

# PENNSYLVANIA BULLETIN

Volume 31 Number 9  
Saturday, March 3, 2001 • Harrisburg, Pa.  
Pages 1217—1310

**Agencies in this issue:**

The Courts  
Bureau of Professional and Occupational Affairs  
Delaware River Basin Commission  
Department of Banking  
Department of Education  
Department of Environmental Protection  
Department of General Services  
Department of Health  
Department of Labor and Industry  
Department of State  
Department of Transportation  
Health Care Cost Containment Council  
Independent Regulatory Review Commission  
Insurance Department  
Liquor Control Board  
Pennsylvania Housing Finance Agency  
Pennsylvania Public Utility Commission  
Philadelphia Regional Port Authority  
State Board of Barber Examiners

**Detailed list of contents appears inside.**

**Latest Pennsylvania Code Reporter  
(Master Transmittal Sheet):**

**No. 316, March 2001**

---

**PENNSYLVANIA**



**BULLETIN**

(ISSN 0162-2137)

published weekly by Fry Communications, Inc. for the Commonwealth of Pennsylvania, Legislative Reference Bureau, 647 Main Capitol Building, State & Third Streets, Harrisburg, Pa. 17120, under the policy supervision and direction of the Joint Committee on Documents pursuant to Part II of Title 45 of the Pennsylvania Consolidated Statutes (relating to publication and effectiveness of Commonwealth Documents). Subscription rate \$82.00 per year, postpaid to points in the United States. Individual copies \$2.50. Checks for subscriptions and individual copies should be made payable to "Fry Communications, Inc." Periodicals postage paid at Harrisburg, Pennsylvania.

Postmaster send address changes to:

FRY COMMUNICATIONS  
Attn: *Pennsylvania Bulletin*  
800 W. Church Rd.  
Mechanicsburg, Pennsylvania 17055-3198  
(717) 766-0211 ext. 2340  
(800) 334-1429 ext. 2340 (toll free, out-of-State)  
(800) 524-3232 ext. 2340 (toll free, in State)

Orders for subscriptions and other circulation matters should be sent to:

Fry Communications, Inc.  
Attn: *Pennsylvania Bulletin*  
800 W. Church Rd.  
Mechanicsburg, PA 17055-3198

Copyright © 2001 Commonwealth of Pennsylvania  
ISBN 0-8182-0004-9

Editorial preparation, composition, printing and distribution of the *Pennsylvania Bulletin* is effected on behalf of the Commonwealth of Pennsylvania by FRY COMMUNICATIONS, Inc., 800 W. Church Road, Mechanicsburg, Pennsylvania 17055-3198.

# Contents

## THE COURTS

### LOCAL COURT RULES

#### Cambria County

Local rule of court under Rule 1018.1 of the Pennsylvania Rules of Civil Procedure; no. 2001-444 ..... 1223

#### Somerset County

Consolidated rules of court; no. 13 misc. 2001 ..... 1223

### PHILADELPHIA RULES

#### Philadelphia County

Administrative order no. 2001-01 ..... 1223

## EXECUTIVE AGENCIES

### BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

#### Rules and Regulations

Schedule of civil penalties ..... 1227

### DELAWARE RIVER BASIN COMMISSION

#### Proposed Rulemaking

Water usage reporting ..... 1233

### DEPARTMENT OF BANKING

#### Proposed Rulemaking

Mortgage bankers and brokers; continuing education ..... 1236

#### Notices

Action on applications ..... 1239

### DEPARTMENT OF EDUCATION

#### Notices

Application of Allentown College of Saint Francis de Sales for approval of amendment of its articles of incorporation ..... 1239

Application of DeVry, Inc. .... 1239

Application of Eastern College for approval of change of status to a university ..... 1240

Application of Holy Family College for approval of amendment of its articles of incorporation ..... 1240

### DEPARTMENT OF ENVIRONMENTAL PROTECTION

#### Notices

Applications, actions and special notices ..... 1241

Application period for the Small Water Systems Regionalization Grant program ..... 1286

Availability of technical guidance ..... 1286

Oil and Gas Technical Advisory Board; meeting cancellation ..... 1287

### DEPARTMENT OF GENERAL SERVICES

#### Notices

Contract awards ..... 1310

Design professional selections ..... 1287

State contracts information ..... 1301

### DEPARTMENT OF HEALTH

#### Notices

Health Policy Board meeting ..... 1289

Requests for exceptions; long-term care nursing facilities ..... 1289

### DEPARTMENT OF LABOR AND INDUSTRY

#### Notices

Current Prevailing Wage Act debarments ..... 1289

### DEPARTMENT OF STATE

#### Notices

Notice regarding the Office of Judge of the Court of Common Pleas of Fayette County ..... 1290

### DEPARTMENT OF TRANSPORTATION

#### Notices

Approved speed-timing devices and appointment of maintenance and calibration stations (correction) ..... 1290

Change of address for administrative docket ..... 1290

Finding—Cambria County ..... 1291

### HEALTH CARE COST CONTAINMENT COUNCIL

#### Notices

Meetings scheduled ..... 1291

### INDEPENDENT REGULATORY REVIEW COMMISSION

#### Notices

Actions taken by the Commission ..... 1291

Notice of comments issued ..... 1292

### INSURANCE DEPARTMENT

#### Notices

Highmark Blue Cross Blue Shield; rate filing 1-DEM-00-HBCBS ..... 1293

Keystone Health Plan West; rate filing 1-DEM-00-KHPW ..... 1293

Nationwide Mutual Fire Insurance Company; homeowners insurance rate filing ..... 1293

Notice to worker's compensation insurance carriers . 1293

Review procedure hearings; cancellation or refusal of insurance ..... 1294

Surplus lines agents and interested parties; export list of insurance companies ..... 1294

### LIQUOR CONTROL BOARD

#### Notices

Expiration of leases ..... 1295

### PENNSYLVANIA HOUSING FINANCE AGENCY

#### Notices

Requests for proposals ..... 1297

### PENNSYLVANIA PUBLIC UTILITY COMMISSION

#### Notices

Railroad ..... 1297

Service of notice of motor carrier applications ..... 1297

Telecommunications (4 documents) ..... 1298, 1299

Transfer by sale (4 documents) ..... 1299, 1300

### PHILADELPHIA REGIONAL PORT AUTHORITY

#### Notices

Requests for bids ..... 1300

### STATE BOARD OF BARBER EXAMINERS

#### Rules and Regulations

Fees ..... 1225

**Now Available Online at <http://www.pabulletin.com>**

# READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

## ***Pennsylvania Bulletin***

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

## **Adoption, Amendment or Repeal of Regulations**

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances where the agency may omit the proposal step; they still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania*

*Bulletin* before it can take effect. If the agency wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, they must re-propose.

## **Citation to the *Pennsylvania Bulletin***

Cite material in the *Pennsylvania Bulletin* by volume number and page number. Example: Volume 1, *Pennsylvania Bulletin*, page 801 (short form: 1 Pa.B. 801).

## ***Pennsylvania Code***

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

## **How to Find Documents**

Search for your area of interest in the *Pennsylvania Code*.

The *Pennsylvania Code* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

**SUBSCRIPTION INFORMATION: (717) 766-0211  
GENERAL INFORMATION AND FINDING AIDS: (717) 783-1530**

### Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [ ] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

### Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

### Reproduction, Dissemination or Publication of Information

Third parties may not take information from the *Pennsylvania Code* and *Pennsylvania Bulletin* and reproduce, disseminate or publish such information except as provided by 1 Pa. Code § 3.44. 1 Pa. Code § 3.44 reads as follows:

#### § 3.44. General permission to reproduce content of Code and Bulletin.

Information published under this part, which information includes, but is not limited to, cross references, tables of cases, notes of decisions, tables of contents, indexes, source notes, authority notes, numerical lists and codification guides, other than the actual text of rules or regulations may be reproduced only with the written consent of the Bureau. The information which appears on the same leaf with the text of a rule or regulation, however, may be incidentally reproduced in connection with the reproduction of the rule or regulation, if the reproduction is for the private use of a subscriber and not for resale. There are no other restrictions on the reproduction of information published under this part, and the Commonwealth hereby consents to a reproduction.

## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2001.

<b>4 Pa. Code (Administration)</b>		<b>Proposed Rules</b>	
<b>Statements of Policy</b>		19 .....	822
9 .....	11, 648, 948	21 .....	809
<b>17 Pa. Code (Conservation and Natural Resources)</b>		<b>52 Pa. Code (Public Utilities)</b>	
44 .....	650	<b>Adopted Rules</b>	
<b>10 Pa. Code (Banks and Banking)</b>		64 .....	641
<b>Proposed Rulemaking</b>		<b>Proposed Rules</b>	
44 .....	1236	59 .....	805
<b>25 Pa. Code (Environmental Protection)</b>		63 .....	809
<b>Adopted Rules</b>		<b>Statements of Policy</b>	
86 .....	145	69 .....	951
250 .....	235	<b>210 Pa. Code (Appellate Procedure)</b>	
287 .....	235	<b>Adopted Rules</b>	
288 .....	235	3 .....	7
289 .....	235	25 .....	627
291 .....	235	<b>225 Pa. Code (Rules of Evidence)</b>	
293 .....	235	<b>Proposed Rulemaking</b>	
295 .....	235	Article I .....	405
297 .....	235	Article VII .....	406
299 .....	235	Article VIII .....	406
1021 .....	438	Article IX .....	407
<b>Proposed Rulemaking</b>		<b>231 Pa. Code (Rules of Civil Procedure)</b>	
218 .....	943	<b>Adopted Rules</b>	
221 .....	792	100 .....	137
227 .....	792	200 .....	410, 627
228 .....	792	1500 .....	629
261a .....	796	2120 .....	137
271 .....	796	2150 .....	137
272 .....	796	2170 .....	137
901 .....	1233	Part II .....	7
977 (correction) .....	158	<b>Proposed Rulemaking</b>	
<b>31 Pa. Code (Insurance)</b>		200 .....	411, 415
<b>Adopted Rules</b>		1000 .....	411, 415
89 (correction) .....	145	3000 .....	416
<b>37 Pa. Code (Law)</b>		<b>237 Pa. Code (Juvenile Rules)</b>	
<b>Adopted Rules</b>		Unclassified .....	630
31 .....	1145	<b>246 Pa. Code (Minor Court Rules)</b>	
33 .....	1145	<b>Adopted Rules</b>	
<b>Proposed Rulemaking</b>		300 .....	926
421 .....	788	<b>249 Pa. Code (Philadelphia Rules)</b>	
<b>40 Pa. Code (Liquor)</b>		Unclassified .....	534, 1139, 1223
<b>Adopted Rules</b>		<b>252 Pa. Code (Allegheny County Rules)</b>	
5 .....	430	Unclassified .....	630
7 .....	430	<b>255 Pa. Code (Local Court Rules)</b>	
9 .....	430	Unclassified .....	9, 139, 418, 423, 424, 534, 535, 536, 638, 639, 640, 780, 785, 786, 926, 941, 942, 1139, 1142, 1143, 1223
11 .....	430		
13 .....	430		
<b>49 Pa. Code (Professional and Vocational Standards)</b>			
<b>Adopted Rules</b>			
3 .....	1225		
11 .....	147, 151, 1154		
40 .....	537		
43b .....	1227		

# THE COURTS

## Title 249—PHILADELPHIA RULES

### PHILADELPHIA COUNTY

#### Administrative Order No. 2001-01

*And Now*, this 5th day of February, 2001, it is hereby *Ordered* and *Decreed* that effective today the Honorable James M. DeLeon is designated Supervising Judge of Philadelphia Municipal Court Criminal Division and the Honorable Barbara S. Gilbert is designated Supervising Judge of Philadelphia Municipal Court Civil Division. Supervising Judges will continue to report to the Administrative Judge of Philadelphia Municipal Court.

ROBERT S. BLASI,  
*Administrative Judge*  
*Philadelphia Municipal Court*

[Pa.B. Doc. No. 01-343. Filed for public inspection March 2, 2001, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### CAMBRIA COUNTY

#### Local Rule of Court under Rule 1018.1 of the Pennsylvania Rules of Civil Procedure; No. 2001-444

#### Administrative Order of Court

*And Now*, this 5th day of February, 2001, it is hereby *Ordered* and *Decreed*, effective thirty (30) days after publication in the *Pennsylvania Bulletin*, that the Cambria County Court of Common Pleas hereby *Amends* Local Rule of Civil Procedure 1018.1 CC governing Notice In Pleadings as follows:

(a) *1018.1 CC*:

In compliance with Rule of Civil Procedure 1018.1, the agency to be named in the notice from whom legal help can be obtained shall be:

Southern Alleghenies Legal Aid, Inc.  
132 Catherine Street  
Somerset, Pennsylvania 15501  
(814) 443-4615

(b) This Rule shall become effective thirty (30) days after its publication in the *Pennsylvania Bulletin* and shall be promulgated in the manner provided by Pa.R.C.P. 239(c). Until this Rule becomes effective, service in Cambria County shall only be made in a manner consistent with this Order.

It is further *Ordered* that the Cambria County Court Administrator:

1. File seven (7) certified copies of this Administrative Order with the Administrative Office of Pennsylvania Courts;

2. File two (2) certified copies with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

3. File one (1) certified copy with the Pennsylvania Civil Procedural Rules Committee;

4. Forward one (1) copy for publication in the *Cambria County Legal Journal*;

5. Forward one (1) copy to the Cambria County Law Library;

6. Keep continuously available for public inspection copies of the Order and Rule in the Prothonotary's office.

*By the Court*

GERARD LONG,  
*President Judge*

[Pa.B. Doc. No. 01-344. Filed for public inspection March 2, 2001, 9:00 a.m.]

### SOMERSET COUNTY

#### Consolidated Rules of Court; No. 13 Misc. 2001

#### Adopting Order

*And Now*, this 8th day of February, 2001, it is hereby *Ordered*:

1. The following designated Somerset County Rule of Civil Procedure (Som. R.C.P.), copy of which follows hereto, is hereby adopted as a rule of this court, effective thirty (30) days after publication in the *Pennsylvania Bulletin*:

Som. R.C.P. 1910.60. Review of Domestic Relations Orders Entered Pursuant To 23 Pa.C.S.A. § 4305.

2. The Somerset County Court Administrator is directed to:

A. File seven (7) certified copies of this Order and the following rule with the Administrative Office of Pennsylvania Courts.

B. Distribute two (2) certified copies of this Order and the following rule to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

C. File one (1) certified copy of this Order and the following rule with the Pennsylvania Civil Procedural Rules Committee and one (1) certified copy of this Order and the following rule with the Pennsylvania Domestic Relations Procedural Rules Committee.

