

NOTICES

DEPARTMENT OF AGRICULTURE

Application Period for Agricultural and Rural Youth Organization Grant Program

The Department of Agriculture (Department) announces the opening of the application period for funding from the Agricultural and Rural Youth Organization Grant (ARYOG) Program for 1999. Grant applications will be accepted at Room 310, Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110-9408, from October 19 to December 4, 1998. Applications must be postmarked by December 4, 1998, to be considered for funding. Telefax submissions are not acceptable.

The ARYOG Program was created by the General Assembly through the passage of Act 33, effective August 6, 1991. The program is funded through the Rural Rehabilitation Corporation assets. For program guidelines, see the Agricultural and Rural Youth Organization Grant Program policy statement published in the April 4, 1992, edition of the *Pennsylvania Bulletin* (7 Pa. Code Chapter 137f).

The objective of the ARYOG Program is to encourage projects which will increase knowledge and awareness of agricultural issues and other issues specific to rural areas within this Commonwealth. This educational effort is directed toward the youth of this Commonwealth.

For this application year, the Agricultural and Rural Youth Organization Grant Program will award direct grants of up to \$2,500. Four matching grants of up to \$10,000 will be offered.

Obtaining Applications

Applications are available upon request by contacting any Department regional office or the Department of Agriculture, Rm. 310, 2301 N. Cameron St., Harrisburg, PA 17110-9408, (717) 783-9944 or (717) 783-3181.

Regional Offices:

Northwest-Region I
Director George Gregg
13410 Dunham Rd.
Meadville, PA 16335-8313
(814) 332-6890

Northcentral-Region II
Director J. Wayne Yorks
2130 County Farm Road, Suite #2
Montoursville, PA 17754-9685
(717) 433-2640

Northeast-Region III
Director Russell Gunton
Route 92 South, P. O. Box C
Tunkhannock, PA 18657-0318
(717) 836-2181

Southwest-Region IV
Director R. Edwin Nehrig
5349 William Flynn Highway
Gibsonia, PA 15044-9644
(724) 443-1585

Southwest Central-Region V
Director Kenneth R. Mowry
1304 7th Street

Cricket Field Plaza
Altoona, PA 16601-4701
(814) 946-7315

Southcentral-Region VI
Director Warren Mathias
P. O. Box 419
Summerdale, PA 17093-0419
(717) 787-3400

Southeast-Region VII
Director Frank Stearns
Rt.113
P. O. Box 300
Creamery, PA 19430-0300
(610) 489-1003

For further assistance, contact Carl Muller, Economic Development Specialist for the Bureau of Market Development, Room 310, Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 783-9944 or (717) 783-3181.

SAMUEL E. HAYES, Jr.,
Secretary

[Pa.B. Doc. No. 98-1555. Filed for public inspection September 25, 1998, 9:00 a.m.]

Schedule for General Inspection and Testing of Weights and Measures

The Department of Agriculture (Department) hereby gives notice of its schedule for the general testing and inspection of commercially used weighing and measuring devices.

Section 4112 of the Agriculture Code (3 Pa.C.S. § 4112) requires the Department inspect all commercially used weighing and measuring devices for accuracy at least once every 12 months unless a different inspection interval is prescribed by the Department in its inspection schedule. This notice establishes that inspection schedule.

A. 12 Month Inspection Period.

The Department will (as required by § 4112(b) of the Agriculture Code) inspect the following types of commercially used weighing and measuring devices for accuracy at intervals of no greater than 12 months:

- Small capacity retail computing scales
- Retail package shipping scales
- Vehicle scales
- Small platform scales which weigh items to 1,000 pounds
- Truck-mounted fuel oil meters
- Truck-mounted liquid petroleum gas meters
- Compressed natural gas meters
- Retail motor fuel dispensers

The foregoing inspections may be conducted by a State Inspector employed by the Department, by a county sealer or city sealer performing the inspection in accordance with a memorandum of understanding with the Department, or by a Certified Examiner of Weights and Measures.

The Department will (as required by § 4112(c) of the Agriculture Code) inspect the following types of commercially used weighing and measuring devices for accuracy by June 30, 1999, and thereafter at intervals of no greater than 12 months:

Universal Product Code scanning systems

Price look up devices

Inspections of Universal Product Code scanning systems and price look up devices may be conducted by a State Inspector employed by the Department or by a county sealer or city sealer performing the inspection in accordance with memorandum of understanding with the Department. A Universal Product Code scanning system or price look up device is exempt from this annual inspection and testing if it is inspected at least annually on an unannounced basis as part of a private certification program which conforms with the examination procedures for price verification as adopted by the National Conference of Weights and Measures.

B. 36-Month Inspection Period.

The Department will inspect all types of commercially used weighing and measuring devices not specifically

assigned a 12-month inspection interval above by June 30, 1999, and thereafter at intervals of no greater than 36 months.

C. Revisions to the Inspection Schedule.

The Department may revise this inspection schedule from time to time. The revisions will be published in the *Pennsylvania Bulletin*.

D. Further Information.

Further information is available by contacting the Department at the following address or telephone number: Bureau of Ride and Measurement Standards, Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 787-6772.

The foregoing Inspection Schedule is effective as of publication.

SAMUEL E. HAYES, Jr.,
Secretary

[Pa.B. Doc. No. 98-1556. Filed for public inspection September 25, 1998, 9:00 a.m.]

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 September 15, 1998.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
9-15-98	First Commonwealth Financial Corporation, Indiana, to acquire 100% of the voting shares of Southwest National Corporation, Greensburg	Indiana	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-10-98	First Western Bank, National Association, New Castle, and First Western Trust Services Company, New Castle Surviving Institution— First Western Bank, National Association	New Castle	Effective
9-11-98	Lafayette Bank, Easton, and Ambassador Bank of the Commonwealth, Allentown Surviving Institution— Lafayette Bank, Easton, with a change in corporate title to "Lafayette Ambassador Bank"	Easton	Effective

All branch offices of Ambassador Bank of the Commonwealth will become branches of Lafayette Ambassador Bank including the former main office located at:

4127 Tilghman Street
Allentown
Lehigh County

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-15-98	Northwest Savings Bank Warren Warren County	Warren	Filed
	Purchase of assets/assumption of liabilities of eight offices of National City Bank of Pennsylvania, Pittsburgh, located at:		
	103 Broad Street New Bethlehem Clarion County	Front Street Fredericktown Washington County	
	1200 Old Town Road Clearfield Clearfield County	101 East Lincoln Avenue McDonald Washington County	
	1945 Douglas Parkway Erie Erie County	342 Main Street Wampum Lawrence County	
	22 North Main Street Union City Erie County	102 East State Street Pleasantville Venango County	

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-27-97	Mifflinburg Bank and Trust Company Mifflinburg Union County	Route 2 Market Drive Spring Mills Centre County	Opened
9-9-98	The Drovers & Mechanics Bank York York County	Route 15 and Spring Lane Road Dillsburg Carroll Township York County	Approved
8-31-98	Irwin Bank & Trust Company Irwin Westmoreland County	Shop N Save Supermarket Oak Park Mall 2001 Lincoln Way White Oak Allegheny County	Opened
9-14-98	Berks County Bank Reading Berks County	3900 Hamilton Center 3900 Hamilton Blvd. South Whitehall Twp. Lehigh County	Approved

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
9-10-98	First Western Trust Services Company New Castle Lawrence County	To change the purpose clause of the trust company to that of acting as a bank and trust company.	Approved Effective

SAVINGS ASSOCIATIONS**Conversions**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
9-15-98	Security Savings Association of Hazleton Hazleton Luzerne County	Hazleton	Filed
	Application represents conversion from a State-chartered mutual savings association to a State-chartered stock savings association.		

CREDIT UNIONS

No activity.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-1557. Filed for public inspection September 25, 1998, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of October 1998

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of October, 1998, is 8 1/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 96-221). Further preemption was instituted with the signing of Pub. L. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the U. S. Treasury. The latest yield rate on long-term government securities is 5.64 to which was added 2.50 percentage points for a total of 8 1/4% that by law is rounded off to the nearest quarter at 8 1/4%.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-1558. Filed for public inspection September 25, 1998, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Machinery and Equipment Loan Participation and Interest Rates

The Department of Community and Economic Development (Department) gives notice of the adoption of MELF participation and interest rates for loans approved by the Department. The rates are effective as of July 1, 1998, and will remain in effect until changed by a notice in the *Pennsylvania Bulletin*. The rates follow as Annex A.

The Department retains the right to waive or modify the rates, to the extent that such are not mandated by law, on a case by case basis for good cause shown.

Further information can be obtained from the Department of Community & Economic Development, Room 481, Forum Building, Harrisburg, PA 17120, (717) 787-6245.

SAMUEL A. MCCULLOUGH,
Secretary

**Annex A
MELF**

PARTICIPATION AND INTEREST RATES FOR COUNTIES AND MUNICIPALITIES* OVER 25,000 POPULATION

Effective July 1998 through June 1999

County*	Maximum MELF Participation**	Interest Rate*** %
ADAMS	50%	6.75
ALLEGHENY	50%	6.75
McKeesport City	50%	3.75
Pittsburgh City	50%	5.25
ARMSTRONG	50%	3.75
BEAVER	50%	5.25
BEDFORD	50%	3.75
BERKS	50%	6.75
Reading City	50%	5.25
BLAIR	50%	5.25
Altoona City	50%	5.25
BRADFORD	50%	5.25
BUCKS	50%	6.75
Bensalem Twp.	50%	5.25
Bristol Twp.	50%	5.25
BUTLER	50%	5.25
CAMBRIA	50%	3.75
CAMERON	50%	3.75
CARBON	50%	3.75
CENTRE	50%	6.75
CHESTER	50%	6.75
CLARION	50%	5.25
CLEARFIELD	50%	3.75
CLINTON	50%	3.75
COLUMBIA	50%	3.75
CRAWFORD	50%	5.25
CUMBERLAND	50%	6.75

County*	Maximum MELF Participation**	Interest Rate*** %	County*	Maximum MELF Participation**	Interest Rate*** %
DAUPHIN	50%	6.75	NORTHAMPTON	50%	5.25
Harrisburg	50%	5.25	NORTHUMBERLAND	50%	3.75
DELAWARE	50%	6.75	PERRY	50%	6.75
Chester City	50%	3.75	PHILADELPHIA	50%	3.75
ELK	50%	5.25	PIKE	50%	5.25
ERIE	50%	5.25	POTTER	50%	3.75
Erie City	50%	3.75	SCHUYLKILL	50%	3.75
FAYETTE	50%	3.75	SNYDER	50%	5.25
FOREST	50%	3.75	SOMERSET	50%	3.75
FRANKLIN	50%	5.25	SULLIVAN	50%	3.75
FULTON	50%	3.75	SUSQUEHANNA	50%	3.75
GREENE	50%	3.75	TIOGA	50%	3.75
HUNTINGDON	50%	3.75	UNION	50%	6.75
INDIANA	50%	3.75	VENANGO	50%	3.75
JEFFERSON	50%	3.75	WARREN	50%	5.25
JUNIATA	50%	3.75	WASHINGTON	50%	5.25
LACKAWANNA	50%	3.75	WAYNE	50%	3.75
LANCASTER	50%	6.75	WESTMORELAND	50%	5.25
Lancaster City	50%	5.25	WYOMING	50%	3.75
LAWRENCE	50%	5.25	YORK	50%	6.75
New Castle City	50%	3.75	York City	50%	3.75
LEBANON	50%	6.75			
Lebanon City	50%	6.75			
LEHIGH	50%	6.75			
Allentown City	50%	5.25			
Bethlehem City	50%	5.25			
LUZERNE	50%	3.75			
Wilkes-Barre City	50%	3.75			
LYCOMING	50%	5.25			
Williamsport City	50%	3.75			
McKEAN	50%	5.25			
MERCER	50%	5.25			
MIFFLIN	50%	3.75			
MONROE	50%	3.75			
MONTGOMERY	50%	6.75			
Norristown Boro.	50%	5.25			
Upper Dublin Twp.	50%	6.75			
MONTOUR	50%	6.75			

* Municipalities are listed *only* if MELF rate differs from County rate.

** Maximum participation; MELF loans are \$500,000 or 50% of eligible project costs, whichever is less.

*** Based on calendar year 1997 unemployment rate. Subject to change at discretion of DCED.

Special Note: Projects located in designated enterprise zones, planning stage enterprise zones, financially distressed municipalities under Act 47, Federal empowerment zones, Federal enterprise communities and brownfields will receive loans at 3.75%. Companies designated as advanced tech firms will receive an interest rate 1% less than the area rate with a floor of 3.75% 10% company equity injection required for all projects

*Financially Distressed Municipalities Under Act 47**

Aliquippa City	Franklin Borough
Beaver County	Cambria County
Braddock Borough	Homestead Borough
Allegheny County	Allegheny County
Chester City	Johnstown City
Delaware County	Cambria County

Clairton City
Allegheny County

Millbourne Borough
Delaware County

Duquesne City
Allegheny County

North Braddock Borough
Allegheny County

East Pittsburgh Borough
Allegheny County

Rankin Borough
Allegheny County

Farrell City
Mercer County

Scranton City
Lackawanna County

Wilkesburg Borough
Allegheny County

*Federal Empowerment Zones **

Portions of Pittsburgh and Philadelphia

*Federal Enterprise Communities **

Portions of Harrisburg, Dauphin County
Portions of Lock Haven, Clinton County

*Eligible for 3.75% Interest Rate

[Pa.B. Doc. No. 98-1559. Filed for public inspection September 25, 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 standard 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 office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day comment 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 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 office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations 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 (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 0024651. Sewage, **Atglen Borough Sewer Authority**, P. O. Box 250, Atglen, PA 19310.

This application is for renewal of an NPDES permit to discharge treated sewage from the Atglen Borough Sewage Treatment Plant in Atglen Borough, **Chester County**. This is an existing discharge to Valley 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 90,000 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Suspended Solids	30	45	60
Ammonia as N	monitor/report		
Total Residual Chlorine (years 1 and 2)	1.0		2.0
(years 3, 4 and 5)	0.5		1.2
Fecal Coliform (5-1 to 9-30)	200 colonies/100 ml as a geometric average		
(10-1 to 4-30)	26,000 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 3.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		

PA 0012572. Industrial waste, **Jefferson Smurfit Corporation (U. S.)**, 5000 Flat Rock Road, Philadelphia, PA 19127.

This application is for renewal of an NPDES permit to discharge cooling water from the Jefferson Smurfit Corporation 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 flow of 4.062 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature			
pH	within limits of 6.0—9.0 standard units at all times		

The proposed effluent limits for Outfall 002, based on an average flow of 0.2 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature			110°F
pH	within limits of 6.0—9.0 standard units at all times		

The proposed effluent limits for Outfall 008, based on an average flow of 0.432 mgd are as follows: Not Monitored.

PA 0011002. Industrial waste, **American Inks and Coatings Corporation**, P. O. Box 803, Valley Forge, PA 19482.

This application is for renewal of an NPDES permit to discharge untreated cooling water in stormwater, from the facility. 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, 002 and 003, based on an average flow of 36,350 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature			110°F
pH	within limits of 6.0—9.0 standard units at all times		

The proposed effluent limits for stormwater Outfalls 003, 004 and 005 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			report
COD			report
Oil and Grease			report
pH			report
Total Suspended Solids			report
Total Kjeldahl Nitrogen			report
Total Phosphorus			report
Dissolved Iron			report

The EPA waiver is in effect.

PA 0024422. Sewage, **Lower Salford Township Authority**, P. O. Box 243, Harleysville, PA 19438.

This application is for renewal of an NPDES permit to discharge treated sewage from Harleysville Main STP in Lower Salford Township, **Montgomery County**. This is an existing discharge to an Unnamed Tributary to Indian 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 0.7 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	20	30	40
(11-1 to 4-30)	25	40	50
Suspended Solids	30	45	60
Ammonia (as N)			
(5-1 to 10-31)	1.5		3.0
(11-1 to 4-30)	3.0		6.0
Phosphorus (as PO ₄)			
(4-1 to 10-31)	0.5		1.0
Phosphorus (as P)	monitor/report		
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		
Total Residual Chlorine			
(issuance through year 2)	0.7		1.8
(year 3 through expiration)	0.01		0.03
Total Aluminum	monitor/report		

Other Conditions:

The EPA waiver is in effect.

Conditions for future permit modification.

Effective disinfection.

Final water quality based effluent limitations for Total Residual Chlorine.

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

PA 0061689. Sewerage, **Foster Township**, P. O. Box 465, Freeland, PA 18224.

This proposed action is for renewal and transfer of an NPDES permit to discharge treated sewage into an unnamed tributary of the Lehigh River in Foster Township, **Luzerne County**.

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

Effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics were evaluated at the point of discharge.

The proposed effluent limits for Outfall 001, based on a design flow of 0.0196 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25.0	50.0
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
Dissolved Oxygen	a minimum of 7.0 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		
(1st Month—36th Month)	monitor and report	
(37th Month—Expiration)	0.2	0.5

The EPA waiver is in effect.

PA 0063231. Sewerage, **Lehigh Township Municipal Authority (Pennsville STP)**, 1069 Municipal Road, Walnutport, PA 18088.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Indian Creek in Lehigh Township, **Northampton 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 the City of Allentown located on the Lehigh River.

The proposed effluent limits for Outfall 001, based on a design flow of .06 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	25.0	40.0	50.0
Total Suspended Solids	30.0	45.0	60.0
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	
pH		6.0—9.0 standard units at all times	
Total Residual Chlorine	1.20		2.80
Total Copper		monitor and report	
Total Lead		monitor and report	
Total Zinc		monitor and report	

The EPA waiver is in effect.

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

PA 0044547. SIC: 4952, **Department of Conservation and Natural Resources, Hills Creek State Park, R. R. 2, Box 328, Wellsboro, PA 16901-9676.**

This proposed action is for renewal of an NPDES permit for discharge of treated sewage to Hills Creek in Charleston Township, **Tioga 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 proposed downstream potable water supply (PWS) considered during the evaluation is the PA/NY border located approximately 35 miles below the discharge.

The proposed effluent limits for Outfall 001, based on a design flow of 0.01 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
NH ₃ -N (6-1 to 10-31) (11-1 to 5-31)	10 30	20 60
Total Chlorine Residual	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 0217905. Industrial waste, SIC: 4941, **Municipal Authority of the Borough of Oakmont, P. O. Box 73, 721 Allegheny Avenue, Oakmont, PA 15139.**

This application is for issuance of an NPDES permit to discharge treated process water from the Hulton Treatment Plant in Oakmont Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Falling Springs, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Fox Chapel Authority, located at 255 Alpha Drive, RIDC Industrial Park, Pittsburgh, PA 15238, 2.6 miles below the discharge point.

Outfall 001: new discharge, design flow of 0.15 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
Suspended Solids			30	60	75

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Total Residual Chlorine			0.012		0.03
Aluminum			0.5	1.0	1.25
Iron			1.5	3.0	3.75
Manganese			1.0	2.0	2.50
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

PA 0098990. Sewage, **Joseph P. Graham**, P. O. Box 390, Rochester, PA 15074.

This application is for renewal of an NPDES permit to discharge treated sewage from the Joseph P. Graham Sewage Treatment Plant in Fallston Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Brady 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 Arco Chemical Company B. V. Plant.

Outfall 001: existing discharge, design flow of 0.0005 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	20,000 ml as a geometric mean			
Total Residual Chlorine	monitor and report			
pH	not less than 6.0 nor greater than 9.0			

Other Conditions:

The EPA waiver is in effect.

PA 0217999. Sewage, **Jack's Independent Service, Inc.**, 1121 Wallace Run Road, Darlington, PA 16115.

This application is for issuance of an NPDES permit to discharge treated sewage from Jack's Independent Service STP in South Beaver Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of North Fork Little Beaver Creek, which are classified as a high quality-cold 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 City of East Liverpool, Ohio on the Ohio River.

Outfall 001: new discharge, design flow of 0.00136 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen (5-1 to 10-31)	1.5			3.0
(11-1 to 4-30)	4.5			9.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.08			0.19
Dissolved Oxygen	not less than 7.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

Other Conditions:

The EPA waiver is in effect.

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

PA 0221023. Sewage. **David K. Beal**, 942 Hatch Run Road, Warren, PA 16365-4232.

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

The receiving water is classified for the following uses: cold water fishes (proposed), 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 Emlenton Water Company on the Allegheny River located at Emlenton, approximately 84 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of .0004 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	200/100 ml as a geometric average	
Total Residual Chlorine	XX	XX
pH	6.0—9.0 at all times	

XX—monitor and report on AMRs.

The EPA waiver is in effect.

PA 0082309. Fairview Township Authority, 599 Lewisberry Road, New Cumberland, PA 17070-2399, has applied to renew its current NPDES Permit, PA 0082309, to allow the continued discharge of controlled wastewaters into the waters of this Commonwealth. The Department of Environmental Protection (Department) has made a tentative determination to renew the permit, subject to the 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). 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 waiver provision 40 CFR 123.

Persons wishing to comment on the proposed permit are invited to submit a statement to the following address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered before taking a final permit action. Comments should include the name, address and telephone number of the writer and a brief statement to inform the Regional Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Department of Environmental Protection, Southcentral Regional Office, Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

Following the 30-day comment period, the 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 permit renewal application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file in the Regional Office. Persons may make an appointment to review the Department files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

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 wastewaters 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). 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 Operations 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.

Southcentral Regional Office: Water Management Program, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.

<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 0083534	William A. Johnson P. O. Box 87 Everett, PA 15537	Bedford W. Providence Twp.	Raystown Branch Juniata River	

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 following: name, address and telephone number; identification of the plan or application to which the protest is addressed; and a concise statement 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 protest. Each writer will be notified in writing of the time and place if a hearing or conference concerning the plan, action or application to which the protest relates is held. 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.

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 (800) 654-5984.

