truck Stop**, 22237 Perry Highway, Zelienople, PA 16063.

This application is for renewal of an NPDES permit, to discharge treated sewage to an Unnamed Tributary to Glade Run in Jackson Township, **Butler County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fish, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Municipal Authority of the Township of North Sewickley located at river mile 7.56, which is approximately 29 miles below point of discharge.

The proposed discharge limits for Outfall 001, based on a design flow of 0.005800 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
TSS	30	60
Ammonia-Nitrogen (5-1 to 10-31) (11-1 to 4-30)	8	16
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	monitor and report 200/100 ml as a geometric average 2,000/100 ml as a geometric average	
Total Phosphorus (4-1 to 10-31)	2	4
Total Residual Chlorine	1.5	3.5
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0101176. Sewage. **Harvey J. Wolfe**, 1547 Rosely Road, St. Marys, PA 15857.

This application is for renewal of an NPDES permit to discharge treated sewage to Unnamed Tributary to the South Fork in the City of St. Marys, **Elk County**. This is an existing discharge.

The receiving water is classified for the following uses: high quality cold water fish, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emporium Water Company on West Creek located at Emporium, approximately 17.6 miles below point of discharge.

The proposed discharge limits for Outfall 001, based on a design flow of 0.000350 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
TSS	20	40
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 2,000/100 ml as a geometric average	
Total Residual Chlorine	monitor and report	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0035696. Sewage, **Eric H. Coe**, 6101 Wattsburg Road, Erie, PA 16509.

This application is for renewal of an NPDES permit to discharge treated sanitary sewage to an unnamed tributary to Mill Creek in Millcreek Township, **Erie County**. This is an existing discharge.

The receiving water is classified for warm and migratory water fishery, aquatic life, water supply and recreation. There are no potable water supplies affected by this discharge.

The proposed effluent limits for Outfall 001, based on an average design flow of 0.028 mgd, are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃ -N (5-1 to 10-31) (11-1 to 4-30)	5	10
	15	30

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
Total Residual Chlorine (Interim)	monitor and report	
(Final)	1.4	4.3
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
pH	6.0—9.0 standard units at all times	

The EPA waiver is in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

The following parties have applied to renew their current NPDES permits to allow the continued discharge of controlled wastewater into the surface waters of this Commonwealth. The Department of Environmental Protection (Department) has made a tentative determination to renew these permits and proposes to issue them, subject to their current permit effluent limitations, and monitoring and reporting requirements, with appropriate and necessary updated requirements to reflect new or changed regulations and other requirements. The updates may include, but will not be limited to, applicable permit conditions and/or requirements addressing combined sewer overflows (CSOs), municipal sewage sludge management and total residual chlorine control (TRC). Any major changes to or deviations from the terms of the existing permit will be documented and published with the final Department actions.

The EPA, Region III, Regional Administrator has waived the right to review or object to these proposed permit actions under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permits are invited to submit a statement to the Field Office indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding these applications and proposed permit actions. Comments should include the name, address and telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

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

The permit renewal application and related documents, proposed effluent limitations and special conditions, comments received and other information are on the Department's file. The documents may be inspected at, or a copy requested from, the Field Office that has been indicated above the application notice.

Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511.

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0035271	Tall Timbers Village Mobile Home Park 1559 Main Street Peckville, PA	Lackawanna LaPlume Township	South Branch of Tunkhannock Creek	TRC

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

**Applications under the Pennsylvania Clean Streams Law
(Part II Permits)**

The following permit applications and requests for plan approval have been received by the Department of Environmental Protection (Department).

Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department at the address indicated above each permit application or plan. Each written protest should contain the name, address and telephone number of the protester, identifica-

tion of the plan or application to which the protest is addressed and a concise statement or protest in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protests. Each protester will be notified in writing of the time and place of any scheduled hearing or conference concerning the plan, action or application to which the protest relates. To insure consideration by the Department prior to final action on permit applications and proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

Industrial waste and sewerage applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511.

A. 1398401. Sewerage. **Borough of Lehigh**, P. O. Box 29, Lehigh, PA 18235. Application to construct and operate the East Penn Street Sewer Extension/Pump Station, located in the Borough of Lehigh, **Carbon County**. Application received in the Regional Office February 4, 1998.

Southwest Regional Office, Regional Oil and Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

WQM Permit No. 2698201. Industrial waste. **Belden and Blake Corporation**, 22811 Titusville Road, Pleasantville, PA 16341. Application to construct and operate an industrial wastewater treatment facility in Dunbar Township, **Fayette County**. Application received in the Regional Office January 28, 1998.

A. 6598202. Industrial waste. **Armand Agostinone**, Box 335, Bradenville, PA 15620. Application for the construction of a 100% Recycling Facility located in the Township of Derry, **Westmoreland County** to serve the Agostinone Mushroom, Inc. and Blue Ridge Mushroom Farm, Inc.

A. 0285406, Amendment No. 3. Sewerage. **Pleasant Hills Authority**, 410 East Bruceston Road, Pittsburgh, PA 15236. Application for the construction of an ultraviolet disinfection system located in the Township of South Park, **Allegheny County** to serve the Pleasant Hills Sewage Treatment Plant.

A. 0298404. Sewerage. **Robinson Township Municipal Authority**, P. O. Box 15539, Pittsburgh, PA 15539. Application for the construction and operation of sewers and appurtenances located in the Township of Robinson, **Allegheny County** to serve the Robinson Town Centre Phase II.

A. 2698401. Sewerage. **Redstone Township Sewer Authority**, R. R. 1, Box 210C, Grindstone, PA 15442. Application for the installation of complete new sanitary collection, conveyance and treatment facilities to serve the Cardale, Allison, Merrittstown and Republic areas of Redstone Township, **Fayette County**. The proposed facilities include two pump stations, a 300,000 gpd SBR treatment facility in addition to sewers ranging in size from 6" to 15".

A. 3091402, Amendment No. 1. Sewerage. **Greensboro-Monongahela Township Joint Sewer Authority**, P. O. Box 342, Greensboro, PA 15338. Application for the construction and operation of sanitary sewers, a sewage pumping station and a force main located in the Township of Monongahela, **Greene County** to serve the Penn Pitt and Seventh Pool areas of the Greensboro Monongahela Township STP.

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

Northwest Regional Office, Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

WQM Permit No. 2598406. Sewerage. **Scenic Heights Golf Course, John T. Afton**, 7616 Knoyle Road, Erie, PA 16510. This project is for the construction of a nine hole golf course consisting of a clubhouse, parking lot and one residential lot in Venango Township, **Erie County**.

INDIVIDUAL PERMITS

(PAS)

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain limitations set forth in the permit and special conditions. These proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision of 40 CFR 123.24(d).

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

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

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the office noted above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Southeast Regional Office: Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.

NPDES Permit PAS10-G310. Stormwater. **Owen J. Roberts School District**, 901 Ridge Road, Pottstown, PA 19464, has applied to discharge stormwater from a construction activity located in North Coventry Township, **Chester County**, to Unnamed Tributary to Pigeon Creek.

NPDES Permit PAS10-G311. Stormwater. **Woolbridge Construction of PA**, 1500 Green Hill Road, West Chester, PA 19380, has applied to discharge

stormwater from a construction activity located in East Goshen Township, **Chester County**, to West Branch Ridley Creek.

Northeast Regional Office, Regional Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511.

Monroe County Conservation District, District Manager, 8050 Running Valley Road, Stroudsburg, PA 18360, (717) 629-3060.

NPDES Permit PAS10S064. Stormwater. **Quail Ridge, Fern Partners**, 257 Rimrock Rd., Stroudsburg, PA 18360, has applied to discharge stormwater from a construction activity located in Hamilton Township, **Monroe County**, to Appenzell Creek.

NPDES Permit PAS10S065. Stormwater. **Stroudsburg Municipal Authority Water Distribution System**, P. O. Box 237, E. Stroudsburg, PA 18301, has applied to discharge stormwater from a construction activity located in Stroud Township, **Monroe County** to Pocono and Brodhead Creeks tributaries.

NPDES Permit PAS10S066. Stormwater. **Shawnee Commons, Shawnee Commons Corp., Inc.** (P. O. Box 93, Fort DePuy, Shawnee on Delaware, PA 18356, has applied to discharge stormwater from a construction activity located in Smithfield Township, **Monroe County**, to Marshalls Creek.

Southcentral Regional Office, Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4590.

Cumberland County Conservation District, District Manager, 43 Brookwood Avenue, Suite 4, Carlisle, PA 17013, (717) 240-7812.

NPDES Permit PAS-10-H079. Stormwater. **Misty Meadows Partners**, 257 Country Club Road, Abbottstown, PA 17301, has applied to discharge stormwater from a construction activity located in South Middletown Township, **Cumberland County**, to Yellow Breeches.

Northwest Regional Office, Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

NPDES Permit PAS10K009-1. Stormwater. **Fairview School District**, 7460 McCray Road, Fairview, PA 16415, has applied to discharge stormwater from a construction activity located in Fairview Borough, **Erie County**, to Unnamed Tributary to Trout Run.

SAFE DRINKING WATER

Applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).

Northeast Regional Office, Sanitarian Regional Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511.

1398501. Public water supply. **Nathan's Hamlet Water Supply System**, Jeffery Maithland, Box 303, HCR 1, Lakeside Drive, Sciota, PA 18354. This proposal involves construction of a new pump station to include chlorine contact tanks, three hydro tanks, chlorination system and electric controls. It is located in Franklin Township, **Carbon County**. *Engineer: Weldon C. Harris, P. E.*

4098502. Public water supply. **Bottling Facility, Nature's Way Pure Water**. This proposes the construction of a new bottling plant replacing an existing bottling facility. The new facility will utilize the Pennsylvania

American Water Company Water Treatment Facility as a source of supply serving the bottling works. The bottling facility will retain the existing bottle water label No. 2406411. It is located in Dupont, **Luzerne County**. *Engineer: George Albert, Project Engineer.*

Regional Office: Northcentral Field Operations, Environmental Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

A. M. A. The Department has received a construction permit for **Pine Valley Mobile Home Court** (P. O. Box 72, Vicksburg, PA 17883) West Buffalo Township, **Union County** for renewal of public water supply permit no. 6095501 with addition of indoor water supply reservoir with hypochlorite disinfection and boost pump installation.

A. M. A. The Department has received a construction permit for **Mansfield University Water Plant** (Brooks Maintenance Building, Mansfield University, Mansfield, PA 16933-1607, Mansfield, **Tioga County**) to add chemical feed equipment for corrosion control treatment for lead and copper.

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 and 303 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 any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate identifies 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 or Statewide health standard to remediate a site must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department must provide a brief description of the location of the site, a list of known 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 or a combination of the cleanup standards 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 and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

For further information concerning the content of a Notice of Intent to Remediate, contact the Department's Regional Office under 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 listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

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

Southcentral Regional Office, Environmental Cleanup Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4592.

Financial Trust Regional Headquarters, Carlisle Borough, **Cumberland County**. Financial Trust, Inc., 1415 Rittner Highway, Carlisle, PA 17101, has submitted a Notice of Intent to Remediate site groundwater contaminated with solvents. The applicant proposes to remediate the site to meet the background standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Carlisle Sentinel* during the week of March 2, 1998.

Southeast Regional Office: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-5950.

William Grosskopf Residence, Avondale Borough, **Chester County**. Kevin Van Kuren, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103, has submitted a Notice of Intent to Remediate site soil contaminated with petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A final report was simultaneously submitted.

SOLID AND HAZARDOUS WASTE

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications submitted under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate or close solid waste processing or disposal area or site.

Southcentral Regional Office: Regional Solid Waste Manager, One Ararat Boulevard, Harrisburg, PA 17110.

A. 101606. Kline's Service, Inc. (P. O. Box 626, Salunga, PA 17538). Application for major modification for acceptance of residual waste for processing at a site in East Hempfield Township, **Lancaster County**. Application determined to be administratively complete in the Regional Office March 5, 1998.

A. 101538. South Central Counties Solid Waste Authority Landfill, (SCCSWA) South Central Counties Solid Waste Agency, (P. O. Box 57, Defiance, PA 16633). Application for change of ownership of SCCSWA Landfill to WSI Hopewell Landfill, Inc. in Broad Top Township, **Bedford County**. Application determined to be administratively complete in the Regional Office March 5, 1998.

AIR POLLUTION

Public Notice

Notice of Plan Approval and Operating Permit Applications

Nonmajor 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 and at 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. Although the sources covered by these applications may be located at a major facility, the sources being installed or modified do not trigger major new source review or prevention of significant deterioration requirements.

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

Persons wishing to file protests or comments on the proposed plan approval and/or operating permits have 30 days to submit protests or comments. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with the Department's 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 to the date of the hearing.

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 and regulations adopted under the act.

OPERATING PERMITS

Operating permit applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Southcentral Regional Office, Air Quality Program, One Ararat Blvd., Harrisburg, PA 17110, (717) 657-4587.

21-307-005B: The Frog, Switch & Manufacturing Company (P. O. Box 70, Carlisle, PA 17013) for the operation of two vacuum process molding systems in Carlisle, **Cumberland County**.

22-301-060: Pinnacle Health at Polyclinic Hospital (2601 North Third Street, Harrisburg, PA 17110) for a medical waste incinerator controlled by a packed tower scrubber, an electrostatic precipitator and an activated carbon adsorber, in the City of Harrisburg, **Dauphin County**.

Northcentral Regional Office, Air Quality Program, 200 Pine Street, Williamsport, PA 17701, (717) 327-3637.

19-319-001: Schultz Electroplating, Inc. (R. R. 5, Box 195, Bloomsburg, PA 17815-8942) for the operation of two hard chromium electroplating baths and a mist eliminator in South Centre Township, **Columbia County**.

Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

OP-65-00869: Keystone Foam Corp. (929 North, P. O. Box 355, Loyahanna, PA 15661) for the operation of plastic foam products manufacturing in Derry Township, **Westmoreland County**.

OP-32-00163: Tanoma Coal Company (699 Rayne Run Road, Marion Center, PA 15759) for the operation of fluidized bed thermal dryer in Rayne Township, **Indiana County**.

OP-30-00086: Marsh Asphalt, Inc. (P. O. Box 1125, Uniontown, PA 15401) for the operation of asphalt paving material manufacturing at the Carmichaels Plant in Franklin Township, **Greene County**.

OP-04-00440: General Materials Terminals, Inc. (15 State Street, Baden, PA 15005) for the operation of marine cargo handling at the Conway Yard in Conway Borough, **Beaver County**.

OP-03-00133: Penn Mag, Inc. (R. D. 1, Box 22, Adrian, PA 16210) for the operation of iron ore processing at the Adrian Plant in East Franklin Township, **Armstrong County**.

OP-26-00353: Carbon Fuel Resources, Inc. (P. O. Box 275, West Leisenring, PA 15489) for the operation of coal refuse processing at the Bute Prep Plant in Dunbar Township, **Fayette County**.

OP-32-00227: Electro-Mec Inc. (4470 Lucerne Road, P. O. Box 159, Indiana, PA 15701) for the operation of electric motor and drive repair in White Township, **Indiana County**.

OP-65-00601: Marsh Asphalt, Inc. (P. O. Box 1125, Uniontown, PA 15401) for the operation of asphalt paving materials manufacturing at the Belle Vernon Plant in Rostraver Township, **Westmoreland County**.

OP-65-00704: Greater Latrobe School District (410 Main Street, P. O. Box 452, Latrobe, PA 15650) for the operation of three hot water boilers at the Senior High School in Unity Township, **Westmoreland County**.

OP-56-00127: Agway, Inc. (951 South Edgewood Avenue, Somerset, PA 15501) for the operation of whole farms supplies in Somerset Borough, **Somerset County**.

OP-32-00218: P & N Coal Co., Inc. (P. O. Box 332, 240 West Mahoning Street, Punxsutawney, PA 15767) for the operation of coal loading at the Hillman Tipple in Banks Township, **Indiana County**.

OP-11-00174: B. P. Bender Coal Co., Inc. (Main and Lehmier Streets, P. O. Box 594, Carrolltown, PA 15722) for the operation of coal handling at Fallentimber in Reade Township, **Cambria County**.

OP-65-00621: Kennametal, Inc. (P. O. Box 231, Latrobe, PA 15650) for the operation of titanium carbide powder production at the Kingston Plant in Derry Township, **Westmoreland County**.

OP-65-00891: Firestone Building Products Co. (525 Congressional Blvd., Carmel, IN 46032) for the operation of plastic foam product manufacturing at the Youngwood Plant in Youngwood Borough, **Westmoreland County**.

OP-11-00311: E. P. Bender Coal Co., Inc. (Main and Lehmier Streets, P. O. Box 594, Carrolltown, PA 15722) for the operation of coal handling at Dysart No. 1 in Dean Township, **Cambria County**.

PLAN APPROVALS

Plan Approval applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Southcentral Regional Office, Air Quality Program, One Ararat Blvd., Harrisburg, PA 17110, (717) 657-4587.

28-310-006D: New Enterprise Stone & Lime Co. (P. O. Box 77, New Enterprise Stone, PA 16664) for the replacement of a jaw crusher controlled by a wet suppression system located at their Dry Run Quarry located in Fannett Township, **Franklin County**.

38-309-049: Carmeuse Pennsylvania, Inc. (P. O. Box 160, Annville, PA 17003) for the modification of the fuel stream for the No. 5 lime kiln. The kiln is subject to 40 CFR 60, Subpart HH, Standards of Performance for New Stationary Sources.

67-303-013: York Building Products Co., Inc. (P. O. Box 1708, York, PA 17405) for installation of a batch asphalt plant located in Hanover Borough, **York County**.

Northcentral Regional Office, Air Quality Program, 200 Pine Street, Williamsport, PA 17701, (717) 327-3637.

08-317-003A: Taylor By-Products, Inc. (P. O. Box 849, Wyalusing, PA 18853) for the installation of an existing boiler to be used as a thermal oxidizer on various pieces of rendering equipment in Wyalusing Township, **Bradford County**.

17-305-042: Commonwealth Synfuel, L.L.C. (3280 North Frontage Road, Lehi, UT 84057) for the construction of a coal agglomeration facility in Karthaus Township, **Clearfield County**.

47-303-003: Milestone Materials, Inc. (P. O. Box 231, Easton, PA 18044-0231) for the construction of a drum mix asphalt concrete plant and associated air cleaning device (a fabric collector) at the Milton Quarry in Limestone Township, **Montour County**. This plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

PA-11-416: Pheasant & Shearer (922 Ohio Street, Johnstown, PA 15904) for the installation of hammermill flex tooth crusher at Rider Slag Dump in East Taylor Township, **Cambria County**.

PA-63-064A: North Central Processing, Inc. (P. O. Box 396, Chagrin Falls, OH 44020) for the installation of coke drying in Carroll Township, **Washington County**.

PA-65-905A: Amerikohl Mining, Inc. (P. O. Box 427, Acme, PA 15610) for the installation of nonmetallic mineral production at the Ruff Surface Mine in Mt. Pleasant Township, **Westmoreland County**.

PA-56-264B: Svonavec, Inc. (140 West Union Street, Somerset, PA 15501) for installation of stone crusher at Milford Mine in Milford Township, **Somerset County**.

04-307-099C: Shasta Inc. (300 9th Street, Monaca, PA 15061) for the installation of condition grinding operation at the Aliquippa Plant in Aliquippa Borough, **Beaver County**.

PA-56-267A: Future Industries, Inc. (P. O. Box 157, Meyersdale, PA 15552) for the construction of coal crushing facility in Brothersvalley Township, **Somerset County**.

PA-11-005B: Bar Technologies, Inc. (227 Franklin Street, Suite 300, Johnstown, PA 15901) for the installation of Bloom/Billet Caster at the Johnstown Plant, Franklin Borough, **Cambria County**.

Northwest Regional Office, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.

PA-25-044A: GAF Materials Corp. (P. O. Box 1128, Erie, PA 16512), for construction of an asphalt saturator (39,750 tons roofing/year), and thermal afterburner, in Erie, **Erie County**. This application is subject to Federal NPS regulations defined in 40 CFR Part 60, Subpart UU.