D. File proof of compliance with this Order in the docket for these rules, which shall include a copy of each transmittal letter.

*By the Court*

EUGENE E. FIKE, II,  
*President Judge*

#### Som. R.C.P. 1910.60. Review Of Domestic Relations Orders Entered Pursuant to 23 Pa.C.S.A. § 4305.

A. When a right of review is not provided otherwise by statute or rule of court, a person or entity aggrieved by an order or other action of the Domestic Relations Section entered or taken pursuant to the provisions of 23 Pa.C.S.A. § 4305, shall have the right to contest the order or action by filing a written request for review with the Domestic Relations Section within ten (10) days after the entry of the order or other action. Upon receipt of the written request for review, the Domestic Relations Section

shall schedule a conference before a Conference Officer to determine whether the order or other action was properly taken. Promptly after the conference, the Domestic Relations Conference Officer shall issue a decision either upholding or reversing the order or action.

B. A person or entity may appeal to the Common Pleas Court from a decision by the Domestic Relations Conference Officer, by filing a demand for court hearing with the Domestic Relations Section, within ten (10) days after issuance of the decision by the Domestic Relations Conference Officer. Hearing will be scheduled on the demand in accordance with the procedure for scheduling a demand for court hearing challenging a support order.

[Pa.B. Doc. No. 01-345. Filed for public inspection March 2, 2001, 9:00 a.m.]

---



# RULES AND REGULATIONS

## Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

### STATE BOARD OF BARBER EXAMINERS [49 PA. CODE CH. 3]

#### Fees

The State Board of Barber Examiners (Board) adopts amendments to § 3.103 (relating to fees) by revising certain application fees to read as set forth in Annex A.

Notice of proposed rulemaking was published at 29 Pa.B. 5521 (October 23, 1999). Publication was followed by a 30-day public comment period during which the Board received no comments from the general public.

Following the close of the public comment period, the Board received comments from the House Professional Licensure Committee (HPLC) and the Independent Regulatory Review Commission (IRRC). The Senate Consumer Protection and Professional Licensure Committee (SCP/PLC) did not comment.

#### A. *Effective date*

The amendment will be effective upon publication in the *Pennsylvania Bulletin*.

#### B. *Statutory Authority*

The amendment is authorized under section 14 of the Barber License Law (63 P. S. § 564).

#### C. *Response to IRRC and HPLC Comments*

The HPLC questioned why the fees would be rounded up and are not the actual cost of services as estimated by the Board. IRRC requested that the Bureau of Professional and Occupational Standards (Bureau) and the Board: (1) itemize the overhead cost to be recouped by the fees; and (2) reexamine the method that is used to determine the administrative overhead factor for each fee.

IRRC commented that although the Bureau's method was reasonable, there was no assurance that the fees would recover the actual overhead cost because the charge was not related to the service, and because the charge was based on the actual rather than the projected expenditures. IRRC also commented that there was no certainty that the projected revenues would meet or exceed projected expenditures, as required under the boards' enabling statute.

In computing overhead charges, the boards and the Bureau include expenses resulting from service of support staff operations, equipment, technology initiatives or upgrades, leased office space and other sources not directly attributable to a specific board. Once determined, the Bureau's total administrative charge is apportioned to each board based upon that Board's share of the total active licensee population. In turn, the board's administrative charge is divided by the number of active licensees to calculate a "per application" charge which is added to direct personnel cost to establish the cost of processing. The administrative charge is consistently applied to every

application regardless of how much time the staff spends processing the application.

This method of calculating administrative overhead to be apportioned to fees for services was first included in the biennial reconciliation of fees and expenses conducted in 1988-89. In accordance with the regulatory review, the method was approved by the Senate and House Standing Committees and IRRC as reasonable and consistent with the legislative intent of statutory provisions which require the Board to establish fees which meet or exceed expenses.

IRRC suggested that within each Board, the administrative charge should be determined by the amount of time required to process each application. For example, an application requiring 1/2 hour of processing time would pay one-half as much overhead charge as an application requiring 1 hour of processing time. The Bureau concurs with IRRC that by adopting this methodology the Bureau and the boards would more nearly and accurately accomplish their objective of setting fees that cover the cost of the service. Therefore, in accordance with IRRC's suggestions, the Bureau conducted a test to compare the resulting overhead charges obtained by applying IRRC suggested time factor versus the current method.

This review of the boards' operation showed that approximately 25% of staff time was devoted to providing services described in the regulations. The current method recouped 22% to 28% of the administrative overhead charges versus the 25% recouped using a ratio-based time factor. However, when the time factor is combined with the licensing population for each board, the resulting fees vary widely even though different licensees may receive the same services. For example, using the time-factor method to issue a verification of licensure would cost \$34.58 for a landscape architect as compared with a cost of \$10.18 for a cosmetologist. Conversely, under the Bureau method the administrative overhead charge of \$9.76 represents the cost of processing a verification application for all licensees in the Bureau. Also, the Bureau found that employing a time factor in the computation of administrative overhead would result in a different amount of overhead charge being made for each fee proposed.

With regard to IRRC's suggestions concerning projected versus actual expenses, the boards note that the computation of projected expenditures based on amounts actually expended has been the basis for biennial reconciliations for the past 10 years. During these 5 biennial cycles, the experience of both the boards and the Bureau has been that established and verifiable data can be substantiated by collective bargaining agreements, pay scales and cost benefit factors. This method has provided a reliable basis for fees. Also, the fees are kept at a minimum for licensees, but appear adequate to sustain the operations of the boards over an extended period. Similarly, accounting, recordkeeping and swift processing of applications, renewals and other fees were the primary basis for "rounding up" the actual costs to establish a fee. This rounding up process has in effect resulted in the necessary but minimal cushion or surplus to accommodate unexpected needs and expenditures.

For these reasons, the Board has not made changes in the method by which it allocates administrative expenditures and the resulting fees will remain as proposed.

The HPLC noted that there was a significant increase in expenditures from 1996-97 to 1997-98 and has re-

quested an explanation for the increase and an itemized list of income and expenditures for the fiscal years listed on the Regulatory Analysis Form.

The itemized expenditures are as follows:

<i>Cost Center</i>	<i>FY96-97 Actual Expenditures</i>	<i>FY97-98 Actual Expenditures</i>	<i>FY98-99 Budgeted</i>
BPOA Administration	28,881.63	13,349.64	21,000.00
Commissioner's Office	11,236.16	12,080.79	13,000.00
Law Enforcement (BEI)	101,618.00	160,027.52	154,000.00
Board Member Expenses	27,529.36	25,287.34	23,000.00
Test Administration	10.00	0.17	20.00
Hearing Expenses	7,815.79	5,789.35	5,000.00
Central Support Services	34,076.99	35,280.39	41,500.00
Board Administration	27,742.23	39,976.71	30,000.00
Public Information Office	1,293.21	2,050.96	2,000.00
Legislative & Regulatory Analysis	601.79	832.35	1,000.00
Legal Office	72,974.54	53,148.87	54,480.00
Rolled Expenditures	<u>1,643.74</u>	<u>(461.73)</u>	<u>0.00</u>
<b>TOTAL BOARD COSTS:</b>	<u><u>315,423.44</u></u>	<u><u>347,362.36</u></u>	<u><u>345,000.00</u></u>

<i>Revenue Source</i>	<i>FY96-97 Actual Revenue</i>	<i>FY97-98 Actual Revenue</i>	<i>FY98-99 Actual Revenue</i>
Renewals	36,862.00	687,075.45	51,738.79
Applications	13,465.00	19,811.00	10,990.00
Letters of Good Standing/Certifications	696.00	745.00	570.00
Changes	35.00	0.00	0.00
Fines	1,700.00	1,385.00	2,800.00
Act 48	<u>2,504.00</u>	<u>5,255.00</u>	<u>7,900.00</u>
<b>TOTAL REVENUE:</b>	<u><u>55,262.00</u></u>	<u><u>714,271.45</u></u>	<u><u>73,998.79</u></u>

As the chart shows, the major increase in expenditures was in law enforcement. This increase was due to an accounting change that more accurately reflected the time spent by inspectors and investigators as they worked on particular board-related activity. The prior time keeping method was based on an average amount of time spent for inspections rather than the actual time.

Both the HPLC and IRRC questioned the need to increase the fee for application of licensure of barber schools from \$100 to \$280 and why it would be necessary for the Board to take a 1/2 hour of time to discuss and vote on an application.

The Board notes that this fee has not changed since at least 1986. The large increase is due partly to the increased costs for the Bureau of Enforcement and Investigation (BEI) and partly because of a change in procedure. Originally, the application was not presented to the Board until after the inspection and other reviews were completed. Consequently, if the basic requirements were not met, the Board wasted time discussing an application for a school that might not qualify for licensure. Under the new procedure, the Board reviews the qualifications prior to the inspection so that any deficiencies are communicated prior to the inspection. While the fee increase is substantial, it is not as large as it would have been under the old review procedure.

Finally, the Board deletes from final rulemaking a new fee for certification of examination scores. This fee was

questioned by the HPLC. Upon review of staff activities, it was determined that certification of scores is not required.

The HPLC also noted a typographical error on the fee report form for application of barber school. A corrected fee report form reflecting the \$280 fee is attached to this final-form rulemaking package.

*D. Compliance with Executive Order 1996-1*

The Board reviewed this rulemaking and considered its purpose and likely impact upon the public and the regulated population under the directives of Executive Order 1996-1, Regulatory Review and Promulgation. The final-form regulations address a compelling public interest as described in this Preamble and otherwise complies with Executive Order 1996-1.

*E. Fiscal Impact and Paperwork Requirements*

The amendment will have no adverse fiscal impact on the Commonwealth or its political subdivisions. The fees will have a modest fiscal impact on those members of the private sector who apply for services from the Board. The amendments will impose no additional paperwork requirements upon the Commonwealth, political subdivisions or the private sector.

*F. Sunset Date*

The Board continuously monitors the cost effectiveness of its regulations. Therefore, no sunset date has been assigned.

G. Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Board submitted a copy of the notice of proposed rulemaking, published at 29 Pa.B. 5521 to IRRC and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee.

In preparing this final-form regulation, the Board has considered the comments received from the Committees, IRRC and the public.

Under section 5.1(d) of the Regulatory Review Act (71 P. S. § 745.5a(d)), this final-form regulation was approved by the HPLC on November 13, 2000, and deemed approved by the SCP/PLC on November 20, 2000. IRRC met on December 14, 2000, and approved the final-form regulation in accordance with section 5.1(e) of the Regulatory Review Act.

Further Information

Individuals who need information about the regulation may contact Sara Sulpizio, Administrative Assistant, State Board of Barber Examiners, P. O. Box 2649, Harrisburg, PA 17105- 2649, (717) 783-3402.

Findings

The Board finds that:

(1) Public notice of proposed rulemaking was given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202), and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1 and 7.2.

(2) A public comment period was provided as required by law and all comments were considered.

(3) This amendment does not enlarge the purpose of proposed rulemaking published at 29 Pa.B. 5521.

(4) This amendment is necessary and appropriate for administration and enforcement of the Board's authorizing statute.

Order

The Board orders that:

(a) The regulations of the Board, 49 Pa. Code Chapter 3, are amended by amending § 3.103 to read as set forth in Annex A.

(b) The Board shall submit a copy of this order and Annex A to the Office of Attorney General and the Office of General Counsel for approval as required by law.

(c) The Board shall certify this order and Annex A and shall deposit them with the Legislative Reference Bureau as required by law.

(d) The amendment shall take effect immediately upon publication in the Pennsylvania Bulletin.

RICHARD SCIORILLO,
Chairperson

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission, relating to this document, see 30 Pa.B. 6964 (December 30, 2000).)

Fiscal Note: Fiscal Note 16A-422 remains valid for the final adoption of the subject regulation.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 3. STATE BOARD OF BARBER EXAMINERS

§ 3.103. Fees.

The schedule of fees charged by the Board is as follows:

Table with 2 columns: Fee description and Amount. Includes items like 'Licensing examination for barber—complete', 'Licensing examination for barber—practical only', 'Licensing examination for barber—theory only', 'Licensing examination for barber—endorsement candidate', 'Licensing examination for barber teacher—complete', 'Licensing examination for barber teacher—practical only', 'Licensing examination for barber teacher—theory only', 'Licensing examination for barber shop manager', 'Licensure of barber, barber shop manager or barber teacher', 'Licensure of barber by reciprocity', 'Licensure of barber shop', 'Licensure of barber school', 'Biennial renewal of barber license', 'Biennial renewal of barber shop manager license', 'Biennial renewal of barber teacher license', 'Biennial renewal of barber shop license', 'Biennial renewal of barber school license', 'Change in barber shop—inspection required', 'Change in barber shop—no inspection required', 'Reinspection after first fail—new or change (shop or school)', 'Verify license/permit/registration'.

[Pa.B. Doc. No. 01-346. Filed for public inspection March 2, 2001, 9:00 a.m.]

BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

[49 PA. CODE CH. 43b]

Schedule of Civil Penalties

The Commissioner of Professional and Occupational Affairs (Commissioner) amends Chapter 43b (relating to Commissioner of Professional and Occupational Affairs) to read as set forth in Annex A.

The amendments are made under the authority of section 5(a) of the act of June 2, 1993 (P. L. 345, No. 48) (63 P. S. § 2205(a)).

Notice of proposed rulemaking was published at 29 Pa.B. 4437 (August 21, 1999) following which the Commissioner accepted public comment for 30 days. Comments were received from the Pennsylvania Dental Association. Suggestions and comments were also submitted by the Independent Regulatory Review Commission (IRRC) and the House Committee on Professional Licensure (House Committee).

Comments submitted by IRRC and the House Committee related to the clarity and consistency of the regula-

tions. First, IRRC suggested that § 43b.3 (relating to procedures) be amended to reflect the additional schedules of civil penalties proposed in this regulation. Both the House Committee and IRRC commented on an inconsistency between § 43b.7 (relating to schedule of civil penalties—pharmacists and pharmacies). In particular, the description of violations in proposed rulemaking was not consistent with the existing subsections of the State Board of Pharmacy regulations. IRRC also commented that the penalty column under § 43b.12a (relating to schedule of civil penalties—auctioneers, apprentice auctioneers, auction houses and auction companies) was missing the word “action” after the word “formal.” In addition, IRRC suggested that § 43b.13a (relating to schedule of civil penalties—engineers, land surveyors and geologists) be consolidated and clearly establish that the violation is for representing oneself to be an engineer, land surveyor or geologist on a sign, advertisement, letterhead or card, without being licensed or registered. The Commissioner has implemented all of these suggestions.