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

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

WQM Permit No. 0998416. Sewerage. **Lower Makefield Township**, 1100 Edgewood Road, Yardley, PA 19067. Construction and operation of a sanitary sewer main connecting to the proposed Newtown Center to an existing off site system connecting into the North Shore Core Creek Interceptor located in Lower Makefield Township, **Bucks County**.

WQM Permit No. 2398408. Sewerage. **Concord Township Sewer Authority**, P. O. Box 171, Concord-

ville, PA 19331. Construction and operation of a sewage pump station to serve Twin Creeks at Mendenhall subdivision located in Concord Township, **Delaware County**.

WQM Permit No. 1598417. Sewerage. **Oxford Area Sewer Authority**, P. O. Box 380, Oxford, PA 19363. Construction and operation of sewage pump station to serve Locksley Glen subdivision located in East Nottingham Township, **Chester County**.

WQM Permit No. 1598418. Sewerage. **Willistown Township**, 688 Sugartown Road, Malvern, PA 19355. Construction of 12 single family residential lots in the Waynesbrook subdivision located in Willistown Township, **Chester County**.

WQM Permit No. 0998417. Sewerage. **David Rosenberger**, 6 Rosenberger Drive, Perkasio, PA 18944. Construction and operation of sewage treatment plant to serve the Rosenberger residence located in Hilltown Township, **Bucks County**.

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

A. 5298403. Sewerage. **Milford Valley Convalescent Home, Inc.**, HC 77, Box 379, Milford, PA 18337. Application to upgrade sewage treatment plant and repair existing outfall pipeline, located in Westfall Township, **Pike County**. Application received in the Regional Office—September 8, 1998.

A. 6698201. Industrial waste. **The Procter and Gamble Paper Products Company**, P. O. Box 32, Route 87, Mehoopany, PA 18629-0032. Application to modify wastewater treatment plant, located in Washington Township, **Wyoming County**. Application received in the Regional Office—September 2, 1998.

Southcentral Regional Office: Water Management Program Manager, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110-8200, (717) 705-4707. Persons who wish to review any of these applications should contact Mary DiSanto at (717) 705-4732.

A. 3698408. Sewage, submitted by **JJRH Pump Station Joint Venture**, 239 Blossom Trail, Mount Joy, PA 17552 in Mount Joy Borough, **Lancaster County** to construct the Mount Joy Regional Pump Station No. 3 was received in the Southcentral Regional Office on September 8, 1998.

A. 3698409. Sewage, submitted by **Char-Mar Properties, Inc.**, 420 E. Conestoga Street, New Holland, PA 17557 in Caernarvon Township, **Lancaster County** to serve a manufactured home residential community was received in the Southcentral Regional Office on September 9, 1998.

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

WQM Permit No. 6298410. Sewage, **Richard J. Lyle, SRSTP**, R. R. 4, Box 226, Sugar Grove, PA 16350. This project is for the construction of a single residence sewage treatment plant in Sugar Grove Township, **Warren County**.

**INDIVIDUAL PERMITS
(PAS)**

Stormwater Individual

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 discharge.

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 123.24(d).

Persons wishing to comment on the proposed permit are invited to submit a statement to the Regional Office or County Conservation District Office indicated as the responsible office, within 30 days from the date of this public notice. A copy of the written comments should be sent to the County Conservation District Office. 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 Regional 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 Regional Office considers the public response significant.

Following the 30-day comment period, the Water 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, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the County Conservation District Office or the Department Regional 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 proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

Lehigh County Conservation District, District Manager, Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, (610) 391-9583.

NPDES Permit PAS10Q163. Stormwater. **William Mayo**, P. O. Box 246, Trexlertown, PA 18087, has applied to discharge stormwater from a construction activity located in Lower Macungie Township, **Lehigh County**, to Little Lehigh Creek.

SAFE DRINKING WATER

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

Southcentral Regional Office: Sanitarian Regional Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4708.

A. 6798502. Public water supply. **James Dorwart**, Fairview Township, **York County**. *Responsible Official:* James Dorwart, Owner, 1375 Old Quaker Road, Eppers, PA 17319. *Type of Facility:* Construction and Operation Permit for Well No. 2. The new well will serve an existing Community Water System. It will be pumped at a rate of 80 gpm and utilize existing disinfection facilities. *Consulting Engineer:* Jerry T. Stahlman, Stallman and Stahlman, Inc., 139 E. Market St., York, PA 17401.

A. 3698505. Public water supply. **Masonic Homes**, West Donegal Township, **Lancaster County**. *Responsible Official:* Robin L. Pepperman, Director of Safety and Risk Management, Masonic Homes, One Masonic Drive, Elizabethtown, PA 17022. *Type of Facility:* Construction of new wells and associated disinfection facility. Installation of pumps and pitless units in two wells. Construction of transmission main between wells and well treatment facility. *Consulting Engineer:* Peter J. Lusardi, CET Engineering Services, 1240 North Mountain Road, Harrisburg, PA 17112.

A. 2198502. Public water supply. **Filson Water Treatment, Inc.**, South Middleton Township, **Cumberland County**. *Responsible Official:* John R. Filson, II, Secretary/Treasurer, Filson Water Treatment, Inc., Four Appomattox Court, Mechanicsburg, PA 17055. *Type of Facility:* A 675 gallon per day bottled water facility utilizing reverse osmosis treatment. *Consulting Engineer:* David D. Klepadlo, P.E., David D. Klepadlo and Associates, 932 Springbrook Avenue, Moosic, PA 18507.

A. 0698506. Public water supply. **Filippini Real Estate**, Ruscombmanor Township, **Berks County**. *Responsible Official:* Emidio Filippini, President, 101 Robert Road, Wyomissing Hills, PA 19610. *Type of Facility:* New Community Water System serving 51 units. The system consists of two wells, chlorination and distribution. *Consulting Engineer:* Timothy J. Krall, P.E., Vitillo Engineering, Inc., 150 D Love Road, Reading, PA 19607.

**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 (800) 654-5984.

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

Southcentral Regional Office: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.

Electric Motor Supply, Inc., East Hempfield Township, **Lancaster County**. Electric Motor Supply, Inc., 1000 Fifth Street, Altoona, PA 16601, has submitted a Notice of Intent to Remediate site soils contaminated with solvents and BTEX. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lancaster Intelligence New Era* on September 9, 1998.

Northcentral Regional Office: Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (717) 321-6525.

Penn Fuel Gas—Lewisburg, Lewisburg Borough, **Union County**. Key Environmental, Inc., on behalf of their client Penn Fuel Gas, Inc., 55 South Third Street, Oxford, PA 19363 has submitted a Notice of Intent to Remediate soil, groundwater and sediment contaminated with lead, heavy metals, BTEX, PAHs, phenolics and cyanide. The applicant proposes to remediate the site to meet the Statewide health standard or the site-specific standard, as appropriate. A summary of the Notice of Intent to Remediate was reported to have been published in the *Sunbury Daily Item* on August 3, 1998.

Southwest Field Office: John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-5217.

Former O'Donnell's Ambulance Service, North Huntingdon Township, **Westmoreland County**. Tim O'Donnell, 106 Bush Creek Road, Irwin, PA 15642 and Jeffrey S. Chambers, Chambers Environmental Group, Inc., 485 East College Avenue, Suite A, Pleasant Gap, PA 16823 has submitted a Notice of Intent to Remediate soil

contaminated with BTEX and lead. The applicant proposes to remediate the site to meet the Statewide health standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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 304 and 305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use a site-specific standard or who intend to remediate a site in a Special Industrial Area must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known 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.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific cleanup standard, in whole or in part, and for sites determined to be located in Special Industrial Areas. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area by the person conducting remediation. For the sites identified, a municipality may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period a municipality may request that the person identified, as the remediator of a site, develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of a site. 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 (800) 654-5984.

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

Northcentral Regional Office: Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (717) 321-6525.

Penn Fuel Gas—Lewisburg, Lewisburg Borough, **Union County**. Key Environmental, Inc., on behalf of their client Penn Fuel Gas, Inc., 55 South Third Street, Oxford, PA 19363 has submitted a Notice of Intent to Remediate soil, groundwater and sediment contaminated with lead, heavy metals, BTEX, PAHs, phenolics and cyanide. The applicant proposes to remediate the site to meet the Statewide health standard or the site-specific standard, as appropriate. A summary of the Notice of Intent to Remediate was reported to have been published in the *Sunbury Daily Item* on August 3, 1998.

Southwest Field Office: John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-5217.

Home Depot, U.S.A., Richland Township, **Cambria County**. Home Depot, U.S.A., c/o Katheryn E. Lee, Esq., 2455 Paces Ferry Road NW, Building C, 20th Floor, Atlanta, GA 30339, Paramount Development, c/o Rex McQuaide, Esq., c/o McQuaide Law Offices, 1405 Eisenhower Blvd., Richland Square I, Suite 200, Johnstown, PA 15904 and Claire G. Quadri, Urban Engineers of Erie, Inc., 502 West 7th Street, Erie, PA 16502 has submitted a Notice of Intent to Remediate soil contaminated with lead. The applicant proposes to remediate the site to meet a site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Tribune Democrat (Johnstown)* on August 29, 1998.

Northwest Regional Office: Craig Lobins, Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648.

Redevelopment Authority of the City of Titusville, Crawford County, 701 E. Spring Street, Titusville, PA 16354, has submitted a Notice of Intent to Remediate site soils, groundwater, surface water and sediment contaminated with PCBs, lead, heavy metals, solvents, BTEX, PHCs and PAHs. The site is located in a Special Industrial Area. The applicant's proposed remediation will address any immediate, direct or imminent threat to the public health and the environment and will be based on the results of the Baseline Remedial Investigation Report. A summary of the Notice of Intent to Remediate was reported to have been published in the *Titusville Herald* on September 4, 1998.

Armco, Inc., City of Titusville, **Crawford County**, 701 E. Spring Street, Titusville, PA 16354, has submitted a Notice of Intent to Remediate site soils, groundwater, surface water and sediment contaminated with PCBs, lead, heavy metals, solvents, BTEX, PHCs and PAHs. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Titusville Herald* on September 4, 1998.

SOLID AND HAZARDOUS WASTE RESIDUAL WASTE PROCESSING FACILITIES

Applications received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904), and residual waste regulations for a general permit to operate residual waste processing facilities and the beneficial use of residual waste other than coal ash.

Central Office: Division of Municipal and Residual Waste, 14th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101-2301.

General Permit Application No. WMGR059. International Paper Company, Lock Haven Mill, P. O. Box 268, Lock Haven, PA 17745. An application for the beneficial use of bottom ash derived from the combustion of bituminous coal and tire derived fuel as anti-skid material.

Comments on the general permit application may be submitted to Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in examining the application may make arrangements by calling the Division of Municipal and Residual Waste at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Arrangements can also be made for persons with disabilities who wish to inspect the application. Public comments must be submitted to the Department within 60 days of the date of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY

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 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 to schedule an appointment.

Persons wishing to file protests or comments on the proposed plan approval and/or operating permits must submit the protest or comment within 30 days from the date of this notice. 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 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

Applications received and intent to issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

31-310-019F: New Enterprise Stone and Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664) for operation of a limestone crushing plant in Warriors Mark Township, **Huntingdon County**.

31-310-025C: U. S. Silica Co. (P. O. Box 187, Berkeley Springs, WV 25411) for a silica sandstone dry screening operation in Brady Township, **Huntingdon County**.

36-323-001B: Mount Joy Wire Corp. (1000 East Main Street, Mount Joy, PA 17552) for operation of wire tempering lines in Mount Joy Borough, **Lancaster County**.

36-320-029: The Continental Press, Inc. (520 East Bainbridge Street, Elizabethtown, PA 17022) for operation of sheet fed lithographic printing presses in Elizabethtown Borough, **Lancaster County**.

67-310-007C: County Line Quarry, Inc. (South Front Street, York, PA 17368) for operation of a quartzite crushing plant in Wrightsville Borough, **York County**.

28-318-036: The Appalachian Mill Collection, Inc. (11427 Church Hill Road, Mercersburg, PA 17236) for operation of a wood surface coating line in Mercersburg Borough, **Franklin County**.

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

63-00884: Mine Technik America, Inc. (2045 West Pike Street, Houston, PA 15342) for operation of mining machinery mfg. at Houston Facility in Chartiers Township, **Washington County**.

65-00793: Wilson's Scrap Metals, Inc. (R. D. 2, Box 374, Rte. 286) for operation of metal smelting and refining at Coreco Metal Separator System, Bell Township, **Westmoreland County**.

65-00061: RAM Terminals, Inc. (One Fifth Street, New Kensington, PA 15068) for operation of crushing and screening at New Kensington Crushing Plant in New Kensington, **Westmoreland County**.

Notice of Intent to Issue Title V Operating Permits

Under 25 Pa. Code § 127.521, the Department of Environmental Protection (Department) intends to issue a Title V Operating Permit to the following facilities. These facilities are major facilities subject to the operating permit requirements under Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F (relating to operating permit requirements) and G (relating to Title V operating permits).

Appointments to review copies of the Title V application, proposed permit and other relevant information must be made by contacting Records Management at the regional office telephone number noted. For additional information, contact the regional office noted.

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the regional office within 30 days of publication of this notice. Written comments submitted to the Department during the 30-day public comment period shall

include the name, address and telephone number of the person submitting the comments, along with the reference number of the proposed permit. The commentator should also include a concise statement of objections to the permit issuance and the relevant facts upon which the objections are based.

The Department reserves the right to hold a public hearing on the proposed action based upon the information received during the public comment period and will provide notice of any scheduled public hearing at least 30 days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

Southeast Regional Office: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, Attn: Edward Brown, (610) 832-6242.

23-00016: PQ Corp. (1201 West Front Street, Chester, PA 19013) located in City of Chester, **Delaware County**. The facility's major emission points include sodium silicate furnace and potassium silicate furnace which emit major levels of NO_x.

46-00051: Schlosser Steel, Inc. (2641 Township Line Road, Hatfield, PA 19440) located in Hatfield Township, **Montgomery County**. The facility's major emission points include structural steel painting operation which emit major levels of VOC.

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, Attn: Michael Safko, (717) 826-2531.

40-00023: GFC Foam, Inc. (25 Jaycee Drive, Valmont Industrial Park, West Hazleton, PA 18201) for flexible foam manufacturing process lines and ancillary processes and space heaters in West Hazleton Borough, **Luzerne County**.

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

43-00003: Cooper Energy Services (150 Lincoln Avenue, Grove City, PA 16127) located in Grove City Borough, **Mercer County**. Cooper Energy Service's air emission sources include several natural gas fired combustion units, three electric induction furnaces, sand silos and associated sand handling system, three engine test pits, shotblast and spinblast rooms, a metal spray booth and parts cleaning/painting booth. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to the facility's potential to emit of Particular Matter and Volatile Organic Compounds.

PLAN APPROVALS

Applications received and intent to issue Plan Approvals under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (717) 826-2531.

39-301-080: David J. Boyko Funeral Home (10 East Main Street, Macungie, PA 18062) for construction of a crematory incinerator in Allentown, **Lehigh County**.

40-306-002D: UGI Utilities, Inc. (Hanover Industrial Estates, 400 Stewart Road, P. O. Box 3200, Wilkes-Barre,

PA 18773) for utilization of petroleum coke as a supplemental fuel at the Route 11 Facility in Hunlock Township, **Luzerne County**.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.

08-313-004H: Osrsm Sylvania Products, Inc. (Hawes Street, Towanda, PA 18848) for construction of a chemical reactor (M-1) to be controlled by an existing air cleaning device (a packed bed scrubber) in Towanda Borough, **Bradford County**.

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

65-101A: Mill Service, Inc. (R. D. 1, Box 135A, Yukon, PA 15698) for installation of silo, screen and crusher at Yukon Plant in South Huntingdon Township, **Westmoreland County**.

11-433A: GapVax, Inc. (575 Central Avenue, Johnstown, PA 15902) for installation of paint booth at Johnstown Plant in Johnstown, **Cambria County**.

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

61-399-007D: A. G. Industries, Inc. (671 Colbert Avenue, Oil City, PA 16301) for minor modification of Plan Approval 61-399-007C to clarify the facility's status as a small, existing hard chromium electroplating facility subject to 40 CFR Part 63, Subpart N in Oil City, **Venango County**.

**REASONABLY AVAILABLE CONTROL
TECHNOLOGY
(RACT)**

Applications received and intent to issue Operating Permits 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.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.

08-313-004H: Osrsm Sylvania Products, Inc. (Hawes Street, Towanda, PA 18848) for construction of a chemical reactor (M-1) to be controlled by an existing air cleaning device (a packed bed scrubber) in Towanda Borough, **Bradford County**.

**Proposed Revision to the State Implementation Plan for Volatile Organic Compounds (VOC).
Approval of a Reasonably Available Control Technology Plan for Conestoga Wood Specialties, Inc., East Earl Township, Lancaster County.**

The Department of Environmental Protection (Department) has made a preliminary determination to approve a Reasonably Available Control Technology (RACT) Plan, and proposes to revise the State Implementation Plan (SIP) for Conestoga Wood Specialties, Inc. at 245 Reading Road, East Earl, PA 17519.

The proposed SIP revision does not adopt new regulations. It incorporates the provisions and requirements contained in RACT Plan Approval No. 36-2017B for the existing facility to comply with current regulations. The preliminary VOC RACT determination for the surface

coating operation is a high solids top coat and sealer system coating reformulations.

The preliminary RACT determination, when finally approved, will be incorporated into a Plan Approval/Operating Permit for the facility and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania SIP.

The facilities potential VOC emissions shall be limited to approximately 95 tons per year. Additional conditions require monitoring, testing, reporting and recordkeeping requirements for the VOC sources at the facility.

An appointment to review the RACT plan, plan approval and other pertinent documents at the Southcentral Regional Office may be scheduled by contacting Mary DiSanto at (717) 705-4732 between 8 a.m. and 3:30 p.m., Monday through Friday, except holidays.

One public hearing will be held for the purpose of receiving comments on the proposal. The hearing will be held on October 27, 1998, at Goodville Fire Hall, Goodville, PA 17528 beginning at 1 p.m. until such a time as all scheduled comments on the proposal are received.

The public is invited to comment on the proposed plan and SIP revision. Persons interested in commenting are invited to appear at the public hearing, and should contact Sandra Roderick at (717) 705-4931 at least 1 week in advance of the hearing to reserve a time to present testimony. Commentators are requested to provide a written copy of their remarks at the time of the hearing. Oral testimony will be limited to a maximum of 10 minutes per individual. Persons interested in submitting written comments should send their comments to Ranjan Roy, Air Pollution Control Engineer, 909 Elmerton Avenue, Harrisburg, PA 17110-8200 on or before October 22, 1998.

Persons with a disability who wish to attend the above hearing, and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Sandra Roderick at (717) 705-4931 or through the AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

**Doverspike Brothers Coal Co.
Jefferson County**

The Department of Environmental Protection (Department) will conduct a public hearing on October 20, 1998, beginning at 1 p.m. in the Air Quality Conference Room of the Department's Regional Office Building located at 230 Chestnut Street, Meadville, PA 16335-3407.

The hearing is for the Department to accept testimony concerning the Department's decision to approve, with conditions, Reasonably Available Control Technology (RACT) plan by Doverspike Brothers Coal Co., Box 271, Punxsutawney, PA to meet the requirements under 25 Pa. Code §§ 129.91—129.95 (RACT), concerning the emissions of oxides of nitrogen (NOx) and volatile organic compounds (VOC) from various air contamination sources. The final 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 revisions do not adopt new regulations. They incorporate the provisions and requirements

contained in the RACT approval for the facility to comply with current regulations.

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

The following is a summary of the preliminary NO_x and VOC RACT determination for facility (major sources only):

Source

Thermal Dryer

NO_x RACT and VOC RACT

- The average dryer feed rate shall not exceed 289 ton per hour. This shall be calculated over a 24-hour operating period.
- Daily dryer throughputs and hours of operation shall be recorded and maintained at the site. Records shall be retained for at least 5 years and shall be made available to the Department upon request.
- The source shall be operated and maintained in accordance with the manufacturer's specifications. The source shall also be operated and maintained in accordance with good air pollution control practices.

A public hearing will be held for the purpose of receiving comments on the above proposed Plan Approval and/or Operating Permit and the proposed SIP revisions. The public hearing is scheduled on Tuesday, October 20, 1998, 1 p.m.—3 p.m., at the Air Quality Conference Room, Regional Conference Room, 230 Chestnut Street, Meadville, PA 16335-3407.

Persons wishing to present testimony at the hearing should contact Lori McNabb, Air Pollution Control Engineer, 270 Chestnut Street, Meadville, PA 16335-3494, (814) 332-6940 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 own behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Lori McNabb at (814) 332-6940 or the Pennsylvania AT&T relay service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing but wish to comment should provide written comments to the above noted contact person. 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 office (Air Quality). Appointments for scheduling a review must be made by calling the 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 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 de-

sires 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

56890102. Permit Revision, **Svonavec, Inc.** (140 West Union Street, Somerset, PA 15501). The permit revision is for the purpose of adding 4.8 acres to the existing permit. This revision also includes a request for a variance to construct a haul road across an unnamed tributary to Casselman River. This crossing is located approximately 1,230 feet north of the unnamed tributary's entrance into the Casselman River, in Lower Turkeyfoot Township, **Somerset County**, affecting 87.7 acres, receiving stream unnamed tributaries to Casselman River and Casselman River. Application received September 4, 1998.

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

03980105. **Dutch Run Coal, Inc.** (R. R. 2, Shelocta, PA 15774). Application received for commencement, operation and reclamation of a bituminous surface mine located in Sugarcreek Township, **Armstrong County**, proposed to affect 217.2 acres. Receiving streams: unnamed tributaries to Buffalo Creek and unnamed tributaries to Patterson Creek to Patterson Creek; all to Buffalo Creek to Allegheny River. A social and economic justification is included with this application. Application received: September 9, 1998.