**REASONABLY AVAILABLE CONTROL
TECHNOLOGY
(RACT)**

The Department of Environmental Protection (Department) will conduct a public hearing on Tuesday, April 21, 1998, beginning at 1 p.m. in the main floor conference room at the Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335.

The hearing is for the Department to accept testimony concerning its decision to approve, with conditions, a modification to Owens-Brockway Glass Containers, (Route 219 North, Brockway, PA 15824), Plant #19, Crenshaw, Reasonably Available Control Technology (RACT) Operating Permit, No. OP 33-002. Owens-Brockway has applied to the Department, based on high maintenance and replacement costs, for revision of the operating permit, to remove the requirement for a NOx Continuous Emission Monitor (CEM). The CEM is used for showing compliance with NOx RACT emission limitations on Glass Melting Furnace A. Annual stack testing will be a condition of the revision, and will be required for NOx emission compliance monitoring.

The RACT Operating Permit was issued to meet the requirements under 25 Pa. Code §§ 129.91—129.95 (RACT), concerning the emissions of nitrous oxides (NOx), from various air contamination sources. The modified RACT proposal will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan. This facility is located in Jefferson County.

The proposed SIP revision does not adopt any new regulations. The revision incorporates the provisions and requirements contained in the RACT approval for this facility to comply with current regulations.

The preliminary RACT determination, if finally approved, will be incorporated into Plan Approvals and/or Operating Permits for the facility and will be submitted to the EPA as a revision to Pennsylvania's State Implementation Plan.

The public hearing will be held for the purpose of receiving comments on the above proposed modified Operating Permit, and the proposed SIP revisions. The public hearing is scheduled on April 21, 1998, 1 p.m. to 3 p.m. at the Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335.

Persons wishing to present testimony at the hearing should contact Steve Curcio, Community Relations Coordinator, DEP, 230 Chestnut Street, Meadville, PA 16335-3494, (814) 332-6945 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes and two written copies of the oral testimony are required. Each organization is requested to designate one witness to present testimony in its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Steve Curcio, Community Relations Coordinator, (814) 332-6945, or the Pennsylvania AT&T relay service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing but who wish to comment should provide written comments to Bob Huston at (814) 332-6940; Air Pollution Control Engineer, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494. Comments should be submitted within 30 days of the date of this publication notice.

All the pertinent documents (applications, review memos and draft approvals) are also available for review from 8 a.m. to 4 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the Department's contact person noted previously.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to the 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 the application is available for inspection at the District mining office indicated above each 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 the certification.

Written comments or 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 same address 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 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed below will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. The NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition to the above, 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 which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections; 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; application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

Ebensburg District Office, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

Coal Applications Received

56980103. Godin Brothers, Inc. (136 Godin Drive, Boswell, PA 15531), commencement, operation and restoration of bituminous strip mine in Lincoln and Jenner Townships, **Somerset County**, affecting 143.3 acres, receiving stream Quemahoning Creek and unnamed tributaries to Quemahoning Creek. Application received March 5, 1998.

56920106. Permit Revision, **Cooney Brothers Coal Company** (P. O. Box 246, Cresson, PA 16630), to allow for disposal of breaker rock in Shade Township, **Somerset County**, affecting 276.0 acres, receiving stream unnamed tributary to Hinson Run, unnamed tributary to Shade Creek, unnamed tributary to Stony Creek. Application received March 6, 1998.

Greensburg District Office, R. D. 2, Box 603-C, Greensburg, PA 15601.

65890108R. V. P. Smith Co., Inc. (P. O. Box 242, Ligonier, PA 15658-0242). Renewal application received for continued reclamation of a bituminous surface mine located in Ligonier Township, **Westmoreland County**. Receiving streams: unnamed tributary to Hannas Run, Hannas Run to Mill Creek to Loyalhanna Creek to the Conemaugh River. Renewal application received: March 6, 1998.

03880109R. Terry Coal Sales, Inc. (Box 58, Distant, PA 16223). Renewal application received for continued reclamation of a bituminous surface mine located in Cowanshannock Township, **Armstrong County**. Receiving streams: unnamed tributaries to Cowanshannock Creek to the Allegheny River. Renewal application received: March 9, 1998.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

49871601T. Calvin V. Lenig Coal Prep & Sales (R. R. 1, Box 330, Shamokin, PA 17872), transfer of an existing coal preparation plant operation from Calvin V. Lenig in Little Mahanoy Township, **Northumberland County** affecting 3.2 acres, receiving stream none. Application received March 2, 1998.

54743007T3. Schuylkill Reclamation Corporation (P. O. Box 434, Gilberton, PA 17934), transfer of an existing surface mine operation from Continental Energy Associates in Branch and Cass Townships, **Schuylkill County** affecting 325.9 acres, receiving stream West Creek. Application received March 6, 1998.

35980101. Alliance Landfill (398 South Keyser Avenue, Taylor, PA 18517), commencement, operation and restoration of an anthracite surface mine in Taylor Borough and Ransom Township, **Lackawanna County**, affecting 81.9 acres, receiving stream unnamed tributary to St. John's Creek. Application received March 9, 1998.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

Noncoal Permits Received

35950302T. Keystone Pocono Block & Supply Company, Inc. (750 West Linden Street, Scranton, PA 18503), transfer of an existing quarry operation from Goodman Block, Inc., in the City of Scranton, **Lackawanna County** affecting 8.0 acres, receiving stream none. Application received March 5, 1998.

7975SM2A1C4. Haines & Kibblehouse, Inc. (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474), renewal of NPDES Permit No. PA0613151 in Plumstead Township, **Bucks County**, receiving stream Geddes Run. Application received March 10, 1998.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection (Department). Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Safety or Encroachment Permit or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Southeast Regional Office, Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

E09-763. Encroachment. **PA DOT**, 200 Radnor-Chester Rd., St. Davids, PA 19087-5178. To construct, operate and maintain a highway bridge over Neshaminy Creek (WWF, MF) which will carry the proposed reconstructed and realigned segment of Bridgetown Pike (S. R. 2010), Section 08B. This bridge will be located 120 feet upstream of the existing Bridgetown Pike Bridge which will remain in place for pedestrian traffic. The proposed 290-foot twin-span bridge with a reinforced concrete deck and steel girders will be supported on concrete abutments and a pier. This bridge will have an approximate 17 feet of minimum underclearance, and will require realignment of the Bridgetown Pike roadway approaches. The project also proposes replacement of the existing stone twin-arch bridge structure spanning Newtown Pike (S. R. 0413) over Core Creek (WWF, MF). The proposed bridge will be constructed at the same location. This single span, 65-foot long bridge is supported by reinforced concrete abutments and has 9 feet of minimum underclearance. The project includes placement of rip-rap stone erosion protection at bridge abutments and pier. The site is located near the intersection of Bridgetown Pike and Newtown Pike

(Langhorne, PA Quadrangle N: 12.0 inches; W: 7.25 inches) in Middletown and Northampton Township, **Bucks County**.

E15-569. Encroachment. **Caln Township**, 253 Municipal Drive, P. O. Box 149, Thorndale, PA 19372. To realign 65 linear feet of Valley Run Creek stream channel and provide bank stabilization. Also to place fill in the presently eroded portion of this stream channel. This site is located approximately 1,000 feet east of the intersection of Bailey Road and G. O. Carlson Blvd. (Coatesville, PA Quadrangle N: 22.00 inches; W: 1.25 inches) in Caln Township, **Chester County**.

Northeast Regional Office, Regional Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-5485.

E13-109. Encroachment. **Lake Harmony Estates Property Owners Association**, in MLA, P. O. Box 629, Pocono Summit, PA 18346. To remove the existing structure and to construct and maintain a 60-foot long by 6-foot wide concrete and timber dock along the shoreline of Lake Harmony (HQ-CWF). The project is located at the eastern end of Lake Harmony approximately 0.1 mile south of the intersection of T523 and T525 (Blakeslee, PA Quadrangle N: 12.9 inches; W: 11.1 inches) in Kidder Township, **Carbon County** (Philadelphia District, U. S. Army Corps of Engineers).

E39-348. Encroachment. **Four Bulk Handling Corporation**, 614 Front Street, Catasauqua, PA 18032. To place and maintain a 30-inch diameter PVC outfall structure along the left bank of Lehigh Canal (CWF). The project is located along the left bank of the Lehigh Canal approximately 0.23 mile downstream of the Northampton County/Lehigh County boundary line (Catasauqua, PA Quadrangle N: 5.1 inches; W: 12.2 inches) in Catasauqua Borough, **Lehigh County** (Philadelphia District, U. S. Army Corps of Engineers).

E54-247. Encroachment. **John J. and Ann Marie Biros**, P. O. Box 94, Shepton, PA 18248-0094. To place fill in 0.2 acre of PEM wetlands for the construction of a proposed unknown commercial building development. This project is located in the northwest corner of the intersection of S. R. 0924 and Oak Street (Conyngham, PA Quadrangle N: 3.6 inches; W: 16.3 inches) in East Union Township, **Schuylkill County**. The applicant is proposing to provide for 0.2 acre of replacement wetlands by participating in the Pennsylvania Wetlands Replacement Project (Baltimore District Army Corps of Engineers).

E64-187. Encroachment. **Pennsylvania Department of Transportation, Engineering District 4-0**, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a road crossing of Crooked Creek (HQ-CWF), consisting of a 20.0-foot by 7.0-foot precast concrete box culvert, with its invert depressed 1.0-foot below streambed elevation. The new structure will be located approximately 30 feet upstream of the existing structure to allow realignment of a substandard horizontal curve in the roadway. The project is located on S. R. 4007, Section 671, Segment 0280, Offset 0017, approximately 0.5 mile north of the Buckingham Township/Lebanon Township boundary (Lake Como, PA Quadrangle N: 5.2 inches; W: 5.4 inches) in Buckingham Township, **Wayne County** (Philadelphia District, U. S. Army Corps of Engineers).

Southcentral Regional Office, Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, (717) 657-4590.

E06-508. Encroachment. **Westbury Development Company**, David Binder, 226 N. Sixth Street, Reading, PA 19601. To place fill along the channel of Cacoosing Creek and along the channel of a tributary to Cacoosing Creek for the purpose of constructing a golf course at a point along State Hill Road (Sinking Spring, PA Quadrangle N: 18.1 inches; W: 1.4 inches) in Lower Heidelberg and Spring Townships, **Berks County**.

E07-288. Encroachment. **Leonard S. Fiore, Inc.**, 5506 Sixth Avenue, Rear, Altoona, PA 16602. To place fill in 0.44 acre of wetlands in conjunction with the development of a 25-acre residential subdivision known as Old Town Village located along the east side of SR 2007 about 1.3 miles south of its intersection with US Route 22 (Frankstown, PA Quadrangle N: 9.5 inches; W: 15.0 inches) in Frankstown Township, **Blair County**.

E22-380. Encroachment. **Joseph Rovak**, Rovak Drive, Middletown, PA 17057. To construct and maintain a bridge having a span of 22 feet and an underclearance of 5.6 feet across the channel of Laurel Run at a point approximately 1,170 feet upstream of Route 283 (Steelton, PA Quadrangle N: 19.3 inches; W: 6.0 inches) in Lower Swatara Township, **Dauphin County**.

E22-381. Encroachment. **Londonderry Township**, Brenda Shuey, 783 S. Geyers Church Rd., Middletown, PA 17057. To remove an existing structure and to construct and maintain an 8-foot x 3-foot box culvert in the channel of Iron Run at a point at Snavely Road (Middletown, PA Quadrangle N: 18.1 inches; W: 6.4 inches) in Londonderry Township, **Dauphin County**.

E36-649. Encroachment. **Earl Township**, Clarence Buch, 517 N. Railroad Ave., New Holland, PA 17557. To remove three existing road structures, construct and maintain new road culverts. Project includes (1) four 30-inch pipe culverts at Station 41+49, with 30 linear feet of riprap channel lining at the inlet and outlet ends. To realign a tributary of Mill Creek by construction of a 3-foot wide trapezoidal channel, beginning 125 feet upstream and 150 feet downstream of the pipe culverts; (2) to realign the tributary and construct about 450 linear feet of 4-foot bottom width trapezoidal channel and to construct a 2-foot diameter cross-drain culvert at Station 32+25; and (3) twin cell concrete box culverts, each having a 9-foot span x 1.5-foot rise on a 50 degree skew, with 30 linear feet of riprap inlet and outlet protection will be constructed at Station 12+36. The proposed activities are a part of the South Custer Avenue Road realignment and channel improvement project (New Holland, PA Quadrangle N: 16 inches; W: 12 inches) located south of New Holland Borough in Earl Township, **Lancaster County**.

E44-094. Encroachment. **PA Department of Transportation, District 2-0**, Kim Bartoo, 1924-30 Daisy Street, Clearfield, PA 16830. To remove an existing bridge and to construct and maintain a six span prestressed concrete I-Beam bridge having four clear spans of 109.84 feet and two clear spans of 109.88 feet and an underclearance of about 25.84 feet across the Juniata River located on SR 3021, Section A01, Segment 0010, Offset 0072 at the Borough of New Hamilton (Newton Hamilton, PA Quadrangle N: 3.0 inches; W: 12.0 inches) in Newton Hamilton Borough and Wayne Township, **Mifflin County**.

E50-191. Encroachment. **Kelly Ragan**, 1050 Dellville Road, Duncannon, PA 17020. To construct and maintain a culvert in the channel of a tributary to Shermans Creek

at a point along Dellville Road (Shermansdale, PA Quadrangle N: 24.1 inches; W: 0.3 inch) in Wheatfield Township, **Perry County**.

E50-192. Encroachment. **Bloomfield Borough**, Dale Beaston, P. O. Box 144, New Bloomfield, PA 17068. To replace an existing waste water treatment plant located in the floodway fringe of a tributary to the Juniata River at a point approximately 600 feet upstream of Route 34/274 (Newport, PA Quadrangle N: 7.6 inches; W: 7.9 inches) in Bloomfield Borough, **Perry County**.

E67-621. Encroachment. **Shawn Campbell**, 15 Old Mill Inn Road, York, PA 17404. To construct and maintain an underground small flow wastewater treatment plant with a 4-inch diameter outfall in the floodway of the Little Conewago Creek located northeast of the intersection of Susquehanna Trail and Old Mill Inn Road (Dover, PA Quadrangle N: 8.6 inches; W: 2.3 inches) in Manchester Township, **York County**.

Northcentral Region, Water Management, Soils and Waterways Section, F. Alan Sever, Chief, 208 West Third St., Suite 101, Williamsport, PA 17701.

E14-318. Encroachment. **DCNR, Bureau of Forestry**, P. O. Box 8451, Harrisburg, PA 17105-8451. To remove the existing structure and to construct and maintain a single span glulam timber bridge with a total clear span of 9.200 meters, skew of 85 degrees, and a minimum underclearance of 0.849 meter across White Deer Creek located on McCall Dam Road immediately downstream of the McCall Dam Picnic Area (Carroll, PA Quadrangle N: 3.1 inches; W: 7.6 inches) in Miles Township, **Centre County**. Estimated permanent stream disturbance is approximately 44 meters; stream classification is HQ-WWF.

E18-252. Encroachment. **Leidy Township Supervisors**, P. O. Box 279, Cross Forks, PA 17729. Construct, operate and maintain a dry hydrant in Kettle Creek to provide water for community fire protection. The dry hydrant shall be constructed with 6 inch PVC plastic. The project is located along the eastern right-of-way of SR 144 approximately 1.5 miles north of the intersection of Trout Run Road and SR 4001 (Tamarack, PA Quadrangle N: 15.8 inches; W: 15.4 inches) in Leidy Township, **Clinton County**. Estimated stream disturbance is approximately 10 feet with no wetland impact; stream classification is Exceptional Value.

E59-360. Encroachment. **Middlebury Township Supervisors**, R. R. 2, Box 293A, Middlebury Center, PA 16935. To remove gravel bars on an as needed basis for a period of 5 years from Crooked Creek approximately 1.6 miles west of Keeneyville off Rt. 249 (Keeneyville, PA Quadrangle N: 19.5 inches; W: 11.8 inches) in Middlebury Township, **Tioga County**. Estimated stream disturbance is approximately 450 feet with no wetland impact; stream classification is warm water fishery.

E59-361. Encroachment. **Middlebury Township Supervisors**, R. R. 2, Box 293A, Middlebury Center, PA 16935. To remove gravel bars on an as needed basis for a period of 5 years from Crooked Creek approximately 0.5 mile east of Keeneyville off Rt. 249 (Keeneyville, PA Quadrangle N: 19.9 inches; W: 6.7 inches) in Middlebury Township, **Tioga County**. Estimated stream disturbance is approximately 600 feet with no wetland impact; stream classification is warm water fishery.

E59-362. Encroachment. **Middlebury Township Supervisors**, R. R. 2, Box 293A, Middlebury Center, PA 16935. To remove gravel bars on an as needed basis for a period of 5 years from Crooked Creek at the confluence of

Crooked Creek with Locey Creek in Keeneyville off Rt. 249 (Keeneyville, PA Quadrangle N: 19.9 inches; W: 8.1 inches) in Middlebury Township, **Tioga County**. Estimated stream disturbance is approximately 500 feet with no wetland impact; stream classification is warm water fishery.

E59-363. Encroachment. **Middlebury Township Supervisors**, R. R. 2, Box 293A, Middlebury Center, PA 16935. To remove gravel bars on an as needed basis for a period of 5 years from Crooked Creek at the confluence of Crooked Creek off Rt. 249 0.25 mile west of the intersection of Rt. 287/249 (Keeneyville, PA Quadrangle N: 4.1 inches; W: 8.1 inches) in Middlebury Township, **Tioga County**. Estimated stream disturbance is approximately 450 feet with no wetland impact; stream classification is warm water fishery.

Southwest Regional Office, Soils and Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E11-260. Encroachment. **ASC Development, Inc.**, 564 Forbes Avenue, Suite 700, Pittsburgh, PA 15219. To place and maintain fill in 1.23 acres of palustrine emergent wetlands for the purpose of constructing a commercial development. The project is located in the watershed of an unnamed tributary to South Branch Blacklick Creek (CWF) and along U. S. 22 approximately 4,000 feet east of its interchange with U. S. 219 (Nanty Glo, PA Quadrangle N: 18.3 inches; W: 0.1 inch) in Cambria Township, **Cambria County**. The applicant will compensate for wetland loss by creating 1.40 acres of palustrine emergent and scrub-shrub wetlands on an adjacent area.

E63-450. Encroachment. **Charles and Julia Oldenburg**, 597 McCombs Road, Venetia, PA 15367. To enlarge and maintain the width and depth of a tributary to Peters Creek (TSF) for the purpose of constructing a 24.0' x 12.0' x 34.0' deep nonjurisdictional, ornamental fish pond. The project is located on the south side of McCombs Road approximately 1,000 feet east of its intersection with Bower Hill Road (Bridgeville, PA Quadrangle N: 1.6 inches; W: 9.0 inches) in Peters Township, **Washington County**.