The House Committee commented that the civil penalty for practicing on a lapsed license is not uniform among the various licensing boards. The House Committee requested an explanation as to why the Boards would assess different penalties for the same offense. The explanation for this is that each board has independent authority to implement its own schedule of penalties, and therefore, approved its own schedule of civil penalties. The Commissioner perceives no special need for uniformity among all licensing boards in the Bureau of Professional and Occupational Affairs (Bureau) for operating without a personal or facility license and notes the varying degrees of harm to the public.

The Pennsylvania Dental Association (PDA) commented on the proposed civil penalty for dentists, dental hygienists and expanded function dental assistants for practicing on a lapsed license/certificate, expressing concern that dentists who have made a good faith effort to comply with proposed rulemaking, but are denied a license on the grounds of noncompliance with these proposed rulemaking, would be subject to penalties. The State Board of Dentistry (Board) noted that section 10.1 of the Dental Law (63 P. S. § 129.1), authorizes the Board to levy a civil penalty of up to \$1,000 on any current licensee who practices without being properly licensed or certified to do so. As such, licensees are already subject to a \$1,000 civil penalty. Enforcement of these regulations for practicing on a lapsed license, which also constitutes unlicensed practice, will not be instituted until they are published as final. Disciplinary action will be taken based upon non-compliance with regulations or section 10.1 of the Dental Law.

#### *Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Bureau submitted a copy of the notice of proposed rulemaking, published at 29 Pa.B. 4437 to IRRC and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee for review and comment.

In compliance with section 5(c) of the Regulatory Review Act, the Bureau also provided IRRC and the Committees with copies of the comments received. In preparing these final-form regulations, the Bureau has considered the comments received from IRRC, the Committees and the public.

Under section 5.1(d) of the Regulatory Review Act (71 P. S. § 745.5a(d)), these final-form regulations were approved by the House Committee on October 3, 2000, and approved by the Senate Committee on October 9, 2000. Under section 5.1(e) of the Regulatory Review Act, IRRC met on October 19, 2000, and approved the final-form regulations.

#### *Fiscal Impact*

Professional licensing statutes require each board and commission to be self-supporting. Revenues must be generated by fees paid by licensees and must meet or exceed budgeted expenditures.

A board's disciplinary duties consist of investigating complaints, inspecting licensed facilities, and meting out appropriate sanctions. Although the boards are not supported by General Fund tax revenues, members of the regulated community are assessed a biennial renewal fee which finances a board's operations, including the disciplinary function.

Licensees are impacted individually when they are found guilty of violating a board's act or regulations and a fine is levied. A licensee who disputes charges brought against him, including those filed as civil penalty citations under the act of June 2, 1993 (P. L. 345, No. 48) may request a hearing before a hearing examiner or appeal a decision to the appropriate board. The more resources and time expended by personnel of the Department to dispose of disciplinary cases, the greater the impact of the disciplinary function upon a board's operating costs.

#### *Paperwork Requirements*

The amendments will not necessitate any legal, accounting, reporting or other paperwork requirements.

#### *Statutory Authority*

The amendments are authorized under section 5(a) of the act of June 2, 1993, which provides the Commissioner with authority to promulgate regulations adopting a schedule of civil penalties, after consultation with the licensing boards and commissions, for: (1) operating without a current and valid license, registration, certification or permit; and (2) violating a licensing board or commission act or regulation relating to the conduct or operation of a business or facility licensed by a licensing board or commission.

#### *Contact Person*

Individuals who desire information are invited to submit inquiries to Commissioner Dorothy Childress, P. O. Box 2649, Harrisburg, PA 17105-2649.

#### *Findings*

The Bureau finds that:

- (1) Public notice of proposed rulemaking was given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1 and 7.2.
- (2) A public comment period was provided as required by law and all comments were considered.
- (3) These amendments do not enlarge the purpose of proposed rulemaking published at 29 Pa.B. 4437.
- (4) These amendments are necessary and appropriate for administration and enforcement of the authorizing acts identified in this Preamble.

Order

The Commissioner of the Bureau orders that:

(a) The regulations of the Commissioner, 49 Pa. Code Chapter 43b, are amended by amending §§ 43b.3 and 43b.7; deleting Statements of Policy in §§ 43b.10—43b.14; and adding §§ 43b.10a—43b.14a to read as set forth in Annex A with ellipses referring to the existing text of the regulations.

(b) The Commissioner shall submit this order and Annex A to the Office of General Counsel and to the Office of Attorney General as required by law.

(c) The Commissioner shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall become effective immediately upon publication in the *Pennsylvania Bulletin*.

DOROTHY CHILDRESS,  
*Commissioner*

**Fiscal Note:** Fiscal Note 16-20 remains valid for the final adoption of the subject regulations.

**§ 43b.7. Schedule of civil penalties—pharmacists and pharmacies.**

**Violation under  
49 Pa. Code  
Chapter 27**

Title/Description	Civil Penalty
* * * * *	
Section 27.15	
Sanitary standards	
(a) Pharmacy not in good repair or not in clean and orderly condition.	\$250
(b) Violation of health and sanitation statutes of the Commonwealth and of the municipality and county where pharmacy is located.	\$250
(c) Waste disposal violations	\$250
(d) Prescription area not dry, well ventilated and well lighted; not free from rodents or insects	\$250
(e) Plumbing not functional	\$250
(f) Unauthorized items in prescription area	\$250
Section 27.16	
Construction requirements—	
(b)(4) Lack of telephone	\$250
(5) Lack of required sanitary facilities	\$250
(7) Television set in prescription area not intended for pharmacy instructional use	\$500
(8) Drugs accessible to unauthorized persons; animals unrelated to pharmacy security in prescription area	\$250
* * * * *	
Section 27.31	
Biennial renewal—(c) practicing on a lapsed license or permit	0-4 months—\$50 per month; over 4 months—8 months—\$100 per month; over 9 months—12 months—\$200 per month; over 1 year—formal action
* * * * *	

Annex A

**TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS**

**PART I. DEPARTMENT OF STATE**

**Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS**

**CHAPTER 43b. COMMISSIONER OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS  
SCHEDULE OF CIVIL PENALTIES, GUIDELINES FOR IMPOSITION OF CIVIL PENALTIES AND PROCEDURES FOR APPEAL**

**§ 43b.3. Procedures.**

\* \* \* \* \*

(b) *Citations.*

(1) If an inspection reveals a violation of a statute or a regulation for which a civil penalty has been established under the schedules in §§ 43b.4—43b.14a, the authorized agent may prepare a citation indicating the violations found and the penalties imposed. A copy of the citation will be provided to the respondent.

\* \* \* \* \*

## § 43b.10. (Reserved).

## § 43b.10a. Schedule of civil penalties—accountants.

## STATE BOARD OF ACCOUNTANCY

Violation under 63 P. S.	Title/Description	Civil Penalty
Section 9.8b(b)	Completion of continuing education hours after end of reporting period but before start of next license biennium (assumes no other continuing education violation)	1st offense—\$150 2nd offense—formal action
Section 9.12(a)	Unlawful use of “certified public accountant,” “CPA” or similar representation by person never licensed	1st offense—\$500* 2nd offense—formal action
	Unlawful use of “certified public accountant,” “CPA” or similar representation by person not currently licensed	1st offense—up to 90 days past renewal deadline—warning; 90 days to 180 days past renewal deadline—\$500 2nd offense—formal action
Section 9.12(c)	Unlawful use of “certified public accountant,” “public accountant,” “CPA,” “PA” or similar representation by a firm never licensed	1st offense—\$500* 2nd offense—formal action
	Unlawful use of “certified public accountant,” “public accountant,” “CPA,” “PA” or similar representation by a firm not currently licensed	1st offense—up to 90 days past renewal deadline—warning; 90 days to 180 days past renewal deadline—\$500 2nd offense—formal action
Section 9.12(j)	Unlawful use of “public accountant,” or “PA” or similar representation by person never licensed	1st offense \$500* 2nd offense—formal action
	Unlawful use of “public accountant,” or “PA” or similar representation by person not currently licensed	1st offense—up to 90 days past renewal deadline—warning; 90 days to 180 days past renewal deadline—\$500 2nd offense—formal action
Section 9.12(o)	Unlawful representation of membership in professional society, association or organization of CPA’s or PA’s by person or firm never licensed	1st offense—\$250* 2nd offense—formal action
	Unlawful representation of membership in professional society, association or organization of CPA’s or PA’s by person or firm not currently licensed	1st offense—up to 90 days past renewal deadline—warning; 90 days to 180 days past renewal deadline—\$250 2nd offense—formal action

Violation under  
49 Pa. Code,  
Chapter 11

Violation Under 49 Pa. Code, Chapter 11	Title/Description	Civil Penalty
Section 11.62(a)(2)	Failure to complete 20 hours of continuing education each year (assumes no other continuing education violation)	1st offense—\$150 2nd offense—formal action
Section 11.68(b)	Failure to timely submit documentation of continuing education during Board audit (assumes no other continuing education violation)	1st offense—\$500 2nd offense—formal action

\*The first offense provision does not apply to a situation involving multiple occurrences or a pattern or practice of misconduct

## §43b.11. (Reserved).

## § 43b.11a. Schedule of civil penalties—architects.

## STATE ARCHITECTS LICENSURE BOARD

Violation Under 63 P. S.	Violation Under 49 Pa. Code Chapter 9	Description Violation	Penalties
§ 34.12(a)	N/A	Architect impressing his seal or knowingly permitting it to be impressed on drawings, specifications or other design documents which were not prepared by him or under his personal supervision.	1st offense—\$1,000 2nd offense—formal action

<b>Violation Under 63 P. S.</b>	<b>Violation Under 49 Pa. Code Chapter 9</b>	<b>Description of Violation</b>	<b>Penalties</b>
§ 34.12(a)	N/A	Anyone impressing an architect's seal or knowingly permitting it to be impressed on drawings, specifications or other design documents after the architect's certificate has expired, or has been revoked, annulled or suspended.	1st offense—\$1,000 2nd offense—formal action
§ 34.13(h)	§ 9.163	Engaging in the practice of architecture as a professional association, partnership, professional corporation, or business corporation without first receiving the written approval of the Board.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
§ 34.18(a) and (b)	§ 9.171	Use of the word "architect" or "architects" in the surname, word or business title implying that an individual or business is engaged in the practice of architecture, without possessing current and proper licensing by the Board.	1st offense—\$1,000 2nd offense—formal action

**§ 43b.12. (Reserved).**

**§ 43b.12a. Schedule of civil penalties—auctioneers, apprentice auctioneers, auction houses and auction companies.**

**STATE BOARD OF AUCTIONEER EXAMINERS**

<b>Violation Under 63 P. S.</b>	<b>Violations Under Title 49 Chapter 1</b>	<b>Description of Violation</b>	<b>Penalties</b>
Sections 734.3(a) and 734.20(a)(9)	N/A	Auctioneer or apprentice auctioneer operating on a lapsed license in this Commonwealth.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Sections 734.3(a) and 734.20(a)(9)	N/A	Engaging in unlicensed auctioneering activities in this Commonwealth.	1st offense—\$1,000 2nd offense—formal action
Sections 734.9(a) and 734.20(a)(9)	N/A	Operating an unlicensed auction house in this Commonwealth.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Sections 734.10(a) and 734.20(a)(9)	N/A	Operating as an unlicensed auction company in this Commonwealth.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Sections 734.9(d) and 734.20(a)(9)	N/A	A licensed auctioneer operating an unregistered auction house in this Commonwealth.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Sections 734.10(d) and 734.20(a)(9)	N/A	A licensed auctioneer operating an unregistered auction company in this Commonwealth.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Sections 734.9(a) and 734.20(a)(9)	N/A	Operating an auction house on a lapsed license in this Commonwealth.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Sections 734.10(a) and 734.20(a)(9)	N/A	Operating an auction company on a lapsed license in this Commonwealth.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Section 734.20(a)(12)	N/A	Failure of an auctioneer to establish or maintain an escrow account.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Sections 734.21 and 734.20(a)(9)	N/A	Failure of an auctioneer to immediately deposit gross auction sale proceeds into an escrow account.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Sections 734.17 (a) and 734.20(a)(9)	N/A	Failure of an auctioneer to enter into a written contract with the owner or consignor of the property to be sold at auction prior to the auction sale.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Sections 734.17(a) and 734.20(a)(9)	N/A	Failure of an auctioneer to keep contracts on file in the office of the auctioneer.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action

<b>Violation Under 63 P. S.</b>	<b>Violations Under Title 49 Chapter 1</b>	<b>Description of Violation</b>	<b>Penalties</b>
Sections 734.16(b) and 734.20(a)(9)	N/A	Failure or refusal of an auctioneer to permit inspection of auction sale records at all reasonable times by 3rd offense—formal action BEI inspectors or investigators.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action
Sections 734.18(a) and 734.20(a)(9)	N/A	Failure of an auctioneer to display auctioneer license in the auctioneer's office.	1st offense—\$250 2nd offense—\$500 3rd offense—formal action
Sections 734.18(b) and 734.20(a)(9)	N/A	Failure of an apprentice auctioneer to display the apprentice auctioneer license in the apprentice 3rd offense—formal action auctioneer's office.	1st offense—\$250 2nd offense—\$500 3rd offense—formal action
Section 734.20(a)(10)	§ 1.31(c) and (d)	Failure of a sponsor to either directly supervise the apprentice while the apprentice is conducting an auction or to provide for appropriate substitute supervision of the apprentice by a qualified auctioneer.	1st offense—\$500 2nd offense—\$1, 000 3rd offense—formal action
Sections 734.20(a)(10)	§ 1.31(e)	Apprentice auctioneer conducting an auction sale without direct supervision by either the sponsor or an authorized substitute sponsor.	1st offense—\$500 2nd offense—\$1,000 3rd offense—formal action

**§ 43b.13. (Reserved).**

**§ 43b.13a. Schedule of civil penalties—engineers, land surveyors and geologists.**

**STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS, LAND SURVEYORS AND GEOLOGISTS**

<b>Violation Under 63 P. S.</b>	<b>Title/Description</b>	<b>Penalties</b>
Section 150(b)	Representing oneself as an engineer, land surveyor or geologist on sign, advertisement, letterhead or card, without being licensed or registered	1st offense—\$1,000 2nd offense—formal action
Section 151(e)	Biennial renewal—Practicing on a lapsed license or registration	1st offense— Up thru 5 months—\$500 6 months thru 1 year—\$1,000 over 1 year—formal action  2nd offense—formal action

**§ 43b.14. (Reserved).**

**§ 43b.14a. Schedule of civil penalties—dentists, dental hygienists and expanded function dental assistants.**

**STATE BOARD OF DENTISTRY**

<b>Violation under 49 Pa. Code</b>	<b>Title/Description</b>	<b>Civil Penalty</b>
§ 33.105(b)	Practicing on a lapsed license/certificate	1st offense— Dentists—\$100/month Dental hygienists— \$50/month Expanded function dental assistants—\$25/month 2nd offense—formal action

[Pa.B. Doc. No. 01-347. Filed for public inspection March 2, 2001, 9:00 a.m.]