Hawk Run District Office, P. O. Box 209, Off Empire Road, Hawk Run, PA 16840.

17970108. **M. B. Energy, Inc.** (P. O. Box 1319, Indiana, PA 15701). Major permit revision for a change in permit acreage from 453.0 to 458.0 acres and a variance to utilize and modify an existing stream crossing of Haslett Run, Bell Township, **Clearfield County**, receiving streams: unnamed tributaries to Whisky Run and unnamed tributaries to Haslett Run to Whisky Run and Haslett Run, both tributary to the West Branch of the Susquehanna River. Application received August 19, 1998.

17980119. **Moravian Run Reclamation Co., Inc.** (605 Sheridan Drive, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mine permit in Ferguson Township, **Clearfield County** affecting 26 acres, receiving streams: unnamed tributary to Campbell Run. Application received August 27, 1998.

17930112. **Hepburnia Coal Co., Inc.** (P. O. Box I, Grampian, PA 16838). Renewal of an existing bituminous surface mine permit in Jordan Township, Clearfield County affecting 68.5 acres, Jordan Township, **Clearfield County**, receiving streams: unnamed tributary of Potts Run. Application received August 6, 1998.

17814000. **Al Hamilton Contracting Company** (R. D. 1, Box 87, Woodland, PA 16881). Renewal of an existing bituminous surface mine permit in Penn Township, **Clearfield County** affecting 204.2 acres, receiving streams: an unnamed tributary to, and Irish Run to Curry Run to West Branch Susquehanna River. Application received August 10, 1998.

17820104. **Sky Haven Coal, Inc.** (R. D. 1, Box 180, Penfield, PA 15849). Renewal of an existing bituminous surface mine permit in Boggs Township, **Clearfield County** affecting 479.5 acres, receiving streams: Long Run and an unnamed tributary to Clearfield Creek to West Branch Susquehanna River. Application received August 19, 1998.

17920108. **Johnson Bros. Coal Co.** (R. D. 1, Box 580, Mahaffey, PA 15757). Renewal of an existing bituminous surface mine permit in Penn Township, **Clearfield County** affecting 60.2 acres, receiving streams: unnamed tributary to Kratzer Run to Kratzer Run to Anderson Creek to West Branch Susquehanna River. Application received August 17, 1998.

57813001. **Bernice Mining & Contracting, Inc.** (P. O. Box 208, Mildred, PA 18632). Transfer of an existing bituminous surface mine-coal preparation plant permit from Commonwealth Resource Corporation, Cherry Township, **Sullivan County** affecting 511 acres, receiving streams: Birch Creek to Loyalsock Creek, two unnamed tributaries to West Branch Susquehanna River to Susquehanna River. Application received August 31, 1998.

57830101. **Bernice Mining & Contracting, Inc.** (P. O. Box 208, Mildred, PA 18632). Transfer of an existing bituminous surface mine-coal refuse disposal permit from Commonwealth Resource Corporation, Cherry Township, **Sullivan County** affecting 880.1 acres, receiving streams: Birch Creek and two tributaries of Loyalsock Creek to West Branch of Susquehanna River. Application received August 31, 1998.

Knox District Office, P. O. Box 669, Knox, PA 16232.

33950101. **Dunamis Resources, Inc.** (One Energy Place, Suite 4000, Latrobe, PA 15650). Transfer of an existing bituminous strip operation in Winslow Township, **Jefferson County** affecting 57.0 acres. Receiving streams: Unnamed tributaries to Front Run and Front Run. Transfer from John R. Yenzi, Jr. Application received August 27, 1998.

33930104. **Dunamis Resources, Inc.** (One Energy Place, Suite 4000, Latrobe, PA 15650). Transfer of an existing bituminous strip and auger operation in Winslow Township, **Jefferson County** affecting 336.0 acres. Receiving streams: Unnamed tributaries to Trout Run and an unnamed tributary to Front Run. Transfer from John R. Yenzi, Jr. Application received: August 27, 1998.

33930112. **Dunamis Resources, Inc.** (One Energy Place, Suite 4000, Latrobe, PA 15650). Transfer of an existing bituminous strip operation in Beaver Township, **Jefferson County** affecting 211.2 acres. Receiving streams: Unnamed tributaries to Reitz Run and unnamed tributaries to Ferguson Run. Transfer from John R. Yenzi, Jr. Application received August 27, 1998.

33980107. **Falls Creek Energy Co., Inc.** (R. D. 6, Box 231, Kittanning, PA 16201). Commencement, operation and restoration of a bituminous strip and auger operation in McCalmont Township, **Jefferson County** affecting 118.0 acres. Receiving streams: Turnip Run and Big Run. Application received August 28, 1998.

61980103. **Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127). Commencement, operation and restoration of a bituminous strip operation in Irwin Township, **Venango County** affecting 104.0 acres. Receiving streams: Five unnamed tributaries to Scrubgrass Creek. Application received September 2, 1998.

Knox District Office, P. O. Box 669, Knox, PA 16232.

Noncoal Applications Received

4379306. **H & H Materials, Inc.** (190 Canon Road, Stoneboro, PA 16153). Renewal of a sand and gravel operation in Lake Township, **Mercer County** affecting 220.0 acres. Receiving streams: Unnamed tributary to Little Shenango River. Application received September 1, 1998.

33980308. MSM Coal Company, Inc. (P. O. Box 243, DuBois, PA 15801). Commencement, operation and restoration of a sand and gravel operation in Oliver Township, **Jefferson County** affecting 33.8 acres. Receiving streams: Lick Run and unnamed tributary to Lick Run. Application received September 3, 1998.

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

8173SM1C2. Milestone Materials, Inc. (1900 Sullivan Trail, P. O. Box 231, Easton, PA 18044-0231). Renewal of NPDES Permit No. PA0594148 in East Caln Township, **Chester County**, receiving stream—Valley Creek. Application received August 31, 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 comments, suggestions or objections within 30 days of the date of this notice as well as 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 (800) 654-5984.

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

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

E40-506. Encroachment. **Martin Mullen**, 57 Bunker Hill, Wyoming, PA 18644. To modify and maintain an existing pile-supported box/boathouse in Harveys Lake (HQ-CWF), with work consisting of constructing an additional 385 square feet of dock area, eliminating an existing boat slip. The structure, as modified, has dimensions of 35 feet (lakeward) by 33 feet and is located at Pole No. 179 (Harveys Lake, PA Quadrangle N: 21.0 inches; W: 8.0 inches), in Harveys Lake Borough, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E45-360. Encroachment. **Mid-Monroe Development Corporation, c/o Resorts USA**, P. O. Box 447, Bushkill, PA 18324. To construct and maintain (1) a 3-span bridge having a total span of 200 feet and a minimum

underclearance of approximately 24 feet; (2) four wooden golf cart wetland crossings; and (3) a golf clubhouse and parking lot in and across tributaries to Pond Creek (HQ-CWF) and associated wetlands, including placement of fill in 0.11 acre of wetlands for Phases 2 and 3 of the Country Club of the Poconos planned residential development and 18-hole golf course and country club. The project is located north of U. S. Route 0209, between S. R. 1016 and township road T540 (Bushkill, PA Quadrangle N: 13.3 inches; W: 13.6 inches) in Middle Smithfield Township, **Monroe County** (Philadelphia District, U. S. Army Corps of Engineers).

E54-254. Encroachment. **Schuylkill County Municipal Authority**, 221 South Centre Street, Pottsville, PA 17901. To repair and maintain an existing single-span bridge across Mill Creek (CWF), with work consisting of replacing the deck and railing, cleaning and painting the steel eye-beam stringers and repointing/repairing the stone masonry abutments. The bridge provides access to the Schuylkill County Municipal Authority building and is located on the east side of S. R. 0061, approximately 1,200 feet north of the St. Clair Borough/New Castle Township boundary (Pottsville, PA Quadrangle N: 19.5 inches; W: 9.8 inches) in New Castle Township, **Schuylkill County** (Philadelphia District, U. S. Army Corps of Engineers).

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

E51-167. Encroachment. **Fairmount Park Commission**, Memorial Hall, West Park, P. O. Box 21601, Philadelphia, PA 19131-0901. To modify and maintain the Fairmount Water Works along the Schuylkill River (WWF-MF). Work will include interior modifications to the lower level of the existing Engine House to provide kitchen and bathroom facilities, which will be located below the 100-year flowed elevation. Work may also include some minor grading within the 100-year flood plain associated with landscaping and utility work. The site is located along the east bank of the Schuylkill River, between Fairmount Dam and the Spring Garden Street Bridge (Philadelphia, USGS Quadrangle N: 16.5 inches; W: 8.2 inches) in the City and **County of Philadelphia**.

E09-775. Encroachment. **Byron Keeble**, 482 Harris Road, Unit 1, Grand Junction, CO 81501. To construct and maintain approximately 230 linear feet of sanitary sewer line across Beaver Run (EV) and associated 100-year floodplain. The utility line will provide connection to an existing septic system. The proposed 2-inch PVC force main will be encased in concrete and a 4-inch sleeve at the stream crossing. Temporary impact of adjacent wetlands is 0.05 acre (PFO). The site is located at a point approximately 1,000 feet south of the intersection of Rock Ridge Road and Strocks Grove Road (Riegelsville, PA-NJ Quadrangle N: 2.45 inches; W: 1.6 inches) in Nockamixon Township, **Bucks County**.

E15-593. Encroachment. **London Grove Township**, 550 Baltimore Pike, Suite 220, West Grove, PA 19390. To construct, operate and maintain an 8 inch force main sanitary sewer line across two unnamed tributaries of the East Branch of White Clay Creek (CWF). The utility line crossings are part of the Avonwheel Pump Station and Force Main Project which will convey sanitary sewer flows along 8,952 linear feet of pipe from Avonwheel Mobile Home Park to Inniscrone's Lagoon and Spray Irrigation Wastewater Treatment Plant located between Newport Pike (Route 41) and State Street (West Grove,

PA-DEL Quadrangle N: 14.7 inches; W: 5.5 inches) in London Grove Township, **Chester County**.

Southcentral Regional Office: Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.

E67-639. Encroachment. **Springfield Township**, Lamar Lehman, 9211 Susquehanna Trail South, Seven Valleys, PA 17360. To place fill in a de minimis area of wetlands equal to 0.02 acre for the purpose of widening East Springfield Lane along its eastern bank located east of Loganville approximately 2,000 feet south of its intersection with Ore Street (Glen Rock, PA Quadrangle N: 18.2 inches; W: 9.2 inches) in Springfield Township, **York County**.

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

E08-338. Encroachment. **Smithfield Township Supervisors**, R. R. 1, Box 49, Milan, PA 18831. To construct and maintain a 22 foot by 22 foot by 12 inch thick reinforced concrete pad under an existing bridge in the West Branch of Tomjack Run located on T-617 (East Troy, PA Quadrangle N: 12.3 inches; W: 3.7 inches) in Smithfield Township, **Bradford County**. Estimated stream disturbance is approximately 25 feet of waterway with no wetland impact; stream classification Stock Trout Fishery.

E49-220. Encroachment. **John J. Romanoskie**, 868 West Walnut St., Coal Township, PA 17866. To construct and maintain a double I beam 20 foot concrete bridge deck with a minimum underclearance of 4.5 feet across Bennys Run. The project is located off the north side of Irish Valley Road (SR 4026) approximately 2.5 miles west of the intersection of SR 4026 with Rt. 61 (Trevorton, PA Quadrangle N: 11.0 inches; W: 0.0 inch) in Shamokin Township, **Northumberland County**. Estimated stream disturbance is approximately 16 feet of waterway with no wetland impact; stream classification Cold Water Fishery.

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

E02-1247. Encroachment. **McMurray Road Family Limited Partnership**, 116 Kenric Avenue, Donora, PA 15033. To construct and maintain a parking area, driveway and a walking/bike trail on the left bank and in the floodway of McLaughlin Run (WWF) to provide access to the proposed residence at Upper St. Clair, and to construct and maintain two outfall structures on the left bank of said stream. The project is located on the east side of McMurray Road (S. R. 3004) approximately 700 feet southeast from the intersection of McMurray Road and Washington Road (Bridgeville, PA Quadrangle N: 14.5 inches; W: 9.5 inches) in Upper St. Clair Township, **Allegheny County**.

E02-1249. Encroachment. **Findlay Township and Maronda Farms, Inc.**, P. O. Box W, Clinton, PA 15126. To place and maintain fill in approximately 0.2 acre of wetlands (PEM) on the right bank of Potato Garden Run for the purpose of constructing a sewage treatment plant. The project is located on the south side of Strass Road, just south of the intersection of Potato Garden Road and Strass Road (Clinton, PA Quadrangle N: 18.6 inches; W: 9.7 inches) in Findlay Township, **Allegheny County**. The permit applicant proposes to pay into the Pennsylvania Wetland Replacement Fund.

E11-265. Encroachment. **Pennsylvania Department of Transportation, Engineering District 9-0**, 1620

North Juniata Street, Hollidaysburg, PA 16648. To remove the existing bridge and to construct and maintain a steel through welded plate girder bridge having a single normal span of 124.0 feet and an underclearance of 20.5 feet over Little Conemaugh River (WWF). Also during construction, to construct and maintain a temporary bridge located downstream and two temporary crossings within the channel and to repair the existing floodwall. The project is located along S. R. 0271 at Phoebe Court, previously known as Swank Court (Johnstown, PA Quadrangle N: 14.7 inches; W: 4.4 inches) in the City of Johnstown, **Cambria County**.

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

E10-287. Encroachment. **Center Township**, 419 Sunset Drive, Municipal Building, Butler, PA 16001-1337. To remove the existing structure and to construct and maintain a prefabricated concrete bridge (conspan) with a span of 21 feet 7 inches and a maximum underclearance of approximately 4 feet 5 inches on Stoney Run Road across Stony Run (WWF). This project is located on Stoney Run Road across Stony Run approximately 2,000 feet west of the intersection of Stoney Run Road and SR 0308 (Mount Chestnut, PA Quadrangle N: 11.8 inches; W: 2.8 inches) located in Center Township, **Butler County**.

E20-460. Encroachment. **Pennsylvania Department of Transportation**, Engineering District 1-0, 1140 Liberty Street, Franklin, PA 16323-1289. To remove the existing structure and to construct and maintain a precast reinforced concrete box culvert with a single clear span of 16 feet and an underclearance of 6 feet, 6 inches on a 70 degree skew on S. R. 3008 across a tributary to Pymatuning Reservoir (WWF). The box culvert will be submerged below the existing streambed elevation to allow for unobstructed passage of aquatic organisms. The project is located on S. R. 3008 across a tributary to Pymatuning Reservoir approximately 300 feet northeast of the intersection of S. R. 3008 and S. R. 3005 (Hartstown, PA Quadrangle N: 2.7 inches; W: 12.0 inches) located in South Shenango Township, **Crawford County**.

E25-574. Encroachment. **Pennsylvania Department of Transportation**, Engineering District 1-0, 1140 Liberty Street, Franklin, PA 16323-1289. To remove the existing structure and to construct and maintain a prestressed reinforced concrete adjacent box beam bridge with a single clear span of 80 feet and a maximum underclearance of 14 feet, 10 inches on S. R. 3006 across Edinboro Lake (Conneauttee Creek-WWF). The project is located on S. R. 3006 across Edinboro Lake approximately 1,000 feet west of the intersection of S. R. 0006N and S. R. 0099 in Edinboro Borough, (Edinboro North, PA Quadrangle N: 0.2 inch; W: 1.4 inches) located in Edinboro Borough, **Erie County**.

E61-218. Encroachment. **Sugarcreek Borough**, 212 Fox Street, Franklin, PA 16323. To remove and backfill the existing Sugarcreek Borough sewage pump station No. 3 which is within the floodplain of French Creek, and to construct and maintain an upgraded sewage pump station within the flood plain of French Creek. The project is located in the Borough of Sugarcreek approximately 2,300 feet west of the intersection of S. R. 0322 and Sugarcreek Drive (Franklin, PA Quadrangle N: 7.2 inches; W: 16.6 inches) located in Sugarcreek Borough, **Venango County**.

DAM SAFETY

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

Central Office: Bureau of Waterways Engineering, 400 Market Street, 6th Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.

D30-034A. Dam. Cyprus Emerald Resources Corporation (145 Elm Drive, Waynesburg, PA 15370). To modify, operate and maintain the slurry impoundment at the Cyprus Emerald Mine No. 1 Coal Refuse Disposal Facility on a tributary to Smith Creek (WWF) to expand the existing facility (Waynesburg, PA Quadrangle N: 1.8 inches; E: 7.4 inches) in Franklin Township, **Greene 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, 400 Market Street Floor 2, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. 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.

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 (800) 654-5984.

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

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

NPDES Permit No. PA0057461. Sewerage. **Daniel Ranker**, 1720 Upper State Road, New Britain, PA 18901 is authorized to discharge from a facility located in West Rockhill Township, **Bucks County** into an unnamed tributary to Three Mile Run.

NPDES Permit No. PA0013714, Amendment No. 1. Industrial waste. **PECO Energy Company**, 2301 Market Street, S21-2, P. O. Box 8699, Philadelphia, PA 19101-8699 is authorized to discharge from a facility located in Eddystone Borough, **Delaware County** into Delaware River Estuary Zone 4 and Crum Creek.

NPDES Permit No. PA0013714. Industrial waste. **R. T. Environmental Service Inc.**, 215 W. Church Road, King of Prussia, PA 19406 is authorized to discharge from a facility located in Upper Merion Township, **Montgomery County** into Frog Run.

NPDES Permit No. PA005725. Sewage. **William P. Adams**, 452 Stonebridge Road, Perkasio, PA 18944 is authorized to discharge from a facility located in Haycock Township, **Bucks County** into an unnamed tributary to Tohickon Creek.

WQM Permit No. 0998412. Sewerage. **Steve Wolfson**, 309 Venture Partners c/o the Wolfson Group Inc., 621 Germantown Pike Suite 305, Norristown, PA 19401. Construction and operation of a pump station and force main to serve Richland crossing Retail Center located in Quakertown Borough, **Bucks County**.

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

NPDES Permit No. PA-0040690. Sewerage. **Lake-land School District**, 1569 Lakeland Drive, Jermyn, PA 18433 is authorized to discharge from a facility located in Scott Township, **Lackawanna County**, to an unnamed tributary of the South Branch Tunkhannock Creek.

NPDES Permit No. PA-0063819. Industrial waste. **Lafayette College**, High Street, Easton, PA 18042-1768 is authorized to discharge from a facility located in the City of Easton, **Northampton County**, to Bushkill Creek.

NPDES Permit No. PA-0060712. Sewerage. **Grace and Truth Evangelistic Association**, Rock Mountain Bible Corp., P. O. Box 66, South Gibson, PA 18842 is authorized to discharge from a facility located in Gibson Township, **Susquehanna County**, to an unnamed tributary to Tunkhannock Creek.

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

NPDES Permit No. PA0215929. Sewage, **Keystone Coal Mining Corporation**, P. O. Box 729, Indiana, PA 15701 is authorized to discharge from a facility located at Mudlick Run Shaft/Portal STP, Washington Township, **Indiana County** to receiving waters named Mudlick Run.

NPDES Permit No. PA0037109. Sewage, **Helvetia Coal Company**, P. O. Box 729, Indiana, PA 15701 is authorized to discharge from a facility located at Lucerne No. 9 Sewage Treatment Plant, Conemaugh Township, **Indiana County** to receiving waters named Marshall Run.

NPDES Permit No. PA0042820. Sewage, **Donald J. Dallatore, Jr.**, 1011 South Main Street, Washington, PA 15301-3218 is authorized to discharge from a facility located at Ridgecrest Mobile Home Park Sewage Treat-

ment Plant, South Franklin Township, **Washington County** to receiving waters named Unnamed Tributary of Chartiers Creek.

NPDES Permit No. PA0024082. Sewerage, **Municipal Authority of the Borough of Avonmore**, Box 133, Avonmore, PA 15618 is authorized to discharge from a facility located at Avonmore Borough Sewage Treatment Plant, Avonmore Borough, **Westmoreland County** to receiving waters named Kiskiminetas River.

NPDES Permit No. PA0091758. Sewerage, **Beaver Falls Holiday Inn**, Route 18 North, 7195 Eastwood Road, Beaver Falls, PA 15010 is authorized to discharge from a facility located at Holiday Inn of Beaver Falls STP, Big Beaver Borough, **Beaver County** to receiving waters named Unnamed Tributary of Clarks Run.

NPDES Permit No. PA0095621. Sewerage, **Ashville Borough Council**, P. O. Box 165, Ashville, PA 16613-0165 is authorized to discharge from a facility located at Ashville Borough Sewage Treatment Plant, Ashville Borough, **Cambria County** to receiving waters named Clearfield Creek.

NPDES Permit No. PA0215848. Sewerage, **J. G. Foodmart, James Gnagey**, R. D. 1, Box 620-G, Uniontown, PA 15401 is authorized to discharge from a facility located at J. G. Foodmart Sewage Treatment Plant, Route 51, North Union Township, **Fayette County** to receiving waters named an unnamed tributary of Redstone Creek.

NPDES Permit No. PA0044679. Sewerage, **Pigeon Creek Sanitary Authority**, P. O. Box 504, 513 Main Street, Bentleyville, PA 15314 is authorized to discharge from a facility located at Pigeon Creek Sewage Treatment Plant, Fallowfield Township, **Washington County** to receiving waters named Pigeon Creek.

NPDES Permit No. PA0094757. Sewerage, **C&G Savings Association**, 1201 12th Street, Altoona, PA 16601 is authorized to discharge from a facility located at Lake Cresson Manor STP, Allegheny Township, **Cambria County** to receiving waters named Clearfield Creek.