E02-1219. Encroachment. **PA Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. To remove the existing structures; to widen and maintain a prestressed concrete box beam bridge having a single span of 87.5 feet and an underclearance of 11.0 feet over Peters Creek (TSF); to construct and maintain a 375.0 foot long soldier beam wall in Lewis Run (TSF); to construct and maintain a dual cell, (2) 15.0 feet x 7.3 feet box culvert (depressed 10.0 inches) in Lewis Run; to construct and maintain a reinforced concrete 28.0 feet x 8.5 feet box culvert (depressed 12.0 inches) in Lewis Run; to widen and maintain a concrete T-beam bridge having a single span of 24.0 feet and an underclearance of 7.7 feet over Lewis Run; to extend and maintain a reinforced concrete 20.2 feet by 10.5 feet arch culvert from 120.0 feet to 135.0 feet in Lewis Run; to extend and maintain a reinforced concrete 20.0 feet x 10.5 feet arch culvert from 110.0 feet to 112.0 feet in Lewis Run; to construct and maintain a precast concrete 20.9 feet x 6.9 feet arch culvert having a total length of 40.0 feet in Lewis Run; to construct and maintain a 970 foot long soldier beam wall in Lewis Run; to construct and maintain a reinforced concrete 23.0 feet x 7.5 feet box culvert (depressed 12.0 inches) and having a length of 97.0 feet in Lewis Run; to construct and maintain a 48-inch reinforced concrete culvert having a length of 80.0 feet in a tributary to Lewis Run; to widen and maintain a prestressed box beam bridge having a single span of 26.0 feet and an underclearance of 8.0 feet

in Lewis Run; to extend and maintain a reinforced concrete 18.0 feet × 8.4 feet arch culvert from 90.0 feet to 95.0 feet in a tributary to Lewis Run; to relocate and maintain 845.0 linear feet of Lewis Run; to construct and maintain 2,557.0 linear feet of rock bank stabilization in Lewis Run and 50.0 linear feet of rock stabilization in a tributary to Lewis Run. To place and maintain fill in 0.01 acre of palustrine emergent wetlands for the purpose of widening and improving 2.28 miles of S.R. 0051 in conjunction with the construction of the Mon/Fayette Expressway project (S.R. 0043) Construction Section 52M. The project is located along S.R. 0051 from the Village of Large extending northward 2.28 miles to a point approximately 1,000 feet north of Coal Valley Road. (Project starts at Glassport, PA Quadrangle N: 7.5 inches; W: 5.5 inches; the project ends at Glassport, PA Quadrangle N: 12.0 inches; W: 9.0 inches) in Jefferson Borough, **Allegheny County**. The applicant has constructed replacement wetlands under the authorization of Permit E02-1132.

E63-449. Encroachment. **Washington County Commissioners**, 701 Courthouse Square, Washington, PA 15301. To rehabilitate and maintain the existing county Van Voorhis bridge having a span of 85 feet and underclearance of 13 feet across Pigeon Creek (WWF). The bridge is located on T-581 approximately 1 mile north of its intersection with S.R. 917 (Monongahela Quadrangle N: 6.0 inches; W: 13.7 inches) in Fallowfield Township, **Washington County**.

E02-1155-A1. Encroachment. **Tonomo Marine Inc.**, 36 Allegheny Square, Glassport, PA 15045-1649. To amend permit no. E02-1155 to expand and maintain the existing barge mooring facility in the channel of and along the right bank of the Monongahela River (WWF) for the purpose of providing additional mooring space for barges. The project is located near River Mile 18.83 (Glassport, PA Quadrangle N: 12.3 inches; W: 2.5 inches) in Glassport Borough, **Allegheny County**.

Northwest Regional Office, Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

E10-276. Encroachment. **PA Department of Transportation, Engineering District 10-0**, P. O. Box 426, Route 286 South, Indiana, PA 15701. To remove the existing structure and to construct and maintain a reinforced concrete box culvert with a waterway opening measuring 17 feet wide by 7 feet high by 68.75 feet long on SR 1011 across Thorn Creek (HQ-WWF, Trout Stocked). The new bridge will be relocated approximately 50 feet upstream of the existing bridge to improve sight distances and traffic safety. The bottom of the box culvert will be depressed approximately 1 foot into the streambed to allow for unobstructed access for aquatic organisms. This project will also include minor stream realignment (130 feet total) for placement of the culvert and will include a de minimis wetland impact (approximately 0.003 acre). The project is located on SR 1011 across Thorn Creek adjacent to the intersection of SR 1011 and Conway Road located in Oakland Township, **Butler County**.

E20-452. Encroachment. **Janet Heffernan**, 27642 Shoemaker Road, Cochranon, PA 16314. To operate and maintain a private bridge having a span of 21 feet and an underclearance of 6.8 feet across Deckard Run approximately 128 feet south of Deckards Road (SR 2018) and 1.5 miles east of SR 173 (Sugar Lake, PA Quadrangle N: 6.1 inches; W: 19.2 inches) located in Wayne Township, **Crawford County**.

E20-454. Encroachment. **Maryann Schultz**, 4049 West 38th Street, Erie, PA 16506. To construct and maintain a 40-foot-wide by 80-foot-long pole building within the FEMA designated 100-year Floodway of French Creek (WWF, Nominated 1-A Scenic). The project is located approximately 1,200 feet northwest of the intersection of Terrace Street Extension and Stan Road (T-613) (Meadville, PA Quadrangle N: 7.7 inches; W: 6.5 inches) located in West Mead Township, **Crawford County**.

E24-197A. Encroachment. **Borough of Ridgway**, P. O. Box 149, 108 Main Street, Ridgway, PA 15853. To amend DEP Permit No. E24-197 which authorized the Borough of Ridgway to perform periodic removal of accumulated debris and sediment and to repair and maintain existing bank protection along a 2,100 foot reach of Gallagher Run beginning at its mount near Mill Street and extending upstream to Depot Street (S.R. 120) (Ridgway, PA Quadrangle N: 8.8 inches; W: 14.5 inches) located in the Borough of Ridgway, **Elk County**. Proposed amendment will extend the project an additional 1,600 feet beginning at SR 219 and extending upstream to the existing dam known as Heindl Pond.

E25-550A. Encroachment. **Erie Sewer Authority**, 68 Port Access Road, Erie, PA 16501-1461. To amend Permit No. E25-550 which authorizes Erie Sewer Authority to construct and maintain a 90-inch diameter reinforced concrete pipe relief outfall structure with rock riprap armor in Lake Erie beginning at the shore near the Erie Wastewater Treatment Plant and extending a total distance of 7,100 feet into Lake Erie, ending with a diffuser. The proposed amendment is to construct and maintain a 72-inch diameter concrete pipe across Garrison Run approximately 50 feet downstream of the outlet of the existing stream enclosure in Garrison Run near the entrance to the Erie Wastewater Treatment Plant off of Port Access Road located in City of Erie, **Erie County**. This pipe is associated with the Headworks Improvement and Overflow Retention Facility Project and will carry effluent from the Overflow Retention Facility to a junction structure for discharge into the outfall structure.

E25-563. Encroachment. **Erie-Western PA Port Authority**, 17 West Dobbins Landing, Erie, PA 16507-1424. To place fill in 5.47 acres of a wetland area as part of an expansion of the existing Mountfort Terminal. This expansion will serve as a storage site for shipping and handling of various materials transported by Great Lakes Cargo vessels. This project will include the creation of a total of 5.77 acres of replacement wetlands in three separate locations adjacent to the project. (0.3 acre of the replacement area is being created for PA DOT SR 4034 East Side Access Phase I. (Application No. E25-566). This project is located adjacent to Presque Isle Bay approximately 1,800 feet northwest of the City of Erie Wastewater Treatment Facility (Erie North, PA Quadrangle N: 4.0 inches; W: 11.0 inches) located in City of Erie, **Erie County**.

E37-117. Encroachment. **Chad A. Marinelli**, 19 Belaire Drive, New Castle, PA 16105. To authorize permanent operation and maintenance of a single-span multisteel beam bridge having a clear span of 19 feet 1 inch and a maximum underclearance of approximately 7 feet across McKee Run (WWF) for private residential access. This application is a follow up action that resulted from the July 9, 1997 Notice of Violation for placement of this structure without a permit, and the temporary authorization secured by the applicant under GP083797604 issued on August 8, 1997. This project is

located across McKee Run approximately 2,400 feet east of the intersection of S. R. 2001 (Savannah Road) and Union Valley Road in the village of Union Valley (New Castle South, PA Quadrangle N: 11.25 inches; W: 11.4 inches) located in Shenango Township, **Lawrence County**.

E42-255. Encroachment. **Bradford City Water Authority**, 28 Kennedy Street, Bradford, PA 16701. To remove the existing Pine Street footbridge and waterline and to construct and maintain a new 12-inch-diameter waterline and support beams across West Branch Tunungwant Creek providing a span of 80 feet and an underclearance of 8 feet (Bradford, PA Quadrangle N: 14.8 inches; W: 13.5 inches) located in the City of Bradford, **McKean County**.

E43-265. Encroachment. **PA Department of Transportation, Engineering District 1-0**, 1140 Liberty Street, Franklin, PA 16323-1251. To remove the existing structure and to construct and maintain a single span rigid frame/channel beam bridge with a clear span of 30 feet and an average underclearance of 5 feet on SR 3022 across Lackawannock Creek (TSF). This project will include a de minimis wetland impact (<0.001 acre) during construction. The project is located on SR 3022 across Lackawannock Creek approximately 900 feet northwest of the intersection of SR 3022 and Grove Road by the Big Bend Church. (Fredonia, PA Quadrangle N: 4.2 inches; W: 8.2 inches) located in Jefferson Township, **Mercer County**.

ENVIRONMENTAL ASSESSMENT

Requests for Environmental Assessment approval under 25 Pa. Code § 105.15 and requests for certification under section 401 of the Federal Water Pollution Control Act.

Northwest Regional Office, Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

EA24-003NW. Environmental Assessment. **North Central Pennsylvania Planning and Development Commission**, 651 Mountmorenci Avenue, Ridgway, PA 15853. To remove an abandoned cooling unit and two abandoned buildings which are across/over tributaries to Elk Creek as part of the Stackpole Center Demolition Project. The project is located within the Stackpole Center in the City of St. Marys approximately 1,600 feet northwest of the intersection of Theresia Street (S. R. 1005) and S. R. 0120 (Saint Marys, PA Quadrangle N: 10.4 inches; W: 7.1 inches) located in City of Saint Marys, **Elk County**.

WATER ALLOCATIONS

Applications received under the act of June 24, 1939 (P. L. 842, No. 365) (32 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of this Commonwealth.

Southeast Regional Office: Bureau of Water Supply Management, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

WA15-67G. Water allocation. **Philadelphia Suburban Water Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489. The applicant is requesting the right to withdraw 4.0 mgd from the East Branch Brandywine Creek in Wallace Township, **Chester County**.

ACTIONS

FINAL ACTIONS TAKEN UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications and requests for plan approval and has issued the following significant orders.

Persons aggrieved by this 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 may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action 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 to 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 decisional law.

Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511.

NPDES Permit No. PA-0025224. Sewerage. **St. Clair Sewer Authority**, 16 South Third Street, St. Clair, PA 17970 is authorized to discharge from a facility located in East Norwegian Township, **Schuylkill County** to Mill Creek.

Southcentral Regional Office: Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17011, (717) 657-4590.

NPDES Permit No. PAG043579. Sewerage/SFRSTP. **Drew Dreisbach**, 307 South Lancaster Street, Lebanon, PA 17046, is authorized to discharge from a facility located in Bethel Township, **Lebanon County** to an unnamed tributary to Monroe Creek.

NPDES Permit No. PA0084514. Sewerage. **Shade Gap Area Joint Municipal Authority**, P. O. Box 185, Shade Gap, PA 17255-0089, is authorized to discharge from a facility located in Dublin Township, **Huntingdon County** to the receiving waters named Shade Creek.

NPDES Permit No. PAG043586. Sewage/SFSTF. **Susan and Larry Grubb**, R. D. 2, Box 122A, Clearville, PA 15535, is authorized to discharge from a facility located in West Providence Township, **Bedford County** to the Juniata River, Raystown Branch.

NPDES Permit No. PA0087718. Industrial waste. **Genwove, US Ltd.**, Route 915, Intersection I-70, Crystal Spring, PA 15536, is authorized to discharge from a facility located in Brush Creek Township, **Fulton County** to the receiving waters named Little Brush Creek.

Northcentral Regional Office, 208 West Third Street, Suite 101, Grit Building, Williamsport, PA 17701.

NPDES Permit No. PA0023582. Sewerage. **Freeburg Borough Municipal Authority**, P. O. Box 308, Freeburg, PA 17827. Applicant granted an NPDES permit to discharge treated sewage from their treatment plant serving the Freeburg Borough, **Snyder County**.

NPDES Permit No. PA0033782. Sewerage. **Timberend Estates Inc.**, R. D. 2, Muncy, PA 17756. Applicant granted an NPDES permit to discharge treated sewage from treatment facilities located at Fairfield Township, **Lycoming County**.

NPDES Permit No. PA0111937. Sewerage. **Patriot Treatment Plant Inc.**, 6009 New Berwick Highway, Bloomsburg, PA 17815. Applicant granted renewal permit for facility located at South Centre Township, **Columbia County**.

NPDES Permit No. PA0114553. Sewerage. **Millheim Borough Council**, 225 East Main Street, Millheim, PA 16854-0421. Applicant granted renewal to receive treated sewage discharge from facility located at Penn Township, **Centre County**.

WQM Permit No. 1795408-A30. Sewerage. **Bradford Township/Merritt**, P. O. Box 79, Woodland, PA 16881. Pilot program has been approved to install treatment system to serve single family residence located at Bradford Township, **Clearfield County**.

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

NPDES Permit No. PA0013820. Industrial waste. **Allegheny Ludlum Corporation**, River Road, Brackenridge, PA 15014 is authorized to discharge from a facility located at Brackenridge Facility, Brackenridge Borough, **Allegheny County** to the Allegheny River.

NPDES Permit No. PA0007196. Sewage. **Charles Shay**, R. R. 1, Box 2120, Clarksburg, PA 15725 is authorized to discharge from a facility located at Young Township, **Indiana County** to Unnamed Tributary of Blacklegs Creek.

NPDES Permit No. PA0028703, Amendment No. 1. Sewage, **Peters Township Sanitary Authority**, 3244 Washington Road, McMurray, PA 15317 is authorized to discharge from a facility located at Donaldson Crossroads Sewage Treatment Plant, Peters Township, **Washington County**.

NPDES Permit No. PA0041114. Sewage, **Kiskiminetas Springs School**, 1888 Brett Lane, Saltsburg, PA 15681 is authorized to discharge from a facility located at Kiskiminetas Springs School STP, Loyalhanna Township, **Westmoreland County** to the Kiskiminetas River.

NPDES Permit No. PA0092339. Sewage, **Bell Acres Municipal Sewage Authority**, 1151 Camp Meeting Road, Sewickley, PA 15143 is authorized to discharge from a facility located at Grouse Ridge Sewage Treatment Plant, Bell Acres Borough, **Allegheny County** to a drainage swale which leads to an unnamed tributary of Big Sewickley Creek.

NPDES Permit No. PA0094455. Sewage, **Derry Township Municipal Authority**, P. O. Box 250, New

Derry, PA 15671 is authorized to discharge from a facility located at Dogwood Acres MHP STP, Derry Township, **Westmoreland County** to McGee Run.

NPDES Permit No. PA0095176, Amendment No. 2. Sewage, **Elliott Turbomachinery Company, Inc.**, North Fourth Street, Jeannette, PA 15644-0800 is authorized to discharge from a facility located at Jeannette Facility, Jeannette, **Westmoreland County**.

Permit No. 6575412, Amendment No. 1. Industrial waste, **Menasha Packaging**, P. O. Box M, Yukon, PA 15698. Installation of a flow equalization basin located in the Township of Sewickley, **Westmoreland County** to serve the existing waste water treatment plant at the Menasha Corporation in Yukon, PA.

Permit No. 3297408. Sewerage, **Indiana County Municipal Service Authority**, P. O. Box 351, Indiana, PA 15701. Construction of a sewage treatment plant located in the Township of Young, **Indiana County** to serve the Village of Iselin.

Permit No. 6398401. Sewerage, **North Strabane Township Municipal Authority**, 1929 B Route 519 South, Canonsburg, PA 15317-5007. Construction of gravity sewers and appurtenances located in the Township of North Strabane, **Washington County** to serve the Meadow Brook Phases I, II, III and IV.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6942.

NPDES Permit No. PA0210331. Sewage. **Pine Grove Mobile Home Park and Sales, Inc.**, 374 North Perry Highway, Mercer, PA 16137 is authorized to discharge from a facility located in Coolspring Township, **Mercer County** to an unnamed tributary to Munell Run.

NPDES Permit No. PA0023451. Sewage. **Borough of Mt. Jewett**, P. O. Box 7215, Mt. Jewett, PA 16740-7215 is authorized to discharge from a facility in Mt. Jewett Borough, **McKean County** to an unnamed tributary to Kinzua Creek.

WQM Permit No. 1097409. Sewage. **Peter Rabbit Campground, Inc.**, 551 Mahood Rd., Butler, PA 16001. This project is for major modifications of an existing facility in Brady Township, **Butler County**.

WQM Permit No. 4298401. Sewage. **Pennsylvania Department of Transportation, McKean County Maintenance Facility**, P. O. Box 124, Cyclone, PA 16726. This project is to remove the existing sewage treatment facility and to install a new small flow sewage treatment facility including a septic tank, dosing tank, subsurface sand filter and chlorine contact tank in Lafayette Township, **McKean County**.

WQM Permit No. 4398406. Sewerage, **Seth and Evelyn Johnson, SRSTP**, 110 Tanner Rd., Greenville, PA 16125. Construction of Seth and Evelyn Johnson SRSTP located in West Salem Township, **Mercer County**.

INDIVIDUAL PERMITS

(PAS)

The following NPDES Individual Permits for Discharges of Stormwater from construction activities have been issued.

Southeast Regional Office, Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10-G293	Augustino Badalamenti 226 Hoeffcker Road Phoenixville, PA 19460	East Vincent Twp. Chester County	French Creek
PAS10-G299	Robert Sweeney, Jr. 116 Culbertson Run Road Downingtown, PA 19355	Honeybrook Twp. Chester County	West Branch Brandywine Creek

Northeast Regional Office, Regional Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10S055	PA American Water Co. 20 E. Union St. Wilkes-Barre, PA 18701	Monroe Co. Coolbaugh Twp. Mt. Pocono Boro.	Tobyhanna Crk.
PAS10U085	James Carty 2796 Mountainview Ave. Bath, PA 18014	Northampton Co. Bushkill Twp.	Buskill Crk.

Northcentral Region, Water Management, Soils and Waterways Section, F. Alan Sever, Chief, 208 West Third St., Williamsport, PA 17701.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS106605	Pa. Dept. of Transportation 715 Jordan Ave. Montoursville, PA 17754	Tioga County Liberty, Hamilton, Bloss Twps., Blossburg Borough	Tioga River

Northwest Regional Office, Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10K021	Robert Tidmore 521 Seminole Drive Erie, PA 16505	Erie County Millcreek Twp.	Thomas Run

INDIVIDUAL PERMITS

(PAR)

The following parties have submitted Notices of Intent (NOIs) for Coverage under (1) General NPDES Permit(s) to discharge wastewater into the surface waters of this Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permit(s) for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania. The approval of coverage for land application of sewage sludge or residential septage under these general permits 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 general permit. The Department of Environmental Protection approves the following coverages under the specified General Permit.

The EPA Region III Regional Administrator has waived the right to review or object to this permit action under the waiver provision: 40 CFR 123.24.

The application 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.