# PROPOSED RULEMAKING

## DELAWARE RIVER BASIN COMMISSION

[25 PA. CODE CH. 901]  
Water Usage Reporting

The Delaware River Basin Commission (Commission) will hold a public hearing to receive comments on revised proposed amendments to its Water Code and Comprehensive Plan to establish water usage reporting requirements for source water withdrawals and water service and to receive comments on proposed amendments to its water metering requirements. On October 23, 2000, the Commission published on its web site a Notice of Proposed Rulemaking to establish water usage reporting requirements to ensure that the Commission has the source and service information needed to evaluate how and where water is being used in the basin. Notice also was published in the *Pennsylvania Bulletin* on November 11, 2000, 30 Pa.B. 5844 and in the *Federal Register* on November 29, 2000. The Commission held a public hearing on the proposed rulemaking on January 9, 2001. Today, in response to written and oral testimony, including recommendations of the Commission's Water Management Advisory Committee, substantive changes are proposed to the previously noticed amendments to the Water Code and Comprehensive Plan. The Commission deems the changes significant enough to warrant this revised notice, a new opportunity for comment, and a second hearing before it adopts the proposed amendments. The proposal that is the subject of today's notice differs significantly from the original in that it extends the water usage reporting obligation set forth in proposed Section 2.50.3 of the Water Code to users subject to the Commission's Ground Water Protected Area Regulations for Southeastern Pennsylvania, including the owner(s) of each water supply system serving the public and each person, firm, corporation or other entity, other than water supply systems serving the public, subject to the Ground Water Protected Area Regulations for Southeastern Pennsylvania. Minor changes to the proposed water usage reporting requirements include additional requests for data on acres irrigated (for irrigated uses only), whether water is recycled or reclaimed, and the percentages recycled or reclaimed. These data are requested only if available and only in an initial report and thereafter when changes occur. The revised proposed water usage reporting requirements differ from the original proposed requirements in one further respect. They provide that in the absence of an administrative agreement between the Commission and the state agency serving as the designated agency, the Commission shall administer and enforce the regulations. To ensure consistency, a similar revision as to administration and enforcement is proposed in Sections 2.50.1 and 2.50.2, concerning water metering requirements.

### Dates

The public hearing will be held on Thursday, April 19, 2001, during the Commission's regular business meeting. The meeting will begin at 1 p.m. and continue until all those present who wish to testify are afforded an opportunity to do so. Persons wishing to testify at the hearing are asked to register in advance with the Commission Secretary.

The deadline for submission of written comments will be April 6, 2001.

### Addresses

The public hearing will be held in New York City at a location to be posted on the Commission's web site, [www.drbc.net](http://www.drbc.net), by mid-March. Directions to the meeting location will be posted on the web site as well. Written comments should be submitted to Pamela M. Bush, Delaware River Basin Commission, P. O. Box 7360, West Trenton, NJ 08628-0360.

### Further Information, Contacts

Supplemental information, including an explanation of the need for water usage reporting requirements and an account of the process by which the amendments originally were proposed, is contained in the original Notice of Proposed Rulemaking. The existing regulations, original Notice of Proposed Rulemaking and this Notice of Revised Proposed Rulemaking all are posted on the Delaware River Basin Commission web site at [www.drbc.net](http://www.drbc.net). Please contact Esther Siskind at (609) 883-9500 ext. 202 with questions about the proposed amendments and Pamela M. Bush, ext. 203 with questions about the rulemaking process.

It is proposed to:

Amend the Comprehensive Plan and Article 2 of the Water Code of the Delaware River Basin Commission by revising the title of Section 2.50 of the Water Code to read as follows: WATER METERING AND REPORTING REQUIREMENTS; by revising Section 2.50.1, Subsection G, and Section 2.50.2, Subsections A, C, and D as indicated below (brackets denote text proposed to be deleted; italic denotes text proposed to be added); and by adding a new subsection 2.50.3, set forth in regular text below.

#### 2.50.1 Service Metering

G. To avoid duplication of effort and to insure proper enforcement of this regulation, the Executive Director [shall] *is hereby authorized to* enter into administrative agreements with the Delaware Department of Natural Resources and Environmental Control, New Jersey Department of Environmental Protection, New York Department of Health, Pennsylvania Department of Environmental Protection, and other state agencies where appropriate, authorizing such agencies to administer and enforce the provisions of this regulation to the extent practicable and to adopt such rules and regulations of procedure as may be necessary to insure the proper administration and enforcement of this regulation. *In the absence of an administrative agreement, the Commission shall serve as the administration and enforcement agency for this regulation.*

#### 2.50.2 Source metering, recording and reporting

A. Each person, firm, corporation, or other entity whose cumulative daily average withdrawal(s) from the surface and/or ground waters of the Basin from any surface water intake, spring, or well, or any combination of surface water intakes, springs, or wells operated as a system, exceeds 100,000 gallons per day during any 30-day period shall meter or measure and record their withdrawals and report such withdrawals to the designated agency. Withdrawals shall be measured by means of an automatic continuous recording device, flow meter, or other method, and shall be measured to within five

percent of actual flow. Exception to the five percent performance standard, but no greater than ten percent, may be granted for surface water withdrawals by the designated [state] agency if maintenance of the five percent performance standard is not technically feasible or economically practicable. Meters or other methods of measurement shall be subject to approval and inspection by the designated [state] agency as to type, method, installation, maintenance, calibration, reading and accuracy. Withdrawals shall at a minimum be recorded on a daily basis for public water supply use and on a biweekly basis for all other water uses, and reported as monthly totals annually. More frequent recording or reporting may be required by the designated [state] agency or the Commission.

C. The following are the designated [state] agencies for the purposes of this regulation: Delaware Department of Natural Resources and Environmental Control; New Jersey Department of Environmental Protection; and Pennsylvania Department of Environmental Protection. *The Delaware River Basin Commission shall serve as the designated agency for administering and enforcing this regulation in the New York portion of the basin.*

D. Pursuant to Section 11.5 of the Compact, the designated [state] agencies shall administer and enforce programs for metering, recording and reporting of water withdrawals, in accordance with this regulation and any applicable state regulations.

### 2.50.3 Reporting Requirements

#### A. Year 2000 Reporting Requirements

1. *Water Supply Systems Serving the Public.* The owner(s) of each water supply system serving the public and subject to requirements under subsection 2.50.1, subsection 2.50.2, and the Ground Water Protected Area Regulations for Southeastern Pennsylvania, shall report the following data for the year 2000 to the designated agency.

##### a. Source Data

i. *Withdrawals.* The following data shall be reported for each withdrawal source separately (i.e., each well or surface water intake).

- Year - 2000
- Facility Identification Code (State Code)
- State Permit Number
- DRBC Docket Number(s)
- Facility Name
- Source Type: Surface Water/Ground Water
- Source Name and/or Source ID Number
- Withdrawal Location
- Municipality
- County
- Latitude and Longitude (method used)
  - Monthly Withdrawal Amount (million gallons (MG))

ii. *Bulk Purchases from Other Suppliers.* The following data shall be reported for each bulk purchase separately.

- Bulk Supplier Name
- Bulk Supplier's Source Name(s)
- Monthly Bulk Purchase Amount (MG)

b. *Service Area Data.* The following data shall be reported separately for each county served.

- i. Service Area Name(s)
- ii. Service Area Location(s)
  - Municipalities
  - Counties

iii. Population Served

iv. Total Annual Water Use by Category (MG) (To the extent available, provide a breakdown of water use by the following categories.)

- Residential metered (including apartment complexes)
- Commercial metered
- Institutional metered
- Industrial metered
- Bulk Sales
- Other metered (Specify)
- Unaccounted for (defined as the amount of water entering the distribution system minus the amount of water delivered through service meters)<sup>1</sup>
- Total

v. Wastewater Disposal (if known)

- Facility Identification Code (State Code)
- State Permit Number
- Facility Name

vi. United States Geological Survey (USGS) quadrangle map (1:24K) or other equivalent or higher resolution map identifying withdrawal, service area and discharge locations.

2. *Other Withdrawals.* Each person, firm, corporation, or other entity, except water supply systems serving the public, subject to requirements under subsection 2.50.2 and the Ground Water Protected Area Regulations for Southeastern Pennsylvania, shall report the following data for the year 2000 to the designated agency. The data shall be reported for each withdrawal source separately (i.e., each well or surface water intake).

a. Year - 2000

b. Facility Identification Code (State Code)

c. State Permit Number

d. DRBC Docket Number(s)

e. Facility Name

f. Source Type: Surface Water/Ground Water

g. Source Name and/or Source ID Number

h. Use Category

i. Self-supplied commercial

ii. Self-supplied industrial

iii. Self-supplied institutional

iv. Self-supplied agriculture (including crop irrigation, nurseries, aquaculture & livestock)

v. Self-supplied non-agricultural irrigation (i.e. golf course, country club, athletic field)

vi. Self-supplied mining

vii. Self-supplied thermoelectric power

viii. Self-supplied hydroelectric power

ix. Self-supplied other (specify)\_\_\_\_\_

i. Withdrawal Location

i. Municipality

ii. County

iii. Latitude and Longitude (method used)

j. Use Location

i. Municipalities

<sup>1</sup> Further breakdown of unaccounted for water can be provided. For example, estimated fire hydrant use, other unmetered public uses, and leakage losses.

- ii. County
- iii. Latitude and Longitude (method used)(if known)
- k. Acres Irrigated (for irrigated uses only)
- l. Monthly Withdrawal Amount (MG)
- m. Evaporative Loss Amount (MG) (if known)
- n. Product Use Amount (MG) (if known)
- o. Is water recycled (Y/N)? If yes, what percent is recycled? (if known)
- p. Are withdrawals metered (Y/N)?
- q. Wastewater Disposal (To the extent available, provide the following information on wastewater disposal.)
  - i. Type (municipal wastewater treatment plant, package wastewater treatment plant, subsurface discharge system, other)
  - ii. Facility Identification Code (State Code)
  - iii. State Permit Number
  - iv. Facility Name
  - v. Discharge Location
    - Surface Water Body (wastewater treatment plants only)
    - Municipality
    - County
    - Latitude and Longitude (method used)(if known)
  - vi. Estimated Monthly Discharge Amount (MG)
  - vii. Is wastewater reclaimed (Y/N)? If yes, what percent is reclaimed? (if known)
  - r. USGS quadrangle map (1:24K) or other equivalent or higher resolution map identifying withdrawal, use, and discharge locations.

#### B. Annual Reporting Requirements for Subsequent Years

1. *Water Supply Systems Serving the Public.* Commencing with reporting year 2001, the owner(s) of each water supply system serving the public and subject to requirements under subsection 2.50.1, subsection 2.50.2, and the Ground Water Protected Area Regulations for Southeastern Pennsylvania, shall report the following data on an annual basis to the designated agency. Changes to any other information required under Section A above, shall also be reported. All information required under Section A above shall be completed for new withdrawals for the first year of operation.

##### a. Source Data

- i. *Withdrawal Data.* The following data shall be reported for each withdrawal source separately (that is, each well or surface water intake).
  - Year
  - Facility Identification Code (State Code)
  - State Permit Number
  - Facility Name
  - Monthly Withdrawal Amount (MG)
- ii. *Bulk Purchases from Other Suppliers.* The following data shall be reported for each bulk purchase separately.
  - Bulk Supplier Name
  - Bulk Supplier's Source Name(s)
  - Monthly Bulk Purchase Amount (MG)

b. *Service Area Data.* The following data shall be reported separately for each county served.

##### i. Service Area Name(s)

- ii. Total Annual Water Use by Category (MG) (All usage shall be reported according to the following categories.)
  - Residential metered (including apartment complexes)
  - Commercial metered
  - Institutional metered
  - Industrial metered
  - Public metered
  - Bulk Sales
  - Other metered (Specify)
  - Unaccounted for (defined as the amount of water entering the distribution system minus the amount of water delivered through service meters)<sup>2</sup>
  - Total

2. *Other Withdrawals.* Commencing with reporting year 2001, each person, firm, corporation, or other entity, except water supply systems serving the public, subject to requirements under subsection 2.50.2 and the Ground Water Protected Area Regulations for Southeastern Pennsylvania, shall report the following data on an annual basis to the designated agency. The data shall be reported for each withdrawal source separately (that is, each well or surface water intake). Changes to any other information required under Section A above, shall also be reported. All information required under Section A above shall be completed for new withdrawals for the first year of operation.

##### a. Year

##### b. Facility Identification Code (State Code)

##### c. State Permit Number

##### d. Facility Name

##### e. Monthly Withdrawal Amount (MG)

##### f. Evaporative Loss Amount (MG) (if known)

##### g. Product Use Amount (MG) (if known)

##### h. Estimated Monthly Wastewater Discharge Amount (MG)

C. To avoid duplication of effort and to insure proper enforcement of this regulation, the Executive Director is hereby authorized to enter into administrative agreements with the following designated agencies: Delaware Department of Natural Resources and Environmental Control, New Jersey Department of Environmental Protection, New York Department of Health, Pennsylvania Department of Environmental Protection, and other state agencies where appropriate, authorizing such agencies to administer and enforce the provisions of this regulation and to adopt such rules and regulations of procedure as may be necessary to insure proper administration and enforcement of this regulation. In the absence of an administrative agreement, the Commission shall serve as the designated agency. Designated agencies are encouraged to implement and maintain automated data collection and reporting systems to facilitate the efficient

<sup>2</sup> Further breakdown of unaccounted for water can be provided. For example, estimated fire hydrant use, other unmetered public uses, and leakage losses.

transfer of data to the Delaware River Basin Commission. The administrative agreements shall specify the format for data submission.

PAMELA M. BUSH, Esq.,  
Secretary

**Fiscal Note:** Fiscal Note 68-40; (8) recommends adoption.

### Annex A

## TITLE 25. ENVIRONMENTAL PROTECTION

### PART V. DELAWARE RIVER BASIN COMMISSION

#### CHAPTER 901. GENERAL PROVISIONS

#### § 901.2. Comprehensive Plan and water quality.

The Comprehensive Plan regulations as set forth in 18 CFR Part 401, Subpart A [ (1996) ] (2000) and the Water Quality Standards as set forth in 18 CFR Part 410 [ (1996) ] (2000) are hereby incorporated by reference and made a part of this title.