NPDES Permit No. PA0023434. Sewerage, **Koppel Borough**, Box I—Borough Building, Arthur Street and Third Avenue, Koppel, PA 16136 is authorized to discharge from a facility located at Koppel Borough Wastewater Treatment Facility, Koppel Borough, **Beaver County** to receiving waters named Beaver River.

Permit No. 6398201. Industrial waste, **Green Valley Packing, Inc.**, P. O. Box 202, Claysville, PA 15323. Construction of industrial waste—meat processing facility located in Buffalo Township, **Washington County** to serve Green Valley Packing, Inc.

Permit No. 0297406. Sewerage, **Glassport Borough**, Fifth and Monongahela Avenue, Glassport, PA 15045. Construction of sanitary sewers and pump stations lo-

cated in Glassport Borough, **Allegheny County** to serve Washington Boulevard SS + PS.

Permit No. 0298404. Sewerage, **The Municipal Authority of the Township of Robinson**, P. O. Box 15539, Pittsburgh, PA 15244-0539. Construction of sewer line extension Kaufmanns' Mall Area located in Robinson Township, **Allegheny County** to serve the Robinson Town Centre—Phase II.

Permit No. 3098403. Sewerage, **Mt. Morris Water and Sewer Authority**, P. O. Box 340, Mt. Morris, PA 15349. Construction of sanitary sewer collection system, pump station and force main located in Perry Township, **Greene County** to serve Meadow Ridge Business Park.

Permit No. 6398402. Sewerage, **Douglas Danforth**, 272 Justabout Road, Venetia, PA 15367. Construction of single residence sewage treatment facility located in Peters Township, **Washington County** to serve Danforth Residence.

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

WQM Permit No. 1098407. Sewerage, **James W. Garrett, SRSTP**, 311 Green Lake Dr., Mars, PA 16046. Construction of James W. Garrett SRSTP located in Adams Township, **Butler County**.

WQM Permit No. 6298406. Sewerage, **Michael L. Leach, SRSTP**, R. R. 4, Box 389, Sugar Grove, PA 16350. Construction of Michael L. Leach SRSTP located in Sugar Grove Township, **Warren County**.

INDIVIDUAL PERMITS

(PAS)

The following approvals for coverage under NPDES Individual Permit for Discharge of Stormwater from Construction Activities have been issued.

These actions of the Department of Environmental Protection (Department) may be appealed to the Environmental Hearing Board (Board), Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483, by an aggrieved person under the Environmental Hearing Board Act (35 P. S. § 7514); 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Appeals must be filed with the Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

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>
PAS10Q140	K & M Associates P. O. Box 332 Trexlerstown, PA 18087	Lehigh County Upper Macungie Township	Little Lehigh Creek
PAS10Q155	Pitcairn Properties 165 Township Line Road Jenkintown, PA 19046-3599	Lehigh County Upper Macungie Township	Little Lehigh Creek

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10Q158	Favallon Real Estate Services Company 2148 Embassy Drive Lancaster, PA 17603-2305	Lehigh County Upper Macungie Township	Little Lehigh Creek

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10W013R	McClelland Farms 3027 South Park Road Bethel Park, PA 15102	Washington County North Strabane Township	Little Chartier Creek
PAS10W068	United Washington Associates, L. P. P. O. Box 1142 Washington, PA 15301 Atlas Services P. O. Box 789 Washington, PA 15301	Washington County North Franklin Township	UNT Little Chartiers Creek
PAS10X084	Alan Latta 5543 Saltsburg Road Murrysville, PA 15668	Westmoreland County Municipality of Murrysville	UNT Haymakers Run
PAS10X089	CNG Transmission 445 West Main Street Clarksburg, WV 26301	Westmoreland County Salem Township Hempfield Township	Beaver Run Toomers Lake

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
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
County and
Municipality*Luzerne County
Wilkes-Barre Township*Permit No.*
PAR10R153*Applicant Name
and Address*
The May Dept. Store Co.
611 Olive St.
St. Louis, MO 63101*Receiving Stream
or Body of Water*
Susquehanna River*Contact Office and
Telephone No.*
Luzerne CD
(717) 674-7991Centre County
Centre Hall Borough

PAR10F075

Long Subdivision II
Robert R. Long
133 North Hoffer Avenue
Centre Hall, PA 16828

Sinking Creek

Centre County CD
414 Holmes Ave.,
Suite 4
Bellefonte, PA 16823Butler County
Oakland Township

PAS10E067

Abandoned Mine
Reclamation
P. O. Box 149
Ebensburg, PA 15931

Thorn Creek

Butler Conservation
District
122 McCune Drive
Butler, PA 16001-65001
(724) 284-5270*General Permit Type—PAG 3**Facility Location
County and
Municipality*City of Erie
Erie County*Permit No.*
PAR238320*Applicant Name
and Address*
Engelhard Corp.
1729 East Avenue
Erie, PA 16503-2429*Receiving Stream
or Body of Water*
Motsch Run*Contact Office and
Telephone No.*
Northwest Region
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942*General Permit Type—PAG 4**Facility Location
County and
Municipality*Adams Township
Butler County

PAG048535

*Applicant Name
and Address*
James W. Garrett
311 Green Lake Drive
Mars, PA 16046*Receiving Stream
or Body of Water*
Unnamed
Tributary
to Wolfe Run*Contact Office and
Telephone No.*
Northwest Region
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942Hayfield Township
Crawford County

PAG048538

Herbert E. Hockenberry
16664 Ridge Road
Meadville, PA 16335Unnamed
Tributary to
Cussewago CreekNorthwest Region
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942Sugar Grove Township
Warren County

PAG048533

Michael L. Leach
R. R. 4, Box 389
Sugar Grove, PA 16350

Saunders Run

Northwest Region
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
(814) 332-6942**SEWAGE FACILITIES ACT****PLAN APPROVAL****Plan approvals granted under the Pennsylvania
Sewage Facilities Act (35 P. S. §§ 750.1—750.20).***Southwest Regional Office: Regional Manager, Water
Management, 400 Waterfront Drive, Pittsburgh, PA 15222-
4745, (412) 442-4000.***Croyle Township, Cambria County. Gaye Lacko
Property Single Residence Sewage Treatment
Plant.** On the east side of Beyers Road (SR 2008)
approximately 1 mile south of Route 53.

Approval of a revision to the Official Sewage Plan of
Croyle Township, Cambria. Project involves construction
of a small flow sewage treatment facility to serve a
proposed 3 bedroom residential dwelling which will be
located on the east side of Beyers Road. Treated effluent
is to be discharged to the Little Conemaugh River.

SAFE DRINKING WATER**Applications issued for Operation Permit issued
under the Pennsylvania Safe Drinking Water Act
(35 P. S. §§ 721.1—721.17).***Regional Office: Northcentral Field Operations, Envi-
ronmental Program Manager, 208 West Third Street, Suite
101, Williamsport, PA 17701.*

Application No. M. A. The Department issued an operating permit to **Clearfield Municipal Authority** (107 East Market Street, Clearfield, PA 16830; Clearfield Borough, **Clearfield County**) for authorization of operation of a bypass line around the sedimentation basins. This allows the facility's filter plant to operate in the Direct Filtration Mode.

Application No. M. A. The Department issued a construction permit to **Pennsylvania American Water Company** (800 West Hersheypark Drive, Hershey, PA 17033; Philipsburg Borough, **Centre County**) for rehabilitation of the Shady Acres finished water storage tank.

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 (800) 654-5984.

The Department has received the following final report:

Southwest Field Office: John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-5217.

Former O'Donnell's Ambulance Service, North Huntingdon, **Westmoreland County**. Tim O'Donnell, 160 Bush Creek Road, Irwin, PA 15642 and Jeffrey S. Chambers, Chambers Environmental Group, Inc., 485 East College Avenue, Pleasant Gap, PA 16823 has submitted a Final Report addressing soil contaminated with BTEX and lead. The report is intended to document remediation of the site to meet the Statewide health standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 4

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908) and Chapter 250 Administration of Land Recycling Program.

Provisions of Chapter 250.8 Administration of Land Recycling Program requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the Act 2 (Land Recycling and Environmental Remediation Standards Act) remediation standards. Plans and reports required by provisions of Act 2 for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of reuse of the property, and in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. 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. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has acted upon the following plans and reports:

Southcentral Regional Office: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.

Former Murata Electrics NA, Inc., CREDC Property, Carlisle Borough, **Cumberland County**. Alliance Environmental Services, Inc., 2595 Interstate Drive, Harrisburg, PA 17110 submitted a final report concerning the remediation of site groundwater contaminated with heavy metals and solvents and site soils contaminated with solvents. The final report demonstrated attainment of the background standard for groundwater and the site specific standard for soils. The final report was approved by the Department on September 4, 1998.

Northcentral Regional Office: Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 321-6525.

Friedman's Express—Bloomsburg Truck Terminal, City of Bloomsburg, **Columbia County**. RT Environmental Services, Inc., on behalf of their client Friedman's Express, 79 North Mountain Top Boulevard, Mountain Top, PA 18707 has submitted a final report concerning the remediation of site soil and groundwater. The final report demonstrated attainment of the Statewide health standard and was approved by the Department on September 3, 1998.

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 Water 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: Northeast Regional Office, Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2516.

Permit I. D. No. 301295. Hazleton Oil Salvage, Ltd., P. O. Box 2339, Hazleton, PA 18201. A permit authorizing the operation of a residual waste oil processing facility, located in Banks Township, **Carbon County**. This permit provides for accepting and bulking waste oil, oily water, anti-freeze and petroleum-contaminated debris for the next 10 years. The permit was issued in the Regional Office on September 3, 1998.

AIR QUALITY

OPERATING PERMITS

General Plan Approval and Operating Permit 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.

23-312-213GP: Bayway Refining Co. (4101 Post Road, Trainer, PA 19061) issued for a cone roof storage tank in Trainer Borough, **Delaware County**.

46-310-048GP: Haines & Kibblehouse, Inc. (394 Sanatoga Road, Pottstown, PA 19464) issued for a portable crusher in Lower Pottsgrove Township, **Montgomery County**.

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.

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

46-0054A: Abington Memorial Hospital (1200 Old York Road, Abington, PA 19001) for operation of a Facility VOC/NOx RACT in Abington Township, **Montgomery County**.

46-00060: Dept. of Public Welfare, Norristown State Hospital (1001 East Sterigere Street, Norristown,

PA 19401) for operation of a Facility Title V Operating Permit in Norristown Borough, **Montgomery County**.

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

65-788C: Sony Electronics, Inc. (1001 Technology Drive, Mt. Pleasant, PA 15666) issued September 3, 1998, for operation of Cup Kewanee Boiler 3 at the Pittsburgh Mfg. Center in Mt. Pleasant Township, **Westmoreland County**.

65-399-026: Sony Electronics, Inc. (1001 Technology Drive, Mt. Pleasant, PA 15666) issued September 3, 1998, for installation of frit seal oven at the Pittsburgh Mfg. Center in Mt. Pleasant Township, **Westmoreland County**.

65-399-027: Sony Electronics, Inc. (1001 Technology Drive, Mt. Pleasant, PA 15666) issued September 3, 1998, for operation of exhaust oven at the Pittsburgh Mfg. Center in Mt. Pleasant Township, **Westmoreland County**.

65-399-029: Sony Electronics, Inc. (1001 Technology Drive, Mt. Pleasant, PA 15666) issued September 3, 1998, for installation of aperture grille line at the Pittsburgh Mfg. Center in Mt. Pleasant Township, **Westmoreland County**.

26-486A: St. Jude Educational & Rehab. Services (340 National Pike, Markleysburg, PA 15459) issued September 9, 1998, for operation of human crematory in Henry Clay Township, **Fayette 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.

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

09-313-066: Rohm & Haas Company (Formerly Rohm & Haas Delaware Valley Inc.) (Old Route 13 and Route 413, Bristol, PA 19007) issued September 2, 1998, for a multi-purpose reactor in Bristol Township, **Bucks County**.

Minor Modification of 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.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.

41-305-004: Keystone Filler and Mfg. Co. (214 Railroad Street, Muncy, PA 17756) amended August 26, 1998, to authorize construction of an additional minor air contamination source, an enclosed carbon products screen, to be controlled by an existing air cleaning device (a cartridge collector) in Muncy Creek Township, **Lycoming County**.

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.

23-0067: Alloy Surfaces Co., Inc. (I-95 Industrial Park, Aston, PA 19014) issued September 14, 1998, for operation of a caustic metal treatment process in Chester Township, **Delaware County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

01-310-031A: ISP Minerals, Inc. (P. O. Box O, Blue Ridge Summit, PA 17214) issued September 9, 1998, for construction of a fabric collector that controls a granular coloring line at their Charmian Plant in Hamiltonban Township, **Adams County**.

01-310-040D: Carmeuse Pennsylvania, Inc. (P. O. Box 468, Hanover, PA 17331) issued September 9, 1998, for modification of three lime kilns each controlled by a scrubber at their Hanover Lime Plant in Oxford Township, **Adams County**.

06-3019: Pennsylvania Woodcraft, Inc. (10 Vaughn Drive, Reading, PA 19606) issued September 8, 1998, for construction of wooden furniture manufacturing controlled by dry filters at their Exeter Plant in Exeter Township, **Berks County**.

06-310-003A: Eastern Industries, Inc. (4401 Camp Meeting Rd., Suite 200, Center Valley, PA 18034) issued September 11, 1998, for construction of a nonmetallic mineral crushing plant controlled by wet suppression at the Kutztown Quarry in Maxatawny Township, **Adams County**. This source is subject to 40 CFR 60, Subpart 000, Standards of Performance for New Stationary Sources.

22-03014: Stewart-Amos Steel, Inc. (4400 Paxton Street, Harrisburg, PA 17111) issued September 8, 1998, for installation of a fabricated steel surface coating operation in Swatara Township, **Dauphin County**.

31-313-001B: Owens-Corning Fiberglas Corp. (1200 Susquehanna Avenue, Huntingdon, PA 16652) issued September 8, 1998, for modification of Mat Lines 1, 2, and 3 in Huntingdon Borough, **Huntingdon County**.

36-05067C: C & D Technologies, Inc. (82 East Main Street, Leola, PA 17540) issued September 8, 1998, for modification of the lead-acid battery manufacturing plant in Upper Leacock Township, **Lancaster County**. This source is subject to 40 CFR 60, Subpart KK, Standards of Performance for New Stationary Sources.

36-308-068B: J. Walter Miller Co. (411—427 East Chestnut Street, Lancaster, PA 17602) issued September 10, 1998, for modification of the foundry sand system controlled by a fabric filter in Lancaster City, **Lancaster County**.

36-308-085: J. Walter Miller Co. (411—427 East Chestnut Street, Lancaster, PA 17602) issued September 10, 1998, for construction of the automatic modeling line controlled by a fabric collector in Lancaster City, **Lancaster County**.

67-03018A: Penn-Mar Castings, Inc. (500 Broadway, Hanover, PA 17331) issued September 8, 1998, for instal-

lation of two sand mixers and welding tables controlled by a dust collector in Hanover Borough, **York County**.

67-303-013: York Building Products Co., Inc. (P. O. Box 1708, York, PA 17405) issued September 8, 1998, for construction of the batch asphalt plant controlled by a cyclone and baghouse in Hanover Borough, **York County**. This source is subject to 40 CFR 60, Subpart I, Standards of Performance for Hot Asphalt Facilities.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.

17-305-012A: Fuel Fabricators (P. O. Box 368, Bigler, PA 16825) issued August 5, 1998, for construction of a coal-fired boiler and associated air cleaning device (a multiclone collector) in Bradford Township, **Clearfield County**.

14-318-001A: Spectra Wood (2651 Carolean Industrial Drive, State College, PA 16805) issued August 20, 1998, for modification of a wood furniture finishing operation (increase in allowable volatile organic compound emissions of 6 tons per 12 consecutive month period) in College Township, **Centre County**.

17-305-007C: River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847) issued August 27, 1998, for construction of two coal screens and an associated conveyor in Karthaus Township, **Clearfield County**. The screens and conveyor are subject to Subpart Y of the Federal Standards of Performance for New Stationary Sources.

12-323-002: Caldwell Corp. (116 West Second Street, Emporium, PA 15834) issued August 31, 1998, for construction of a brake disc burnoff oven in Emporium Borough, **Cameron County**.

49-0002A: Foster-Wheeler Mt. Carmel, Inc. (Marion Heights Road, Marion Heights, PA 17832) issued August 31, 1998, for construction of an anthracite culm trommel screen and installation of air cleaning devices (two cartridge collectors) on an ash silo in Mt. Carmel Township, **Northumberland County**. The trommel screen is subject to Subpart Y 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.

65-713A: Waste Management of PA, Inc. (R. D. 1, Box 717, Landfill Road, Scottdale, PA 15683) issued September 10, 1998, for installation of leachate evaporation system at Greenridge Reclamation in East Huntingdon Township, **Westmoreland County**.

Plan Approvals extensions 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.

09-302-065A: Rohm & Haas Co. (Route 413 and Old Route 13, Bristol, PA 19007) issued September 4, 1998, for operation of two boilers to amend waste in Bristol Township, **Bucks County**.

15-399-044A: Quebecor Printing Atglen, Inc. (Lower Valley Road and Route 372, West Sadsbury, PA

19365) issued September 3, 1998, for operation of a hard chrome electroplating bath in West Sadsbury Township, **Chester County**.

09-313-093: Cleveland Steel Container Corp. (350 Mill Street, Quakertown, PA 18951) issued September 9, 1998, for operation of two web offset presses in Quakertown Borough, **Bucks County**.

15-0015A: Sartomer Co., Inc. (610 South Bolmar Street, West Chester, PA 19382) issued September 10, 1998, for operation of an emergency generator in West Chester Borough, **Chester County**.

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

04-307-073C: Koppel Steel Corp. (P. O. Box 750, Beaver Falls, PA 15010) for installation of multi-lance manipulator in Koppel Borough, **Beaver County**.

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

10-277A: Wiest Asphalt Products (310 Mitchell Hill, Butler, PA 16001) issued September 30, 1998, for a batch asphalt plant in Summit Township, **Butler County**.

24-083B: Carbone of America, Graphite Materials Div. (215 Stackpole Street, St. Marys, PA 15857) issued September 30, 1998, for a graphite machining center in Benzinger Township, **Elk County**.

25-267A: American Meter Co. (P. O. Box 1251, Erie, PA 16512) issued September 30, 1998, for two rubber curing ovens in Erie, **Erie County**.

37-309-046: Essroc Materials, Inc. (P. O. Box 779, Bessemer, PA 16112) issued June 30, 1998 for tire-derived fuel systems in Bessemer Borough, **Lawrence County**.

25-322-003: Waste Management of PA, Inc., Lake View Landfill (851 Robinson Road, Erie, PA 16514) issued August 30, 1998, for landfill to gas electric generation facility in Summit Township, **Erie 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 Permits Issued

32980102. Sky Haven Coal, Inc. (R. D. 1, Box 180, Penfield, PA 15849), commencement, operation and restoration of a bituminous strip-auger mine in Montgomery Township, **Indiana County**, affecting 64.6 acres, receiv-

ing stream unnamed tributaries to Cush Creek and Cush Creek. Application received February 10, 1998. Permit issued September 2, 1998.

56930102. Permit Renewal, Cooney Brothers Coal Company (P. O. Box 246, Cresson, PA 16630), commencement, operation and restoration of a bituminous strip-auger mine in Shade Township, **Somerset County**, affecting 280.0 acres, receiving stream Hinson Run, unnamed tributary to Hinson Run, two unnamed tributaries to Shade Creek, and Shade Creek. Application received January 21, 1998. Permit issued September 8, 1998.

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

26880103R. Harry Lee and Rolland Herring (204 Columbus Avenue, Masontown, PA 15461). Renewal issued for continued reclamation only of a bituminous surface mine located in German Township, **Fayette County**, affecting 55.0 acres. Receiving streams: unnamed tributaries to Cats Run and Cats Run. Application received: July 23, 1998. Renewal issued: September 10, 1998.

65970104. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Permit revised to change the postmining land use from forestland to pastureland or land occasionally cut for hay at a bituminous surface mine located in Mt. Pleasant Township, **Westmoreland County**, affecting 260 acres. Receiving streams: unnamed tributaries to Jacobs Creek, Youghiogheny River. Application received: June 19, 1998. Revision issued: September 11, 1998.

3372SM25(A). Commercial Stone Co., Inc. (2200 Springfield Pike, Connellsville, PA 15425). Permit revised to change the postmining land use from forestland to wildlife habitat at a noncoal surface mine (quarry) located in Bullskin Township, **Fayette County**, affecting 339 acres. Receiving streams: unnamed tributaries to Polecat Hollow to Breakneck Run to Whites Run to Mounts Creek to Youghiogheny River. Application received: July 10, 1998. Revision issued: September 11, 1998.

03880104R. Walter L. Houser Coal Co., Inc. (R. D. 9, Box 434, Kittanning, PA 16201). Renewal issued for continued reclamation only of a bituminous surface/auger mine located in Rayburn Township, **Armstrong County**, affecting 343 acres. Receiving streams: unnamed tributaries to the Allegheny River and unnamed tributary to Cowanshannock Creek to the Allegheny River. Application received: July 23, 1998. Renewal issued: September 11, 1998.

26980102. Patterson Coal Company (R. D. 2, Box 335, Smithfield, PA 15478). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Menallen Township, **Fayette County**, affecting 21.6 acres. Receiving streams: unnamed tributaries to Jennings Run, Jennings Run, Redstone Creek, Monongahela River. Application received: July 7, 1998. Permit issued: September 11, 1998.

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

40930202R. Rossi Excavating Company (9 West 15th Street, Hazleton, PA 18201), renewal of a coal refuse processing operation in Hazle Township, **Luzerne County** affecting 447.7 acres, receiving stream—none. Renewal issued September 11, 1998.

Knox District Office, P. O. Box 669, Knox, PA 16232.