*List of NPDES and/or other
General Permit Type*

PAG-1	General Permit For Discharges From Stripper Oil Well Facilities
PAG-2	General Permit For Discharges of Stormwater From Construction Activities
PAG-3	General Permit For Discharges of Stormwater From Industrial Activities
PAG-4	General Permit For Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit For Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit For Wet Weather Overflow Discharges From Combined Sewer Systems

*List of NPDES and/or other
General Permit Type*

PAG-7	General Permit For Beneficial Use of Exceptional Quality Sewage Sludge By Land Application
PAG-8	General Permit For Beneficial Use of Non-Exceptional Quality Sewage Sludge By Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-9	General Permit For Beneficial Use of Residential Septage By Land Application to Agricultural Land, Forest or a Land Reclamation Site

General Permit Type—PAG 2

Facility Location

<i>County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Upper Allen Township Cumberland County	PAR-10-H147	William K. Laird Cumberland Parkway Storage 350 South 7th Street Lemoyne, PA 17043	Cedar Run	Cumberland County CD 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812
Swatara Township Dauphin County	PAR-10-I138	Shiloh Church of God P. O. Box 5389 Harrisburg, PA 17110	Spring Creek	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Swatara Township Dauphin County	PAR-10-I139	Harrisburg Express LP 7500 Greenway Center Drive Suite 510 Greenbolt, MD 20770	Swatara Creek	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Erie County Summit Township	PAR10K097	Kenneth Haibach 8615 Oliver Road Erie, PA 16509	Unnamed Tributary to Elk Creek	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Luzerne County Pittston Twp.	PAR10R142	Heritage Pittston Realty Inc. 1 Commerce Rd. Pittston, PA 18640	Lidy Crk.	Luzerne CD (717) 674-7991
Luzerne County Hanover Twp.	PAR10R141	Nardone Bros. Baking Pizza Co. 123 Hazle Ave. Wilkes-Barre, PA 18702	Sugarnotch Run	Luzerne CD (717) 674-7991
Luzerne County Hazle Twp.	PAR10R140	PADOT District 4-0 O'Neill Highway Dunmore, PA 18512	Cranberry Crk. Tomhicken Crk. Catawissa Crk. Black Creek	Luzerne CD (717) 674-7991
Lackawanna Co. Moosic Boro.	PAR10N059	James B. McDonough Hemingway Development Corp. Glenmaura National Blvd. Moosic, PA 18507	Tributary to Springbrook	Lackawanna CD (717) 587-2607
Schuylkill Co. Pottsville City	PAR10S754	Providence Place of Pottsville G. M. Lender Corp. 1528 Sand Hill Rd. Hummelstown, PA 17036	W. Branch Schuylkill River	Schuylkill CD (717) 622-3742
Monroe County E. Stroudsburg Borough	PAR10S019	Victoria Heights Prospect Hills Development 553 Main St. Stroudsburg, PA 18360	Brodhead Crk.	Monroe CD (717) 629-3060

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Northumberland County Lower Mahonoy Twp. and Jordan Twp.	PAR104919	Line Mountain School District R. R. 1, Box 857 Herndon, PA 17830	Unt. Fidlers Run	Northumberland CCD R. R. 3, Box 238C Sunbury, PA 17801 (717) 988-4224
Northumberland County Riverside Borough	PAR104920	Tim S. Karr River Hill Subdivision 521 N. Derr St. Lewisburg, PA 17837	Susquehanna River	Northumberland CCD R. R. 3, Box 238C Sunbury, PA 17801 (717) 988-4224
<i>General Permit Type—PAG 3</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Cranberry Township Butler County	PAR208312	TRACO (Three Rivers Aluminum Company, Inc.) 71 Progress Ave. Cranberry Township, PA 16066	Brush Creek	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG 4</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Columbia County Main Township	PAG044988	James C. Williams R. R. 8, Box 468 Bloomsburg, PA 17815	unnamed tributary Catawissa Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Bradford County Ulster Township	PAG044991	Roscoe and Phyllis Pipher R. D. 1, Box 266 Towanda, PA 18848	unnamed tributary to Cash Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Clearfield County Bradford Township	PAG045000	Vicki Merritt 322 East Church St. Clearfield, PA 16830	unnamed tributary to Jake Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Lycoming County Piatt Township	PAG044994	Ellen J. Dailey R. R. 4, Box 398 Jersey Shore, PA 17740	Stewards Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
West Salem Township Mercer County	PAG048486	Seth and Evelyn Johnson 110 Tanner Road Greenville, PA 16125	Tributary Little Shenango	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG 5</i>				
<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Cambria County Geistown Borough	PAG056115	Michael Shaffer 2463 Bedford Street Johnstown, PA 15401	Sams Run to Stonycreek River to Conemaugh River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG 9

*Facility Location
County and
Municipality*

Permit No.

*Applicant Name
and Address*

*Receiving Stream
or Body of Water
(If Applicable)*

*Contact Office and
Telephone No.*

Newton Township
Lackawanna County

PAG92203

Robert Esslinger
Roto Rooter
408 Marian Street
Clarks Summit, PA 18411

Northeast Region Office
Water Management
Program
Wilkes-Barre, PA 18711
(717) 826-2511

**SEWAGE FACILITIES ACT
PLAN APPROVAL**

**Plan Approval granted under the Pennsylvania
Sewage Facilities Act (35 P. S. §§ 750.1—750.20).**

*Northeast Regional Office Water Management Program
Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790,
(717) 826-2553.*

**Sugarloaf Township, Conyngham Borough,
Luzerne County**

The Department of Environmental Protection (Department) has completed its review of the Official Sewage Facilities Plan Update Revision (Plan Update) dated August 28, 1997 (received by the Department on October 6, 1997), with additional documentation dated: December 17, 1997 (received by the Department on December 22, 1997), December 29, 1997 (received by the Department on December 30, 1997) and January 28, 1998 (received by the Department on January 30, 1998) as prepared by George R. Nelson Associates.

The Department's review has found that the Plan Update is now acceptable and hereby grants planning approval. The approval of this Plan Update is conditioned upon ultimate compliance with the provisions of the History Code (37 Pa.C.S. § 507). The costs of conducting any required survey work related to compliance with the History Code must be included in the cost of the proposed sewerage facilities project. If recovery work or system redesign is required as a result of attaining compliance with the requirements of the PA Historical and Museum Commission, Sugarloaf Township must notify the Department immediately.

Sugarloaf Township proposes to implement Alternative No. 1 of the Plan Update. Alternative No. 1 proposes the installation of a new wastewater collection and conveyance system to serve 61 Equivalent Dwelling Units (EDUs) in the immediate Village of Sybertsville Area. The areas and structures to be served by the proposed system are shown on Drawing No. 94-00-D-08-SA found in Exhibit 10 of the Plan Update.

The wastewater collection system proposed will consist of approximately 4,935 linear feet of gravity and low-pressure sewer lines along with associated appurtenances. The conveyance system will include the construction of a wastewater pumping station and approximately 855 linear feet of 4' force main. The force main will convey the service area's wastewater to a tie-in point in the existing Sugarloaf Township/Conyngham Borough Authority's wastewater conveyance system. Wastewater will then be conveyed through the existing conveyance system's lines to the Conyngham Borough Authority's (Authority's) Wastewater Treatment Facility for treatment and discharge.

Since the Authority's Wastewater Treatment Facility is currently under a sewer connection prohibition, the 61

EDUs proposed to be connected must be accounted for from the sewer connection allocation available for Sugarloaf Township. Upon connection of the proposed Sybertsville system to the Authority's Wastewater Treatment Facility, Sugarloaf Township and the Authority shall show, in the appropriate Quarterly Sewer Allocation Status Report, that the 61 EDUs have been deducted from the appropriate sewer connection allocation.

In accordance with the provisions of the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20(a)) (Act 537) and Chapter 71 of the Department's regulations (25 Pa. Code Ch. 71), the Department will hold Sugarloaf Township responsible for the complete and timely implementation of the Plan Update's chosen wastewater disposal alternative. Implementation of the Plan Update's chosen wastewater disposal alternative must be performed within the timeframes indicated in the Plan Update's Schedule of Implementation.

Please be advised that any additional wastewater-related improvements, additions, deletions or changes outside of those explicitly described in the Plan Update must be in compliance with the Department's regulations and be submitted to and approved by the Department in writing.

This approval covers only the wastewater planning aspects of the proposed construction project as it relates to Sugarloaf Township's Official Sewage Facilities Plan. Before construction of the proposed project may commence, the Township must obtain a Part II—Water Quality Management Permit from the Department. Please remember to include a copy of this approval correspondence with the permit application when it is submitted to the Department's Northeast Regional Office.

**Plan Disapproval granted under the Pennsylvania
Sewage Facilities Act (35 P. S. §§ 750.1—750.20).**

*Northeast Regional Office: Water Management Program
Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790,
(717) 826-2553.*

Rice Township, Luzerne County

The Department of Environmental Protection (Department) has reviewed the Prospect Road Area Act 537 Special Study (Special Study), dated June 1996 and revised July 1997 (received by the Department on September 10, 1997), as submitted by Milnes Engineering, Inc., on behalf of Rice Township.

During the review of an Official Sewage Facilities Plan Update or Special Study, the Department must ensure that various, relevant issues are addressed in both an adequate and comprehensive manner. The Special Study, currently under review for the Prospect Road Area of Rice Township, continues to have several issues which have not been adequately addressed.

The major issue which remains to be adequately addressed is:

The user costs for the proposed Prospect Road Area Sewer Construction Project (Project) appear to be unusually expensive in comparison to wastewater collection system projects for similar communities. The Township's current proposal indicates that homeowners have the choice of two financing options: either purchasing or financing a grinder pump. If the homeowner initially purchases the grinder pump, the initial cost is estimated to be \$5,375 per household with the monthly user fee being approximately \$40 per household. If the homeowner elects to finance the purchase of the grinder pump, the initial cost is estimated to be \$2,875 with the monthly user fee being approximately \$70 per household. Under either of these scenarios, the estimated user costs are high. If the grinder pump is purchased upfront, the initial cost is high. If the grinder pump is financed, the monthly user fee is high.

This project is not acceptable because there are other less costly alternatives which are easier to administer and which provide a more comprehensive approach to water quality management and wastewater disposal in the Prospect Road Area. On several occasions within the past year, the Mountaintop Area Joint Sanitary Authority (MAJSA) proposed other more cost-effective, alternative projects which they agreed to both administer and construct. The most recent proposal was forwarded by the Department to Rice Township on February 10, 1998. Also, the Township can expand the scope of the proposed project to address the present and future sewer needs of the Prospect Road Area in a manner that would further decrease costs.

In addition to the major issue listed above, the following questions/comments must be adequately addressed by Rice Township before the Department may approve any subsequent Special Study. The questions/comments listed are arranged according to the order specified in the Department's Act 537 Plan Content and Environmental Assessment Checklist (Checklist). Listing of the question or comment in this correspondence does not limit or prevent the Department from requesting further information or clarification based on the responses supplied or additional information obtained, in future submissions, to answer the questions/comments provided:

Completeness Checklist

Item No. 7—Item 3, of the Schedule of Implementation, and its subsequent items, should be based upon the approval date of the Special Study by the Department. A Part II—Water Quality Management Permit Application will not be accepted by the Department for review until after the appropriate Official Sewage Facilities Plan Approval is issued. The implementation schedule in the Special Study must be revised, in an appropriate manner, to address this issue.

General Plan Checklist

Item No. III.B.2—The Smolenak Residence, located at 349 Prospect Road, was previously identified by the Department as having a malfunctioning onlot wastewater disposal system. This Special Study indicates that a possible malfunction currently exists at this residence. Given the Department's and the Township's observations of the onlot system and the severe soil limitations for onlot wastewater disposal systems in the area of this residence, this structure should be required to connect to the central sewer system currently available in front of the property.

The Department has also learned that the owners of the Davis and Haydt properties (located at 331 and 319

Prospect Road respectively), are considering connecting to the MAJSA line located in the vicinity of these residences. The Davis property is identified in the Special Study as a possible malfunction (lush grass over the drainfield with no wet spots). The Haydt property's onlot system was not inspected as part of the Special Study. The desire of these properties' owners, to connect to the existing sewer system, must be considered when developing a comprehensive solution which addresses the poor physical conditions and onlot system problems in the Prospect Road Area.

Item No. VI.D&E—Please see the comments concerning the major issue remaining to be resolved earlier in this correspondence regarding the project scope/financing offer of the MAJSA.

Item No. VI.F.2.a—This item should be further addressed in the Special Study since both the Township's current proposal and the MAJSA proposal allow the option of not immediately connecting into the existing and proposed wastewater collection systems until an onlot wastewater disposal system malfunction occurs. Please indicate how often Rice Township will continue to inspect the Jacob's and other onlot wastewater disposal systems in the planning area to determine their malfunction status and insure that a public health hazard does not develop.

Item No. VI.C.2—Section V.A.1, found on page 12 of the Special Study, indicates that Rice Township will need to enact a mandatory connection ordinance to require the various properties on the north side of Prospect Road to connect to the central sewer system in the area. The Department disagrees with the Township's assertion that a new mandatory connection ordinance is required. A review of the Township's existing mandatory connection ordinance appears to indicate that it is worded in a fashion that its requirements apply to all portions of Rice Township accessible to a municipal, central sewer system.

Item No. VIII.A&B—This entire section, especially Item VIII.A.5 will need to be revised since it appears that MAJSA proposal has not been seriously evaluated (technically-considering the poor soils and age of the installed onlot systems in the area and financially) and considered.

Conclusions

Due to the deficiencies listed above, the Department hereby disapproves the Special Study comprised of the submissions listed in the first paragraph of this correspondence.

Rice Township has a continuing obligation, under section 5 of the Pennsylvania Sewage Facilities Act and the regulations promulgated thereunder, to revise its Official Sewage Facilities Plan to address existing and future sewage disposal needs in the vicinity of Prospect Road and provide for adequate sewage treatment facilities. The Department requests that Rice Township immediately take all actions necessary to revise its Official Sewage Facilities Plan in consideration of the above comments.

Over the past year, the Department has been working closely with both the municipal officials and the engineering consultant of Rice Township to ensure the development of a Special Study which addresses the current and future wastewater disposal needs of the Prospect Road Area in a cost-effective and environmentally sound manner. On numerous occasions, the Department has informed municipal officials and the engineering consultant that the current proposal and its predecessors are unduly expensive in light of other available alternative projects.

This position has been communicated by telephone, meetings at the Rice Township Municipal Building and Department correspondence dated March 13, 1997, May 30, 1997, July 3, 1997 and February 10, 1998.

In response to Rice Township's failure to address the deficiencies of the proposed project, the Department intends to initiate an enforcement action against Rice Township. This action will compel the Township to adequately address the wastewater disposal needs of the Prospect Road Area using a cost-effective and comprehensive wastewater disposal alternative which meets the requirements of the Pennsylvania Sewage Facilities Act.

SAFE DRINKING WATER

Operation Permits issued under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17)

Regional Office: Northcentral Field Operations, Environmental Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

A. 4196501. The Department issued an operating permit to **Orchard Mobile Home Park** (R. R. 3, Box 2504, Hughesville, PA 17737, Wolf Township, **Lycoming County**) for operation of facilities consisting of four 2,500 gallon polyethylene finished water storage tanks and four system booster pumps, approved under Public Water Supply Construction Permit No. 4196501; issued July 9, 1996.

Construction Permit issued under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17)

Regional Office: Northcentral Field Operations, Environmental Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

A.M.A. The Department issued a construction permit to **State College Borough Water Authority** (1201 West Branch Road, State College, PA 16801-7697, State College Borough, **Centre County**) for construction modifications to Well Field No. 6 (Alexander Well Field).

Northwest Regional Office, Regional Manager, 230 Chestnut Street, Meadville, PA, (814) 332-6899.

Permit No. 2598501. Public water supply. **Erie City Water Authority**, 340 West Bayfront Parkway, Erie, PA 16507 has been issued a permit for the construction of a booster pump station and transmission line along Station and Jordan Roads in Harborcreek Township, **Erie County**.

Type of Facility: Community Water Supply

Consulting Engineer: Ted Fithian, P. E., President, KLH Engineers, Inc., 5173 Campbells Run Road, Pittsburgh, PA 15205.

Permit to Construct Issued: March 9, 1998

Permit No. 1097508. Public water supply. **Peter Rabbit Campground**, 551 Mahood Road, Butler, PA 16001 has been issued a permit for the construction of Well #4 in Brady Township, **Butler County**.

Type of Facility: Community Water Supply

Consulting Engineer: William J. McGarvey, P. E., McGarvey Engineering, 172 Woodcrest Road, Butler, PA 16002-0064.

Permit to Construct Issued: March 9, 1998

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of any final 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 methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning the final report, contact the Environmental Cleanup Program in the Department's Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

The Department has received the following final report:

Southeast Regional Office: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-5950.

William Grosskopf Residence, Avondale Borough, **Chester County**. Kevin Van Kuren, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103, has submitted a Final Report concerning remediation of site soil contaminated with petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

SOLID AND HAZARDOUS WASTE RESIDUAL WASTE PROCESSING FACILITIES

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

Regional Office, Regional Solid Waste Manager, Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA 19428.

Permit No. 301077. Laidlaw-Environmental Services (Tucker), Inc., 4105 Whitaker Avenue, Philadelphia, PA 19124. This permit is for the continuing operation of a PCB waste transfer facility at the above mentioned facility which is located in the City of Philadelphia. Permit was issued at the Southeast Regional Office on March 6, 1998.

**OPERATE WASTE PROCESSING OR DISPOSAL
AREA OR SITE**

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a solid waste processing or disposal area or site.

Northcentral Regional Office, Regional Solid Waste Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3653.

Permit No. 300987. Montour SES Ash Area No. 3 (Pennsylvania Power & Light Company, Two North Ninth Street, Allentown, PA 18101). Repermitting of 64-acre residual waste landfill located in Derry Township, **Montour County**. Issued in the regional office on March 9, 1998.

**AIR POLLUTION
OPERATING PERMITS**

Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

OP-65-865A: Sony Chemicals Corp. of America (1001 Technology Drive, Mt. Pleasant, PA 15666) issued March 9, 1998, for the operation of a rotary R&D coater at the Pittsburgh Manufacturing Center in Mt. Pleasant Township, **Westmoreland County**.

OP-63-00872: RTS Packaging, LLC (PO Box 116, Charleroi, PA 15022) issued March 4, 1998, for the operation of paperboard partition manufacturing at the Charleroi partition in Charleroi Borough, **Washington County**.

Operating Permits Minor Modification issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Northcentral Regional Office, Air Quality Program, 200 Pine Street, Williamsport, PA 17701, (717) 327-3637.

OP-14-0005: Pennsylvania Department of Corrections (PO Box 598, Camp Hill, PA 17001-0598) issued on March 5, 1998, for the minor modification of an operating permit to impose more restrictive coal usage limitations and to establish coal usage record keeping requirements on a per boiler, per month basis at SCI Rockview in Benner Township, **Centre County**.

Administrative Amendment of Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

TV-65-00839: Texas Eastern Transmission Corp. (PO Box 1642, Houston, TX 77251-1642) for their Delmont Station located in Salem Township, **Westmoreland County**.

land County. The facility's major sources include various turbines and compressor engines which emit major quantities of NOx.

PLAN APPROVALS

Plan Approvals issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Regional Office, Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

PA-15-0015A: Sartomer Company, Inc. (610 South Bolmar Street, West Chester, PA 19382) issued March 10, 1998, for the operation of a Emergency Generator in West Chester Borough, **Chester County**.

Southcentral Regional Office, Air Quality Program, One Ararat Blvd., Harrisburg, PA 17110, (717) 657-4587.

06-1083: Roeberg Enterprises, Inc. (17th and Fairview Streets, Reading, PA 19606) issued March 9, 1998, for the construction of the dry cleaning facility (Yorgey's Dry Cleaning) in Reading, **Berks County**.

07-330-004: Hamilton Beach Proctor-Silex, Inc. (4421 Waterfront Drive, Glen Allen, VA 23060) issued March 11, 1998, for the installation of a groundwater and soil vapor remediation system in Antis Township, **Blair County**.

21-02013C: Fry Communications, Inc. (800 West Church Road, Mechanicsburg, PA 17055) issued March 12, 1998, for the installation of three four-unit quadruple web Atlas pneumatic nonheatset printing presses in Building #2, located in Mechanicsburg Borough, **Cumberland County**.

21-310-031A: Valley Quarries, Inc. (PO Box J, Chambersburg, PA 17201-0809) issued March 9, 1998, for modification of the limestone crushing plant in Southampton Township, **Cumberland County**. This source is subject to 40 CFR 60, Subpart 000, Standards of Performance for New Stationary Sources.

21-317-059: The Quaker Oats Co. (PO Box 3040, Shiremanstown, PA 17011) issued March 12, 1998, for the construction of a what dryer controlled by a fabric filter in Hampden Township, **Cumberland County**.

36-320-014D: R. R. Donnelley & Sons, Co. (1375 Harrisburg Pike, Lancaster, PA 17601) issued March 11, 1998, for the construction of seven heatset web offset printing presses controlled by a thermal oxidizer in the City of Lancaster, **Lancaster County**.

Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

PA-04-504A: Mitsui/ZCA Powders Company (300 Frankfort Road, Monaca, PA 15061) issued March 3, 1998, for the construction of a high purity zinc powder plant in Potter Township, **Beaver County**.