[Pa.B. Doc. No. 01-348. Filed for public inspection March 2, , 2001, 9:00 a.m.]

## DEPARTMENT OF BANKING

[10 PA. CODE CH. 44]

### Mortgage Bankers and Brokers; Continuing Education

The Department of Banking (Department), under the authority contained in sections 4(e) and 10(a) of the Mortgage Bankers and Brokers Act (MBBA) (63 P. S. §§ 456.4(e) and 456.10(a)), proposes to amend Chapter 44 (relating to Mortgage Bankers and Brokers Act).

#### Effective Date

The proposal will be effective upon publication of the final-form regulations in the *Pennsylvania Bulletin*.

#### Statutory Authority

The regulations are expressly mandated by section 4(e) of the MBBA and are promulgated under that section and section 10(a) of the MBBA.

#### Background and Purpose

The proposal implements a regulatory framework for the oversight of continuing education for licensees under the MBBA, as mandated by the new section 4(e) of the MBBA which was contained in the act of December 21, 1998 (P. L. 987, No. 131). The new section 4(e) of the MBBA was the result of the mortgage industry seeking continuing education for the first mortgage industry in this Commonwealth. The mortgage industry also sought to have continuing education regulated by the Department by requiring the Department to promulgate appropriate regulations to govern the continuing education programs.

#### Explanation of Regulatory Requirements

The proposal requires mortgage bankers, mortgage brokers and loan correspondents, as those terms are defined in section 2 of the MBBA (63 P. S. § 456.2), to complete 6 hours of continuing education per annual renewal period, and requires limited mortgage brokers, as that term is defined in section 2 of the MBBA to complete 2 hours of continuing education per annual renewal

period. Licensees are required to submit proof of compliance with these requirements annually to the Department to renew a license.

#### Entities Affected

The proposal will affect the approximately 2,967 licensees under the MBBA.

#### Fiscal Impact and Paperwork Requirements

It is expected that the approximately 2,967 licensees under the MBBA will be required to pay tuition costs to continuing education providers, the approximate monetary amount of which is unclear at this time, in addition to travel and travel-related expenses associated with attending continuing education programs. MBBA licensees that fail to comply with the requirements of the proposal may be subject to a fine of up to \$2,000 for each offense or suspension, revocation or nonrenewal of their license. There will be no savings to the regulated community associated with the implementation of this proposal.

Promulgation of the proposal will change existing reporting, recordkeeping and other paperwork requirements for the industry as well as the Department. Section 4(e) of the MBBA requires licensees to demonstrate to the satisfaction of the Department that at least one person from each licensed office has attended a required minimum number of hours of continuing education annually. Licensees will need to maintain records indicating what continuing education programs have been attended, by whom, when and where. Demonstration of attendance will be submitted to the Department at the time of license renewal as a requirement of renewal. Licensees and employees will be required to maintain attendance records for the 3 most recent annual renewal periods. This will assist licensees, their employees and the Department in determining whether continuing education requirements have been met, especially in cases where licensee employees have changed employers or employment status, or both. It is noted that fulfillment of the education requirement causes the employee's current licensee employer to be in compliance with the proposal. The Department will retain the information provided by the industry long enough to ensure ongoing compliance with the regulation by licensees and their employees.

The Department may review and approve continuing education programs to satisfy the continuing education requirement. The Department will review information on renewal application forms that the Department will revise to require licensees to indicate whether and how they have complied with the continuing education requirement.

Forms or reports, or both, have not been developed at this time.

#### Sunset Date

The Department continuously monitors the cost effectiveness of its regulations. Therefore, no sunset date has been assigned.

#### Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on February 1, 2001, the Department submitted a copy of this proposed rulemaking to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Committee for Business and Economic Development and the Senate Committee on Banking and Insurance. In addition to submitting the proposal, the Department has provided IRRC and the Committees with a copy of a detailed Regulatory Analysis

Form prepared by the Department in compliance with Executive Order 1996-1, "Regulatory Review and Promulgation." A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, if IRRC has objections to any portion of the proposal, it will notify the Department within 10 days of the close of the Committees' review period. The notification shall specify the regulatory review criteria which have not been met by that portion. The Regulatory Review Act specifies detailed procedures for review and comments including objections to the proposal by IRRC the General Assembly and the Office of Attorney General, prior to final publication and approval of the proposal.

*Contact Person*

Interested persons are invited to submit their written comments, if any, within 30 days from the date of this publication, to Carter D. Frantz, Staff Counsel, Department of Banking, 333 Market Street, 16th Floor, Harrisburg, PA 17101-2290, (717)787-1471.

JAMES B. KAUFFMAN, Jr.,  
*Acting Secretary*

**Fiscal Note:** 3-40. (1) Banking Department Fund; (2) Implementing Year 2000-01 is \$53,400; (3) 1st Succeeding Year 2001-02 is \$55,000; 2nd Succeeding Year 2002-03 is \$56,400; 3rd Succeeding Year 2003-04 is \$57,000; 4th Succeeding Year 2004-05 is \$59,500; 5th Succeeding Year 2005-06 is \$61,000; (4) No history. New program. (8) recommends adoption.

**Annex A**

**TITLE 10. BANKS AND BANKING**

**PART IV. BUREAU OF CONSUMER CREDIT AGENCIES**

**CHAPTER 43. MORTGAGE BANKERS AND BROKERS ACT**

**CONTINUING EDUCATION**

Sec.	
44.1.	Definitions.
44.2.	Requirements.
44.3.	Reporting, verification and recordkeeping.
44.4.	Review and approval.
44.5.	Penalties.

**§ 44.1. Definitions.**

The following words and terms, when used in this chapter, have the following meanings unless the context clearly indicates otherwise:

*Act*—The Mortgage Bankers and Brokers Act (63 P. S. §§ 456.1—456.19).

*Annual renewal date*—July 1 of each calendar year.

*Annual renewal period*—The licensing term commencing July 1 of one calendar year and ending on June 30 of the following calendar year.

*Continuing education program*—An educational program as required by section 4(e) of the act (63 P. S. § 456.4(e)) which contributes directly to the enhancement of the professional competence of a mortgage professional to engage in the first mortgage loan business. A continuing education program does not include programs which instruct in matters such as office or business management, personnel management or similar subjects not directly related to the first mortgage loan business.

*Continuing education provider*—A provider of a continuing education program that has been approved by the Department.

*Credit hour*—Sixty minutes of classroom instruction or the equivalent as determined by the Department.

*Department*—The Department of Banking of the Commonwealth.

*First mortgage loan business*—The first mortgage loan business as defined in section 2 of the act (63 P. S. § 456.2).

*Instructor*—An individual responsible for teaching a continuing education program.

*Licensee*—A person licensed under the act.

*Limited mortgage broker*—A limited mortgage broker as defined in section 2 of the act.

*Loan correspondent*—A loan correspondent as defined in section 2 of the act.

*Mortgage banker*—A mortgage banker as defined in section 2 of the act.

*Mortgage broker*—A mortgage broker as defined in section 2 of the act.

*Mortgage professional*—

(i) A manager of each licensed office maintained by a licensee; any owner, director, officer or W-2 employe of a licensee who has the authority to underwrite or approve loans, either individually or in combination with other individuals as members of a committee; or any owner, director, officer or W-2 employe of a licensee who, as part of his official duties, directly contacts borrowers to present, negotiate or advise regarding loan terms.

(ii) The term does not include any individual who engages solely in processing loan applications or other administrative or clerical functions, or both.

*Person*—A person as defined in section 2 of the act.

**§ 44.2. Requirements.**

(a) Except as provided in subsection (b) to renew a license, a licensee shall demonstrate to the satisfaction of the Department that:

(1) In the case of a mortgage banker, mortgage broker or loan correspondent, the licensee maintains at least one separate mortgage professional at each licensed office who has successfully completed during the annual renewal period at least 6 credit hours of continuing education programs which shall include 1 credit hour of Pennsylvania residential mortgage law, including the act and the Loan Interest and Protection Law (41 P. S. §§ 101—605), 1 credit hour of business ethics and 4 credit hours from among one or more of the following subject areas:

(i) Federal residential mortgage law, including the Real Estate Settlement Procedures Act (12 U.S.C.A. §§ 2601—2617), the Truth in Lending Act (15 U.S.C.A. §§ 1601—1667e) and the Equal Credit Opportunity Act (15 U.S.C.A. §§ 1691—1691f).

(ii) The first mortgage loan business.

(2) In the case of a limited mortgage broker, the licensed individual has successfully completed during the annual renewal period at least 2 credit hours of continuing education programs which shall include 1 credit hour of Pennsylvania residential mortgage law, including the act and the Loan Interest and Protection Law and 1 credit hour from among one or more of the following subject areas:

(i) Business ethics.

(ii) Federal residential mortgage law, including the Real Estate Settlement Procedures Act, the Truth in Lending Act and the Equal Credit Opportunity Act.

(iii) The first mortgage loan business.

(b) The continuing education requirements imposed by this chapter apply to all renewals of licenses by licensees except when an initial licensee has been licensed by the Department for less than 6 months prior to its first annual renewal date, in which case the licensee shall be in compliance with this chapter within 6 months after its first annual renewal date.

(c) The Department may require an applicant for a new license to meet the applicable continuing education requirement imposed by this chapter if it appears to the Department that the continuing education requirement is being improperly avoided through restructuring of the business or otherwise.

(d) A mortgage professional who acts as an instructor shall be credited with 2 credit hours of continuing education for every 1 credit hour taught per annual renewal period.

(e) Continuing education program credit hours earned in excess of the minimum requirement established by this section during any annual renewal period may not be carried over to a successive annual renewal period.

**§ 44.3. Reporting, verification and recordkeeping.**

(a) Except as provided in § 44.2(b) (relating to requirements), a licensee, when applying for a license renewal, shall include as part of its renewal application a statement that the requirements of this chapter have been satisfactorily completed by at least one separate mortgage professional at each licensed office, or in the case of a

limited mortgage broker, by the licensed individual. The statement shall include a list of continuing education programs completed by the designated mortgage professional for each licensed office or the individual limited mortgage broker licensee. The list shall include:

(1) The name of continuing education providers.

(2) The name of continuing education programs.

(3) The number of credit hours attended by the mortgage professional.

(4) The locations and the dates attended.

(b) The Department may verify, on a random or other basis, by methods including examination of the licensee and satisfactory completion of the requirements of this chapter. The Department may assess licensees examination costs for the examinations consistent with section 8(a)(4) of the act (63 P. S. § 456.8(a)(4)).

(c) A licensee shall retain all original documents relating to the completion of each continuing education program by each mortgage professional for at least 3 annual renewal periods.

**§ 44.4. Review and approval.**

The Department may review and approve continuing education programs to satisfy the continuing education requirement.

**§ 44.5. Penalties.**

The Department may levy a fine of up to \$2,000 for each offense under section 14(c) of the act (63 P. S. § 456.14(c)) and may suspend, revoke or refuse to renew a license under section 13(a) of the act (63 P. S. § 456.13(a)) if a licensee fails to comply with this chapter.

[Pa.B. Doc. No. 01-349. Filed for public inspection March 2, 2001, 9:00 a.m.]

# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending February 20, 2001.

#### BANKING INSTITUTIONS

##### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-20-01	Mercer County State Bank Sandy Lake Mercer County  Purchase of Assets/Assumption of Liabilities of One Branch Office of Mellon Bank, N.A., Pittsburgh, Located at: 144 Venango Avenue Cambridge Springs Crawford County	Sandy Lake	Filed

#### SAVINGS INSTITUTIONS

No activity.

#### CREDIT UNIONS

No activity.

JAMES B. KAUFFMAN, Jr.,  
*Acting Secretary*

[Pa.B. Doc. No. 01-350. Filed for public inspection March 2, 2001, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Application of Allentown College of Saint Francis de Sales for Approval of Amendment of Its Articles of Incorporation

#### *Notice of Opportunity for Hearing and Invitation to Protest*

Under 24 Pa.C.S. § 6504(a) (relating to fundamental changes), the Department of Education (Department) will consider the application of Allentown College of Saint Francis de Sales for a Certificate of Authority approving the amendment to and the restating of its Articles of Incorporation in their entirety.

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

All petitions to intervene, protest and request for hearing shall be filed with Dr. Warren D. Evans,

Chartering/Governance/Accreditation Specialist at (717) 787-7572, or Carol Gisselquist, Higher Education Specialist at (717) 787-4448, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Dr. Evans at (717) 787-7572 or Carol Gisselquist at (717) 787-4448 to discuss how the Department may best accommodate their needs.

EUGENE W. HICKOK,  
*Secretary*

[Pa.B. Doc. No. 01-351. Filed for public inspection March 2, 2001, 9:00 a.m.]

### Application of DeVry, Inc.

#### *Notice of Opportunity for Hearing and Invitation to Protest*

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department)

will consider the application of DeVry, Inc. for approval to use the name DeVry University, Inc. and to obtain a Certificate of Authority to operate Keller Graduate School of Management and DeVry Institute of Technology as degree-granting institutions in the Philadelphia, Harrisburg and Pittsburgh metropolitan areas. The Keller Graduate School of Management would offer Graduate Certificates in the areas of business and management. It would also offer programs culminating in the following degrees: Master of Accounting and Financial Management (MAFM), Master of Business Administration (MBA), Master of Human Resource Management (MHRM), Master of Information Systems Management (MISM), Master of Project Management (MPM) and Master of Telecommunications Management (MTM). The DeVry Institute of Technology would offer the following: programs in Accounting, Business Administration, Computer Engineering Technology, Information Technology, Computer Information Systems, Electronics Engineering Technology, Technical Management and Telecommunications Management leading to the Bachelor of Science (BS) degree; and a program in Electronics and Computer Technology leading to the Associate of Applied Science in Electronics (AASE) degree.

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

All petitions to intervene, protest and request for hearing shall be filed with Dr. Warren D. Evans, Chartering/Governance/Accreditation Specialist, (717) 787-7572, or Carol Gisselquist, Higher Education Specialist at (717) 787-4448, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Dr. Evans at (717) 787-7572 or Carol Gisselquist at (717) 787-4448 to discuss how the Department may best accommodate their needs.

EUGENE W. HICKOK,  
*Secretary*

[Pa.B. Doc. No. 01-352. Filed for public inspection March 2, 2001, 9:00 a.m.]