33960107. MAF Coal & Excavation, Inc. (R. D. 1, Box 261A, Sligo, PA 16255). Commencement, operation

and restoration of a bituminous strip operation in Union Township, **Jefferson County** affecting 17.8 acres. Receiving streams: Welch Run. Application received: July 30, 1996. Permit issued: August 26, 1998.

24930101. Fairview Coal Company (P. O. Box R, Ridgway, PA 15853). Revision to an existing bituminous strip operation to change the postmining land use from forestland to wildlife habitat on the John L. and Margaret A. Buhler property in Horton Township, **Elk County**. Receiving streams: Johnson Run. Application received: June 19, 1998. Permit issued: September 2, 1998.

16830107. Dunamis Resources, Inc. (One Energy Place, Suite 4000, Latrobe, PA 15650-9628). Renewal of an existing bituminous strip operation in Perry and Toby Townships, **Clarion County** affecting 124.0 acres. This renewal is issued for reclamation only. Receiving streams: Unnamed tributary to Black Fox Run, Black Fox Run, and Fiddlers Run to Black Fox Run. Application received: July 9, 1998. Permit issued: September 4, 1998.

24930102. Fairview Coal Company (P. O. Box R, Ridgway, PA 15853). Revision to an existing bituminous strip operation to change the postmining land use from forestland to wildlife habitat on the John L. and Margaret A. Buhler property in Horton Township, **Elk County**. Receiving streams: Unnamed tributary to Johnson Run to Johnson Run to Little Toby Creek; unnamed tributary of Brandy Camp Creek to Brandy Camp Creek to Little Toby Creek to Toby Creek. Application received: June 19, 1998. Permit issued: September 2, 1998.

10980103. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Commencement, operation and restoration of a bituminous strip operation in Slippery Rock and Cherry Townships, **Butler County** affecting 101.1 acres. Receiving streams: Unnamed tributary to McDonald Run to Slippery Rock Creek. Application received: February 27, 1998. Permit issued: September 8, 1998.

Hawk Run District Office, P. O. Box 209, Off Empire Road, Hawk Run, PA 16840.

Small Industrial Mineral Permits Issued

08980802. Richard P. Ferguson (R. D. 3, Box 301, Wyalusing, PA 18853), commencement, operation and restoration of a small industrial mineral (shale) permit in Herrick Township, **Bradford County** affecting 1 acre, receiving streams: unnamed tributary to Camps Creek, tributary to Wyalusing Creek. Application received February 26, 1998. Authorization granted August 31, 1998.

17980802. Stream & Site, Inc. (R. R. 1, Box 279, Weedville, PA 15868), commencement, operation and restoration of a small industrial mineral (shale) permit in Sandy Township, **Clearfield County** affecting 4 acres, receiving streams: Narrows Creek, tributary to Sandy Lick Creek. Application received May 13, 1998. Authorization granted September 4, 1998.

Knox District Office, P. O. Box 669, Knox, PA 16232.
Noncoal Permits Issued

20950301. IA Construction Corporation (P. O. Box 8, Concordville, PA 19331). Transfer of an existing sand and gravel operation from Wood Gravel Company in Bloomfield Township, **Crawford County** affecting 29.5 acres. Receiving streams: Pine Hollow Run and Bloomfield Run. Application received: April 3, 1998. Permit issued: August 31, 1998.

20910304. IA Construction Corporation (P. O. Box 8, Concordville, PA 19331). Transfer of an existing sand

and gravel operation from Wood Gravel Company in Steuben Township, **Crawford County** affecting 5.2 acres. Receiving streams: N/A. Application received: April 7, 1998. Permit issued: August 31, 1998.

3776SM20. IA Construction Corporation (P. O. Box 8, Concordville, PA 19331). Transfer of an existing sand and gravel operation from Tionesta Sand & Gravel, Inc. in Plum and Troy Townships, **Venango and Crawford Counties** affecting 13.7 acres. Receiving streams: N/A. Application received: April 3, 1998. Permit issued: August 31, 1998.

37950303. Medusa Cement Company (P. O. Box 5668, Cleveland, OH 44101). Transfer of an existing limestone operation from Medusa Aggregates Company in Shenango and Taylor Townships, **Lawrence County** affecting 188.0 acres. Receiving streams: Unnamed tributaries to McKee Run and McKee Run. Application received: February 4, 1998. Permit issued: August 25, 1998.

37840409. Medusa Cement Company (P. O. Box 5668, Cleveland, OH 44101). Transfer of an existing limestone operation from Medusa Aggregates Company in Shenango Township, **Lawrence County** affecting 185.9 acres. Receiving streams: Unnamed tributary to Big Run and unnamed tributary to McKee Run. Application received: February 4, 1998. Permit issued: August 25, 1998.

61830306. Medusa Cement Company (P. O. Box 5668, Cleveland, OH 44101). Transfer of an existing sand and gravel operation from Tionesta Sand & Gravel, Inc. in Cranberry Township, **Venango County** affecting 43.68 acres. Receiving streams: Allegheny River. Application received: April 3, 1998. Permit issued: September 2, 1998.

4673SM13. IA Construction Corporation (P. O. Box 8, Concordville, PA 19331). Transfer of an existing sand and gravel operation from Tionesta Sand & Gravel, Inc. in Pine Grove Township, **Warren County** affecting 28.5 acres. Receiving streams: North Branch Akeley Run to Conewango Creek. Application received: April 3, 1998. Permit issued: September 2, 1998.

20940304. IA Construction Corporation (P. O. Box 8, Concordville, PA 19331). Transfer of an existing sand and gravel operation from Tionesta Sand & Gravel, Inc. in Troy and Plum Townships, **Crawford and Venango Counties** affecting 44.0 acres. Receiving streams: Unnamed tributary to Sugar Creek. Application received: April 3, 1998. Permit issued: September 2, 1998.

20870305. IA Construction Corporation (P. O. Box 8, Concordville, PA 19331). Transfer of an existing sand and gravel operation from Tionesta Sand & Gravel, Inc. in Troy Township, **Crawford County** affecting 33.5 acres. Receiving streams: Sugar Creek. Application received: April 3, 1998. Permit issued: September 2, 1998.

4877SM5. IA Construction Corporation (P. O. Box 8, Concordville, PA 19331). Transfer of an existing sand and gravel operation from Tionesta Sand & Gravel, Inc. in Steuben Township, **Crawford County** affecting 13.0 acres. Receiving streams: Marsh Run. Application received: April 3, 1998. Permit issued: September 2, 1998.

4672SM10. IA Construction Corporation (P. O. Box 8, Concordville, PA 19331). Transfer of an existing sand and gravel operation from The Shermac Company in Limestone Township, **Warren County** affecting 129.5 acres. Receiving streams: Two unnamed tributaries to the Allegheny River. Application received: April 3, 1998. Permit issued: September 2, 1998.

4672SM10. IA Construction Corporation (P. O. Box 8, Concordville, PA 19331). Renewal of NPDES No.

PA0089184, Limestone Township, **Warren County**. Receiving streams: Two unnamed tributaries to the Allegheny River. Application received: April 3, 1998. Permit issued: September 2, 1998.

2579301. Walter Kuhl (9415 Peck Road, Erie, PA 16510). Renewal of NPDES No. PA0118354 in Greene Township, **Erie County**. Receiving streams: Four Mile Creek. Application received: July 15, 1998. Permit issued: September 4, 1998.

2579301. Walter Kuhl (9415 Peck Road, Erie, PA 16510). Application for a stream encroachment to conduct mining activities within 100 feet but no closer than 10 vertical feet along a 1,000 foot section of an unnamed tributary to Four Mile Creek in Greene Township, **Erie County**. Receiving streams: Four Mile Creek. Application received: July 15, 1998. Permit issued: September 4, 1998.

10980302. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Commencement, operation and restoration of a sand and gravel operation in Slippery Rock and Cherry Townships, **Butler County** affecting 119.9 acres. Receiving streams: Unnamed tributary of McMurray Run. Application received: January 9, 1998. Permit issued: September 8, 1998.

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

7776SM1A3C2. Martin Stone Quarries, Inc. (P. O. Box 297, Bechtelsville, PA 19505), renewal of NPDES Permit No. PA0611883 in Colebrookdale Township, **Berks County**, receiving stream—unnamed tributary to Swamp Creek. Renewal issued August 31, 1998.

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

General Small Noncoal Authorizations Granted

34982801. Zemco, Inc. (P. O. Box 2208, Mifflintown, PA 17059), commencement, operation and restoration of a quarry operation in Milford Township, **Juniata County** affecting 5.0 acres, receiving stream—none. Authorization granted September 11, 1998.

58980831. Chancey Kelley (R. R. 4, Box 252A, Montrose, PA 18801), commencement, operation and restoration of a bluestone quarry operation in Silver Lake Township, **Susquehanna County** affecting 3.0 acres, receiving stream—none. Authorization granted September 11, 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 Dam Safety and Encroachment 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, 400 Market Street, Floor 2, 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 the 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 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 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.*)

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

E46-804. Encroachment Permit. **O'Neill Properties**, 1710 Walton Road, Suite 200, Blue Bell, PA 19422. To encroach on approximately 200 linear feet of the 100-year floodway of Pine Run (TSF) by constructing an access roadway which will connect the existing parking facility at 485 Virginia Drive with the former Lehigh Valley Dairy property. The proposed roadway will also cross an unnamed tributary and a drainage swale to the Pine Run. The stream crossings will be accomplished utilizing 37 linear feet, of 8-foot by 5-foot reinforced concrete box culvert with concrete endwalls and riprap aprons at both ends. The project site is located immediately northeast of the intersection of Camp Hill Road and Pennsylvania Turnpike (Amler, PA Quadrangle N: 1.8 inches; W: 8.4 inches) in Upper Dublin Township, **Montgomery County**.

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

E13-110. Encroachment. **Panther Creek Partners**, 1001 Industrial Road, Nesquehoning, PA 18240. To excavate and place fill in 0.15 acre of wetlands for the construction of a wastewater impoundment. The project, associated with the Panther Creek Energy Facility, is located approximately 3.2 miles west of the intersection of S. R. 0054 and S. R. 0209 (Tamaqua, PA Quadrangle N: 19.0 inches; W: 0.75 inch) in Nesquehoning Borough, **Carbon County**. The permittee is required to provide for 0.15 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project.

E13-112. Encroachment. **Carbon County**, P. O. Box 129, Jim Thorpe, PA 18229. To repair, modify and maintain an existing stone masonry arch bridge, having three spans of 20.5 feet with an underclearance of 11.5 feet on a 68 degree skew across Lizard Creek. The project is located approximately 0.3 mile downstream of the intersection of the Pennsylvania Turnpike Northeast Extension and Lizard Creek (Lehigh, PA Quadrangle N: 8.2 inches; W: 5.5 inches) in East Penn Township, **Carbon County**.

E35-279A. Encroachment. **Peter Amato**, 6 Whitetail Run Road, Dalton, PA 18414. To amend Permit No. E35-279 to place fill in an additional 0.084 acre of wetlands for a total wetland impact of 0.132 acre for the

construction of a private driveway. The project is located on the east side of Reynold's Road (T-456), approximately 1,000 feet north of S. R. 0632 (Dalton, PA Quadrangle N: 5.7 inches; W: 6.2 inches) in North Abington Township, **Lackawanna County**. The permittee is required to provide 0.27 acre of replacement wetlands.

E35-295. Encroachment. **Pennsylvania Department of Transportation, District 4-0**, P. O. Box 111, Scranton, PA 18501. To remove the existing structure; to construct and maintain a 12 foot × 6.5 foot precast reinforced concrete box culvert on a 40 degree skew, depressed 1 foot below streambed elevation; and to construct and maintain 131 linear feet of trapezoidal channel having 1H:1V side slopes, on an average bottom width of 11 feet and R8 rock riprap bank stabilization in a Tributary to South Branch of Tunkhannock Creek. The project, associated with the S. R. 1017, Section 270 bridge replacement, is located at the intersection of S. R. 1017 and a Tributary to South Branch Tunkhannock Creek, approximately 0.2 mile northeast of the intersection of S. R. 0247 and S. R. 1017 (Carbondale, PA Quadrangle N: 6.4 inches; W: 14.4 inches) in Scott Township, **Lackawanna County**.

E39-347. Encroachment. **Wegmans Food Markets**, 1500 Brooks Avenue, Rochester, NY 14962-0844. To fill in 0.43 acre of wetlands for the construction of a proposed retail facility. The project, associated with the Wegmans Food Markets Development, is located on the south side of S. R. 1002 (Tilghman Street) immediately southeast of its intersection with 40th Street (Allentown West, PA Quadrangle N: 16.9 inches; W: 5.9 inches) in the City of Allentown, **Lehigh County**. The permittee is required to provide 0.43 acre of replacement wetlands.

E39-348. Encroachment. **Fuller Bulk Handling Corporation**, 614 Front Street, Catasauqua, PA 18032. To construct and maintain a 30-inch diameter P.V.C. outfall structure along the left bank of the Lehigh Canal. The project is located approximately 0.23 mile downstream of the Northampton/Lehigh County boundary line (Catasauqua, PA Quadrangle N: 5.1 inches; W: 14.2 inches) in Catasauqua Borough, **Lehigh County**.

E39-349. Encroachment. **PP&L, Inc.**, Mail Stop 4, 2 North Ninth Street, Allentown, PA 18101-1179. To construct and maintain a 138 KV electric distribution line aerial crossing of the Lehigh River. The project, associated with the Siegfried—Wescosville Part V Lehigh River Crossing project, is located at the intersection of S. R. 0143 and S. R. 1027 (Cementon, PA Quadrangle N: 14.6 inches; W: 3.0 inches) extending northeast over the Lehigh River in North Whitehall and Allen Townships, **Lehigh and Northampton Counties**.

E48-268. Encroachment. **Richard and Lynn Cacciola**, 834 South Oak Road, Bath, PA 18014. To remove the existing structure and to construct and maintain a private bridge having a single span of approximately 23 feet and an underclearance of approximately 4.6 feet across Hokendauqua Creek to provide access to a residential building site. The project is located on the north side of Township Road T604, approximately 0.4 mile upstream from S. R. 4014 (Kunkletown, PA Quadrangle N: 8.0 inches; W: 7.8 inches) in Moore Township, **Northampton County**.

Southcentral Regional Office: Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.

E01-174. Encroachment. **Caldwell Development Inc.**, Mark Caldwell, 434 N. Front Street, Ormleysburg,

PA 17043. To fill 0.13 acre of jurisdictional wetlands for the purpose of constructing a Giant Food Store at the existing Gettys Mobile Home Park located southeast of Lincoln Highway (SR 0030) and Natural Springs Road (Gettysburg, PA Quadrangle N: 16.0 inches; W: 11.5 inches) in Straban Township, **Adams County**. Permittee is required to construct 0.13 acre of replacement wetlands.

E06-513. Encroachment. **Eli Burkholder**, Box 64, 315 Bowers Road, Bowers, PA 19511. To widen an existing bridge by 10 feet, 4 inches to allow crossing with farm equipment across the channel of Sacony Creek at a point approximately 2,300 feet downstream of Bowers Road (Manatawny, PA Quadrangle N: 20.75 inches; W: 16.75 inches) in Maxatawny Township, **Berks County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E06-515. Encroachment. **PA Department of Transportation, Engineering District 5-0**, 1713 Lehigh Street, Allentown, PA 18103. To construct and maintain an 84-inch stream enclosure in the channel of a tributary to Lauers Run at a point approximately 700 feet upstream of Logan Avenue (Reading, PA Quadrangle N: 12.9 inches; W: 15.4 inches) and to construct and maintain a twin 10-foot by 3-foot concrete culvert in the channel of Lauers Run at a point just downstream of the Stanford Avenue Detention Basin (Reading, PA Quadrangle N: 12.2 inches; W: 16.6 inches) for the purpose of constructing Section 3 of SR 0222 in Wyomissing Borough and Spring Township, **Berks County**. This permit also includes 401 Water Quality Certification.

E38-118. Encroachment. **Pine Meadows Golf Course**, Larry Raybold, P. O. Box 66, Manheim, PA 17545. To construct and maintain three golf cart/pedestrian bridges across a tributary to the Little Swatara Creek for access to No. 3, 15 and 16 golf greens. Construction and maintenance of 3-inch water lines are authorized to be attached to Bridges #15 and #16, and a 6-inch main water line under the cart culvert at green #13. Fill is authorized to be placed in a de minimis area of wetlands equal to 0.04 acre for construction of paved cart path at green #13 and the ramps onto Bridge No. 3. Fill is also authorized to be placed and maintained within the Little Swatara Creek floodway for construction of Green #13 and the side slopes stabilized with rock.

This permit also authorizes the enlargement and excavation to deepen five existing ponds on tributaries to the Little Swatara Creek to provide additional storage capacity for golf course irrigation. Permittee is authorized to perform pond maintenance and remove accumulated sediment as necessary to maintain pond capacity. The proposed golf course expansion of the Pine Meadows Golf Course is located on the west side of SR 343 and south of Greble Road (Fredericksburg, PA Quadrangle N: 6.5 inches; W: 7.0 inches) in Bethel Township, **Lebanon 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.

E14-326. Encroachment. **Pa. Dept. of Transportation**, 1924-30 Daisy St., Clearfield, PA 16830. To construct and maintain a 4 span steel multi-girder bridge with a total span of 882 feet and minimum underclearance of 101 feet across Logan Branch of Spring Creek for SR 0026 Section C05 located above SR 0144 approxi-

mately 1.25 miles south of the village of Axemann (Bellefonte, PA Quadrangle N: 0.69 inch; W: 1.88 inches) in Spring Township, **Centre County**.

E18-259. Encroachment. **Green Township Supervisors**, Logantown, PA 17747. To maintain an existing single span box beam bridge with a structural length of 44 feet and a width of approximately 16 feet and 10 foot underclearance with a reinforced concrete deck with an asphalt wearing surface over Fishing Creek and to maintain gravel and debris removal upstream and downstream of the bridge approximately 50 feet in each direction. The project is located on T-350 (Stover Road) approximately 1/2 mile south of the intersection of T-350 with RT 880 (Logantown, PA Quadrangle N: 3.6 inches; W: 12.1 inches) in Green Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E18-260. Encroachment. **Green Township Supervisors**, Logantown, PA 17747. To maintain an existing single span box beam bridge with a structural length of 38 feet, a clear span of 36 feet and a 15 foot underclearance with a bituminous wearing deck over Fishing Creek and to maintain gravel and debris removal upstream and downstream approximately 50 feet in each direction of the bridge. The project is located on T-352 (Snook Road) approximately 1/2 mile south of the intersection of T-352 and Rt. 880 (Logantown, PA Quadrangle N: 1.5 inches; W: 6.8 inches) in Green Township, **Clinton 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.

E03-374. Encroachment. **Armstrong School District**, 410 Main Street, Ford City, PA 16226-1698. To construct and maintain a single span bridge having a normal span of 58.0 feet and an underclearance of 8.5 feet across Cowanshannock Creek for the purpose of providing access to the proposed secondary school complex. This permit also authorizes the construction and maintenance of four outfall structures including one 24-inch pipe, one 36-inch pipe and two 30-inch pipes along Cowanshannock Creek. The project is located approximately 200 feet south of the intersection of S. R. 85 and S. R. 839 (Rural Valley, PA Quadrangle N: 8.3 inches; W: 2.3 inches) in Cowanshannock Township, **Armstrong County**.

E56-283. Encroachment. **Somerset Housing Development Limited Partnership, Housing Alliance of Indiana County, Inc.**, 104 Philadelphia Street, Indiana, PA 15701. To place and maintain fill in 0.2 acre of wetlands (PEM) for the purpose of constructing apartments for lower income elderly households along an unnamed tributary to East Branch of Coxes Creek (TSF). The permit applicant has met the wetland replacement requirement by participating in the Pennsylvania Wetland Replacement Project. The project is located at the intersection of Brierwood Drive and Princeton Avenue (Murdock, PA Quadrangle N: 21.5 inches; W: 12.8 inches) in Somerset Borough, **Somerset County**.

E63-452. Encroachment. **John Barnyak**, 1885D East Beau Street, Washington, PA 15301. To remove the existing bridge and to construct and maintain a culvert having a span of 8.2 feet with an underclearance of 5.8 feet (depressed 6 inches) in an unnamed tributary to Little Chartiers Creek for the purpose of providing access for trucks to deliver water for property owners. The project is located approximately 900 feet northeast from

the intersection of Davis School Road and S. R. 136 (Washington East, PA Quadrangle N: 10.7 inches; W: 7.5 inches) in South Strabane Township, **Washington 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.

E61-215. Encroachment. **Pennsylvania Electric Company**, GPU Energy, P. O. Box 16001, Reading, PA 19640-0001. To modify and maintain an existing 34.5 kV aerial electric transmission line across the Allegheny River approximately 350 feet downstream of the Petroleum Street Bridge (Oil City, PA Quadrangle N: 9.8 inches; W: 12.1 inches) located in the City of Oil City, **Venango County**.

DAM SAFETY

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)).

Central Office: Bureau of Waterways Engineering, 400 Market Street, 6th Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.

D10-110. Dam. **Seven Fields Development Company** (2200 Garden Drive, Mars, PA 16046-7846). To construct, operate and maintain a stormwater detention dam located across a tributary to Kaufman Run in the Borough of Seven Fields, **Butler County**. The proposed facility is part of the stormwater management plan and will also be a roadway crossing for the Seven Fields Development north of Route 0228.

D46-322. Dam. **West Norriton Township Municipal Authority** (1634 West Marshall Street, Jeffersonville, PA 19403). To modify, operate and maintain the Port Indian Road Pump Station Dam located across a tributary to Indian Creek in West Norriton Township, **Montgomery County**. The proposed modifications will improve access to a proposed sanitary sewage pumping station.

ENVIRONMENTAL ASSESSMENT

Environmental Assessment Approvals and Actions on 401 Certification

Central Office: Bureau of Waterways Engineering, 400 Market Street, 6th Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.