PA-30-120A: CoBon Synfuel #2, L.L.C. (1145 East Union Avenue, Midvale, UT 84047) issued March 2, 1998, for the installation of coal agglomeration at the Alicia Facility in Monongahela Township, **Greene County**.

PA-65-788D: Sony Electronics, Inc. (1001 Technology Drive, Mt. Pleasant, PA 15666) issued March 9, 1998, for the installation of salvage fume scrubber FS-2 at Pittsburgh Manufacturing Center in Mt. Pleasant Township, **Westmoreland County**.

PA-04-516A: Vesuvius McDanel Company (510 9th Avenue, PO Box 560, Beaver Falls, PA 15010) issued March 9, 1998, for the installation of ceramic production at Beaver Falls Plant in Beaver Falls, **Beaver County**.

PA-65-016B: Latrobe Steel Company (2626 Ligonier Street, PO Box 31, Latrobe, PA 15650) issued March 9, 1998, for the construction of two homogenization furnaces at Latrobe Plant in Latrobe Borough, **Westmoreland County**.

PA-56-206A: New Enterprise Stone & Lime County, Inc. (PO Box 77, New Enterprise, PA 16664) issued January 15, 1998 for the construction of an asphalt batch plant in Somerset Township, **Somerset County**.

Northwest Regional Office, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.

PA 37-291A: LaFarge Corporation, Pulaski Plant (Route 551, New Wilmington, PA 16142) issued March 10, 1998, for the construction of a slag processing facility at Pulaski Township, **Lawrence County**.

**REASONABLY AVAILABLE CONTROL
TECHNOLOGY
(RACT)**

Operating Permits issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and regulations for an Operating Permit to comply with 25 Pa. Code § 129.91 for Reasonable Available Control Technology.

Southeast Regional Office, Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

OP-46-0070: Finnaren & Haley, Inc. (901 Washington Street, Conshohocken, PA 19428) issued March 5, 1998, for the operation of a Facility VOC/NOx RACT in Whitmarsh Township, **Montgomery County**.

OP-09-0027: Fres-Co System USA, Inc. (3005 State Road, Telford, PA 18969) issued March 5, 1998, for the operation of a Facility VOC/NOx RACT in West Rockhill Township, **Bucks County**.

OP-15-0025: Transwall Corp. (1220 Wilson Drive, West Chester, PA 19380) issued March 10, 1998, for the operation of a Facility VOC/NOx RACT in West Chester Borough, **Chester County**.

MINING

**APPROVALS TO CONDUCT COAL AND NONCOAL
ACTIVITIES**

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); 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. Mining activity permits issued in response to the applications will also address the applicable 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).

Ebensburg District Office, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

Coal Applications Issued

32920101. Permit Renewal, Pitt Mining Company (R. D. 3, Box 95B, Shelocta, PA 15774), continued restoration and reclamation only of a bituminous strip mine in Young Township, **Indiana County**, affecting 272.3 acres, receiving stream two branches of an unnamed tributary to Gobbler Creek to Crooked Creek to the Allegheny River. Application received August 8, 1997; permit issued March 9, 1998.

32970108. Simpson Coal Company (R. D. 1, Box 244, New Alexandria, PA 15670), commencement, operation and restoration of a bituminous strip mine in Young and Conemaugh Townships, **Indiana County**, affecting 166.6 acres, receiving stream Harpers Run and unnamed tributary to Blacklegs Creek. Application received July 10, 1997; permit issued March 9, 1998.

11920107. Permit Renewal, E. P. Bender Coal Company, Inc. (Main and Lehmier Streets, P. O. Box 594, Carrolltown, PA 15722), commencement, operation and restoration of bituminous strip-coal refuse disposal, valid for reclamation, only mine in Reade Township, **Cambria County**, affecting 56.5 acres, receiving stream Powell Run. Application received December 24, 1997; permit issued March 10, 1998.

56900111. Hoffman Mining, Inc. (P. O. Box 130, 118 Runway Road, Friedens, PA 15541), permit revision to change the land use for the premining land use of forestland to be restored to pastureland or land occasionally cut for hay postmining on the Richard L. Merrill, Patricia M. Hankinson and Sally M. Ancona properties in Brothersvalley Township, **Somerset County**, affecting 188.6 acres, receiving streams unnamed tributaries to Buffalo Creek and unnamed tributary to Piney Run. Application received December 24, 1997; issued March 12, 1998.

56970103. Marquise Mining Corporation (3889 Menoher Boulevard, Johnstown, PA 15905), commencement, operation and restoration of a bituminous strip-auger mine in Shade Township, **Somerset County**, affecting 308.0 acres, receiving stream Fallen Timber Run and an unnamed trib. to Stonycreek. Application received July 25, 1997; permit issued March 11, 1998.

Greensburg District Office, R. D. 2, Box 603-C, Greensburg, PA 15601.

26970103. Piccolomini Contractors, Inc. (P. O. Box 4, Waltersburg, PA 15488). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Franklin Township, **Fayette County**, affecting 48.5 acres. Receiving streams: unnamed tributary to Redstone Creek, Redstone Creek to Monongahela River. Application received: May 15, 1997. Permit issued: March 10, 1998.

3572SM15. Allegheny Metals & Minerals, Inc. (731—733 Washington Road, Fifth Floor, P. O. Box 11999, Pittsburgh, PA 15228-0999). Permit issued to change name from Allegheny Sand, Inc., for continued operation and reclamation of a bituminous surface mine located in Gilpin Township, **Armstrong County**, affecting 634.7 acres. Receiving streams: Unnamed Run, Unnamed Run, Unnamed Run to Allegheny River to Ohio River. Application received: January 27, 1998. Permit issued: March 12, 1998.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

Noncoal Permits Issued

06960301. Allentown Cement Company, Inc. (PO Box 619, Blandon, PA 19510-0619), commencement, operation and restoration of a quarry operation in Oley Township, **Berks County**, affecting 201.0 acres, receiving stream—unnamed tributary to Manatawny Creek. Permit issued March 9, 1998.

5575SM1A3C2. State Aggregates, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), renewal of NPDES Permit No. PA0119555 in Clifford Township, **Susquehanna County**, receiving stream—East Branch of Tunkhannock Creek. Renewal issued March 11, 1998.

48750401C3. Lafarge Corporation (5160 Main Street, Whitehall, PA 18052), correction to an existing quarry operation in Allen Township, **Northampton County** affecting 342.0 acres, receiving stream—Lehigh River. Correction issued March 12, 1998.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

Coal Applications Withdrawn

54970205. A/C Fuels Company (1001 Industrial Road, Nesquehoning, PA 18204), commencement, operation and restoration of a coal refuse reprocessing operation in Reilly Township, **Schuylkill County** affecting 165.9 acres, receiving stream—Muddy Creek. Application received October 9, 1997. Application withdrawn March 13, 1998.

Ebensburg District Office, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

Industrial Minerals NPDES Permit Renewal Applications Issued

4275SM20. U. S. Silica Company (P. O. Box 187, Berkeley Springs, WV 25411), renewal of NPDES Permit No. PA0125334, Brady Township, **Huntingdon County**, receiving streams Juniata River; Saddler Creek; unnamed tributary of Shaughnessy Run; and unnamed tributary of Flush Run. NPDES renewal application received December 08, 1997; issued March 6, 1998.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

General Small Noncoal Bond Release Application

64910802. Pocono Custom Homes, Inc. (PO Box 21, New Foundland, PA 18445), Stage I & II bond release for a small quarry operation in Sterling Township, **Wayne County** affecting 2.0 acres for \$2,000 on property owned by Roger Altemier. Application received March 2, 1998.

**ACTIONS TAKEN UNDER
SECTION 401: FEDERAL
WATER POLLUTION
CONTROL ACT
ENCROACHMENTS**

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 (33 U.S.C.A. § 1341(a)).

Persons aggrieved by this 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, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action 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 to the Board, (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Actions on applications filed 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 sections 5 and 402 of The Clean Streams Law (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)). (Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.)

Southcentral Regional Office, Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, (717) 657-4590.

E22-376. Encroachment. Dauphin County Board of Commissioners, Russell Sheaffer, PO Box 1295, Harrisburg, PA 17108. To remove the existing structure and replace it with a bridge having a normal span of 55 feet and an underclearance of 4.5 feet across the channel of Wiconisco Creek at a point at Arch Street (T-707) (Lykens, PA Quadrangle N: 12.38 inches; W: 9.75 inches) in Lykens Borough and Wiconisco Township, **Dauphin County**.

This permit also includes 401 Water Quality Certification.

E28-247. Encroachment. Greene Township Board of Supervisors, Charles Jamison, Jr., PO Box 215, Scotland, PA 17254. To remove the existing structure and to construct and maintain an 18 feet by 6.5 feet concrete box culvert across an overflow channel of the Conococheague Creek on T-415 (Brindle Road) located about 1.5 miles south of Scotland Village (Scotland, PA Quadrangle N: 12.75 inches; W: 12.3 inches) in Green Township, **Franklin County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E31-131. Encroachment. Ralph Weiler, Chairperson, Jackson Township Supervisors, RR 1, Box 389A, Petersburg, PA 16669. Description: To maintain the work done at Slate Hill Road Bridge #1 in Greenlee Run under emergency permit EP319607 which authorized the filling of a portion of an instream scour hole, downstream of the bridge, with R-6 riprap; filling a portion of the scour hole under the bridge with Class C concrete and embedded R-3 riprap in the top surface; underpinning and placing scour protection concrete at both bridge abutments and placing R-6 riprap on the banks downstream of the bridge located on Township 529 about 300 feet east of Township 530 (McAlevys Fort, PA Quadrangle N: 7.3 inches; W: 10.6 inches) in Jackson Township, **Huntingdon County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E50-190. Encroachment. **Wheatfield Township Board of Supervisors**, Harold Mullen, 6 Ankajam Drive, Duncannon, PA 17020. To replace an existing structure with a 24-foot × 5.75-foot aluminum box culvert across the channel of Dark Run at a point at T-348 (Pleasant Grove Road) (Duncannon, PA Quadrangle N: 2.0 inches; W: 14.0 inches) in Wheatfield Township, **Perry County**. This permit also includes 401 Water Quality Certification.

E67-609. Encroachment. **York County Rail/Trail Authority**, Gwen Loose, RD 8, Box 438A, York, PA 17403. To realign approximately 240 feet of stream channel and place riprap to stabilize the bed and banks of a tributary to South Branch Codorus Creek beginning upstream of rail/trail Bridge at M. P. 49.84 (West York, PA Quadrangle N: 1.8 inches; W: 1.5 inches) in North Codorus Township, **York County**. This permit also includes 401 Water Quality Certification.

E67-610. Encroachment. **Manchester Township Municipal Authority**, Delmar Hauck, 3289 Susquehanna Trail, York, PA 17402. To construct and maintain an 8-inch diameter (PVC) sanitary sewer main with manholes, crossing two tributaries to Codorus Creek and 294 feet of wetlands located along the west side of North George Street (SR 0181) (York Haven, PA Quadrangle N: 5 inches; W: 15 inches) in Manchester Township, **York County**. This permit also includes 401 Water Quality Certification.

Northcentral Region, Water Management—Soils and Waterways, F. Alan Sever, Chief, 208 West Third St., Williamsport, PA 17701.

E18-240. Encroachment. **DCNR, Bureau of Facility Design & Construction**, P. O. Box 8451, Harrisburg, PA 17105-8451. To remove an existing deteriorated structure and to construct and maintain a prestressed concrete spread box beam bridge with a 27 foot normal span and an average underclearance of 5 feet across County Line Branch which is located approximately 0.25 mile northbound on Robinson Road from its intersection with Benson Road (Slate Run, PA Quadrangle N: 17.8 inches; W: 16.6 inches) in Chapman Township, **Clinton County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E19-173. Encroachment. **Dave Evans**, 341 Millville Rd., Bloomsburg, PA 17815. To maintain a 30 foot wide by 40 foot long by 20 foot high wooden barn in the right floodway of Little Fishing Creek located approximately 2 miles north on SR 0042 from SR 0080 (Bloomsburg, PA Quadrangle N: 6.8 inches; W: 14.8 inches) in Hemlock Township, **Columbia County**. This permit was issued under section 105.13(e) Small Projects.

E41-413. Encroachment. **James Eppley, DCNR**, Bureau of Facility Design & Construction, P. O. Box 8451, Harrisburg, PA 17105-8451. To remove an existing structure and to construct, operate and maintain a single cell precast reinforced concrete box culvert to carry Pleasant Stream Road across Bovier Run. The box culvert shall be constructed with a span of 20 feet, rise of 5 feet and length of 58 feet. The project is located along the eastern right-of-way of SR 0014 and approximately 1.5 miles south of the intersection of SR 1013 and Pleasant Stream Road (Barbours, PA Quadrangle N: 22.3 inches; W: 12.5 inches) in McIntyre Township, **Lycoming County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E55-154. Encroachment. **Pa. Dept. of Transportation**, P. O. Box 218, Montoursville, PA 17754. To construct

and maintain articulated grout mattress approximately 11 foot wide by 33 foot long by 8 inch thick depressed 6 inches in the center of Hoffer Creek under the bridge located on SR 2002 approximately 600 feet south of the intersection of SR 2002 with SR 2001 (Dalmatia, PA Quadrangle N: 9.3 inches; W: 8.4 inches) in Chapman Township, **Snyder County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

Southwest Regional Office, Soils and Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E65-682. Encroachment. **Equitable Resource Exploration, A Division of Equitable Resources Energy Co.**, Cloverleaf Square, Building G, Big Stone Gap, VA 24219. To remove the existing structure and to construct and maintain a culvert crossing consisting of two 60-inch corrugated metal pipes in an unnamed tributary to Jacobs Creek for the purpose of providing access to a gas well. The project is located off of T-748 (Mount Pleasant, PA Quadrangle N: 3.1 inches; W: 8.4 inches) in East Huntingdon Township, **Westmoreland County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

Northwest Regional Office, Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

E10-269. Encroachment. **James Dlubak, c/o Dlubak Glass Company**, 1600 Saxonburg Road, Natrona Heights, PA 15065. To install and maintain a 10-inch-diameter PVC pipe gravity sanitary sewer line with concrete easement across a tributary to Little Bull Creek upstream of S. R. 2009 (Ekastown Road) approximately 1 mile north of S. R. 1028 (Millerstown Road) (Freeport, PA Quadrangle N: 9.8 inches; W: 16.0 inches) located in Buffalo Township, **Butler County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E25-560. Encroachment. **Deangelo Family Limited Partnership**, 521 Seminole Drive, Erie, PA 16505. To construct and maintain a laminated timber bridge having a clear, normal span of 33.5 feet and an average underclearance of 6.5 feet across a tributary to Walnut Creek (Thomas Run) on an access road in Echo Hills Estates Subdivision (Echo Hill Lane) approximately 2,800 feet northwest of the intersection of Thomas Road and California Road (Swanville, PA Quadrangle N: 6.4 inches; W: 5.3 inches) located in Millcreek Township, **Erie County**.

E25-561. Encroachment. **Erie-Western Pennsylvania Port Authority**, 17 West Dobbins Landing, Erie, PA 16507. To excavate and maintain an area measuring 269 feet long by 65 feet wide along the east side of the existing Sassafras Street Dock (Sand Dock) to elevation 563 feet (USGS Datum) in the West Canal Basin, Presque Isle Bay, Lake Erie (Erie North, PA Quadrangle N: 1.8 inches; W: 12.5 inches) located in the City of Erie, **Erie County**. To install and maintain the following additional structures in the excavated area: rock riprap slope protection around the perimeter, an approximately 260-foot-long by 6-foot-wide floating header dock and eight 32-foot-long by 3-foot-wide floating finger piers.

E37-115. Encroachment. **Lawrence County Commissioners**, Lawrence County Courthouse, Court Street, New Castle, PA 16101. To remove the existing bridge and to construct and maintain a prestressed concrete adjacent

box beam bridge having a clear, normal span of 23.5 meters (77.2 feet) and minimum underclearance of 2.5 meters (8 feet) across North Fork Little Beaver Creek on T-356 (Wallace Road) approximately 2,000 feet east of S. R. 3011 (New Galilee, PA Quadrangle N: 21.0 inches; W: 7.0 inches) located in Little Beaver Township, **Lawrence County**.

[Pa.B. Doc. No. 98-489. Filed for public inspection March 27, 1998, 9:00 a.m.]

Radiation Protection Advisory Committee Meeting

A Radiation Protection Advisory Committee (RPAC) meeting is scheduled for April 23, 1998, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the RPAC meeting should be addressed to Stuart Levin at (717) 787-3720 or e-mail at levin.stuart@a1.dep.state.pa.us. The agenda is also available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Marianne Hansen directly at (717) 787-2480 or through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-490. Filed for public inspection March 27, 1998, 9:00 a.m.]

Small Business Assistance Program Compliance Advisory Committee; Change of Meeting Location

The location for the April 22, 1998, meeting of the Small Business Assistance Program Compliance Advisory Committee has been changed from Harrisburg to Johnstown. The meeting will begin at 10:30 a.m. and will be held at Concurrent Technologies Corp., 1425 Scalp Avenue, Johnstown.

The purpose of this meeting is to inform the committee members of Small Business Assistance activities. Questions concerning the meeting can be directed to Scott Kepner, Bureau of Air Quality, at (717) 772-2330 or e-mail to Kepner.Scott@a1.dep.state.pa.us.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Scott Kepner directly at (717) 772-2330 or through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-491. Filed for public inspection March 27, 1998, 9:00 a.m.]

DEPARTMENT OF HEALTH

WIC; Public Meeting

In accordance with 7 CFR 246.4(b) (as amended, 50 FR 6108 et seq., February 13, 1985) the Department of Health (Department) has scheduled a public meeting for the purpose of obtaining comments and recommendations for the development of the 1999 State Plan of Program Operations and Administration for the Special Supplemental Nutrition Program for Women, Infants and Children (WIC) in Pennsylvania.

The Department invites comments on all aspects of the program's operations. General comments on other issues pertinent to the program are also requested.

Persons wishing to give testimony at the public meeting are requested to preregister with the State WIC Program Office by calling (717) 783-1289. Anyone unable to attend the meetings, but wishing to express their views, may submit written comments by May 31 to the Department. Direct written comments to: Department of Health, Division of Women, Infants and Children (WIC), Attention: Program Operations and Evaluation Section, P. O. Box 90, Harrisburg, PA 17108.

Persons who require reasonable accommodations in accordance with the Americans with Disabilities Act (ADA) of 1990, should contact Wendy Unger at (717) 783-1289 for assistance.

The meeting will be held on Thursday, April 23, 1998 at 10 a.m.—3 p.m. in the Health and Welfare Building—Room 802, Commonwealth and Forster Streets, Harrisburg, PA.

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 98-492. Filed for public inspection March 27, 1998, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

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

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Blue Eagle Construction (Fed. ER Tax I. D. No. 25-1725623)	4830 Hatfield St. Pittsburgh, PA 15201	06/13/97

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Ellen F. Lynch and Allyn L. Lynch	Professional Complex Suite 100 15 Forbes Road Trafford, PA 15085	02/20/98

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 98-493. Filed for public inspection March 27, 1998, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

1997 Group Two Exception Requests; MA/LTC Participation Review

The Department of Public Welfare (Department), by statement of policy effective December 19, 1996, adopted an interim policy announcing that, as a general matter, it intended to exercise its discretion to terminate or to refuse to enter into an MA provider agreement with a provider of nursing facility services that sought to in-

crease the number of MA certified nursing facility beds through enrollment or expansion, unless the Department granted an exception on a case-by-case basis to permit that provider to enroll or expand; or, in the case of an enrolled provider, the provider did not expand by more than 10 beds or 10%, whichever was less, over a 2-year period. See 26 Pa.B. 5996 (December 14, 1996). The Department revised its interim policy effective August 11, 1997, to prohibit enrolled nursing facility providers from expanding their existing licensed bed capacity, under any circumstances, without first receiving an exception from the Department. See 27 Pa.B. 4005 (August 9, 1997).