### **Application of Eastern College for Approval of Change of Status to a University**

#### *Notice of Opportunity for Hearing and Invitation to Protest*

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department)

will consider the application of Eastern College for a Certificate of Authority approving the institution's request for change of status to a university.

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

All petitions to intervene, protest and request for hearing shall be filed with Dr. Warren D. Evans, Chartering/Governance/Accreditation Specialist, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-7572 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Dr. Evans at (717) 787-7572 to discuss how the Department may best accommodate their needs.

EUGENE W. HICKOK,  
*Secretary*

[Pa.B. Doc. No. 01-353. Filed for public inspection March 2, 2001, 9:00 a.m.]

### **Application of Holy Family College for Approval of Amendment of Its Articles of Incorporation**

#### *Notice of Opportunity for Hearing and Invitation to Protest*

Under 24 Pa.C.S. § 6504(a) (relating to fundamental changes), the Department of Education (Department) will consider the application of Holy Family College for a Certificate of Authority approving the amendment to and the restating of its Articles of Incorporation in their entirety.

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

All petitions to intervene, protest and request for hearing shall be filed with Dr. Warren D. Evans, Chartering/Governance/Accreditation Specialist at (717) 787-7572, or Carol Gisselquist, Higher Education Specialist at (717) 787-4448, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to



schedule a time for an in-office review. Duplicate copies of the application are not available.

787-4448 to discuss how the Department may best accommodate their needs.

EUGENE W. HICKOK,  
Secretary

[Pa.B. Doc. No. 01-354. Filed for public inspection March 2, 2001, 9:00 a.m.]

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Dr. Evans at (717) 787-7572 or Carol Gisslequist at (717)

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

---

## APPLICATIONS

---

### NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

#### NPDES APPLICATIONS

#### PART I PERMITS

Pursuant to the Federal Clean Water Act and the Pennsylvania Clean Streams Law, the following parties have applied for an NPDES permit or to renew their current permit to discharge controlled wastewaters into the waters of this Commonwealth or to conduct other activities required by the NPDES permit. For renewal applications listed in Section I below, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements. For all new permit applications, renewal application with major changes or applications for permits not waived by EPA, the Department, based upon preliminary reviews, also made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications listed in Section II below. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise below, the EPA Region III Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6(d).

Persons wishing to comment on the proposed permit are invited to submit a statement, to the office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding this application. The comments should include the name, address, and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant. Following the comment period, the Department's Water Management Program Manager will make a final determination regarding these applications. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The renewal application, including proposed effluent limitations and special conditions, is available on file. For new permit applications, information submitted with the applications is available on file. The information may be inspected and arrangements made for copying at the office indicated above the application.

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

#### I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream (Watershed)</i>	<i>EPA Waiver (Renewal)</i>
PA0033880	Boyertown Area School District 911 Montgomery Avenue Boyertown, PA 19512	Montgomery County Upper Frederick Town- ship	UNT of Swamp Creek	

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream (Watershed)</i>	<i>EPA Waiver (Renewal)</i>
PA0053911	East Bangor Municipal Authority P. O. Box 539 East Bangor, PA 18013	Northampton County Washington Township	Brushy Meadow Run	Yes

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4700.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream (Watershed)</i>	<i>EPA Waiver (New/Renewal)</i>
PA0081299	Model Enterprises, Inc. Rolling Hills Estates MHP 418 Pearl St. Lancaster, PA 17603	Lancaster County Rapho Township	Little Chickies Creek	Renewal

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

**Application No. PA0222763—Amendment No. 1.** Industrial Waste, SIC 3084. **Charter Plastics, Inc.**, 221 South Perry Street, P. O. Box 770, Titusville, PA 16354.

This application is for an existing NPDES Permit, to discharge contact cooling water, Group 2 Stormwater to Oil Creek in Titusville, **Crawford County**.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, 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 60 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.184 MGD are:

<i>Parameter</i>	<i>Average Monthly</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	Monitor and Report		
BOD <sub>5</sub>		26	
Total Suspended Solids		19	
Oil & Grease	15	29	30
pH		6.0 to 9.0 at all times	

The EPA Waiver is in effect.

**Application No. PA0104426.** Industrial Waste, SIC 4941. **Corner Water Supply and Service**, 113 Oakwood Lane, Shippensburg, PA 16254.

This application is for renewal of an NPDES Permit, to discharge water softening backwash to Paint Creek in Elk Township, **Clarion County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Parker City Water System on the Allegheny River located at River Mile 83.94, approximately 32.57 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 0.0014 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (MGD)	Monitor and Report		
Total Suspended Solids	30		60
Total Aluminum	4.0		8.0
Total Iron	2.0		4.0
Total Manganese	1.0		2.0
Total Residual Chlorine	0.5		1.2
pH	Not less than 6.0 standard units at all times		

The EPA Waiver is in effect.

**PA0104108**, Sewage, **North Beaver Township Municipal Authority**, Hickory View Terrace, 1460 Mt. Jackson Road, New Castle, PA 16102. This proposed facility is located in North Beaver Township, **Lawrence County**.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, and phenolics, the existing/proposed downstream potable water supply (stream and Public Water Supplier) considered during the evaluation is the Municipal Authority of the Township of North Sewickley on the Beaver River located at North Sewickley Township, approximately 15 miles below point of discharge.

Description of Proposed Activity: renewal of NPDES plus proposed facility expansion.

The receiving stream, Hickory Run, is in watershed 20B and classified for: Trout Stocked Fishes, Water Supply and Recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.075 MGD.

*Interim Limits*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow		Monitor and Report	
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
Ammonia-Nitrogen (5-1 to 10-31)	3.1		6.2
(11-1 to 4-30)	9.3		18.6
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		2,900/100 ml as a geometric average	
Total Residual Chlorine (Final)	1.0		2.3
pH		With 6.0 to 9.0 std. Units.	

The proposed effluent limits for Outfall 001 based on a design flow of 0.1125 MGD.

*Final Limits*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow		Monitor and Report	
CBOD <sub>5</sub>	25	40	50
TSS	30	45	60
Ammonia-Nitrogen (5-1 to 10-31)	5		10
(11-1 to 4-30)	15		30
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		17,800/100 ml as a geometric average	
Total Residual Chlorine	1.0		2.3
Dissolved Oxygen		Minimum of 3 mg/l at all times.	
pH		With 6.0 to 9.0 std. Units.	

**Application No. PA0032727**, Sewage. **Commonwealth of Pennsylvania, Department of Transportation**, Rest Area #21, (I-80 Eastbound), 7th Floor Forum Place, Harrisburg, PA 17101-1900.

This application is for renewal of an NPDES Permit, to discharge treated sewage to unnamed tributary to East Branch Wolf Creek in Irwin Township, **Venango County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Slippery Rock Creek and is used by the Camp Allegheny which is 39.48 miles below the discharge.

The proposed discharge limits, based on a design flow of 0.010000 MGD are:

*Outfall No. 001* (after the chlorine contact tank)

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
TSS	60	30
Ammonia-Nitrogen (5-1 to 10-31)	48	24
(11-1 to 4-30)	50	25
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average
(10-1 to 4-30)		2000/100 ml as a geometric average
Total Residual Chlorine	1.5	3.5
Dissolved Oxygen		Minimum of 3.0 mg/l at all times.
pH		6.0—9.0 at all times

The EPA Waiver is in effect.

**Application No. PA0032778**, Sewage. **Commonwealth of Pennsylvania, Department of Transportation**, Rest Area #22, (I-80 Westbound), 7th Floor Forum Place, Harrisburg, PA 17101-1900.

This application is for renewal of an NPDES Permit, to discharge treated sewage to unnamed tributary to Scrubgrass Creek in Irwin Township, **Venango County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Allegheny River and is used by the Emlenton Water Company which is 26.20 miles below the discharge.

The proposed discharge limits, based on a design flow of 0.010000 MGD are:

Outfall No. 001 (after the chlorine contact tank)

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
TSS	60	30
Ammonia-Nitrogen (5-1 to 10-31)	48	24
(11-1 to 4-30)	50	25
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	1.5	3.5
Dissolved Oxygen	Minimum of 3.0 mg/l at all times.	
pH	6.0—9.0 at all times	

The EPA Waiver is in effect.

**Application No. PA0221643**, Sewage. **Sligo Borough Authority**, 448 Colerain Street, P. O. Box 241, Sligo, PA 16255.

This application is for renewal of an NPDES Permit, to discharge treated sewage to Mineral Run in Sligo Borough, **Clarion County**.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Parker City Water System on the Allegheny River located at Parker City, approximately 24 miles below point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of 0.11 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	XX	
CBOD <sub>5</sub>	25	50
TSS	30	60
Fecal Coliform (5-01 to 9-30)	200/100 ml as a geometric average	
(10-01 to 4/30)	6,300/100 ml as a geometric average	
Ultraviolet Light Intensity	Monitor and report the average intensity from UV intensity meter in microwatts/square centimeter for each bank of modules on the monthly DMRs. Also refer to Special Condition 1.	
pH	6.0 to 9.0 at all times	

XX—Monitor and report on monthly DMRs.

The EPA Waiver is in effect.

**PA0024970**, Sewerage, **US Army Corps of Engineers**, Pittsburgh District, Shenango Recreation Area, 1000 Liberty Avenue, Pittsburgh, PA 15222-4186. This facility is located in Pymatuning Township, **Mercer County**.

The receiving stream, is the Shenango River, is in Ohio River watershed (20-A) and classified for warm water fish.

The proposed effluent limits for Outfall 001 based on a design flow of 0.05200 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
CBOD <sub>5</sub>	25		50
TSS	30		60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	2,000/100 ml as a geometric average		
Total Residual Chlorine	0.5		1.2
pH	6		9

EPA Waiver is in effect.

## II. Applications for New Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

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

**No. PA0012467**, Industrial waste, **Laurel Pipe Line Company, L.P.**, P. O. Box 368, Emmaus, PA 18049.

This application is for renewal of an NPDES permit to discharge treated groundwater, stormwater, and hydrostatic test water and from Laurel Pipe Line Company—Booth Station facility in Bethel Township, **Delaware County**. This is an existing discharge to Green Creek—3G Ridley watershed.

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

The proposed effluent limits for Monitoring Point 001, based on an average flow of 70,000 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>
Benzene	0.005	0.01	0.013
Total BETX	-0.1	0.2	0.25
Toluene	Monitor/Report	Monitor/Report	
Ethylbenzene	Monitor/Report	Monitor/Report	
Xylene, Total	Monitor/Report	Monitor/Report	
pH	Within limits of 6.0—9.0 Standard Units at all times		

The proposed effluent limit for outfall 001, storm water runoff is as follows:

<i>Parameter</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	15	30
Diesel Range Organics		Monitor/Report
Gasoline Range Organics		Monitor/Report

Other Requirements:

1. DMR to Department
2. Product Contaminated Stormwater Runoff
3. Monitoring and Reporting
4. PPC Plan Requirements
5. Other Wastewaters
6. Definitions
7. Hydrostatic Test water Discharge Requirements
8. Conditions for Future Permit Modification

The EPA Waiver is in effect.

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

**PA-0064084**, Sewerage, **Delano Township Board of Supervisors**, P. O. Box 103, Delano, PA 18220.

This proposed facility is located in Delano Township, **Schuylkill County**.

Description of Proposed Activity: This proposed action is for issuance of an NPDES Permit to discharge treated sewage wastewater.

The receiving stream, unnamed tributary to Pine Creek, is in watershed Schuylkill River and classified for cold water fisheries.

The proposed effluent limits for Outfall 001 based on a design flow of 0.08 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25.0		50.0
Total Suspended Solids	30.0		60.0
NH <sub>3</sub> -N			
(5-1 to 10-31)	2.5		5.0
(11-1 to 4-30)	7.5		15.0
Dissolved Oxygen	A minimum of 6.0 mg/l at all times.		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	0.11		0.25

**PA0021547-A1**, Sewerage, **Orwigsburg Borough Municipal Authority**, 209 North Warren Street, Orwigsburg, PA 17961-1829.

This proposed facility is located in North Manheim Township, **Schuylkill County**.

Description of Proposed Activity: Amendment of an existing NPDES Permit.

The receiving stream, Mahannon Creek, is in watershed 3A-Schuylkill River and classified for: CWF.

The proposed effluent limits for Outfall 001 based on a design flow of 0.900 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25.0	40.0	50.0
Total Suspended Solids	30.0	45.0	60.0
NH <sub>3</sub> -N			
(5-1 to 10-31)	5.3		
(11-1 to 4-30)	15.9		
Dissolved Oxygen	A minimum of 5.0 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 to 9.0 standard units at all times.		
Total Residual Chlorine	0.5		1.3

**PA0061361.** Sewerage, **Smithfield Sewer Authority**, P. O. Box 5229, R. R. 5, East Stroudsburg, PA 18301.

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

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing proposed downstream potable water supply (PWS) considered during the evaluation is East Stroudsburg/Stroudsburg Water Supply on Delaware.

The proposed effluent limits for Outfall 001 based on a design flow of .4 MGD are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60
NH <sub>3</sub> -N			
(5-1 to 10-31)	2.5		5
(11-1 to 4-30)	7.5		15
Total Residual Chlorine	.9		2
Dissolved Oxygen	A minimum of 5 mg/l at all times		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		

The EPA waiver is in effect.

**PA0062464,** Sewerage, **Blue Mountain Lake Associates, L.P.**, One Blue Mountain Lake, East Stroudsburg, PA 18301.

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

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

Effluent requirements for TDS, fluoride and phenolics, were evaluated at point of discharge while nitrate/nitrate requirements were evaluation at confluence of Brodhead Creek and Delaware River.

The proposed effluent limits for Outfall 001 based on a design flow of .275 MGD are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>		
(5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Total Suspended Solids	30	60
NH <sub>3</sub> -N		
(5-1 to 10-31)	2	4
(11-1 to 4-30)	6	12
Dissolved Oxygen	A minimum of 5 mg/l at all times	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0 to 9.0 standard units at all times	
Total Residual Chlorine	.04	.1

The EPA waiver is in effect.

**PA-0029483**, Sewerage, **Buck Hill Falls Company**, P. O. Box 426, Buck Hill Falls, 18323-0426.

This proposed facility is located in Buck Hill Creek in Barrett Township, **Monroe County**. Description of Proposed Activity: renewal of an NPDES Permit to discharge treated sewage.

The receiving stream, Buck Hill Creek, is in Pocono Creek watershed and classified for: HQ-CWF.

The proposed effluent limits for Outfall 001 based on a design flow of 0.200 MGD.