EA09-014C0. Environmental Assessment. **Pickertown Partnership G. P.** (2421 Bristol Road, Warrington, PA 18976). To construct and maintain two nonjurisdictional dams and modify an existing nonjurisdictional dam across tributaries to Mill Creek (TSF, MF) impacting approximately 0.15 acre of wetlands (PFO) for the purpose of stormwater management at the proposed Urwiler tract subdivision located approximately 2,900 feet east of the intersection of Lower State Road and Pickertown Road (Doylestown, PA Quadrangle N: 2.05 inches; W: 5.85 inches) in Warrington Township, **Bucks County**. The Permittee has contributed to the Pennsylvania Wetland Replacement Project as compensatory mitigation for wetland impacts.

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

EA15-003ASE. Environmental Assessment. **David Campbell, P.E.**, Sartomer, 610 South Bolmar Street, West Chester, PA 19382. To remove contaminated sediments from portions of an 1.5 acre wetland (PEM/FO) as part of a remediation effort following an accidental spill event. The wetland is situated southwest of the Sartomer Company, Inc. perimeter fence in the 100 year floodplain of Goose Creek, located at 610 Bolmar Street (West Chester, PA Quadrangle N: 15.00 inches; W: 13.00 inches), in West Chester Borough, **Chester County**.

[Pa.B. Doc. No. 98-1560. Filed for public inspection September 25, 1998, 9:00 a.m.]

Availability of Technical Guidance

Technical Guidance Documents are on DEP's World Wide Web site (<http://www.dep.state.pa.us>) at the Public Participation Center. The "July 1998 Inventory" heading is the Governor's List of Non-regulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will continue to revise its documents, as necessary, throughout 1998.

Ordering Paper Copies of DEP Technical Guidance

Persons can order a bound paper copy of the latest Inventory or an unbound paper copy of any of the final documents listed on the Inventory by calling DEP at (717) 783-8727.

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

Changes to Technical Guidance Documents

Here is the current list of recent changes. Persons who have any questions or comments about a particular document should call the contact person whose name and phone number is listed with each document. Persons who have questions or comments in general should call Joe Sieber at (717) 783-8727.

Final Technical Guidance—Substantive Revision

DEP ID: 362-2207-004 Title: Impact on the Use of Subsurface Disposal Systems on Groundwater Nitrate Nitrogen Levels Description: The purpose of this guidance is to describe the considerations the Department uses for onlot wastewater disposal systems and consideration of the use of denitrifying technologies. Anticipated Effective Date: November 30, 1998 Deadline for Submittal of Comments: October 26, 1998 Contact: John McHale at (717) 783-2290.

Draft Technical Guidance

DEP ID: 254-2212-504 Title: Guidelines for the Development of County Municipal Waste Management Plan Revisions Description: This policy and procedure will provide updated information which can be used to assist counties in the development of their plans, and for the

review of such plans for submittal to the Department. Anticipated Effective Date: November 30, 1998 Deadline for Submittal of Comments: October 26, 1998 Contact: Sally Lohman at (717) 783-7382.

Draft Technical Guidance—Substantive Revision

DEP ID: 012-0900-001 Title: Policy for Development, Approval and Distribution of Technical Guidance Description: This policy establishes standards for department-wide consistency in developing, approving and distributing technical guidance documents. This process was revised to clarify responsibilities, ease some administrative processes, and improve internal review and approval. Anticipated Effective Date: November 30, 1998 Deadline for Submittal of Comments: October 26, 1998 Contact: Joe Sieber at (717) 783-8727.

DEP ID: 563-2112-222 Title: Coal Surface Mining-Oil and Gas Well Barriers Description: This document specifies procedures and guidelines for reviewing proposals for conducting coal surface mining within 125 feet (38.1 meters) of an oil or gas well. The guidance is being revised to reflect changes to §§ 86.31, 86.32, 86.34, 87.62, 87.93, 88.42 and 88.83 of the coal mining regulations. Anticipated Effective Date: November 30, 1998 Deadline for Submittal of Comments: October 26, 1998 Contact: Nevin Strock (717) 783-8845.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-1561. Filed for public inspection September 25, 1998, 9:00 a.m.]

Coal and Clay Mine Subsidence Insurance Board

A regular meeting of the Coal and Clay Mine Subsidence Board will take place on October 8, 1998 at 10 a.m. in the 5th Floor Conference Room of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the agenda can be directed to Lawrence Ruane at (717) 783-9590 or e-mail to Ruane.Lawrence@a1.dep.state.pa.us. The agenda for this meeting will be available through the Public Participation Center on the 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 Lawrence Ruane directly at (717) 783-9590 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. 98-1562. Filed for public inspection September 25, 1998, 9:00 a.m.]

Watershed Restoration and Assistance Program Grants Application; Instructions Available and Proposals Accepted

The Department of Environmental Protection (Department) announces that application instructions for the 1998 Watershed Restoration and Assistance Program (WRAP) Grants are available and proposals are being accepted through October 30, 1998.

WRAP grants provide incentives and support to communities that develop and undertake small-scale watershed restoration and protection measures, including projects which improve and protect water quality and fix impairment caused by non-point pollution sources. The improvement plans and projects will be locally generated and voluntarily implemented. The funds will be granted directly to local watershed organizations, local governments and conservation districts.

This is primarily a reimbursement program, however, the Department may authorize an initial payment to nonprofit entities who demonstrate the need. Matching funds are not necessarily required. Applications will be accepted in three categories according to the funding requested; from \$100 to \$2,500, from \$2,501 to \$10,000, or from \$10,001 to \$50,000. Applicants for these grants should be a group of people with an interest in a particular watershed which must be wholly or partly contained within the borders of this Commonwealth.

Applicants must be formally organized to be able to receive a grant. Eligible applicants are as follows:

- Incorporated nonprofit watershed associations and conservation organizations.
- Local governments (counties, townships, towns, cities, boroughs, planning commissions, utility authorities or other units of local government).
- Conservation districts.

Other interested parties may form partnerships with an eligible applicant.

Completed applications (proposals) must be received by the Bureau of Watershed Conservation no later than October 30, 1998. Grant awards will be announced on or about December 1, 1998. Applicants having proposals approved should intend to have the project completed by June 30, 1999.

Inquiries concerning this notice or requests for an application instruction packet should be directed to the Department of Environmental Protection, Watershed Restoration and Assistance Program Grants, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 787-5259. To view the WRAP Grant application instructions electronically, access the Pennsylvania homepage at www.state.pa.us or the DEP website at www.dep.state.pa.us (choose Subjects/Water Management/Watersheds).

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-1563. Filed for public inspection September 25, 1998, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Cornwall Manor Health Center for Exception to 28 Pa. Code § 203.1

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Cornwall Manor Health Center has requested an exception to the requirements of 28 Pa. Code § 203.1, referencing the National Fire Protection Association's Life Safety Code, NFPA 101, which requires special locking arrangements to conform to the requirements of section 5-2.1.6. The nursing home is requesting a waiver from the requirement of the Code to

have the locked doors release automatically after 15 seconds of continuous pressure on the release device, as required. The nursing home is installing an Alpha Technology, Inc. Alpha Watch II locking system that allows normal passage to all persons through the locked doors, excepting those residents wearing transponders that lock the doors on approach. The special locking arrangement is proposed to be installed on emergency egress doors and those utilized by visitors to the facility, and certain doors utilized or controlled by staff will be equipped with J. R. Watch (silver) devices that will lock the doors at all times; however, both types of devices will be de-energized during non-emergency conditions by keypads at each door, and during emergency conditions caused by power outages or activation of the fire alarm/smoke detection systems.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from: Division of Safety Inspection, Room 922, Health & Welfare Building, Harrisburg, PA 17120, (717) 787-1911, fax (717) 787-1491, E-Mail Address: PPETRESK@HEALTH.STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact Peter P. Petresky at (717) 787-1911, V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 98-1564. Filed for public inspection September 25, 1998, 9:00 a.m.]

Application of Hickory House Nursing Home for Exception to 28 Pa. Code § 203.1

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Hickory House Nursing Home has requested an exception to the requirements of 28 Pa. Code § 203.1, referencing the National Fire Protection Association's Life Safety Code, NFPA 101 (code), which requires special locking arrangements to conform to the requirements of section 5-2.1.6. The nursing home is requesting a waiver from the requirement of the code to have the locked doors release automatically after 15 seconds of continuous pressure on the release device, as required. The nursing home is installing a "code alert" locking system that allows normal passage to all persons through the locked doors, excepting those residents wearing transponders that lock the door(s) on approach. The special locking arrangement is proposed to be installed on only three doors in the facility, which will be de-energized during non-emergency conditions by keypads at each door, and during emergency conditions caused by power outages or activation of the fire alarm/smoke detection systems.

The request is on file with the Department. Persons may receive a copy of the request for exception by requesting a copy from: Division of Safety Inspection, Room 922 Health & Welfare Building, Harrisburg, PA 17120, Telephone (717) 787-1911, Fax (717) 787-1491, E-Mail Address: PPETRESK@HEALTH.STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact Peter P. Petresky at (717) 787-1911, V/TT: (717) 783-6514 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 [TT].

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 98-1565. Filed for public inspection September 25, 1998, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Count De Money Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Count De Money.

2. *Price:* The price of a Pennsylvania Count De Money instant lottery game ticket is \$1.00.

3. *Play Symbols:* Each Pennsylvania Count De Money instant lottery game ticket will contain one play area featuring one "Lucky Symbol" area and one "Your Symbols" area. The play symbols and their captions located in the "Lucky Symbol" area and "Your Symbols" area are: Spider Symbol (SPIDR), Pumpkin Symbol (PUMKN), Bat Symbol (BAT), Cat Symbol (CAT), Candelabra Symbol (CNLBA), Toad Symbol (TOAD), Skull Symbol (SKULL) and Witch Symbol (WITCH).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Symbols" area are: \$1.⁰⁰ (ONE DOL), \$2.⁰⁰ (TWO DOL), \$5.⁰⁰ (FIV DOL), \$10.⁰⁰ (TEN DOL), \$99\$ (NTY NINE), \$131 (HUNTHYONE) and \$1,031 (THOTHYONE).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$5, \$10, \$99, \$131 and \$1,031. The player can win up to four times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,320,000 tickets will be printed for the Pennsylvania Count De Money instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$1,031 (THOTHYONE) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$1,031.

(b) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$131 (HUNTHYONE) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$131.

(c) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$99\$ (NTY NINE) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$99.

(d) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$10.⁰⁰ (TEN DOL) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(e) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$5.⁰⁰ (FIV DOL) appears under the matching "Your Symbols" play symbol, on a single ticket, shall be entitled to a prize of \$5.

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

(g) Holders of tickets upon which any one of the "Your Symbols" play symbols matches the "Lucky Symbol" play symbol and a prize play symbol of \$1.⁰⁰ (ONE DOL) appears under the matching "Your Symbols" 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:

Match Any Of Your Symbols To The Lucky Symbol With Prize(s) Of:

	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 4,320,000 Tickets</i>
\$1	\$1	1:7.50	576,000
\$1 x 2	\$2	1:17.65	244,800
\$2	\$2	1:60	72,000
\$1 x 4	\$4	1:150	28,800
\$5	\$5	1:300	14,400
\$2 + \$5	\$7	1:300	14,400
\$2 x 4	\$8	1:600	7,200

*Match Any Of Your Symbols
To The Lucky Symbol
With Prize(s) Of:*

	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 4,320,000 Tickets</i>
\$10	\$10	1:600	7,200
\$5 x 2 + \$2	\$12	1:600	7,200
\$10 + \$1 x 3	\$13	1:150	28,800
\$5 x 4	\$20	1:1,500	2,880
\$5 x 2 + \$10	\$20	1:1,500	2,880
\$10 x 3 + \$1	\$31	1:1,200	3,600
\$10 x 4	\$40	1:3,200	1,350
\$99	\$99	1:8,000	540
\$131	\$131	1:12,000	360
\$1,031	\$1,031	1:120,000	36

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Count De Money 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 Count De Money, prize money from winning Pennsylvania Count De Money 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 Count De Money instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 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 Count De Money or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 98-1566. Filed for public inspection September 25, 1998, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

Bucks County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Department of Transportation plans to construct 14.2 Kilometers (8.9 miles) of four lane limited access highway on new alignment from US 202 south of PA 63 (in Upper and Lower Gwynedd Townships between Upper State Road and Stump Road) to connect with the existing PA 611 bypass and US 202 bypass (in Doylestown Town-

ship); along with improving the capacity and operational efficiency of seven related off-line intersections. Bicycle and pedestrian accommodations in this alternative entail an independent 4.3m (14 foot) wide multi-use bike/pedestrian trail beyond and generally parallel to the north bound lanes. This project will require the acquisition of right-of-way from the Heckler Farmstead, Henry Farmstead, and the McHenry Farmstead, which have all been determined eligible for listing on the National Register of Historic Places. The effect of this project on the Heckler Farmstead, Henry Farmstead, and McHenry Farmstead will be mitigated by the mitigation measures outlined in the Record of Decision and the Final Environmental Impact Statement/ Section 4(f) Evaluation Report that were prepared for this project.

I have considered the environmental, economic, social and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, and have concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize such effects.

No adverse environmental effect is likely to result from the construction of this section of highway.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-1567. Filed for public inspection September 25, 1998, 9:00 a.m.]

Finding

Cambria County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Department of Transportation plans to replace the existing Johns Street Bridge which carries S. R. 3023 (Johns Street) over the Little Conemaugh River in the City of Johnstown, Cambria County. The existing Johns Street Bridge has been determined eligible for listing on the National Register of Historic Places. The effect of this project on the Johns Street Bridge will be mitigated by the mitigation measures outlined in the Categorical Exclusion Evaluation/Section 2002 Evaluation that was prepared for the project.

I have considered the environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, and have concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize such effect.

No adverse environmental effect is likely to result from the replacement of this bridge.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-1568. Filed for public inspection September 25, 1998, 9:00 a.m.]

Finding

Clinton County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Department of Transportation plans to replace the existing Mackeyville Bridge, which carries S. R. 2004 (Maple Avenue) over Fishing Creek in the Village of Mackeyville and Lamar Township, Clinton County. The existing Mackeyville Bridge is a contributing element in the National Register eligible Mackeyville Historic District, and the project will require the acquisition of 0.04 hectares (0.099 acres) from the Mackeyville Historic District. The effect of this project on the Mackeyville Historic District will be mitigated by the mitigation measures outlined in the Categorical Exclusion Evaluation/Section 4(f) Evaluation that was prepared for this project. The Section 4(f) Evaluation meets the same requirements as Section 2002 of Pennsylvania Act 120.

I have considered the environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, and have concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize such effect.

No adverse environmental effect is likely to result from the replacement of this bridge.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-1569. Filed for public inspection September 25, 1998, 9:00 a.m.]

Notice to Contractors/Engineers

The Department plans to construct an 1,869.5 ft. steel deck truss, including approach spans over the Conrail Railroad and Lehigh River in Northampton County as part of the S. R. 33 Extension Section 001. The cost of the structure is estimated at a cost range of \$20-\$30 million. The contract anticipated bid opening date is March 1999 subject to FHWA Authorization. The Department is permitting a contractor designed concrete alternate bridge structure. Due to the cost and complexity of the bridge design and construction, the Department is making available preliminary design information.

On request to PennDOT District 5-0 Bridge Unit, 1713 Lehigh Street, Allentown, Pennsylvania 18103-4727, (610) 798-4142, bidders may secure copies of the Type Size and Location Report, Foundation Recommendation Report and preliminary unofficial version of the Alternate Bridge Special Provision Part B. The cost for a single copy of this information is \$100.00. Remittance for the Type Size and Location Report, Foundation Recommendation Report and preliminary unofficial version of the Alternate Bridge

Special Provision Part B are to be made payable to the Pennsylvania Department of Transportation and must accompany your request. The information supplied by the Department or its authorized agents is of a preliminary nature and has been developed for the exclusive use of the Department to aid in the project design. Do not consider any of the data supplied or made available to you by the Department or its authorized agent as positive, representations of any of the conditions existing in the field. This information is not a part of the plans, proposal, or contract and is not to be considered a basis for computation of the unit prices used for bidding purposes. No claims will be considered based on any information in Type Size and Location Report, Foundation Recommendation Report and preliminary unofficial version of the Alternate Bridge Special Provision Part B. No refund for Type Size and Location Report, Foundation Recommendation Report and preliminary unofficial version of the Alternate Bridge Special Provision Part B will be made by the Department.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-1570. Filed for public inspection September 25, 1998, 9:00 a.m.]

Retention of Engineering Firms

Franklin County Project Reference No. 08430AG2244

The Department of Transportation will retain a consultant firm to provide right-of-way acquisition assistance services for S. R. 0030, Section 016. The project is located in Franklin County, in the Borough of Chambersburg and in Guilford Township on U.S. Route 30 from Chambersburg Borough to Fayetteville, from Segment 0410 offset 1410 to Segment 0490 offset 0600, an approximate length of 3.2 miles. This portion of U.S. 30 is known locally as Lincoln Way East. The project consists of approximately 107 claims including 72 commercial, 29 residential and 6 relocations.

The selected firm will be required to provide the professional right-of-way acquisition assistance services necessary to clear the right-of-way for this project. The required services include, but are not limited to, title searches, negotiations, relocation assistance, declaration of taking, title settlement services, property management and coordination with appraisers selected by the Department. The firm should be large enough and have sufficient personnel to perform these tasks.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating this agreement based on the Department's evaluation of the 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 selected firm will be required to coordinate all work through the Department's designated representative. All acquisition will be accomplished in compliance with Federal and State regulations, including but not limited to the Pennsylvania Eminent Domain Code, the State Highway Law and Pennsylvania Real Estate Law, the Housing Replacement Authorization Act, and the Uniform Relocation Assistance and Real Property Acquisition Policies Act.

The majority of the work and services will be required within eighteen (18) months from the notice to proceed.

The consultant will be required to provide on-site office space. Lodging for individuals assigned to this project for sixty (60) days or more will be limited to \$790 per month. The allowance could include living space rental, furnishings, basic telephone service and utilities. No subsistence or to/from job mileage will be reimbursed for these individuals. Normal Department mileage/subsistence/lodging rates will apply to individuals assigned to this project for less than sixty (60) days.

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.
- b. Staff experience on similar assignments.
- c. Past performance on similar assignments.
- d. Familiarity with Pennsylvania right-of-way regulations.
- e. Number of staff/titles available to work on project.
- f. Other factors necessary to provide the required services.

The District's copy of the Letter of Interest and required forms (see general requirements and information section) shall be sent to: Mr. Barry G. Hoffman, P.E., District Engineer, District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699.

Any technical questions concerning the requirements for this project should be directed to: Mr. Marlin N. Brownawell, District 8-0, at (717) 787-4861.

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

Dauphin County
Project Reference No. 08430AG2245

The Department of Transportation will retain an engineering firm to perform preliminary engineering, environmental studies, and final design, for S. R. 3020, Section 001, Union Deposit Road in Lower Paxton Township, Dauphin County. This project includes realignment of an intersection, replacement of an existing structure and safety improvements to approximately 2.3 miles of S. R. 3020 from S. R. 3017 (Rutherford Road) to S. R. 2099 (Nye's Road). The estimated cost of construction is \$1.4 million.

The required services will include: field surveys; plotting of topography and cross-sections; pavement and drainage design; alignment studies; field views; safety review, Step 9 and value engineering submissions and meetings; traffic control plans; foundation design; structure design; erosion and sedimentation pollution control plans and narrative; utility and property involvement investigations; right-of-way plans, including preparations of viewers plans; preparation of environmental studies and documentation; interagency permits; wetland mitigation plans; construction plans, specifications and estimates; a project management plan; quality control plan; and transfer of electronic files.

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.
- b. Use of micro-station CADD.
- c. Specialized experience with Department criteria and technical competence of firm.
- d. Development of a Quality Control Plan for this particular project to be submitted to the Department for approval.
- e. Other factors, if any, specific to the project.

The District will announce the three (3) firms that have been shortlisted for further consideration at an open public meeting to be held at Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699, at 1:30 P.M. on November 10, 1998, Conference Room "A". Please specify a contact person, phone number and address in your letter of interest.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent 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).

The District's copy of the Letter of Interest and required forms (see general requirements and information section) shall be sent to: Mr. Barry G. Hoffman, P.E., District Engineer, District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699, Attention: Michael C. Lapano, Project Manager.

Any technical questions concerning the requirements for this project should be directed to: Mr. Michael Lapano, District 8-0, at (717) 787-7482.

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

Erie County
Project Reference No. 08430AG2246

The Department of Transportation will retain an engineering firm to perform final design and provide consultation during construction for S. R. 4034, Section A90 in Harborcreek Township and the City of Erie, Erie County. This project involves the construction of a new four lane, controlled access highway between Interstate 90 and McClelland Avenue a distance of approximately 4,800m. Also included will be the relocation and construction of several existing roads in the project area affected by the new highway. This project is a part of the East Side Access corridor for which the Final Environmental Impact Statement (FEIS) was approved on March 3, 1997. The estimated project construction cost is \$23.0 million.

This section of the East Side Access corridor will span Four-mile Creek and Wintergreen Gorge. The design of the structure to span these natural features will not be a part of this assignment; however, the selected consultant will be required to effectively coordinate and share information as required with the structural designer. The Wintergreen Gorge structure design assignment will be advertised separately.

The selected firm will be required to provide the following engineering and design services for final design; field surveys; right-of-way plan preparation; roadway design; traffic studies; traffic signal design; erosion and sedimentation pollution control plan preparation; wetland replacement sites; pavement marking and signing plan preparation; utility coordination; PUC and railroad coordination.

dination; traffic control plan preparation; coordination with environmental review agencies, the City of Erie, Harborcreek Township, Penn State Erie-The Behrend Campus, the area public and the Department; soils and geological investigations; noise studies and analysis and preparation of final construction drawings, specifications and cost estimates. All final designs must be in accordance with the mitigation summary that is a part of the FEIS.