When it published its initial interim statement of policy, the Department announced its intention to supersede the interim policy with a permanent MA/Long Term Care (LTC) participation review process. To that end, the Department developed a process and guidelines that it intends to use to grant exceptions on a case-by-case basis to its general policy to deny or terminate MA enrollment. The Department published a final policy in the *Pennsylvania Bulletin*. See 28 Pa.B. 138 (January 10, 1998).

Under those guidelines, the Department has committed to publish a notice in the *Pennsylvania Bulletin* listing all pending Group Two exception requests. By this notice, the Department announces the 1997 Group Two exception requests covering the submission period of July 1, 1997 through December 31, 1997.

Expansion Projects

<i>Number</i>	<i>Name</i>	<i>Address</i>	<i>County</i>	<i>Beds</i>
JD97002	ManorCare—Laureldale	2125 Elizabeth Avenue, Laureldale	Berks	2
JD97012	ManorCare—Elizabethtown	320 South Market Street, Elizabethtown	Lancaster	6
JD97022	Hospitality Care Center of Hermitage	3726 E. State Street, Hermitage	Mercer	3
JD97037	Fox SubAcute Center	2644 Bristol Road, Warrington	Bucks	17
JD97039	Immaculate Mary Home	2990 Holme Avenue, Philadelphia	Philadelphia	50
JD97040	St. John Neumann Nursing Home	10400 Roosevelt Blvd., Philadelphia	Philadelphia	50
JD97041	Orangeville Nursing & Rehabilitation Ctr	Orangeville	Columbia	9
JD97042	Heritage Nursing Home, Inc.	200 South Main Street, Athens	Bradford	45
JD97047	Gnaden Huetten Nursing & Conv. Center	211 N. 12th Street, Lehighton	Carbon	45
JD97048	Fulton County Medical Center	216 South First Street, McConnellsburg	Fulton	43
JD97050	Haven Crest Nursing Center	1277 Country Club Road, Monongahela	Washington	10
JD97052	Atrium I Nursing, Research & Rehab. Ctr.	5180 Campbells Run Road, Pittsburgh	Allegheny	30
JD97054	Margaret E. Moul Home	2050 Barley Road, York	York	30
JD97056	Mercy Health Care Center	147 Newport Street, Nanticoke	Luzerne	10
JD97059	Butler Valley Manor	RR1 Box 1355, Drums	Luzerne	19
JD97062	Bear Creek Health Care Center	Route 115, Bear Creek	Luzerne	8
JD97063	Easton Nursing Center Associates	498 Washington Street, Easton	Northampton	270

New Facility Projects

<i>Number</i>	<i>Name</i>	<i>Address</i>	<i>County</i>	<i>Beds</i>
JD97003	White Billet	412 South York Road, Hatboro	Montgomery	39
JD97011	Bentleyville Nursing Home, Inc.	119 Wilson Road, Bentleyville	Washington	*
JD97025	Gettysburg Hospital	147 Gettys Street, Gettysburg	Adams	23
JD97036	Rebecca Residence	Cedar Ridge Rd., West Deer Township	Allegheny	60
JD97038	Millcreek Manor	3401 Poplar Street, Erie	Erie	60
JD97043	Schreffler Manor	200 Rachel Drive, Pleasant Gap	Centre	24
JD97044	Sage Health Services	404 East Hartford Street; Milford	Pike	67
JD97051	Northern Health Facilities, Inc.	Bullskin	Fayette	120
JD97053	Atrium II Nursing, Research & Rehab Ctr	Fawn Township	Allegheny	120
JD97055	Atrium III Nursing, Research & Rehab Ctr	Monument Avenue, Philadelphia	Philadelphia	125

*This facility's exception request submitted did not identify the number of beds included in the proposed project.

Copies of the above listed exception requests are available for review by the public during regular business hours. To schedule an appointment to review a request, call (717) 772-2570.

The Department will accept written comments related to the requests for a 30-day period following the date of this publication. Written comments may be submitted to: Department of Public Welfare, Bureau of LTC Programs, Attention: Policy Section, P. O. Box 8025, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Persons who require another alternative format should contact Thomas Vracarich at (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-167. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 98-494. Filed for public inspection March 27, 1998, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania \$50,000 Cash Vault Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-1—3761-15), 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 \$50,000 Cash Vault.

2. *Price:* The price of a Pennsylvania \$50,000 Cash Vault instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania \$50,000 Cash Vault instant lottery game ticket will contain one play area featuring one "Winning Numbers" area and one "Your Numbers" area. The play symbols and their captions located in the "Winning Numbers" area and "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SNTN), 18 (EGTN), 19 (NINTN) and 20 (TWTY).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$1.⁰⁰ (ONE DOL), \$2.⁰⁰ (TWO DOL), \$4.⁰⁰ (FOUR DOL), \$8.⁰⁰ (EIGHT DOL), \$16\$ (SXTN DOL), \$24\$ (TWY FOUR), \$40\$ (FORTY), \$80\$ (EIGHTY), \$400 (FOUR HUN) and \$50,000 (FIFTY THO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$4, \$8, \$16, \$24, \$40, \$80, \$400 and \$50,000. The player can win up to eight times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 10,800,000 tickets will be printed for the Pennsylvania \$50,000 Cash Vault instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$50,000 (FIFTY THO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$400 (FOUR HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(c) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$80\$ (EIGHTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$80.

(d) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$40\$ (FORTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(e) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$24\$ (TWY FOUR) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$24.

(f) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$16\$ (SXTN DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$16.

(g) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$8.⁰⁰ (EIGHT DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$8.

(h) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$4.⁰⁰ (FOUR DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(i) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$2.⁰⁰ (TWO DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(j) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$1.⁰⁰ (ONE DOL) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$1.

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

Get	Win	Approximate Odds	Approximate No. of Winners Per 10,800,000 Tickets
\$1 + \$1	\$2	1:10	1,080,000
\$2	\$2	1:18.75	576,000
\$1 x 4	\$4	1:32.61	331,200
\$1 x 2 + \$2	\$4	1:44.12	244,800
\$2 x 2	\$4	1:53.57	201,600
\$4	\$4	1:68.18	158,400
\$1 x 8	\$8	1:375	28,800
\$1 x 4 + \$4	\$8	1:750	14,400
\$4 x 2	\$8	1:750	14,400
\$8	\$8	1:750	14,400
\$2 x 8	\$16	1:375	28,800
\$2 x 4 + \$4 x 2	\$16	1:750	14,400
\$1 x 4 + \$4 + \$8	\$16	1:750	14,400
\$16	\$16	1:750	14,400
\$2 x 6 + \$4 + \$8	\$24	1:750	14,400
\$4 x 2 + \$16	\$24	1:750	14,400
\$8 + \$16	\$24	1:750	14,400
\$2 x 4 + \$4 x 4	\$24	1:750	14,400
\$24	\$24	1:750	14,400
\$4 x 6 + \$8 x 2	\$40	1:1,500	7,200
\$8 x 3 + \$16	\$40	1:2,000	5,400
\$8 x 5	\$40	1:3,000	3,600
\$8 + \$16 x 2	\$40	1:3,000	3,600
\$16 + \$24	\$40	1:6,000	1,800
\$40	\$40	1:12,000	900
\$8 x 6 + \$16 x 2	\$80	1:6,000	1,800
\$40 x 2	\$80	1:20,000	540
\$16 + \$24 + \$40	\$80	1:12,000	900
\$8 x 3 + \$16 + \$40	\$80	1:12,000	900
\$80	\$80	1:30,000	360
\$16 x 2 + \$24 x 2 + \$80 x 4	\$400	1:40,000	270
\$400	\$400	1:120,000	90
\$50,000	\$50,000	1:675,000	16

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$50,000 Cash Vault instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$50,000 Cash Vault, prize money from winning Pennsylvania \$50,000 Cash Vault 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 \$50,000 Cash Vault 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. §§ 3761-1—3761-15), the regulations contained in 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 \$50,000 Cash Vault or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 98-495. Filed for public inspection March 27, 1998, 9:00 a.m.]

Pennsylvania Lucky Duck Doubler Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-1—3761-15), 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 Lucky Duck Doubler.

2. *Price:* The price of a Pennsylvania Lucky Duck Doubler instant lottery game ticket is \$1.00.

3. *Play Symbols:* Each Pennsylvania Lucky Duck Doubler instant lottery game ticket will contain one "Play Area." The play symbols and their captions located in the "Play Area" are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOUR DOL), \$5⁰⁰ (FIVE DOL), \$8⁰⁰ (EIGHT DOL), \$10⁰⁰ (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$80\$ (EIGHTY), \$250 (TWHNFTY), \$5,000 (FIVE THO) and a Duck Symbol (DOUBLE).

4. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$4, \$5, \$8, \$10, \$20, \$40, \$80, \$250, \$500 and \$5,000.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 12,000,000 tickets will be printed for the Pennsylvania Lucky Duck Doubler instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching play symbols of \$5,000 (FIVE THO) in the "Play Area" on a single ticket, shall be entitled to a prize of \$5,000.

(b) Holders of tickets with two matching play symbols of \$250 (TWHNFTY), and a Duck play symbol (DOUBLE) in the "Play Area" on a single ticket, shall be entitled to a prize of \$500.

(c) Holders of tickets with three matching play symbols of \$250 (TWHNFTY) in the "Play Area" on a single ticket, shall be entitled to a prize of \$250.

(d) Holders of tickets with two matching play symbols of \$40\$ (FORTY), and a Duck play symbol (DOUBLE) in the "Play Area" on a single ticket, shall be entitled to a prize of \$80.

(e) Holders of tickets with three matching play symbols of \$80\$ (EIGHTY) in the "Play Area" on a single ticket, shall be entitled to a prize of \$80.

(f) Holders of tickets with two matching play symbols of \$20\$ (TWENTY), and a Duck play symbol (DOUBLE) in the "Play Area" on a single ticket, shall be entitled to a prize of \$40.

(g) Holders of tickets with three matching play symbols of \$40\$ (FORTY) in the "Play Area" on a single ticket, shall be entitled to a prize of \$40.

(h) Holders of tickets with two matching play symbols of \$10⁰⁰ (TEN DOL), and a Duck play symbol (DOUBLE) in the "Play Area" on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets with three matching play symbols of \$20\$ (TWENTY) in the "Play Area" on a single ticket, shall be entitled to a prize of \$20.

(j) Holders of tickets with two matching play symbols of \$5.⁰⁰ (FIVE DOL), and a Duck play symbol (DOUBLE) in the "Play Area" on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets with three matching play symbols of \$10.⁰⁰ (TEN DOL) in the "Play Area" on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets with two matching play symbols of \$4.⁰⁰ (FOUR DOL), and a Duck play symbol (DOUBLE) in the "Play Area" on a single ticket, shall be entitled to a prize of \$8.

(m) Holders of tickets with three matching play symbols of \$8.⁰⁰ (EIGHT DOL) in the "Play Area" on a single ticket, shall be entitled to a prize of \$8.

(n) Holders of tickets with three matching play symbols of \$5.⁰⁰ (FIVE DOL) in the "Play Area" on a single ticket, shall be entitled to a prize of \$5.

(o) Holders of tickets with two matching play symbols of \$2.⁰⁰ (TWO DOL), and a Duck play symbol (DOUBLE) in the "Play Area" on a single ticket, shall be entitled to a prize of \$4.

(p) Holders of tickets with three matching play symbols of \$4.⁰⁰ (FOUR DOL) in the "Play Area" on a single ticket, shall be entitled to a prize of \$4.

(q) Holders of tickets with two matching play symbols of \$1.⁰⁰ (ONE DOL), and a Duck play symbol (DOUBLE) in the "Play Area" on a single ticket, shall be entitled to a prize of \$2.

(r) Holders of tickets with three matching play symbols of \$2.⁰⁰ (TWO DOL) in the "Play Area" on a single ticket, shall be entitled to a prize of \$2.

(s) Holders of tickets with three matching play symbols of \$1.⁰⁰ (ONE DOL) in the "Play Area" on a single ticket, shall be entitled to a prize of \$1.

(t) A prize will be paid only for the highest Pennsylvania Lucky Duck Doubler instant lottery game prize won on the ticket if the ticket meets the criteria established in 61 Pa. Code § 819.213 (relating to ticket validation and requirements).

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

<i>Get</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 12,000,000 Tickets</i>
3-\$1	\$1	1:9.38	1,280,000
3-\$2	\$2	1:27.27	440,000
2-\$1 + DBL	\$2	1:18.75	640,000
3-\$4	\$4	1:150	80,000
2-\$2 + DBL	\$4	1:75	160,000
3-\$5	\$5	1:300	40,000
3-\$8	\$8	1:750	16,000
2-\$4 + DBL	\$8	1:500	24,000
3-\$10	\$10	1:1,500	8,000
2-\$5 + DBL	\$10	1:375	32,000

<i>Get</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 12,000,000 Tickets</i>
3-\$20	\$20	1:750	16,000
2-\$10 + DBL	\$20	1:500	24,000
3-\$40	\$40	1:4,000	3,000
2-\$20 + DBL	\$40	1:3,000	4,000
3-\$80	\$80	1:12,000	1,000
2-\$40 + DBL	\$80	1:10,000	1,200
3-\$250	\$250	1:60,000	200
2-\$250 + DBL	\$500	1:80,000	150
3-\$5,000	\$5,000	1:500,000	24

DBL = Doubler

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

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Lucky Duck Doubler, prize money from winning Pennsylvania Lucky Duck Doubler 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 Lucky Duck Doubler instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

10. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-1—3761-15), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

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

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 98-496. Filed for public inspection March 27, 1998, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

Northampton County
Project Reference No. 08430AG2172

The Department of Transportation will retain an engineering firm to provide supplementary construction in-

spection staff of approximately twelve (12) inspectors, under the Department's Inspector-in-Charge, for construction inspection and documentation services on S. R. 0078, Section 033, Northampton County, in Lower Saucon Township. This project involves the construction of a new concrete interchange connecting the S. R. 0033 extension project to existing S. R. 0078. This project also includes widening of an existing S.R. 0078 bridge, a new structure and a truck climbing lane on S.R. 0078.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section of the Pennsylvania Bulletin.
- b. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, drainage, guiderail, pavement markings, new interchange construction.
- c. Understanding of Department's requirements, policies, and specifications.
- d. Past Performance.
- e. Number of available inspectors in each payroll classification.
- f. Number of NICET certified inspectors in each payroll classification.
- g. Workload.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1)	1 (1)
(NICET Highway Construction Level 4 or equivalent)	
Transportation Construction Ins. Super. (TCIS)	3 (2)
(NICET Highway Construction Level 3 or equivalent)	
Transportation Construction Inspector—Materials (TCI-Materials)	1 (1)
(NICET Highway Materials Level 2 or equivalent)	
Transportation Construction Inspector (TCI)	6 (3)
(NICET Highway Construction Level 2 or equivalent)	

<i>Classification</i>	<i>No. of Inspectors</i>
Technical Assistant (TA)	1 (0)
(NICET Highway Construction Level 1 or equivalent)	

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1998:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$44.93
(TCIS)	\$39.36
(TCI-Materials)	\$35.51
(TCI)	\$34.43
(TA)	\$23.67

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; one (1) of the inspectors listed should be PennDOT CDS certified and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 1 Nuclear Densometer Gauges/License
- 1 Vehicle for the Transportation of Nuclear Gauges

- 1 Base Radio Station
- 12 Two-Way Radios
- 1 Two-Way Radio Repeater Station
- 1 Camera (type 35mm, with film)

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and/or TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	4
TCI-M	2
TCI	8

No resumes are required for the TA Classification.

The second copy of the letter of interest and required forms, (see general requirements and information section) shall be sent to: Mr. Walter E. Bortree, P.E., District Engineer, District 5-0, 2460 Parkwood Drive, Allentown, PA 18103. Attention: Mr. Brian H. Graver

Any technical questions concerning the requirements for this project should be directed to: Mr. Brian H. Graver, District 5-0, at (610) 791-6022.

Any questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit two copies of a Letter of Interest are required information for each Project Reference Number for which the applicant wishes to be considered.

The first copy of the Letter of Interest and required information must be submitted to: Mr. Charles W. Alwein, P.E., Chief, Consultant Selection Committee, 7th Floor, Forum Place, 555 Walnut Street, P.O. Box 3060, Harrisburg, Pennsylvania 17105-3060. Note: The Zip Code for express Mailing is 17101-1900.

The Letter of Interest and required information must be received within twenty (20) calendar days of this Notice. The Deadline for receipt of a Letter of Interest at the above address is 4:30 P.M. prevailing time of the twentieth day.

The second copy of the letter of interest and required information must be submitted to the appropriate District Engineer/Administrator or the Bureau Director as indicated in the individual advertisement. This copy must be postmarked or delivered on or before the deadline indicated above.

If an individual, firm, or corporation not authorized to engage in the practice of engineering desires to submit a Letter of Interest, said individual, firm, or corporation may do so as part of a Joint Venture with an individual,

firm, or corporate which is permitted under the state law to engage in the practice of engineering.

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit on more than one (1) Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Intermodal Surface Transportation Efficiency Act of 1991 and currently certified by the Department of Transportation shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The Act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they were defined prior to the act, WBEs or combinations thereof.

Proposing DBE firms must be certified at the time of submission of the Letter of Interest. If the selected firm fails to meet the established DBE participation goal, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small firms, Disadvantaged Business Enterprise (DBE) firms, and other firms who have not previously performed work for the Department of Transportation.

Each Letter of Interest must include the following information and the information must be packaged and presented in the following order:

1. Transmittal Letter (Maximum of two (2) 8 1/2" x 11" typed pages, one side)

The subject heading of the transmittal letter must include the project reference number for which the applicant wishes to be considered, the firm's legal name, fictitious name (if applicable), and the firm's federal identification number. If the project advertisement indicated the Department will retain an engineering firm for the project, the applicant must indicate in the body of their transmittal letter the names and Professional Engineer License Number of individuals who are directing heads or employees of the firm who have responsible charge of the firm's engineering activities, and whose names and seals shall be stamped on all plans, specifications, plats, and reports issued by the firm.

2. Project Organizational Chart (one page, one side, maximum size 11" x 17")

This Chart must show key staff from the prime and each subconsultant and their area of responsibility.

3. Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project" (one Form 255 for the project team)

The Standard Form 255 must be signed, dated, and filled out in its entirety, including Item No. 6 listing the proposed subconsultants and the type of work or service they will perform on the project.

Under Item 4 of this form, Column A must specify only the number of subconsultant personnel and Column B must specify only the number of prime consultant personnel to be assigned to work on this project reference number. Do not include the total personnel for either the subconsultant or prime consultant under Item 4 unless the total personnel are necessary to provide the required work and services.

The prime and each subconsultant may include no more than one page each for Items 10 and 11.

If a Disadvantaged Business Enterprise (DBE) goal is specified for the project, the DBE must be currently certified by the Department of Transportation, and the name of the DBE and the work to be performed must be indicated in Item No. 6. If a Woman Business Enterprise (WBE) firm is substituted for the DBE, the WBE firm must also be presently certified by the Department of Transportation and indicated in Item 6.

4. Standard Form 254, "Architect-Engineer for Related Services Questionnaire"

A Standard Form 254, not more than one (1) year old as of the date of this advertisement, must accompany each Letter of Interest for the firm, each party to a Joint Venture, and for each subconsultant the firm or Joint Venture is proposing to use for the performance of professional services regardless of whether the subconsultant is an individual, a college professor, or a Company, unless an acceptable Standard Form 254 for the prime and each subconsultant/subcontractor is on file in both the Bureau of Design and the Engineering District Office or Central Office Bureau identified in the individual project advertisement.

If the Standard Form 254 is not submitted with the Letter of Interest, the transmittal letter shall indicate the dates that the Standard Forms 254 were submitted to the Bureau of Design and appropriate Engineering District/Central Office Bureau.

These Forms must be assembled with the prime's form first, followed by the form for each subconsultant in the same order as the subconsultants appear in Item 6 of Form 255.