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25.0	50.0
Total Suspended Solids	30.0	60.0
NH <sub>3</sub> -N		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Dissolved Oxygen	A minimum of 5.0 mg/l at all times	
Fecal Coliform	200/100 ml as a geometric mean	
pH	6.0 to 9.0 standard units at all times	
Total Residual Chlorine		
(Months 1 thru 36)	Monitor and Report	
(Months 37 thru 60)	0.8	2.5

**PA-0062324**, Sewerage, **Pike County Environmental Inc.**, P. O. Box 127, Matamoras, PA 18336.

This proposed action is for renewal issuance amendment of an NPDES permit to discharge treated sewage into Delaware River in Westfall Township, **Pike County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing proposed downstream potable water supply (PWS) considered during the evaluation is Stroudsburg/East Stroudsburg Water Supply on Delaware River.

The proposed effluent limits for Outfall 001 based on a design flow of .1 MGD are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0 to 9.0 standard units at all times	
Total Residual Chlorine		
(1st Mo. thru 24th Mo.)	Monitor/Report	Monitor/Report
(25th Mo. thru Exp.)	1.2	2.8

The EPA waiver is in effect.

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

**Application No. PA 0032379**, SIC Code 4910, Sewage, **Safe Harbor Water Power Corporation**, One Powerhouse Road, Conestoga, PA 17516.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to the Conestoga River and the Susquehanna River in Watershed 7-J, in Manor Township, **Lancaster County**.

The receiving stream is classified for warm water fishery, recreation, water supply, and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>3</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was the Holtwood Power Plant located in Martic Township, Lancaster County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.015 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
Total Phosphorus	2	4
Dissolved Oxygen	Minimum of 5.0 at all times	
pH	From 6.0 to 9.0 inclusive	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	100,000/100 ml as a geometric average	

The proposed effluent limits for Outfall 002 for a design flow of 3.4 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature		Monitor	
Oil and Grease	4	8	10
Total Suspended Solids	30	60	75
Total Iron	2	4	5
Total Aluminum	4	8	10
Total Manganese	1	2	2.5
Temperature		From 6.0 to 9.0 inclusive	

Individuals may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0081582**, SIC Code 4952, Sewage, **Possum Valley Municipal Authority**, P. O. Box 420, Bendersville, PA 17306-0420.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Opossum Creek in Watershed 7-F, in Menallen Township, **Adams County**.

The receiving stream is classified for trout stocking fishery, recreation, water supply, and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Wrightsville Water Supply Co. located in York County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.12 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	XXX	50
Total Suspended Solids	30	45	XXX	60
NH <sub>3</sub> -N				
(5-1 to 10-31)	6.0	XXX	XXX	12
(11-1 to 4-30)	18	XXX	XXX	36
Total Phosphorus	2.0	XXX	XXX	4.0
Total Residual Chlorine	0.45	XXX	Monitor & Report	1.48
Dissolved Oxygen		Minimum of 5.0 at all times		
pH		From 6.0 to 9.0 inclusive		
Fecal Coliform		200/100 ml as a geometric average		
(5-1 to 9-30)		7,400/100 ml as a geometric average		
(10-1 to 4-30)				
Total Copper	0.0245	XXX	0.049	0.061
Total Lead	XXX	XXX	Monitor & Report	XXX
Total Zinc	0.227	XXX	0.454	0.567

Individuals may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0087271**, SIC Code 4941, Industrial Waste, **East Petersburg Borough**, 6040 East Main Street, East Petersburg, PA 17520.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to an unnamed tributary to the Little Conestoga Creek in Watershed 7-J, in East Petersburg Borough, **Lancaster County**.

The receiving stream is classified for trout stocking fishery, recreation, water supply, and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was the Holtwood Dam Power Plant located in Martic Township, Lancaster County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.0015 MGD are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>
pH			6.0—9.0	
Total Suspended Solids	—	—	30	60

Individuals may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is not in effect.

**Application No. PA 0088641**, SIC Code 4952, Sewage, **Heritage Estates Section 3 Homeowners' Association, Inc.**, 946 Orchard Road, Willow Street, PA 17584.



This application is for issuance of an NPDES permit for a new discharge of treated sewage to Kegg Run in Watershed 11-C, in Juniata Township, **Bedford County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Bedford Water Company located in Bedford Borough, Bedford County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.00184 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>
CBOD <sub>5</sub>	25
Total Suspended Solids	30
Total Residual Chlorine	0.5
Dissolved Oxygen	Minimum of 5.0 at all times
pH	From 6.0 to 9.0 inclusive
Fecal Coliform	
(5-1 to 9-30)	200/100 ml as a geometric average
(10-1 to 4-30)	100,000/100 ml as a geometric average

Individuals may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0088668**, SIC Code 4952, Sewage, **Metal Township Municipal Authority**, P. O. Box 216, Willow Hill, PA 17271-0216.

This application is for issuance of an NPDES permit for new discharge of treated sewage to West Branch Conococheague Creek in Watershed 13-C, in Metal Township, **Franklin County**.

The receiving stream is classified for cold water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was for Brunswick Mayor and Council located in Brunswick, Maryland. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.040 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	60
Total Residual Chlorine	0.5	XXX	1.6
Dissolved Oxygen		Minimum of 5.0 at all times	
pH		From 6.0 to 9.0 inclusive	
Fecal Coliform			
(5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		100,000/100 ml as a geometric average	

Individuals may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0088684**, SIC Code 4952, Sewage, **Pleasant Hills Resort, Inc.**, Box 86, Hesston, PA 16647-0086.

This application is for issuance of an NPDES permit for a new discharge of treated sewage to an unnamed tributary to Hawns Run in Watershed 11-D, in Penn Township, **Huntingdon County**.

The receiving stream is classified for warm water fishes, recreation, water supply, and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was United Water Company located in Susquehanna Township. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for outfall 001 for a design flow of 0.0038 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
NH <sub>3</sub> -N (5-1 to 10-31)		Monitor & Report
Total Phosphorus	2.0	4.0
Total Residual Chlorine	0.5	1.6
Dissolved Oxygen		Minimum of 5.0 at all times
pH		From 6.0 to 9.0 inclusive

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 23,000/100 ml as a geometric average	

Individuals may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0088731, Longacre Farm (Mark Wagner),** 6397 High Street, East Petersburg, PA 17520.

Mark Wagner has submitted an application for an individual NPDES permit for a proposed concentrated animal feeding operation (CAFO) known as Longacre Farm, located on Path Valley Road in Fannett Township, **Franklin County**. A public notice appeared in the *Pennsylvania Bulletin* on September 23, 2000 for this proposed operation. At that time, the applicant sought coverage under Pennsylvania's General NPDES CAFO permit. Since that time, the applicant has elected to pursue an individual NPDES permit.

The CAFO is situated near an unnamed tributary of Dry Run, which is classified for Cold Water Fishes (CWF) and Migratory Fishes (MF). The CAFO will be designed to maintain an animal population of approximately 577 animal equivalent units (AEUs) consisting of 4,400 wean to finish swine. These animals will be housed in two barns. Manure will be collected through slatted floors in reinforced concrete manure storage facilities beneath each bam. The total capacity of the manure storage facilities will be 1.5 million gallons including 2 feet of freeboard. Prior to operation of the manure storage facilities, the design engineer will be required to submit certification that the facilities were properly constructed. Manure will be pumped from the facilities and spread onto neighboring farms through a manure broker agreement. Manure may also be applied to fields rented out by Longacre Farm in accordance with the approved Nutrient Management Plan. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations including the Final CAFO Strategy, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the draft permit.

The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Individuals may make an appointment to review the files by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

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

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

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

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

**PA0205656**, Industrial Waste, SIC, 5171, **The Boswell Oil Company**, 702 Washington Avenue, Dravosburg, PA 15034.

This application is for renewal of an NPDES permit to discharge treated storm water from the Dravosburg Facility in Dravosburg, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Monongahela River, 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 Pennsylvania-American Water Company - Becks Run Intake, located at 410 Cooke Lane, Pittsburgh, PA 15234, 11.3 miles below the discharge point.

*Outfall 001:* existing discharge, design flow of 0.086 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 (gpd)		60			
Total Recoverable Petroleum Hydrocarbons					Monitor and Report
Iron					Monitor and Report
Zinc					Monitor and Report

The EPA waiver is in effect.

**PA0205672**, Industrial Waste, SIC, 3743, **Johnstown America Corporation**, 17 Johns Street, Johnstown, PA 15901.

This application is for renewal of an NPDES permit to discharge untreated cooling water and storm water from its facility in the City of Johnstown, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, of Little Conemaugh River and Laurel Run, 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 the Saltsburg Municipal W.W., located at 308 Point Street, Saltsburg, Pa., 49 miles below the discharge point.

*Outfall 107:* existing discharge, design flow of 0.014 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
Temperature (°F)				110	
Total Residual Chlorine				0.5	1.25
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

*Outfall 702:* existing discharge, design flow of 0.204 MGD

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
Temperature (°F)				110	
Total Residual Chlorine				0.5	
pH	not less than 6.0 nor greater than 9.0				

*Outfalls 103—113, 114, 116 and 117:* existing discharges to Little Conemaugh River.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
The discharge from these outfalls shall consist of uncontaminated stormwater and groundwater.					

**PA0216097**, Industrial Waste, SIC, 3462, **Trinity Industries, Inc. (Standard Forged Products, Inc.)**, 100 Iron Street, Johnstown, PA 15906.

This application is for renewal of an NPDES permit to discharge untreated cooling water, storm water and groundwater from Standard Forged Products, Inc. in City of Johnstown, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, Conemaugh River, 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 Saltsburg Municipal M.W., located at 308 Point Street, 49 miles below the discharge point.

*Internal Monitoring Point 399:* existing discharge, design flow of 0.302 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
Temperature (°F)				110	
Oil and Grease				Monitor and Report	
Total Residual Chlorine				0.5	1.25
pH	The wastewater from Internal Monitoring Point 399 discharges to the Conemaugh River via Outfall 309 which is owned by Bethlehem Steel Corporation (see NPDES Permit PA0002992). not less than 6.0 nor greater than 9.0				

*Other Conditions:* This facility is closed. Refer to Item No. 7 in Part C of the permit.

The EPA waiver is in effect.

**PA0216950**, Industrial Waste, SIC, 4941, **Cresswell Heights Joint Authority**, P. O. Box 301, South Heights, PA 15108.

This application is for renewal of an NPDES permit to discharge treated process water and storm water from water treatment plant operations in South Heights Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, the Ohio River, 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 the ARCO Chemical Company Beaver Valley Plant, located at Potter Township, 13.84 miles below the discharge point.

*Outfall 001:* existing discharge, design flow of 0.0315 mgd.

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

The EPA waiver is in effect.

**PA0217166**, Sewage, **Kenneth W. Grey**, R. D. #9, Box 26, Kittanning, PA 16201.

This application is for renewal of an NPDES permit to discharge treated sewage from Grey Personal Care Home STP in Kittanning Township, **Armstrong County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Unnamed Tributary of Cowanshannock Creek, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply, and recreation. The first downstream potable water supply intake from this facility is the: Kittanning Suburban Joint Water Authority.

*Outfall 001:* existing discharge, design flow of 0.0014 mgd.

Parameter	Average Monthly	Concentration (mg/l)		
		Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	Monitor and Report			
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0218723**, Sewage, **Blacklick Valley Municipal Authority**, P. O. Box 272, Twin Rocks, PA 15960.

This application is for issuance of an NPDES permit to discharge treated sewage from Blacklick Valley Municipal Authority STP in Buffington Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Blacklick Creek, which are classified as a trout stock fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Saltsburg Municipal Waterworks.

*Outfall 001:* new discharge, design flow of 0.2 mgd.

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

The EPA waiver is in effect.

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

**Application No. PAS228302**, Industrial Waste, SIC 2426. **Industrial Timber and Land Company**, Endeavor Lumber Division, P. O. Box 67, Endeavor, PA 16322.

This application is for a new NPDES Permit, to discharge stormwater to East Hickory Creek and an Unnamed Tributary to East Hickory Creek in Hickory Township, **Forest County**. This is a new discharge.

The receiving water is classified for the following uses: high quality—cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>—NO<sub>3</sub>, 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 54 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of n/a MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
BOD <sub>5</sub>	XX		
COD	XX		
Nitrate-Nitrite Nitrogen	XX		
Total Kjeldahl Nitrogen	XX		
Oil and Grease	XX		
Total Phosphorus	XX		
Total Suspended Solids	XX		
pH			6.0 to 9.0 at all times

The proposed discharge limits for Outfall No. 002 based on a design flow of n/a MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
BOD <sub>5</sub>	XX		
COD	XX		
Nitrate-Nitrite Nitrogen	XX		
Total Kjeldahl Nitrogen	XX		
Oil and Grease	XX		
Total Phosphorus	XX		
Total Suspended Solids	XX		
pH			6.0 to 9.0 at all times

The proposed discharge limits for Outfall No. 003 based on a design flow of n/a MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
BOD <sub>5</sub>	XX		
COD	XX		
Nitrate-Nitrite Nitrogen	XX		
Total Kjeldahl Nitrogen	XX		
Oil and Grease	XX		
Total Phosphorus	XX		
Total Suspended Solids	XX		
pH			6.0 to 9.0 at all times

The proposed discharge limits for Outfall No. 004 based on a design flow of n/a MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
BOD <sub>5</sub>	XX		
COD	XX		
Nitrate-Nitrite Nitrogen	XX		
Total Kjeldahl Nitrogen	XX		
Oil and Grease	XX		
Total Phosphorus	XX		
Total Suspended Solids	XX		
pH			6.0 to 9.0 at all times

The proposed discharge limits for Outfall No. 005 based on a design flow of n/a MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
BOD <sub>5</sub>	XX		
COD	XX		
Nitrate-Nitrite Nitrogen	XX		
Total Kjeldahl Nitrogen	XX		
Oil and Grease	XX		
Total Phosphorus	XX		

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	XX		
pH		6.0 to 9.0 at all times	

XX—Monitor and report on monthly DMRs.

1. Requirement to build erosion and sedimentation controls.
2. Condition to request relaxation of stormwater sampling frequencies.

The EPA Waiver is in effect.

**WATER QUALITY MANAGEMENT PERMITS  
CONTROLLED INDUSTRIAL WASTE AND SEWAGE  
WASTEWATER APPLICATIONS UNDER THE  
PENNSYLVANIA CLEAN STREAMS LAW**

**PART II PERMITS**

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

Persons wishing to comment on any of the applications are invited to submit a statement to the office noted above the application within 15 days from the date of this public notice. Comments received within this 15-day comment period will be considered in making the final decision regarding the application. The comments should include the name, address, and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department reserves the right to hold a public hearing if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation of the area. If no hearing is held, the Department's Water Management Program Manager will make a final determination regarding the applications after a complete review. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

A copy of the permit application or proposed plan is on file in the office indicated and is open to public inspection. Appointments to review the application may be made by contacting Records Management at the indicated telephone number.