Consultation during construction will consist of alternate design review and shop drawing review.

Firms that are under contract, or are being considered, to provide engineering services to a land developer or local municipality for a site that is along the project corridor will not be considered for this assignment. Firms are to state in their letter of interest that they are not under contract nor are being considered for a contract with a land developer or local municipality with interests in the project area.

Letters of interest will be evaluated at the Engineering District 1-0 office with emphasis on the following factors:

- a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section.
- b. Proven ability to meet project schedules and control costs.
- c. Experience and competence of project manager and key personnel.
- d. Innovations and flexibility in thinking, particularly with respect to the needs of the local community.
- e. Past performance record on similar projects.
- f. Past performance record of listed subconsultants.
- g. Availability of listed staff.
- h. Current workload.

In addition to the limits stated in the General Requirements and Information section following the advertised project(s), the following requirements shall apply to Letters of Interest submitted for this project reference number:

1. Standard Form 255, Item No. 7 - No more than ten (10) total pages of resumes, one-sided.
2. Standard Form 255, Item No. 8 - No more than eight (8) project descriptions are to be included.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent 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).

The District's copy of the Letter of Interest and required forms (see general requirements and information section) shall be sent to: Mr. John L. Baker, P.E., District Engineer, Engineering District 1-0, 1140 Liberty Street, Franklin, PA 16323, Attention: Mr. Michael L. McMullen, P.E.

Engineering District 1-0 will announce the firms that have been shortlisted at an open, public meeting to be held in the District office. All firms that have submitted a letter of interest will be notified of the time and date. Specify two (2) contact persons in the letter of interest.

Any technical questions concerning the requirements for this project should be directed to: Mr. William G.

Petit, P.E., District 1-0, at (814) 437-4270 or Mr. Michael L. McMullen, P.E., District 1-0, at (814) 437-4331.

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

**Union County
Project Reference No. 08430AG2247**

The Department of Transportation will retain an engineering firm to perform preliminary engineering, environmental studies, final design and engineering services during construction for S. R. 0204, Section 004, the replacement of the bridge over Penns Creek and roadway approaches, in the Village of New Berlin, in Union County.

The project consists of the replacement of the existing 4-span open steel deck I-beam bridge at an existing length of 242 feet, with a new multi-span bridge structure. Construction will also include any needed approach work. Estimated construction cost is \$2.7 million.

The required services for this project will include field surveys; environmental studies to include wetlands, mitigation, groundwater resources investigation, determination of effects report, Par/Isa, CEE, agency coordination, archeology, historic survey and agricultural lands; utilities; horizontal and vertical geometry; geological studies; core borings; type size and location; drainage; preliminary field view; safety review; line, grade and typical section; erosion and sedimentation control plan; hydrologic and hydraulic report; waterway encroachment permit; preliminary right-of-way plan; maintenance and protection of traffic during construction plan; public involvement; Step 9; foundation design; and construction plans, specifications and estimate. Work also included will be construction consultation and shop drawing review. The project will be performed in metric units.

The Department will establish an order of ranking of a minimum of three (3) firms. The following factors, listed in order of importance, will be considered 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.
- b. How the required work tasks will be accomplished and how the required services will be performed.
- c. Specialized experience, previous experience, technical competence of individuals who constitute the firm. Of particular importance are the key people assigned to the project and their ability to provide innovative solutions to complex problems.
- d. Past record of performance with respect to cost control, work quality, ability to meet schedules and ability to work with accelerated schedules.
- e. Current workload and capacity of firm to perform work.
- f. Listing of subconsultants.
- g. Location of office to perform work.

The District will announce the firms that have been shortlisted at an open public meeting scheduled for November 13, 1998 at 10:00 A.M. at Engineering District 3-0, 715 Jordan Avenue, Montoursville, PA 17754. All candidates that submitted a letter of interest will be notified if the date is changed. Specify a contact person in the letter of interest.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent 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).

The District's copy of the Letter of Interest and required forms (see general requirements and information section) shall be sent to: Mr. Paul E. Heise, P.E., District Engineer, District 3-0, 715 Jordan Avenue, Montoursville, PA 17754.

Any technical questions concerning the requirements for this project should be directed to: Mr. Wayne F. Frey, P.E., District 3-0, at (717) 368-4328.

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. Allwein, 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. 98-1571. Filed for public inspection September 25, 1998, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Montenay Montgomery Limited Partnership v. DEP; EHB Doc. No. 97-180-C

The Commonwealth of Pennsylvania, Department of Environmental Protection (Department) and Montenay Montgomery Limited Partnership (MMLP) have agreed to a settlement of the above matter. The Commonwealth had issued a Plan Approval, PA-46-0010, on July 29, 1997, authorizing MMLP to process Form S waste types at its municipal waste incinerator located in Plymouth Township, Montgomery County, PA, (facility) and to install selective noncatalytic reduction equipment. MMLP filed a timely appeal of the Plan Approval.

The parties have agreed to a settlement, the major provisions of which include: MMLP may operate its facility in compliance with the temperature limitation at the inlet to the baghouse set forth in 40 CFR 60.34b, which temperature may exceed 300 degrees Fahrenheit; MMLP shall install a carbon injection system or an equivalent mercury control system or technique; and MMLP shall pay a civil penalty for past violations.

Copies of the full Consent Order and Adjudication are in the hands of: Eli Brill, Dechert Price & Rhoads, 4000 Bell Atlantic Tower, 1717 Arch Street, Philadelphia, PA 19103-2793; and Douglas G. White, Assistant Counsel, Department of Environmental Protection, Office of Chief Counsel—Southeast Region, Lee Park, 555 E. North Lane, Suite 6015, Conshohocken, PA 19428-2233, (610) 632-6300 and at the office of the Environmental Hearing Board and may be reviewed by an interested party on request during normal business hours.

A person believing himself aggrieved by the above settlement may have the right of an appeal to the Environmental Hearing Board, 2nd Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457.

Appeals must be filed within 20 days of this publication.

The Environmental Hearing Board is empowered to approve this settlement which becomes final if no objection is timely made.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 98-1572. Filed for public inspection September 25, 1998, 9:00 a.m.]

FISH AND BOAT COMMISSION

Domestic Water Supply Reservoirs

The Fish and Boat Commission (Commission) has entered into agreements with certain owners of domestic

water supply reservoirs. The Commission's regulation at 58 Pa. Code § 53.13 (relating to domestic water supply reservoirs) provides that except as otherwise provided therein, domestic water supply reservoirs subject to an agreement between the owners thereof and the Commission are subject to the Commission's property regulations and other general fishing and boating regulations. This regulation further provides that when the agreement between the Commission and the owners of a domestic water supply reservoir specifies additional, alternative or different restrictions or conditions and the Executive Director, on behalf of the Commission, approves the conditions or restrictions for posting at the site and enforcement, the posted conditions or restrictions are fully enforceable when posted at the site. It is unlawful to violate conditions, restrictions or prohibitions posted by the Commission at the site of a domestic water supply reservoir with which the Commission has an agreement.

Notice is hereby given that the following specific restrictions are in effect and posted at the site.

	Electric Motors Only	All Boating Prohibited	Hand Powered Boating Only	Ice Fishing Prohibited	Ice Skating Prohibited	Wading Prohibited	Hunting Prohibited	Area Closed 9 p.m.—5 a.m.	Overnight Mooring of Boats Prohibited	Possession or Consumption of Alcoholic Beverages Prohibited
Birch Run Reservoir, Adams County		X		X	X	X				
Long Pine Reservoir, Adams County	X				X	X		X		
Ebensburg Reservoir, Cambria County		X		X						
Middletown Reservoir, Dauphin County			X		X	X*				
Laurel Run Reservoir, Elk County		X								
Eaton Reservoir, Erie County	X					X				
Waynesboro Reservoir, Adams County		X						X		
Letterkenny Reservoir, Franklin County	X				X		X			
Laurel Cr. Reservoir, Mifflin County		X		X						
Union City Authority Reservoir, Erie County						X*			X	
Wisecarver Reservoir, Greene County		X			X	X*				

	Electric Motors Only	All Boating Prohibited	Hand Powered Boating Only	Ice Fishing Prohibited	Ice Skating Prohibited	Wading Prohibited	Hunting Prohibited	Area Closed 9 p.m.—5 a.m.	Overnight Mooring of Boats Prohibited	Possession or Consumption of Alcoholic Beverages Prohibited
Lawrence B. Sheppard Reservoir, York County	X				X	X		X		
Sheppard Myers Reservoir, York County		X			X	X		X		
Gordon Reservoir, Bedford County	X**				X					
Koon Reservoir, Bedford County	X**				X					
Ceasetown Reservoir, Luzerne County		X		X	X	X		X		X

NOTES: * Wading with hip boots is permitted.

** The following are prohibited: sailboats; the use and possession of internal combustion engines; and boats exceeding 18 feet in length. Inflatable boats must exceed 7 feet in length and be constructed of durable corded fabric reinforced with cloth and coated and have at least two separate buoyance/air chambers, excluding inflatable flooring or bottom.

PETER A. COLANGELO,
Executive Director

FISH AND BOAT COMMISSION

Special Designations

The Executive Director, acting under the authority of 58 Pa. Code § 65.21 (relating to waters limited to specific purposes—exclusive use areas), designates a section of Little Muddy Run, Clearfield County, from the spillway to the Janesville Dam to Township Route 919, a distance of approximately 300 feet, as being for the exclusive use of children 12 and under. The Executive Director also designates a section of Pine Creek in Valley View, Schuylkill County, 250 yards from the Gap Street Bridge west to the waterfalls below the nursery for the exclusive use of children 12 and under and special populations. This stream section previously had been designated as being for the exclusive use of children 12 and under only.

Notice is further given that the Executive Director, acting under the authority of 58 Pa. Code § 67.1 (relating to nursery waters and exhibition areas), hereby designates a section of the East Branch of the Clarion River where the East and West Branch meet to form the Clarion upstream to the Venners Island Bridge (approximately 1/4 mile) as a nursery water to which the penalties of section 2106 of the Fish and Boat Code (30 Pa.C.S. § 2206) (relating to fishing in hatchery or nursery waters), applies.

All of these designations shall be effective when the waters are so posted after publication of this notice in the *Pennsylvania Bulletin*.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 98-1574. Filed for public inspection September 25, 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, September 10, 1998, and took the following actions:

Regulations Approved:

Pennsylvania Liquor Control Board #54-53: Promotion (amends 40 Pa. Code §§ 13.1 and 13.51)

Environmental Quality Board #7-329: Radiological Health (amends 25 Pa. Code Chapters 216, 218, 221, 223, 227 and 228)

Department of Community and Economic Development #4-68: Neighborhood Assistance Program (amends 12 Pa. Code Chapter 135)

Department of Labor & Industry #12-49: Workers' Compensation Self-Insurance (amends 34 Pa. Code Chapter 125)

Department of Health #10-152: Drugs Which May Be Used By Qualified Optometrists (amends 28 Pa. Code Chapter 6)

Regulations deemed approved under Section 5 (g) of the Regulatory Review Act—Effective September 10, 1998.

Pennsylvania Liquor Control Board #54-54: Wine in Kegs; Sale by Limited Winery Licensees (amends 40 Pa. Code §§ 11.104 and 11.111)

Commissioners Present: Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
September 10, 1998

Pennsylvania Liquor Control Board—Promotion; Regulation No. 54-53

Order

On January 16, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Liquor Control Board (Board). This rulemaking amends 40 Pa. Code §§ 13.1 and 13.51. The authority for this regulation is found in section 207(i) of the Pennsylvania Liquor Code (47 P. S. § 2-207(i)). The proposed regulation was published in the January 31, 1998 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on August 7, 1998.

The regulation permits Pennsylvania manufacturers and licensees to accept things of value that fall under the definition of "routine business entertainment." "Routine business entertainment" includes meals, beverages and tickets or passes to concerts, theaters, arts, sporting or charitable events. The value of routine business entertainment is limited to \$800 per year per recipient. The donor of routine business entertainment is required to accompany the recipient.

We have reviewed this regulation and find it to be in the public interest. The regulation allows flexibility for manufacturers and licensees in providing routine business entertainment while also guarding against undue influence through the implementation of reasonable restrictions.

Therefore, It Is Ordered That:

1. Regulation No. 54-53 from the Pennsylvania Liquor Control Board, as submitted to the Commission on August 7, 1998, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
September 10, 1998

Environmental Quality Board—Radiological Health; Regulation No. 7-329

Order

On October 16, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapters 216, 218, 221, 223, 227 and 228. The authority for this regulation is the Radiation Protection Act (35 P. S. § 7110.101, et seq.) and Section 1920-A of The Administrative Code of 1929 (71 P. S. § 510-20). The proposed regulation was pub-

lished in the November 1, 1997 *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on August 11, 1998.

The amendments update existing regulations by increasing protection to workers and patients for medical diagnosis and treatment applications, including reduction of unnecessary radiation exposure. The regulation also incorporates technological advances that have occurred since the existing regulations were drafted in the early 1980's.

We have reviewed this regulation and find it to be in the public interest. By addressing health and safety concerns, the updated regulation will ensure a reduction in unnecessary radiation exposure for both patients and the workers.

Therefore, It Is Ordered That:

1. Regulation No. 7-329 from the Environmental Quality Board, as submitted to the Commission on August 11, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
September 10, 1998

*Department of Community and Economic Development
Neighborhood Assistance Program; Regulation No. 4-68*

Order

On August 12, 1998, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Community and Economic Development (Department). This rulemaking amends 12 Pa. Code Chapter 135. The authority for this regulation is contained in section 8905A of the Neighborhood Assistance Act (act) (72 P. S. § 8905-A). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

Under the act, the Department is required to promulgate regulations, in the first month of the fiscal year, which establish special program priorities. With this final-omitted rulemaking, the Department is simply changing the fiscal year from 1996-97 to 1997-98 in the sections of its regulations relating to the special program priorities. The special program priorities remain unchanged.

We have reviewed this regulation and find it to be in the public interest. The regulation is necessary to reflect the special program priorities in the Neighborhood Assistance Act for fiscal year 1997-98.

Therefore, It Is Ordered That:

1. Regulation No. 4-68 from the Department of Community and Economic Development, as submitted to the Commission on August 12, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
September 10, 1998

Department of Labor and Industry—Workers' Compensation Self-Insurance; Regulation No. 12-49

Order

On November 7, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Labor and Industry (Department). This rulemaking amends 34 Pa. Code Chapter 125. The authority for this regulation is section 435 of the Workers' Compensation Act (77 P. S. § 991). The proposed regulation was published in the November 22, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on August 18, 1998.

The proposal includes amendments to conform with Act 57 of 1996 (Act 57). Those changes include: expanding the 5% Safety Committee discount from 1 year to 5 years; revising security requirements for letters of credits from banks; excluding political subdivisions and the Commonwealth from security requirements; and authorizing a single board to oversee the operation of several funds. Amendments unrelated to Act 57 revise requirements for group self-insurance funds to allow contributions based on each fund's loss cost multiplier instead of the State Workers' Insurance Fund rate. Amendments which impact individual self-insured employers include revisions in security requirements and discounting of the required amount in specific cases.

We have reviewed this regulation and find it to be in the public interest. The Department's regulations will now be consistent with Act 57. Smaller banks may benefit from the rating changes for letters of credit. Revisions to security requirements ensure that self-insured employers vulnerable to dramatic increases have posted additional security. Self-insurers in a strong financial condition may benefit from discounting provisions.

Therefore, It Is Ordered That:

1. Regulation No. 12-49 from the Department of Labor and Industry, as submitted to the Commission on August 18, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
September 10, 1998

*Department of Health—Drugs Which May Be Used By
Qualified Optometrists; Regulation No. 10-152*

Order

On January 21, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Health. This rulemaking amends 28 Pa. Code Chapter 6. The authority for this regulation is section 2 of the Optometry Practice and Licensure Act (63 P. S. § 244.2). The proposed regulation was published in the January 31, 1998 *Pennsylvania*

Bulletin with a 30-day public comment period. The final-form regulation was submitted to the Commission on August 10, 1998.

The proposal expands the list of drugs which qualified optometrists may administer and prescribe to conform to Act 130 of 1996 (Act 130). Act 130 changed the definition of the "practice of optometry" to allow certified optometrists to administer and prescribe certain legend and nonlegend drugs. Act 130 authorized the Secretary of Health to approve drugs for treatment of specific areas of the eye.

The regulation also contains activities prohibited in Act 130. Prohibitions include: treatment beyond 6 weeks without consultation with a physician; prescription for some systemic conditions; treatment for glaucoma; and administration or prescription of a Schedule I or II controlled substance.

Senator Jeffrey E. Piccola, prime sponsor of Act 130, submitted a letter in support of the regulation.

We have reviewed this regulation and find it to be in the public interest. The proposal is consistent with the provisions of Act 130. In some instances, patients will have flexibility in choosing a provider for initial eye care. Depending on the choices made by patients, there may be an impact on the practice of ophthalmologists as well as optometrists.

Therefore, It Is Ordered That:

1. Regulation No. 10-152 from the Department of Health, as submitted to the Commission on August 10, 1998, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
September 10, 1998

Pennsylvania Liquor Control Board—Wine in Kegs; Sale by Limited Winery Licensees; Regulation No. 54-54

Order

On May 11, 1998, the Independent Regulatory Review Commission (Commission) received the proposed version of this regulation from the Pennsylvania Liquor Control Board (Board). This rulemaking would amend 40 Pa. Code §§ 11.104 and 11.111 to allow the Board and limited wineries to sell sparkling grape wine in glass containers larger than 5 liters. The authority for this regulation is 47 P. S. § 2-207(i). The proposed version of this regulation was published in the June 6, 1998 *Pennsylvania Bulletin* with a 30-day public comment period.

The final-form version of this regulation was submitted to the Commission on August 20, 1998. The final-form version of this regulation contains no changes from the initially proposed version. We did not file any comments on the proposed version of this regulation. Furthermore, we did not receive any negative recommendations on the final-form version of this regulation from the House Liquor Control Committee or the Senate Law and Justice Committee.

Therefore:

The Commission will notify the Legislative Reference Bureau that Regulation No. 54-54 from the Pennsylvania

Liquor Control Board, as submitted to the Commission on August 20, 1998, was deemed approved under section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) on September 10, 1998.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-1575. Filed for public inspection September 25, 1998, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Acquisition of Control of Three Domestic Stock Casualty Insurance Companies

Kingsway Financial Services, Inc., a Canadian Company, has filed an application whereby it proposes to merge its wholly-owned subsidiary, Kingsway America, an Illinois Corporation, with and into Walshire Assurance Company, which will result in the acquisition of control of Lincoln General Insurance Company, Yorktowne Insurance Company and Comp America 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 proposed 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 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 Pennsylvania Insurance Department of the exact basis of the statement. Written statements should be directed to Michael Graeff, Insurance Company Licensing Specialist, Pennsylvania Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; FAX (717) 787-8557; email <http://www.mgraeff@ins.state.pa.us>.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-1576. Filed for public inspection September 25, 1998, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield; Filing Nos. 362-BC-SEC-65-NG-DE-1/99, 361-MMNGC-DE-1/99, 1-DPCM-98-HI and 1-SCMS-98-HI; Rate Hearing for Non-Group Major Medical and Special Care Programs and Medicare Supplement/Security 65 Programs Plans A, B, C and H

Blue Cross of Northeastern Pennsylvania and Pennsylvania Blue Shield have requested approval to increase the premium rates for the above listed filings. The requested premium rate increases vary by filing. These filings were previously published for public comment in the *Pennsylvania Bulletin*. See 28 Pa.B. 3563 (July 25, 1998), 28 Pa.B. 3724 (August 1, 1998), 28 Pa.B. 3858 (August 8, 1998) and 28 Pa.B. 4217 (August 22, 1998).

A public informational hearing on these rate filings has been scheduled for:

Date: Wednesday October 14, 1998

Time: 10 a.m.

Location: Genetti's Hotel and Convention Center, Princess Room, 77 East Market Street, Wilkes-Barre, PA

Persons wishing to testify about these filings may contact the Office of Rate and Policy Regulation at the address and phone number within this notice to schedule to testify at this hearing. Individuals may also appear at the hearing without advance notice and will be afforded the opportunity to testify after all individuals scheduled in advance have testified. Testimony will be limited to no more than a 10 minute presentation. The Department requests that individuals provide a written copy of their testimony the day of the hearing.

Copies of the filings are available for public inspection, by appointment, during normal business hours at the Insurance Department's offices in Harrisburg.

Interested parties are invited to submit written comments, suggestions and objections about these filings to: NEPA Rate Hearing, Insurance Department, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 787-4192, or e-mail to: rateform@ins.state.pa.us, by October 21, 1998.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-1577. Filed for public inspection September 25, 1998, 9:00 a.m.]

Capital Blue Cross and Pennsylvania Blue Shield; Filing Nos. 98-P, 98-Q, 98-R, 98-S, 1-DPCM-98-HI and 1-SCMS-98-HI; Rate Hearing for Non-Group Basic, Major Medical and Special Care Programs and Medicare Supplement/Security 65 Programs Plans B, C and H

Capital Blue Cross and Pennsylvania Blue Shield have requested approval to increase the premium rates for the above listed filings. The requested premium rate increases vary by filing. These filings were previously published for public comment in the *Pennsylvania Bulletin*. See 28 Pa.B. 3563 (July 25, 1998), 28 Pa.B. 3724 (August 1, 1998), 28 Pa.B. 4217 (August 22, 1998) and 28 Pa.B. 4684 (September 12, 1998).

A public informational hearing on these rate filings has been scheduled for:

Date: Thursday October 8, 1998

Time: 10 a.m.