5. Workload Projection Graph (Not required for Construction Inspection Services)

Separate Workload Projection Graphs for the prime and each subconsultant shown in Item 6 of the Form 255 must be included and must indicate the firm's current and anticipated workload compared to the anticipated capacity available for the next two-year time frame. The Workload Projection Graphs must be submitted for the office(s) where the work would be performed and must only include the personnel classifications required for providing the advertised services and work.

6. Authorization Letters (For Construction Inspections Services, if required)

If the advertisement requires a letter signed by individuals giving their approval to use their name in the

Letter of Interest, the letters from proposed prime employees must be first, followed by subconsultant employees, in the same order as shown in Item 6 of Form 255.

7. Registration To Do Business

Firms with out-of-state headquarters or corporations not incorporated in Pennsylvania must include, with each Letter of Interest, a copy of their registration to do business in the Commonwealth as provided by the Department of State. Firms who are not registered to do business in Pennsylvania at the time of this advertisement must document that they have applied for registration to the Department of State, Corporation Bureau. The telephone number for the Corporation Bureau is (717) 787-1057 or (717) 787-2004.

8. Overhead Rates (one page)

A single page summary must indicate the latest audited overhead rate developed in accordance with Federal Acquisition Regulations (FAR) for the prime consultant and each subconsultant. If a FAR rate is not available, the latest rate available from a Certified Public Accountant must be indicated. New firms should indicate how long the firm has been in existence and when an audited overhead rate would be available.

9. Additional Information

Additional information, not to exceed ten (10) one sided 8 1/2" x 11" pages or five (5) double sided 8 1/2" x 11" pages may be included at the discretion of the submitting firm.

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-497. Filed for public inspection March 27, 1998, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Cancellation of April 21, 1998, Meeting

The April 21, 1998, Environmental Quality Board meeting has been cancelled. The next meeting is scheduled for May 21, 1998, in the First Floor Meeting Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg.

JAMES M. SEIF,
Chairperson

[Pa.B. Doc. No. 98-498. Filed for public inspection March 27, 1998, 9:00 a.m.]

HOUSING FINANCE AGENCY

Request for Proposals; 1998 Tax-Exempt Qualified Residential Rental Facilities Seeking Private Activity Bond Allocations

Private activity bonds to finance qualified residential rental facilities are subject to the limitations imposed through the Statewide unified private activity bond cap. In accordance with the Tax Exempt Bond Allocation Act of 1980, as amended, the Department of Community and Economic Development (Department) provides for the allocation of authority for the issuance of private activity bonds among the various qualified issuers in this Commonwealth. Each year, the Department provides certain allocations to the Housing Finance Agency (Agency) for the issuance of private activity bonds for housing purposes. The Agency has designed this Request for Proposals (RFP) to allow for a process of evaluation of qualified tax exempt residential rental facilities seeking allocations of private activity volume cap to local issuers for 1998.

The RFP announces the limited availability of 1998 housing bond volume cap for the funding to meet all qualifications of the Internal Revenue Code (Code). In the event additional volume cap becomes available in this Commonwealth for the provision of housing bonds, the Agency may determine to fund additional multifamily projects meeting the minimum qualifications set forth in the RFP.

In addition to meeting all requirements relating to private activity bonds set forth in the Code, projects using Federal low income housing tax credits in their financing plan must also meet all requirements of section 42 of the Code, as amended, and the 1998 Agency tax credit program guide, processing guide and program submission deadlines.

The amount of volume cap available for multifamily projects is extremely limited due to the competing uses of volume cap in this Commonwealth and among housing bond programs. Sponsors are advised and cautioned that funds will be extremely competitive and many otherwise qualified projects may not receive funding due to the scarcity of resources. Any and all costs incurred in this application process are the sole responsibility of the sponsor.

Requests for a copy of the 1998 Request for Proposals and for an application for a 1998 private activity bond allocation may be submitted to Housing Finance Agency, Attn: Development Division, P.O. Box 8029, Harrisburg, PA 17105-8029, (717) 780-3882, TDD (717) 780-1869.

WILLIAM C. BOSTIC,
Executive Director

[Pa.B. Doc. No. 98-499. Filed for public inspection March 27, 1998, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 11 a.m., Thursday, March 12, 1998, and took the following actions:

Regulation Approved:

#1800 Department of Education #6-257: Private Driver Training Schools (adds 22 Pa. Code §§ 101.101—101.181)

Regulations Dissapproved:

#1700 Public School Employes' Retirement System #43-6. Change in Benefit Payment Plan (amends 22 Pa. Code Chapter 213)

Commissioners Present: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner;

Public Meeting held
March 12, 1998

Department of Education—Private Driver Training Schools; Doc. No. 6-257

Order

On March 26, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Education (Education). This rulemaking adds 22 Pa. Code §§ 101.101—101.181. The authority for this regulation is section 14 of the act of January 18, 1952 (24 P. S. § 2844) known as the Private Driver Education or Training School Act. The proposed regulation was published in the April 5, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 17, 1998.

The regulation represents an updated and substantial revision of the existing regulations for private driver training schools. The existing regulations were adopted in June 1970 and were never revised. The rulemaking establishes requirements for school and teacher licensure, school plant standards, recordkeeping and advertising. Education estimates that the total cost for criminal background checks for 150 licensed driving schools will be \$3,000 annually.

The House Education Committee voted to approve this regulation on March 9, 1998. The Commission also received a letter dated March 9, 1998, from Senator James J. Rhoades, Chairperson of the Senate Education Committee, stating that his Committee did not have any concerns with this regulation.

We have reviewed this regulation and find it to be in the public interest. In response to comments from the House Education Committee and this Commission, Education made several changes to the regulation that improved its clarity. Major improvements include the incorporation of statutory language or citations in important areas of the regulation.

Therefore, It Is Ordered That:

1. Regulation No. 6-257 from the Department of Education, as submitted to the Commission on February 17, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
March 12, 1998

Public School Employees' Retirement System—Change in Benefit Payment Plan; Doc. No. 43-6

Order

On January 2, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Public School Employees' Retirement System (PSERS) which amends 22 Pa. Code Chapter 213. The authority for this regulation is section 8502(h) of the Public School Employees' Retirement Code (act). The proposed regulation was published in the January 20, 1996 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 19, 1998.

The regulation establishes the procedures that a member must comply with in order to change the terms of the retirement contract.

We have reviewed this regulation and find it not to be in the public interest. Based on reasonableness and clarity, the regulation does not meet the criteria of the Regulatory Review Act. We have one substantive concern with the revised language and two other items which we believe should be clarified.

First, § 213.45(a) of the final-form regulation provides that "an Annuitant may declare an intent to change the final terms of the benefit payment plan by filing a written intent with the System within 15 days of the date of the initial benefit letter sent to the member by the System."

We believe that 15 days is not a reasonable amount of time for the member to respond, particularly as the 15-day period begins on the date of the letter as opposed to the date the letter is received.

Therefore, we recommend that PSERS amend the 15 days to a more reasonable period, such as 30 days. This would allow a member the opportunity to respond in a timely manner. In addition, PSERS should add language to this section which makes it clear that the 30 days begins upon receipt of the initial letter, and that a member is presumed to have received the letter 3 days after mailing.

Second, § 213.45(b) of the final-form regulation provides that "an Annuitant may declare an intent to change the final terms of the benefit payment plan by filing a written intent with the System within 30 days after the date of mailing of the statement provided for in Section 8505(g) of the Code, if one or both of the following conditions are met."

The phrase "if one or both of the following conditions are met" could be confusing. PSERS should amend it to

read "if one of the following conditions are met." In addition, as noted above, PSERS should clarify that the 30 days begins upon receipt of the final statement, and that a member is presumed to have received the statement 3 days after mailing.

In addition, § 213.45(b)(2) of the final-form regulation uses the term "scrivener's error."

PSERS indicated that a "scrivener's error" is a precise term with certain parameters. However, these parameters do not appear in the regulation. The term "scrivener's error" should be clearly defined in the regulation.

Therefore, It Is Ordered That:

1. Regulation No. 43-6 from the Public School Employees' Retirement System, as submitted to the Commission on February 19, 1998, is disapproved;
2. The Public School Employees' Retirement System shall, within 7 days of receipt of this Order, notify the Governor, the designated Standing Committees of the House of Representatives and the Senate, and the Commission of its intention to either proceed with the promulgation of the regulation without revisions, to revise the regulation, or to withdraw the regulation. Failure to submit notification within the 7-day period shall constitute withdrawal of the regulation;
3. The Commission will transmit a copy of this Order to the Legislative Reference Bureau; and
4. This Order constitutes a bar to final publication of Regulation No. 43-6 under section 6(b) of the Regulatory Review Act.

JOHN R. MCGINLEY, JR.,
Chairperson

[Pa.B. Doc. No. 98-500. Filed for public inspection March 27, 1998, 9:00 a.m.]

Notice of Filing of Final-Form Rulemakings

The Independent Regulatory Review Commission received, on the dates indicated, the following final-form regulations for review. To obtain the date and time of the meeting, interested parties may contact the office of the Commission at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
15-373	Department of Revenue Public Transportation Assistance Fund Taxes and Fees	3/12/98
14-424	Department of Public Welfare Medical Assistance Income	3/13/98

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-501. Filed for public inspection March 27, 1998, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Acquisition of General Accident Insurance Company, Pennsylvania General Insurance Company and Potomac Insurance Company

Commercial Union plc, has filed an application to acquire the issued and outstanding stock of General Accident Insurance Company, Pennsylvania General Insurance Company and Potomac Insurance Company. The filing was made under the requirements set forth under the Insurance Holding Company Act (40 P. S. § 991.1402 et seq.). Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Carolyn Smith, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 787-1879.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-502. Filed for public inspection March 27, 1998, 9:00 a.m.]

Application for Acquisition of Oxford Health Plans (PA), Inc.

TPG Partners II, L. P., TPG Investors II, L. P. TPG Parallel II, L. P. and TPG Oxford LLC, have filed an application to acquire the issued and outstanding stock of Oxford Health Plan (PA), Inc. The filing was made under the requirements set forth under the Insurance Holding Company Act (40 P. S. § 991.1402 et seq.). Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Carolyn Smith, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 787-1879.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-503. Filed for public inspection March 27, 1998, 9:00 a.m.]

Application for Acquisition of U. S. Insurors Company

Mutual Risk Management, Ltd. has filed an application to acquire the issued and outstanding stock of U. S. Insurors Company from Great Alliance Insurance Ltd.

The filing was made under the requirements set forth under the Insurance Holding Company Act (40 P. S. § 991.1402 et. seq.). Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Carolyn Smith, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120 (717) 787-1879.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-504. Filed for public inspection March 27, 1998, 9:00 a.m.]

Application and Request for Plan Approval of a Merger Between National Slovak Society of the United States of America and Russian Orthodox Catholic Women's Mutual Aid Society

National Slovak Society of the United States of America, a Pennsylvania domiciled fraternal benefit society, has submitted a Plan of Merger, whereby it proposes to merge with Russian Orthodox Catholic Women's Mutual Aid Society, also a Pennsylvania domiciled fraternal benefit society. The survivor will be National Slovak Society of the United States of America. The initial filing was received on March 2, 1998, and was made under requirements set forth under the Fraternal Benefit Societies Act of 1992 (P. L. 835, No. 134) (40 P. S. § 1142). Persons wishing to comment on the grounds of public or private interest in the filing of this merger are invited to submit a written statement to the Insurance Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the author, identification of the application to which the statement is addressed, and a concise statement with sufficient detail to inform the Insurance Department of the exact basis of the statement and the relevant facts upon which it is based. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, or by fax to (717) 787-8557.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-505. Filed for public inspection March 27, 1998, 9:00 a.m.]

Christine Bronson; Hearing

Appeal of Christine Bronson; Flagship Insurance Co.; Pennsylvania Assigned Risk Plan; Doc. No. PH98-03-002

Under the Pennsylvania Assigned Risk Plan, Section 19, that was adopted by the Insurance Commissioner under 75 Pa.C.S. § 1741, notice is hereby given that Christine Bronson has requested a hearing on the deter-

mination by the Pennsylvania Assigned Risk Plan Governing Committee of the failure to cover damages of a vehicle.

The hearing will be held at the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102 on April 30, 1998, at 10 a.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); section 8 of the Unfair Insurance Practices Act (40 P.S. § 1171.8) and the regulations set forth at 31 Pa. Code § 59.7(e) (relating to appeal procedures). Under 31 Pa. Code § 59.7(e), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1—35.193, 35.225—35.251, unless specific exemption is given.

After the hearing, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing, and require an auxiliary aid service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-506. Filed for public inspection March 27, 1998, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing, as authorized by section 9(a) of the act of June 5, 1968 (P.L. 140, No. 78)(40 P.S. § 1008.9(a)) in connection with their company's termination of the insured's automobile policies.

The hearings will be held in the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of Mark D. McDonald; file no. 98-497-90172; Pennsylvania National Mutual Casualty; doc. no. E98-03-010; April 14, 1998, 1 p.m.;

Appeal of Edward J. Miskiel, Jr.; file no. 98-280-30635; CNA Insurance Companies; doc. no. PH98-03-009; April 15, 1998, 11 a.m.;

Appeal of Delores F. Smith; file no. 98-181-00943; Fidelity and Guaranty Insurance Company; doc. no. P98-03-011; April 16, 1998, 9 a.m.

Appeal of Randy and Kathleen Turner; file No. 97-188-07737; Victoria Ins. Co. (USF & G Subsidiary); doc. no. P98-03-007; April 16, 1998, 11 a.m.;

Appeal of Brenda Conlon; file no. 97-193-06773; Allstate Indemnity Company; doc. no. P98-03-006; April 21, 1998, 9 a.m.;

Appeal of Charles F. Urban; file no. 98-267-30752; Allstate Insurance Company; doc. no. PH98-03-017; April 21, 1998, 1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files, documents, photographs, drawings, witnesses and the like necessary to substantiate the case. The insured must bring any evidence which the insured may want to offer at the hearing. The hearing will be held in accordance with the requirements of sections 9 and 10 of the act (40 P.S. §§ 1008.9 and 1008.10) and 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure).

After the hearing, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-507. Filed for public inspection March 27, 1998, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insurer has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P.S. § 1171.8) in connection with the termination of the insured's policy.

The hearing will be held in the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of Allstate Insurance Company; file no. 98-280-30460; Sandra Glass; doc. no. PH98-03-016; April 21, 1998, at 10:30 a.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files and other necessary evidence. The insured must bring all documents, photographs, drawings, witnesses and the like necessary to substantiate the case. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); section 8 of the Unfair Insurance Practices Act (40 P.S. § 1171.8) and the regulations set forth at 31 Pa. Code § 59.7(e) (relating to appeal procedures). Under 31 Pa. Code § 59.7(e)(5), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is given.

After the hearing, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to

those persons participating in the hearing or their designated representatives. The order of the Commissioner is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-508. Filed for public inspection March 27, 1998, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Dauphin County, Wine & Spirits Shoppe #2209, 333 Market Street, Harrisburg, PA 17101-2209.

Lease Expiration Date: February 28, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space within the following market area: Commonwealth Ave. to the East, Walnut Street to the North, Market Street to the South, and the Susquehanna River to the West.

Proposals due: April 17, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Charles D. Mooney (717) 657-4228

Allegheny County, Wine & Spirits Shoppe #9209, Monroeville Mall, 308 Mall Blvd., Monroeville, PA 15146-2227.

Lease Expiration Date: September 30, 1998

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 6,500 net useable square feet of new or existing retail commercial space in a shopping center environment in the vicinity of Monroeville Mall.

Proposals due: April 17, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Joseph J. Molhoek (412) 565-5130

The Liquor Control Board seeks the following new sites:

Clarion County, Wine & Spirits Shoppe #1603.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space within .5 mile of the Interstate 80 and State Route 68 intersection. Good loading facilities and off-street parking are required.

Proposals due: April 17, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Tom Deal, (412) 565-5130

Lancaster County, Wine & Spirits Shoppe #3617, Quarryville.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,400 net useable square feet of new or existing retail commercial space within the Borough of Quarryville.

Proposals due: April 17, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Williard J. Rhodes, (717) 657-4228

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 98-509. Filed for public inspection March 27, 1998, 9:00 a.m.]

PENNSYLVANIA COMMISSION FOR WOMEN

Meeting Notice

The Pennsylvania Commission for Women has scheduled the Commissioner's Meeting for the second quarter of 1998 to be held Monday, April 6, 1998, at 10 a.m. until 3 p.m. in Room 60E of the East Wing Rotunda, State Capitol. The public is invited to attend. Persons who need accommodations due to a disability and want to attend should contact Christine Anderson, PA Commission for Women, 205 Finance Building, Harrisburg, PA 17120 at (717) 787-8128, at least 24 hours in advance so arrangements can be made.

LOIDA ESBRI,
Executive Director

[Pa.B. Doc. No. 98-510. Filed for public inspection March 27, 1998, 9:00 a.m.]

PENNSYLVANIA DEVELOPMENTAL DISABILITIES COUNCIL

State Plan for Fiscal Years 1999—2003; Suggestions from the Public

Under the provisions of the Federal Developmental Disabilities Assistance and Bill of Rights Act, as amended, Pub.L. No. 103-230 (The 1994 DD Act), this announcement serves to notify the public of the planning activities of the Pennsylvania Developmental Disabilities Council (Council).

The Council is currently forming its State Plan for the Federal Fiscal Years of 1999—2003, provided that the Federal funds for these years continues intact for Council activities.

This State Plan is to be submitted in August of 1998, updated each subsequent August, and reported on each January. The State Plan is submitted to the Secretary of Health and Human Services for approval to expend the Commonwealth's allotment of Federal funds under Part B of the 1994 DD Act. As Section 101(b) of the 1994 DD Act states, the Council shall "assure that individuals with developmental disabilities and their families participate in the design of and have access to culturally competent services, supports and other assistance and opportunities that promote independence, productivity, integration and inclusion into community."

The composition of the Council and its working committees includes individuals with developmental disabilities, parents and relatives of persons with developmental disabilities, representatives of the principal state agencies that administer funds serving people with disabilities, the State's university affiliated program, the State's protection and advocacy system and persons associated with local agencies, nongovernmental agencies and private nonprofit organizations concerned with services for individuals with developmental disabilities. It is these individuals who have developed the plan thus far.

Through this notice, the Council makes its 1999—2003 Plan, as developed thus far, available to the public in order to "take into account and respond to significant suggestions" that may be offered. Suggestions for the Plan will be welcome until April 30, 1998 and must be submitted in writing to:

The Pennsylvania Developmental Disabilities Council
Attention: Rosemary Barrett
Room 561—Forum Building
Harrisburg, PA 17120

The remainder of this announcement delineates the 33 initiatives and activities in which the Council expects to engage over the next 5-year period. Unless otherwise indicated, the Council's approach to fulfilling these initiatives is to issue a competitive bid, called a Request for Proposals (RFPs), to fund one or more entities to carry out the work as will be described in the RFP. The Federal fiscal years (FFYs) for which funding is planned and the total amount to be expended over the 5 years are indicated after each description. The descriptions are arranged per six Federally defined "life domains" plus an "other state selected" domain.