Location: Ramada Inn on Market Square, 2nd and Chestnut Street, Harrisburg, PA

Anyone wishing to testify about these filings may contact the Office of Rate and Policy Regulation at the address and phone number within this notice to schedule to testify at this hearing. Individuals may also appear at the hearing without advance notice and will be afforded the opportunity to testify after all individuals scheduled in advance have testified. Testimony will be limited to no more than a 10 minute presentation. The Department requests that individuals provide a written copy of their testimony the day of the hearing.

Copies of the filings are available for public inspection, by appointment, during normal business hours at the Insurance Department's office in Harrisburg.

Interested parties are invited to submit written comments, suggestions and objections about these filings to: CBC Rate Hearing, Insurance Department, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, (717)787-4192, or e-mail to: rateform@ins.state.pa.us, by October 15, 1998.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-1578. Filed for public inspection September 25, 1998, 9:00 a.m.]

Highmark Blue Cross Blue Shield; Filing Nos. 2-65P-98-HBCBS, 1-65S-98-HBCBS, 1-DPCM-98-HI, 1-SCMS-98-HI and 1-CCP-98-HBCBS; Rate Hearing for Comprehensive Major Medical and Special Care Programs and Medicare Supplement/Security 65 Programs Plans A, B, C and H and 65 Plus I

Highmark Blue Cross Blue Shield has requested approval to increase the premium rates for the above listed filings. The requested premium rate increases vary by filing. These filings were previously published for public comment in the *Pennsylvania Bulletin*. See 28 Pa.B. 3563-3564 (July 25, 1998) and 28 Pa.B. 3724 (August 1, 1998).

A public informational hearing on these rate filings has been scheduled for:

Date: Tuesday, October 6, 1998

Time: 10 a.m.

Location: The Westin William Penn, 530 William Penn Place, Smithfield and 6th Streets, Pittsburgh, PA

Anyone wishing to testify about these filings may contact the Office of Rate and Policy Regulation at the address and phone number within this notice to schedule to testify at this hearing. Individuals may also appear at the hearing without advance notice and will be afforded the opportunity to testify after all individuals scheduled in advance have testified. Testimony will be limited to no more than a 10 minute presentation. The Department requests that individuals provide a written copy of their testimony the day of the hearing.

Copies of the filings are available for public inspection, by appointment, during normal business hours at the Insurance Department's offices in Harrisburg, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions and objections about these filings to: Highmark Rate Hearing, Insurance Department, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 787-4192, or e-mail to: rateform@ins.state.pa.us, by October 13, 1998.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-1579. Filed for public inspection September 25, 1998, 9:00 a.m.]

Independence Blue Cross and Pennsylvania Blue Shield; Filing Nos. 10-P-98, 11-P-98, 12-P-98, 1-DPCM-98-HI and 1-SCMS-98-HI; Rate Hearing for Non-Group Basic/Special Care and Major Medical Programs and Medicare Supplement/Security 65 Programs Plans A, B, C and H

Independence Blue Cross and Pennsylvania Blue Shield have requested approval to increase the premium rates for the above listed filings. The requested premium rate increases vary by filing. These filings were previously published for public comment in the *Pennsylvania Bulletin*. See 28 Pa.B. 3563 (July 25, 1998), 28 Pa.B. 3724 (August 1, 1998), and 28 Pa.B. 4217-4218 (August 22, 1998).

A public informational hearing on these rate filings has been scheduled for:

Date: Thursday, October 15, 1998

Time: 10 a.m.

Location: The Crowne Plaza - Philadelphia Center City, Constitution Room (2nd floor), 1800 Market Street, Philadelphia, PA

Anyone wishing to testify about these filings may contact the Office of Rate and Policy Regulation at the address and phone number within this notice to schedule to testify at this hearing. Individuals may also appear at the hearing without advance notice and will be afforded the opportunity to testify after all individuals scheduled in advance have testified. Testimony will be limited to no more than a 10 minute presentation. The Department requests that individuals provide a written copy of their testimony the day of the hearing.

Copies of the filings are available for public inspection, by appointment, during normal business hours at the Insurance Department's offices in Harrisburg and Philadelphia.

Interested parties are invited to submit written comments, suggestions and objections about these filings to: IBC Rate Hearing, Insurance Department, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 787-4192, or e-mail to: rateform@in.state.pa.us, by October 22, 1998.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-1580. Filed for public inspection September 25, 1998, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insured has 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 his company's termination of the insured's automobile policies. All administrative hearings are held in the Insurance Department Offices in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

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

Appeal of Joseph R. Sarnitsky; file no. 98-193-04463; Pennsylvania National Insurance Co.; doc. no. P98-08-009; October 14, 1998, at 10 a.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 and receipt of the stenographic transcript, 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. 98-1581. Filed for public inspection September 25, 1998, 9:00 a.m.]

Travelers Group; Private Passenger Automobile Rate Filing

On September 14, 1998, the Insurance Department received a private passenger automobile rate filing from the Travelers Group.

Travelers proposed to increase rates by 2.0% for The Standard Fire Insurance Company and decrease rates by 3.8% for The Travelers Indemnity Company effective December 31, 1998.

Unless formal administrative action is taken prior to November 13, 1998, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (e-mail at mikeb@ins.state.pa.us) within 30

days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-1582. Filed for public inspection September 25, 1998, 9:00 a.m.]

PENNSYLVANIA INDUSTRIAL DEVELOPMENT AUTHORITY

Participation and Interest Rates

The Pennsylvania Industrial Development Authority (PIDA) gives notice of the adoption of PIDA participation and interest rates for loans approved by the PIDA Board of Directors. The rates, which were adopted by the PIDA Board of Directors at its meeting held July 1, 1998, are effective as of that date and will remain in effect until changed by a notice in the *Pennsylvania Bulletin*. The rates follow as Annex A.

The PIDA Board retains the right to waive or modify the rates, to the extent that such are not mandated by law, on a case by case basis for good cause shown.

Further information can be obtained from the Pennsylvania Industrial Development Authority, Room 481, Forum Building, Harrisburg, PA 17120, (717) 787-6245.

SAMUEL A. MCCULLOUGH,
Chairperson

Annex A

PIDA

PARTICIPATION AND INTEREST RATES FOR COUNTIES AND MUNICIPALITIES* OVER 25,000 POPULATION

Effective July 1998 through June 1999

	<i>Maximum PIDA Participation</i>			<i>Interest Rate**</i>
	(S)	%	(L)	%
ADAMS	40 ***		30 ****	6.75
ALLEGHENY	40 ***		30****	6.75
McKeesport City	40		30****	3.75
Pittsburgh City	40 ***		30****	5.25
ARMSTRONG	40		40 ***	3.75
BEAVER	40 ***		40 ***	5.25
BEDFORD	40		40 ***	3.75
BERKS	40 ***		40 ***	6.75
Reading City	40		40 ***	5.25
BLAIR	40 ***		40 ***	5.25
Altoona City	40		40 ***	5.25
BRADFORD	40 ***		40 ***	5.25
BUCKS	40 ***		40 ***	6.75
Bensalem Twp.	40 ***		40 ***	5.25
Bristol Twp.	40 ***		40 ***	5.25
BUTLER	40 ***		40 ***	5.25
CAMBRIA	40		40	3.75
CAMERON	40		40 ***	3.75
CARBON	40		40 ***	3.75
CENTRE	30****		30****	6.75
CHESTER	30****		30****	6.75
CLARION	40		40 ***	5.25
CLEARFIELD	40		40	3.75
CLINTON	40		40 ***	3.75
COLUMBIA	40		40 ***	3.75
CRAWFORD	40 ***		40 ***	5.25
CUMBERLAND	30****		30****	6.75
DAUPHIN	30****		30****	6.75
Harrisburg	40 ***		30****	5.25
DELAWARE	40 ***		30****	6.75
Chester City	40		40	3.75
ELK	40		40 ***	5.25
ERIE	40 ***		40 ***	5.25
Erie City	40		40 ***	3.75
FAYETTE	40		40	3.75
FOREST	40		40	3.75
FRANKLIN	40 ***		30****	5.25
FULTON	40		40 ***	3.75
GREENE	40		40	3.75
HUNTINGDON	40		40	3.75
INDIANA	40		40	3.75
JEFFERSON	40		40 ***	3.75
JUNIATA	40		40	3.75
LACKAWANNA	40		40 ***	3.75
LANCASTER	30****		30****	6.75
Lancaster City	40 ***		30****	5.25
LAWRENCE	40		40 ***	5.25
New Castle City	40		40 ***	3.75

	Maximum PIDA Participation			Interest Rate** %		Maximum PIDA Participation			Interest Rate** %
	(S)	%	(L)			(S)	%	(L)	
LEBANON	30****		30****	6.75	WESTMORELAND	40 ***		40 ***	5.25
Lebanon City	40 ***		30****	6.75	WYOMING	40		40	3.75
LEHIGH	40 ***		40 ***	6.75	YORK	40 ***		30****	6.75
Allentown City	40		40 ***	5.25	York City	40		30****	3.75
Bethlehem City	40 ***		40 ***	5.25					
LUZERNE	40		40 ***	3.75					
Wilkes-Barre City	40		40	3.75					
LYCOMING	40		40 ***	5.25					
Williamsport City	40		40 ***	3.75					
McKEAN	40		40 ***	5.25					
MERCER	40 ***		40 ***	5.25					
MIFFLIN	40		40 ***	3.75					
MONROE	40		40 ***	3.75					
MONTGOMERY	30****		30****	6.75					
Norrstown Boro	40 ***		30****	5.25					
Upper Dublin Twp.	40 ***		30****	6.75					
MONTOUR	40 ***		30****	6.75					
NORTHAMPTON	40 ***		40 ***	5.25					
NORTHUMBERLAND	40		40 ***	3.75					
PERRY	30****		30****	6.75					
PHILADELPHIA	40		40 ***	3.75					
PIKE	40 ***		40 ***	5.25					
POTTER	40		40 ***	3.75					
SCHUYLKILL	40		40 ***	3.75					
SNYDER	40 ***		40 ***	5.25					
SOMERSET	40		40 ***	3.75					
SULLIVAN	40		40 ***	3.75					
SUSQUEHANNA	40		40 ***	3.75					
TIOGA	40		40 ***	3.75					
UNION	40 ***		40 ***	6.75					
VENANGO	40		40 ***	3.75					
WARREN	40 ***		40 ***	5.25					
WASHINGTON	40 ***		40 ***	5.25					
WAYNE	40		40	3.75					

* Municipalities are listed only if PIDA rate differs from County rate.
 ** Based on calendar year 1997 unemployment rate. Subject to change at discretion of PIDA Board.
 (S) Small Business (Less than 50 existing employees, including parent, subsidiaries and affiliates.)
 (L) Large Business.

Special Note: Projects located in designated enterprise zones, planning stage enterprise zones, financially distressed municipalities under Act 47 (over), Federal empowerment zones, Federal enterprise communities and brownfield sites will receive loans at 3.75%. Companies designated as advanced tech firms will receive an interest rate 1% less than the area rate with a floor of 3.75%

*** 10% Equity required
 **** 20% Equity required

*Financially Distressed Municipalities Under Act 47**

Aliquippa City Beaver County	Franklin Borough Cambria County
Braddock Borough Allegheny County	Homestead Borough Allegheny County
Chester City Delaware County	Johnstown City Cambria County
Clairton City Allegheny County	Millbourne Borough Delaware County
Duquesne City Allegheny County	North Braddock Borough Allegheny County
East Pittsburgh Borough Allegheny County	Rankin Borough Allegheny County
Farrell City Mercer County	Scranton City Lackawanna County
	Wilkesburg Borough Allegheny County

*Federal Empowerment Zones **

Portions of Pittsburgh and Philadelphia

*Federal Enterprise Communities **

Portions of Harrisburg, Dauphin County
 Portions of Lock Haven, Clinton County

*Eligible for 3.75% Interest Rate

[Pa.B. Doc. No. 98-1583. Filed for public inspection September 25, 1998, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Railroad With Hearing

I-00980077. Consolidated Rail Corporation. Investigation upon the Commission's own motion into matters pertaining to the proper service, accommodation, convenience and safety of the traveling public using the bridge carrying Ridge Pike (AAR 532 108 D) over and above the tracks of Consolidated Rail Corporation in Plymouth Township, Montgomery County.

An initial hearing on this matter will be held Wednesday, November 4, 1998, at 10 a.m. in an available hearing room, Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-1584. Filed for public inspection September 25, 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 October 19, 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-00115269. Application of **Willow Street Fire Company, Inc.**, a corporation of the Commonwealth of Pennsylvania, for the right to begin to transport, as a common carrier by motor vehicle, persons in paratransit service, between points in Lancaster County, and from points in said county, to points in Pennsylvania, and return; service to be provided in vans, which are both wheelchair and ambulance lifter capable, equipped with a wheelchair lift. Application for temporary authority has been filed at A-00115269, seeking the rights cited above.

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 October 13, 1998.

- A-00115303 Jenkins Trucking & Sons, Inc.
Rt. 2 Box 263 Ralph Livengood Rd.,
Albright, WV 26519
- A-00115302 Randall D. Snyder, t/a Randall Snyder
Trucking
P. O. Box 9, Dawson, PA 15428
- A-00115301 Ronald G. Wright
3079 Kehr Hill Road,
Montoursville, PA 17754
- A-00114915 F.2 Marc R. Finkle, t/a Finkle
Transportation
128 Willow Lane, Patton, PA 16668
- A-00115300 William B. Means, t/a Means Brothers
P. O. Box 131, Punxsutawney, PA
15767
- A-00114789 F.2 Scott Allen Eimerbrink
Box 304-A, R. R. 1, Port Royal, PA
17082

*Pennsylvania Public Utility Commission, Bureau of
Transportation and Safety v. D & T Limousine Service,
Inc.; Doc. No. A-00109546C98 F.3*

Complaint

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That D & T Limousine Service, Inc., respondent, maintains its principal place of business at 12720 Bellaire Avenue, Cleveland, Ohio 44135.
2. That respondent was issued a certificate of public convenience by this Commission on September 21, 1994, at Application Docket No. A-00109546.
3. That respondent, on April 10, 1998, at approximately 11:00 a.m., at Route 120 Chapman Township, Clinton County, Pennsylvania, permitted a certain 1995 Dodge truck bearing Ohio License No. QTJ372, Vehicle Identification No. B4HB15X0SK532114, to be operated.
4. That the vehicle described in Paragraph 3 of this complaint was inspected by Enforcement Officer Leonard J. Coval, a duly authorized officer of this Commission, on the date and at the place specified in Paragraph 3 and the following violations were disclosed:
 - (a) Vehicle failed to display a currently valid and legible certificate of inspection.
 - (b) Horn inoperative.
5. That respondent, on April 10, 1998, at approximately 11:30 a.m., at Route 120, Chapman Township, Clinton County, Pennsylvania, permitted a certain 1995 Dodge truck bearing Ohio License No. SOC586, Vehicle Identification No. 2B4HB15X5SK578506, to be operated.
6. That the vehicle described in Paragraph 5 of this complaint was inspected by Enforcement Officer Leonard

J. Coval, a duly authorized officer of this Commission, on the date and at the place specified in Paragraph 5 and the following violations were disclosed:

(a) Vehicle failed to display a currently valid and legible certificate of inspection.

(b) Odometer inoperative.

7. That respondent, by failing to have an operative horn in its vehicle while in operation, violated 52 Pa. Code § 29.402(1), 67 Pa. Code §§ 175.76, 175.80(b)(3), and 75 Pa.C.S. § 4535 and, by failing to maintain safe and reasonable facilities for the proper safety of its patrons and public, violated 66 Pa.C.S. § 1501.

8. That respondent, by displaying a certificate of inspection issued for another vehicle, violated 67 Pa. Code §§ 175.41 and 175.45 and 75 Pa.C.S. § 4703.

9. That respondent, by failing to have a properly calibrated odometer in its vehicle, violated 52 Pa. Code § 29.402(1) and 67 Pa. Code § 175.74.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine D & T Limousine Service, Inc. the sum of seven hundred dollars (\$700.00) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

George T. Mahan, Director
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

Verification

I, George T. Mahan, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
George T. Mahan

Notice

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. The penalty could include a fine, the suspension or revocation of your certificate of public convenience or other remedy.

C. You may elect not to contest this complaint by paying the fine proposed in this complaint by certified

check or money order. Payment must be made to the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty (see B).

E. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the optional fine set forth in C, above.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Technical Unit at (717) 783-5945.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-1585. Filed for public inspection September 25, 1998, 9:00 a.m.]

Solicitation of Public Comment Regarding Reporting Guidelines for Biennial Updates of Network Modernization Plans under Chapter 30 of the Public Utility Code; Doc. No. M-00930441

On August 27, 1998, the Commission adopted a motion which reopened the docket in *Re Implementation of Chapter 30 of the Public Utility Code*, Docket No. M-00930441, to receive comments from interested parties to assist in developing reporting guidelines for use by all companies required to file biennial updates of their Network Modernization Plans under section 3003(b)(6) of the Public Utility Code.

By order entered August 27, 1993, in this docket, the Commission provided guidance with respect to what information should be included in a company's Network Modernization Plan. Since this original order, and especially since enactment of Chapter 30 of the Public Utility Code, the telecommunications industry has experienced substantial technological, market and legislative changes. These changes have had a major impact on how telecommunications carriers intend to and will carry out their responsibilities to modernize their networks under Chapter 30. For example, the Federal Telecommunications Act of 1996 has impacted how incumbent local exchange carriers will meet their interconnection responsibilities and how they will offer unbundled network elements to new entrants. Similarly, in light of evolving technology, the Commission needs to examine closely how to define "broadband" availability and to determine how a company's Network Modernization Plan accelerates deployment of a universally-available, state-of-the-art, interactive, public-switched broadband telecommunications network.

Further, in previous updates to Bell Atlantic-Pennsylvania, Inc.'s Network Modernization Plans, the Commission has requested the following information: (1) detail on the location for upgrades in switches, the location for the placement of fiber access lines, and other upgrades or expansions; (2) statement of actual and projected investment to build the modified network; (3) description of network architecture; (4) projection of deployment schedule; (5) statement of progress toward

universal broadband capability as measured in percentages referenced to access lines in urban, suburban and rural categories, as well as percentages referenced to total access lines; and (6) detail on broadband deployment, including use of consistent school listings. Based again on evolving technology and market forces, the Commission feels that it must develop parameters for reporting so that it is able to fairly and consistently evaluate what is provided by each company. For example, if, in addition to the information it has sought to date, the Commission seeks reporting information which provides specificity with respect to services which are available and being subscribed to, broken down by customer class, that is, residential, business and institutional, how should that level of detail be provided?

The Commission is inviting public comment on appropriate reporting guidelines for filing biennial Network Modernization Plan updates, including but not limited to the issues set forth above. The deadline for filing initial comments is October 20, 1998. Reply comments may be filed no later than October 27, 1998. Anyone submitting comments or reply comments must file an original and four copies with the Commission's Secretary for filing at Docket No. P-00930441. Any person submitting comments or reply comments should also file a diskette containing an electronic read-only version of their comments in Microsoft Word 6.0 format, clearly identifying the party, docket number, nature of filing and contact person.

The contact persons at the Commission regarding this proceeding are Carl S. Hisiro, Assistant Counsel, Law Bureau (717) 783-2812 (legal), and James B. Strausbaugh, Bureau of Fixed Utility Services (717) 787-4700 (technical). A copy of the August 27, 1998 motion as well as the subsequent Commission order memorializing the motion may be obtained from the Office of the Secretary at (717) 787-1013.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-1586. Filed for public inspection September 25, 1998, 9:00 a.m.]

Tariff Filing of GTE North, Incorporated for the Purpose of Removing E911 Private Switch ALI Service from Its Tariffs; Doc. No. R-00984357

On May 8, 1998, GTE North, Incorporated, filed Supplement Nos. 107, 102, 95 and 104 to GTE North Incorporated's Tariffs Telephone Pa. P.U.C. Nos. 1, 3, 4 and 6, respectively, for the purpose of removing E911 Private Switch ALI service from the respective tariffs.

The Pennsylvania Public Utility Commission (Commission) has determined that the solicitation of public comment is appropriate. Consequently, the Commission is providing this public notice for comments. The deadline for comments shall be 20 days from publication in the *Pennsylvania Bulletin*.

Persons or entities submitting comments must file an original and 13 copies of a comment with the Office of the Secretary in PUC Doc. No. R-00984357. Copies of the

proposed tariff supplements are on file with the Commission and are available for public inspection.

The contact person at the Commission is James B. Strausbaugh, Bureau of Fixed Utility Services, (717) 787-4700.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-1587. Filed for public inspection September 25, 1998, 9:00 a.m.]

Water Service Without Hearing

A-213550F0014. York Water Company. Application of the York Water Company, under section 1102(a)(4) of the Public Utility Code, for approval of the right of the York Water Company to acquire 5% or more of, but not a controlling interest in, the voting capital stock of the Columbia Water Company.

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 October 13, 1998, under 52 Pa. Code (relating to public utilities).

Applicant: The York Water Company

Through and By Counsel: Michael W. Gang, Esquire, Michael W. Hassell, Esquire, Morgan, Lewis & Bockius LLP, One Commerce Square, 417 Walnut Street, Harrisburg, PA 17101-1904.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-1588. Filed for public inspection September 25, 1998, 9:00 a.m.]

TURNPIKE COMMISSION

Request for Bids

The Turnpike Commission is requesting sealed bids for Improvements to Wastewater Treatment Plants at Lawn Service Plaza (Lebanon Co.) and Peter J. Camiel Service Plaza (Chester Co.) Mandatory Site Inspection: October 5, 1998 at 11 a.m. Assemble at Wastewater Treatment Plant of Lawn Service Plaza, M. P. 258.8 Westbound. Due Date: October 13, 1998 at 11 a.m.

Bids will be received by the Purchasing Manager not later than the time indicated above. Bid proposal Forms and Conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Dept., (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-1589. Filed for public inspection September 25, 1998, 9:00 a.m.]