Health Domain

1. *Managed Care.* To fund an entity that will educate persons with disabilities and their families on managed care services, particularly with respect to their rights, responsibilities and options, including the appeal process; and to develop and disseminate position papers on managed care and people with disabilities including appropriateness, access, legal rights, responsibilities and how managed care technologies and protocols are best applied to this population. FFY 99-03; \$475,000

2. *Health Care Professionals.* To fund one or more entities to provide continuing education and training to a full range of health care providers and organizations so that they accord people with developmental disabilities and their families the same respect in selecting and receiving their health care treatments as patients without disabilities. FFY 99-03; \$300,000

Housing Domain

3. *Citizen Owned Housing.* To fund an entity to provide intensive technical assistance, and to replicate known, successful methods, whereby citizens with severe disabilities are assisted to own their own homes. FY 99-03; \$475,000

4. *Long Term Care.* To fund one or more entities that will advocate for community based services to provide alternative living choices to traditional long term care residential placements such as, but not limited to, nursing homes, personal care boarding homes, pediatric care homes and intermediate care facilities for persons with mental retardation. (ICF/MRs). FFY 99-01; \$210,000

5. *Personal Assistance Services.* To fund an entity to advocate for the expansion of personal assistance services to people with all types of disabilities, including physical, cognitive and sensory disabilities, and to promote regulatory change that will realistically meet the every day needs of people who rely on personal care service systems. FFY 00-02; \$150,000

Employment Domain

6. *Business Leaders Network.* To fund an entity that will support the development of a Pennsylvania Business Leaders Network to proactively engage local employers in the issues of disability hiring, advancement, work force diversity, and access to customers with disabilities. FFY 99-03; \$200,000

7. *Entrepreneurship.* To continue to support entrepreneurship activities begun in the Council's 96-98 Plan cycle. FFY 99-01; \$120,000

8. *Employment.* To support activities related to improving opportunities for the employment of people with developmental disabilities. FFY 99-03; \$200,000

Education Domain

9. *Monitoring Outcomes for Children.* To fund an entity to research what are the valued outcomes for children and families using early intervention and early childhood services; and to implement best practice models while continuing the long range study. FFY 00-03; \$320,000

10. *Leadership on School Inclusion.* To fund a State-wide leadership institute on school inclusion that supports and networks teachers, families, school personnel and community members around inclusion practices. FFY 99-01; \$75,000

11. *Teacher Preparation.* To continue to fund Council's current three "Teacher Preparation" projects in FFY 99 and 00 which are establishing model teacher preparation programs in universities, and to reserve funds in FFY 01-03 to solidify these systemic changes and/or to influence standards around formal teacher certification. FFY 99-03; \$650,000

Community Inclusion Domain

12. *Minority Outreach/Cultural Competence.* To fund an entity that will train Council funded projects around the issues and values of racial, ethnic and cultural diversity and inclusion; and that will provide information to minority communities about the Council and its work. FFY 99-03; \$90,000

13. *Parent Supports.* To fund several local entities which engage parents of children with disabilities of all types and of all ages to promote inclusion concepts and activities in both generic settings and specialized service

settings their children use; and to continue to fund Statewide support to and coordination of this work. FFY 99-03; \$750,000

14. *Building Inclusion Capacities in the Community.* To fund a series of entities, using a variety of proven approaches which promote inclusionary practices, to work in nondisability related community settings and to educate and build alliances among such groups and between such groups and specialized services so as to broaden their efforts toward inclusionary practices; and to continue to fund the Statewide support to and coordination of this work as well as to continue to refine and disseminate information pertaining to these approaches. FFY 99-03; \$1,075,000

15. *Formal Citizen Advocacy.* To continue to support and ensure that the Citizen Advocacy Consortium of Pennsylvania is firmly established in the State. FFY 99-02; \$680,000

16. *Inclusion in Faith Communities.* To fund a variety of small scale efforts that will promote inclusion and full access to a fulfilling spiritual life for people with developmental disabilities and their families in faith communities of their choice. FFY 99-01; \$90,000

17. *Personal Forms of Advocacy.* To reserve funds for demonstrating and promoting new forms of personal, one-to-one advocacy. FFY 01-03; \$100,000

18. *Citizen Monitoring.* To fund an entity to facilitate and provide technical assistance to people with developmental disabilities, their family members, and a full range of county service system providers to develop realistic citizen monitoring programs of the full range of local services upon which people with disabilities rely. FFY 99-03; \$240,000

19. *Family Support.* To continue to fund the development of state legislation for a cross-disabilities, noncategorical, comprehensive, inclusive family support system. FFY 99-01; \$240,000

Self-Determination Domain

20. *Legal Advocacy.* To fund one entity to conduct specified legal advocacy and legal education activities that will assure service protections for children and adults with disabilities and their families; to disseminate and encourage the implementation of relevant case law; to affirm and support the Americans with Disabilities Act and other civil rights legislation related to people with developmental disabilities. FFY 99-03; \$725,000

21. *Leaders Development.* To fund one or more entities to engage in specified leadership development, training and technical assistance activities on behalf of the Council. FFY 99-03; \$375,000

22. *Local and Collective Advocacy.* To fund many entities engaged in local, collective, grassroots and/or self advocacy efforts across the State; to establish networks of these groups; and to continue to fund the Statewide effort that provides technical assistance and coordination to the local efforts. FFY 99-03; \$875,000

23. *Fellowship.* To continue to fund, on an every other year basis, the Council's Fellowship Program. In FFYs 99, 01, 03; \$150,000

24. *Voucher Viability.* To fund a 1-year study and the preparation of position papers on the viability of using vouchers in a full range of disability service systems in

order to inform the Council's next steps in this area and to consider possible collaboration with others about this type of service system change. FFY 99; \$30,000

State Choice/"Other" Domain

25. *Public Information/Relations.* With oversight by the Council regarding content and vision of the materials, to fund one entity to provide a variety of technical services assisting the Council in all forms of its public information services. FFY 99-03; \$240,000

26. *Project Evaluation.* To fund an entity to provide on-going evaluation of all Council funded projects in this Plan cycle and to analyze the collected data for purposes of Federal reporting and for the Council's public information and quality improvement purposes. FFY 99-03; \$180,000

27. *Transportation.* To fund up to two entities that will develop and support local efforts to improve transportation services around the State for people with disabilities not served by fixed route systems, particularly those in rural areas. FFY 99-03; \$480,000

28. *Provider Practice Training Model.* To fund an entity that will establish a model training institute for agency personnel, particularly direct care staff, in the values and practices of the field that the Council espouses and in establishing networks and mentoring opportunities for such personnel. FFY 99-03; \$210,000

29. *Criminal Justice System Change.* To collaborate with and partially fund efforts to design and provide training to professionals in the Criminal Justice system about persons with developmental disabilities in that system. FFY 99-01; \$15,000

30. *Sustainability.* To continue to support the Council's organizational sustainability efforts begun in the 96-98 Plan cycle. FFY 03; \$25,000

31. *Informing Policymakers.* To fund an entity to provide assistance and consultation to the Council regarding its development of position papers to inform policymakers about issues important to people with developmental disabilities and their families, and to facilitate communication between the Council and policymakers at all levels. FFY 99-03; \$360,000

32. *Meeting Coordination.* To fund an entity to coordinate the regular, annual meetings called by the Council and up to 20 other special events, conferences, gatherings or round table discussions to be designed and sponsored by the Council over the 5-year Plan. Thus far, two types of special events are planned: a) Cross-disabilities roundtable discussions on current, selected issues; and b) Regional dialogues and exchanges among families who have members residing in a range of residential settings. FFY 99-03; \$273,000

33. *Special Projects.* To continue to fund three or more small special projects each year that support the Council's basic goals and objectives. FFY 99-03; \$115,000

GRAHAM MULHOLLAND,
Executive Director

[Pa.B. Doc. No. 98-511. Filed for public inspection March 27, 1998, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Railroad With Hearing

C-00970911. Department of Transportation v. Consolidated Rail Corporation, et al. A complaint has been made to the Pennsylvania Public Utility Commission (Commission), under the provisions of the Public Utility Code. The complainant states the crossing with Conrail and State Route 0741 in East Hempfield Township, Lancaster County (AAR No. 517 590 F) needs to be repaired as a result of failed field panels and protruding lags. This crossing is the subject of a prior Commission Order at Application Doc. No. A-00105400 wherein the Commission ordered Conrail to maintain its facilities. Additional respondents are East Hempfield and Lancaster County.

An initial hearing on this matter will be held Wednesday, May 6, 1998, at 10 a.m. in an available hearing room, Ground Floor, North Office Building, North Street and Commonwealth Avenue, Harrisburg, PA, when and where all persons in interests may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-512. Filed for public inspection March 27, 1998, 9:00 a.m.]

Railroad With Hearing

C-00957368. Stewartstown Borough v. Stewartstown Railroad Company, et al. A complaint has been made to the Pennsylvania Public Utility Commission, under the provisions of Public Utility Code. The complainant alleges deplorable conditions of paving at two Stewartstown Rail locations in the Borough of Stewartstown and asks that improvements be made to insure a smooth ride. Additional respondents are: Pennsylvania Department of Transportation and the County of York.

An initial hearing on this matter will be held Thursday, May 14, 1998, at 10 a.m. in an available hearing room, Ground Floor, North Office Building, North and Commonwealth Avenue, Harrisburg, PA, when and where all persons in interests may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-513. Filed for public inspection March 27, 1998, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered

as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before April 20, 1998, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.

A-00114732. Lancaster Emergency Medical Services Association, Inc. (1829 Lincoln Highway East, Lancaster, Lancaster County, PA 17604-4652), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the county of Lancaster, and from points in said county, to other points in Pennsylvania, and vice versa.

A-00114734. Hope Mills Limo, Incorporated (1183 Old Mercer Road, Mercer, Mercer County, PA 16137), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in the county of Mercer, and from points in said county, to other points in Pennsylvania, and return. *Attorney:* David Goodwin, P.O. Box 673, Sharon, PA 16146.

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

A-00112339, Folder 1, Am-A. Best of Times Chauffeured Limousine Service, Inc. (1154 Summeytown Pike, Lansdale, Montgomery County, PA 19446), a corporation of the Commonwealth of Pennsylvania—persons in limousine service, between points in the counties of Montgomery, Bucks, Chester and Delaware and the city and county of Philadelphia, located within an airline distance of 15 statute miles of the boundaries of Montgomery County, and from points in said territory, to other points in Pennsylvania, and return. *Attorney:* Richard T. Mulcahey, Jr., Two Penn Center, Suite 1400, 1500 John F. Kennedy Boulevard, Philadelphia, PA 19102-1890.

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

A-00114731. Amish Neighbors, Inc. (750 May Post Office Road, Strasburg, Lancaster County, PA 17579), a corporation of the Commonwealth of Pennsylvania—(1) persons in group and party service from the Willow Valley Family Resort and Conference Center in the township of West Lampeter; the Circle M Ranch Campground in the township of Pequea; the Millersville Lion Club Community Building in the borough of Millersville; and from 110 Circle Road, in the borough of Millersville; all in Lancaster County, to points in Pennsylvania; subject to the following condition: that no right, power or privilege is granted to provide transportation in motor vehicles having a seating capacity exceeding 15 passengers, and (2) persons, on tours, or sight-seeing trips and special excursions, between points in the townships of West Lampeter, Strasburg and Paradise, the borough of Strasburg, all located in the county of Lancaster, and from points in said townships and borough, to points in

Pennsylvania, and return; with Right No. 2 subject to the following condition: that no right, power or privilege is granted to provide transportation in motor vehicles having a seating capacity exceeding 15 passengers; which is to be a transfer of all of the rights authorized under the certificate issued at A-00109190, to Leo H. Eckert, Sr., t/a Eckert's Tours (deceased), Evelyn B. Eckert, executrix for the estate, subject to the same limitations and conditions. *Attorney:* John A. Kenneff, 246 B Manor Avenue, Millersville, PA 17551.

Applications of the following for approval of the right to begin to operate as a broker for the transportation of persons as described under each application.

A-00114733. Groomes Tours, Inc. (R. D. 2, Box 87, Scottsdale, Westmoreland County, PA 15683), a corporation of the Commonwealth of Pennsylvania—brokerage license, evidencing the Commission's approval of the beginning of the right and privilege to operate as a broker, to arrange for the transportation of persons, between points in Pennsylvania. *Attorney:* Donald L. Defurio, 221 Pittsburgh Street, Scottsdale, PA 15683.

A-00114748. Jenny's Custom Journeys, Inc. (1137 Younts Road, Bedford, Bedford County, PA 15522), a corporation of the Commonwealth of Pennsylvania—brokerage license—to arrange for the transportation of persons and their baggage between points in Pennsylvania. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

Application of the following for the approval of the transfer of stock as described under each application.

A-00108743, F. 5000. Airlines Acquisition Co., Inc., t/d/b/a Airlines Transportation Company (110 Lenzner Court, Sewickley, Allegheny County, PA 15143), a corporation of the Commonwealth of Pennsylvania—stock transfer—approval of the transfer of all issued and outstanding stock from Charles S. Lenzner (1,000 shares) and John E. Lenzner (1,000 shares) to Coach USA, Inc. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

A-00112970, F. 5000. Regency Transportation Group, Ltd. (401 Neptune Street, Pittsburgh, Allegheny County, PA 15220), a corporation of the Commonwealth of Pennsylvania—stock transfer—approval of the transfer of all issued and outstanding stock from Gary L. Arndt (100 shares) to Regency Transportation Group, Ltd. *Attorney:* John A. Pillar, 1106 Frick Building, Pittsburgh, PA 15219.

**Motor Carrier Applications—
Property, Excluding Household Goods in Use**

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265 on or before April 13, 1998.

A-00114738 Seyler Trucking, Inc.
R.R. 3, Box 459 J-2, Mill Hall, PA
17751: Dwight L., Jr., 110 North Second
Street, P.O. Box 1320, Clearfield, PA
16830

A-00114739 H. Dain Null, t/d/b/a Null's Towing
P.O. Box 189, Cochranville, PA 19330

A-00114738 Seyler Trucking, Inc.
R.R. 3, Box 459 J-2, Mill Hall, PA
17751: Dwight L., Jr., 110 North Second
Street, P.O. Box 1320, Clearfield, PA
16830

A-00114740 Parke G. Hess, t/d/b/a Hess Trucking
3997 Main Street, Conestoga, PA 17516

A-00114741 Kathleen M. Straughn, t/d/b/a Pets Come
First
711 Marigold Avenue, Southampton, PA
18966

A-00114742 Robar Leasing, Inc.
80 Broad Street, Beaver Meadows, PA
18216: John Fullerton, P.O. Box 9500,
Harrisburg, PA 17108

A-00114743 Thomas J. Hinkler, t/d/b/a T. J. Hinkler
Trucking
10364 Barton Road, Waterford, PA
16441

A-00114744 Anna May Moore, t/d/b/a Moores Auto
Wrecking
245 McCleary Road, Hookstown, PA
15050

A-00114745 John J. Merritt, t/d/b/a Merritt Trucking
280 Cindy Drive, Jonestown, PA 17038

A-00114746 JSK, Inc.
455 Nemoral Street, Warminster, PA
18974-4630

A-00114747 Mark R. Jones, t/d/b/a M. B. Enterprise
Services
Route 3, Box 296, Clearville, PA 15535
JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-514. Filed for public inspection March 27, 1998, 9:00 a.m.]

**Water Service
Without Hearing**

A-212285 F0050. Pennsylvania-American Water Company. Application of Pennsylvania-American Water Company for approval of the right to offer, render, furnish or supply water service to the public in a portion of Limestone Township, Clarion County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, Pa. 17105-3265 with a copy served on the applicant on or before April 13, 1998, under 52 Pa. Code (relating to public utilities).

Applicant: Pennsylvania-American Water Company
Through and By Counsel: Velma A. Redmond, Esq. 800
West Hersheypark Drive, Hershey, PA 17033.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-515. Filed for public inspection March 27, 1998, 9:00 a.m.]

STATE EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the State Employees' Retirement System, 30 North Third Street, Harrisburg, PA 17108:

April 22, 1998	Brenda J. Anderson (Disability)	1 p.m.
April 29, 1998	Anthony Andrezski (Contested Domestic Relations Order)	1 p.m.
May 13, 1998	Tohshik Choi (Death Benefit)	1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa. C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 4 Pa. Code § 250.01 (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II unless specific exemption is granted.

JOHN BROSIUS,
Secretary

[Pa.B. Doc. No. 98-516. Filed for public inspection March 27, 1998, 9:00 a.m.]

TURNPIKE COMMISSION

Request for Proposals

Sealed proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following contract:

Contract No. 98-018-RQ08—Rehabilitation of Bridge No. NB-703 at M. P. A-099.3 in Lackawanna Co., PA

Bid Opening Date—April 29, 1998, 11 a.m.

Bid Surety—5%

Plans, Specifications and Contract documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of \$25 per set (Do not add State tax) by check or P. O. Money Order (no cash) payable to the Pennsylvania Turnpike Commission. Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA, 17106-7676. No refund for any reason will be made for plans, specifications and contract documents.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the

Pennsylvania Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Purchasing Manager for a listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-517. Filed for public inspection March 27, 1998, 9:00 a.m.]

Request for Proposals

Sealed proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following contract:

Contract No. 94-002-FT17—Roadway grading and bridge construction of Mon/Fayette Expressway, S. R. 0043, Section 52E, between M. P. M-40.76 and M.-42.10 in Washington Co., PA

Bid Opening Date—April 28, 1998, 11 a.m.

Bid Surety—5%

Plans, Cross Sections, Specifications and Contract Documents will be available and purchased upon payment by check or P. O. Money Order (no cash) to the Pennsylvania Turnpike Commission, Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA 17106-7676. Selection of the desired materials shall be by the following designations with proper respective remittance (Do not add sales tax): A) Construction Plans including roadway, structures and subsurface profiles—\$100; B) Cross Sections—\$55; C) Specifications and Contract Bid Documents—\$25; Total—\$180. No refund for any reason will be made for plans, specifications and contract documents.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Pennsylvania Department of Transportation is a necessary prerequisite for bidding on this project.

A prebid meeting for the project under the direction of the Engineer is scheduled for 10 a.m., April 7, 1998, at the field office of the project's Construction Manager, Trumbull Corporation, 600 Park Ave., Monongahela, PA 15063, (412) 258-9234.

Contact the Purchasing Manager for a listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-518. Filed for public inspection March 27, 1998, 9:00 a.m.]

Request for Proposals

Sealed proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following contract:

Contract No. 98-021-RF56—Rehabilitation of Eight Bridge between M. P. 133 and 138 in Bedford Co., PA

Bid Opening Date—April 30, 1998, 11 a.m.

Bid Surety—5%

Plans, Specifications and Contract documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of \$50 per set (Do not at State tax) by check or P. O. Money Order (no cash) payable to the Pennsylvania Turnpike Commission, Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA, 17106-7676. No refund for any reason will be made for plans, specifications and contract documents.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Pennsylvania Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Purchasing Manager for a listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-519. Filed for public inspection March 27, 1998, 9:00 a.m.]

Request for Proposals; Revised

Sealed proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following contract:

Contract No. 91-031-RF17—General Construction of a new salt storage facility at the Everett Maintenance Facility located at M. P. 154.2 EB on the PA Turnpike in Bedford Co., PA

Bid Opening Date—April 16, 1998, 11 a.m.

Bid Surety—5%

Plans, Specifications and Contract documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of \$25.00 per set (Do not add State tax) by check or P. O. Money Order (no cash) payable to the Pennsylvania

Turnpike Commission, Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA, 17106-7676. No refund for any reason will be made for plans, specifications and contract documents.

Prequalification by the Pennsylvania Department of Transportation is not a prerequisite for bidding. Qualification forms supplied by the Commission must be executed and accompany the proposal.

Contact the Purchasing Manager for a listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-520. Filed for public inspection March 27, 1998, 9:00 a.m.]

Retention of a Developer; Reference No. 146-112

The Turnpike Commission (Commission) will consider entering into a long-term (maximum of 50 years), unsubordinated ground lease of 11± acres in Caernarvon Township, Berks County. The property has frontage on Rt. 10 in Morgantown and on the Pennsylvania Turnpike. It is located across Rt. 10 from the Home Furnishings Outlet Mall and McDonald's Restaurant. The property is currently zoned C-3 (Highway Commercial) and C-2 (Neighborhood Commercial). The Commission will consider proposals from all qualified firms for development of this property.

All interested parties must attend a mandatory meeting scheduled for 11 a.m., May 21, 1998 at the Pennsylvania Turnpike Commission's Eastern Regional Office, located at 251 Flint Hill Road, King of Prussia, PA. The proposals must be received by the Commission at its Harrisburg office by 4 p.m., July 31, 1998.

Firms interested in receiving a copy of the Request for Proposals (RFP) should call Ann Clemens at (717) 986-9685, or send written requests to Ann Clemens, Pennsylvania Turnpike Commission, P.O. Box 67676, Harrisburg, PA 17106.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-521. Filed for public inspection March 27, 1998, 9:00 a.m.]