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

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

**WQM Permit No. 1501401.** Sewerage, **East Marlborough Township**, 721 Unionville Pike, Kennett Square, PA 19348. Applicant is requesting approval for the construction of a wastewater pump station and force main to serve the Hicks Tract Northwest Subdivision located in East Marlborough Township, **Chester County**.

**WQM Permit No. 1594408 Amendment No. 3.** Sewerage, **Oxford Area Sewer Authority**, P. O. Box 380, 401 Market Street, Oxford, PA 19363. Applicant is requesting approval to amend its existing permit to install a septage receiving, screening and stabilization equip-

ment and aeration tanks designed to process up to 22,000 gpd located in East Nottingham Township, **Chester County**.

**WQM Permit No. 1594408 Amendment No. 4.** Sewerage, **Oxford Area Sewer Authority**, P. O. Box 380, 401 Market Street, Oxford, PA 19363. Applicant is requesting approval to modify its existing lagoon to include converting a portion of the lagoon to an extended aeration unit located in East Nottingham Township, **Chester County**.

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

**Application Number 4487404 01-1.** Sewerage submitted by **Brown Township Municipal Authority**, 7748 State Route 655, Reedsville, PA 17084-9148 in Brown Township, **Mifflin County** to upgrade an existing WWTP was received in the Southcentral Region on February 9, 2001.

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

**Application No. 0201401.** Sewerage, **Lisa Pattock**, 2029 Old Leechburg Road, New Kensington, PA 15068. Application for the construction and operation of a small flow sewage treatment plant to serve the Pattock Residence located in Plum Borough, **Allegheny County**.

**Application No. 0201402.** Sewerage, **West Mifflin Sanitary Sewer Municipal Authority**, 1302 Lower Bull Run Road, West Mifflin, PA 15122. Application for the construction and operation of a sewer system and pumping station to serve the New England Road Sanitary Sewer System located in West Mifflin Borough, **Allegheny County**.

**Application No. 0301401.** Sewerage, **Borough of Apollo**, 405 North Pennsylvania Avenue, Apollo, PA 15613. Application for the construction and operation of a sanitary sewer system to serve Apollo Borough located in Apollo Borough, **Armstrong County**.

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

**Application No. 0401401.** Sewerage, **Edward Hallisey**, 1252 Lovi Road, Freedom, PA 15042. Application for the construction and operation of a sewage treatment plant to serve the Hallisey Property located in New Sewickley Township, **Beaver County**.

**Application No. 6301401.** Sewerage, **Matthew Haas**, 1344 Mt Morris Road, Waynesburg, PA 15370. Application for the construction and operation of a small flow sewage

treatment plant to serve the Haas Residence located in East Bethlehem Township, **Washington County**.

**Application No. 6501401.** Sewerage, **Hempfield Township Municipal Authority**, R. D. 6, Woodward Drive, Greensburg, PA 15601. Application for the construction and operation of a pump station and sewer extension to serve Hempfield Township located in Hempfield Township, **Westmoreland County**.

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

**Application No. 6501402.** Sewerage, **Charles R Chapman**, R. D. 1 Box 1136, Ruffsdale, PA 15679. Application for the construction and operation of a sewage treatment plant to serve the Wen-Dell Mobile Home Park located in East Huntingdon Township, **Westmoreland County**.

**Application No. 6501403.** Sewerage, **Kim E & Dianne E Miller**, RT 2 Box 181, Wolf Lake Road, New Alexandria, PA 15670. Application for the construction and operation of a sewage treatment plant to serve the Whitethorn Subdivision located in Salem Township, **Westmoreland County**.

**Application No. 6501404.** Sewerage, **James C LeDonne**, 545 Turkey Ridge Road, Apollo, PA 15613. Application for the construction and operation of a small flow sewage treatment plant to serve the LeDonne Land Development STP located in Washington Township, **Westmoreland County**.

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

**WQM Permit No. 1001402,** Sewage, **Western Butler County Authority**, P. O. Box 427, Zelenople, PA 16063.

This proposed facility is located in Jackson Township, **Butler County**.

Description of Proposed Action/Activity: This project is for the installation of sewer lines and interceptor along route 19 South.

**WQM Permit No. 1001202,** Industrial Waste, **AK Steel—Butler Works**, P. O. Box 832, Route 8 South, Butler, PA 16003-0832.

This proposed facility is located in Butler Township, **Butler County**.

Description of Proposed Action/Activity: This project is for the conversion of four (4) nitric acid pickling lines over to hydrogen peroxide pickling.

**WQM Permit No. 4301201,** Industrial Waste, **Duferco Farrell Corporation**, 15 Roemer Boulevard, Farrell, PA 16121-2299.

This proposed facility is located in City of Farrell, **Mercer County**.

Description of Proposed Action/Activity: This project is for replacement of an existing natural gas fired coil annealing furnace shop source.

**WQM Permit No. 1001403,** Sewerage, **Vernon H. Boyer**, 657 Keister Road, Slippery Rock, PA 16057.

This proposed facility is located in Slippery Rock Township, **Butler County**.

Description of Proposed Action/Activity: This project is for the construction of a Single Residence Sewage Treatment Plant.

**WQM Permit No. 2001403,** Sewerage, **John J. Kolcun, Jr.**, 20268 Gospel Hill Road, Saegertown, PA 16433.

This proposed facility is located in Venango Township, **Crawford County**.

Description of Proposed Action/Activity: This project is for the construction of a Single Residence Sewage Treatment Plant.

**WQM Permit No. 3701403,** Sewerage, **Sonia B. Hason**, 4014 Ellwood Road, New Castle, PA 161601.

This proposed facility is located in Slippery Rock Township, **Lawrence County**.

Description of Proposed Action/Activity: This project is for the construction of a Single Residence Sewage Treatment Plant.

**WQM Permit No. 4301405,** Sewerage, **Matt E. Gentile**, 39 Baker Road, Greenville, PA 16125.

This proposed facility is located in Otter Creek Township, **Mercer County**.

Description of Proposed Action/Activity: This project is for the construction of a Single Residence Sewage Treatment Plant.

---

#### **NPDES Stormwater Individual Permit**

---

The following parties have applied for an NPDES permit to discharge stormwater associated with a construction activity into 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 conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices (MBPS) which restrict the rate and quantity of sediment discharged.

Where indicated, the EPA Region III 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 appropriate Department Regional Office noted above the application within 30 days from the date of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate DEP Regional Office during the 30-day public comment period.

Following the 30-day comment period, the appropriate Regional Office 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, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the office identified in this notice.

Persons with a disability that require an auxiliary aid, service or other accommodation to participate during the 30-day public comment period should contact the specified Regional Office. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

**NPDES Permit PAS10 G457**, Stormwater. **West Bradford Township**, 1385 Campus Drive, Downingtown, PA 19355 has applied to discharge stormwater associated with a construction activity located in West Bradford Township, **Chester County** to Broad Run (EV) and an Unnamed Tributary to West branch Brandywine Creek (WWF, MF).

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

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

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10S065-1	Stroudsburg Municipal Auth. 410 Stokes Ave., P. O. Box 237 E. Stroudsburg, PA 18301	Monroe County Stroud Township Hamilton Township Pocono Township Smithfield Township	Pocono Ck., HQ-CWF Sambo Ck. CWF,MF Brodhead Ck., HQ-CWF

*Northampton County Conservation District: Greystone Bldg., Gracedale Complex, Nazareth, PA, (610) 746-1971.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10U145	Larry Kemmerer 3220 Valley View Dr. Bath, PA 18014	Northampton County Moore Township	Monocacy Creek HQ-CWF
PAS10U146	Thomas Evans, Acting Superintendent Easton Area School District 811 Northampton St. Easton, PA 18042	Northampton County Palmer Township	Bushkill Creek HQ-CWF
PAS10U147	Franklin Realty Development Corp. 3311 Swede Rd., Suite B E. Norristown, PA 19401	Northampton County Hanover Township	Monocacy Creek HQ-CWF

*Pike County Conservation District: HC6, Box 6770, Hawley, PA 18428, (570) 226-8220.*

<i>NPDES NO.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10V036	Hemlock Investors James Vallone 13900 Panay Way, R-104 Marina del Ray, CA 90292	Pike County Blooming Grove Township	McConnell Creek HQ-CWF

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

**NPDES Permit PAS1010F096**, Stormwater. **Aikens Recreational Park**, Randolph G. Aikens, 401 Bear Meadows Rd., Boalsburg, PA 16827 has applied to discharge stormwater associated with a construction activity located in Harris Township, **Centre County** to Galbraith Gap Run.

*Centre County Conservation District, 414 Holmes Ave., Suite 4, Bellefonte, PA 16823.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10F096	Aikens Recreational Park Randolph G. Aikens 401 Bear Meadows Rd. Boalsburg, PA 16827	Harris Township Centre County	Galbraith Gap Run HQ-CWF

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

**NPDES Permit PAS101025**, Stormwater. **Kenneth Morchesky**, P. O. Box 629, Carrolltown, PA 15722 has applied to discharge stormwater associated with a construction activity located in Jackson Township, **Cambria County** to Laurel Run—HQ-CWF.



*Cambria County Conservation District: 400 Candlelight Drive, Suite 221, Ebensburg, PA 15931; (814) 472-2120.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS101025	Kenneth Morchesky P. O. Box 629 Carrolltown, PA 15722	Cambria County Jackson Township	Laurel Run/HQ-CWF

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

**NPDES Permit PAS10E074**, Stormwater. **Remix of PA, Inc.** Proposed Stainless Steel Recovery Plant Expansion, Wayne J. Hursen, 586 Plum Road, Canonsburg, PA 15317, has applied to discharge stormwater associated with a construction activity located in Winfield Township, **Butler County** to High-Trout Stock Fishery, Little Buffalo Creek.

*Butler Conservation District: 122 McCune Drive, Butler, PA 16001-6500, (724) 284-5270.*

**NPDES Permit PAS102515**, Stormwater. **Fox Township Community Park**, Fox Township Board of Supervisors, 116 Irishtown Road, Kersey, PA 15846, has applied to discharge stormwater associated with a construction activity located in Fox Township, **Elk County** to Beaver Run (CWF).

*Elk Conservation District: Elk County Courthouse Annex, P. O. Box 448, Ridgway, PA 15853, (814) 776-5373.*

**NPDES Permit PAS10K024**, Stormwater. **Lake Erie Promotions**, 3001 West 15th Street, Erie, PA 16505-3911, has applied to discharge stormwater associated with a construction activity located in Greenfield Township, **Erie County** to Twelvemile Creek (HW-QWF; MF) and W. Branch Creek (WWF).

*Erie Conservation District: 12723 Route 19, P. O. Box 801, Waterford, PA 16441, (814) 796-6760 Ext. 5.*

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10E074	Remix of Pa, Inc. Proposed Stainless Steel Recovery Plant Expansion Wayne J. Hursen 586 Plum Run Road Canonsburg, PA 15317	Butler County Winfield Township	High Trout Stock Fishery, Little Buffalo Creek
PAS10102515	Fox Township Community Park Fox Township Board of Supervi- sors 116 Irishtown Road Kersey, PA 15846	Elk County Fox Township	Beaver Run (CWF)
PAS10K024	Lake Erie Promotions 3001 West 15th Street Erie, PA 16505-3911	Erie County Greenfield Township	Twelvemile Creek (HQ- QWF;MF) and W. Branch Creek (WWF)

**SAFE DRINKING WATER**

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

*Southeast Region: Water Supply Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Permit No. 2301501**, Public Water Supply.

Applicant	<b>Chester Water Authority</b> 415 Welsh Street Chester, PA 19016
Township	Upper Oxford
Responsible Official	Russell C. Williams 415 Welsh Street Chester, PA 19016
Type of Facility	Public Water Supply
Consulting Engineer	Hyder Consulting, Inc. 649 N. Lewis Road Limerick, PA 19468
Application Received Date	February 15, 2001
Description of Action	Construction of a water storage tank and pump station.

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

**Permit No. 5401501**, Public Water Supply.

Applicant	<b>Great Spring Waters of America, Inc.</b>
Township or Borough	Pine Grove Township <b>Schuylkill County</b>
Responsible Official	Bruce Lauerman
Type of Facility	Bulk Water Loading
Consulting Engineer	Edward E. Davis, P.E.
Application Received Date	January 26, 2001
Description of Action	A permit application to reconstruct an existing bulk water facility, Far Away Springs, and includes a new building, storage tanks, cartridge filter, uv disinfection and loading pumps.

**Permit No. 3901502**, Public Water Supply.

Applicant	<b>Great Spring Waters of America, Inc.</b>
-----------	---

Township or Borough	Lynn Township Lehigh County
Responsible Official	Bruce Lauerman
Type of Facility	Bulk Water Loading
Consulting Engineer	Edward E. Davis, P.E.
Application Received Date	January 26, 2001
Description of Action	A permit application to reconstruct an existing bulk water facility, Hoffman Springs, and includes a new building, storage tanks, cartridge filter, uv disinfection and loading pumps.

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

**Permit No. 2501502, Public Water Supply.**

Applicant	<b>Springfield Village MHP</b>
Township or Borough	Springfield Township <b>Erie County</b>
Responsible Official	Michael J. Edwards
Type of Facility	Community Water Supply
Consulting Engineer	Richard A. Deiss, P.E., Richard A. Deiss & Associates, 9342 Pettis Rd., Meadville, PA 16335
Application Received Date	2/15/01
Description of Action	Add sequestering facilities to an existing water system for iron and manganese control.

**MINOR AMENDMENT**

**Applications Received Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).**

*Southeast Region: Water Supply Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Application No. 0901501, Minor Amendment.**

Applicant	<b>Sellersville Borough Municipal Authority</b>
Borough	Sellersville
Responsible Official	Alan S. Frick 140 E. Church Street Sellersville, PA 18960
Type of Facility	Public Water Supply
Consulting Engineer	Cowan Associates, Inc 120 Penn-Am Drive Quakertown, PA 18951
Application Received Date	January 5, 2001
Description of Action	Construction of an interconnection between Sellersville Borough Municipal Authority and Perkasio Borough Water Authority.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995**

**PREAMBLE 1**

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of 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 the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

For further information concerning the content of a Notice of Intent to Remediate, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection 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 of Environmental Protection has received the following Notice of Intent to Remediate:

*Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Former Murray Lincoln-Mercury Property**, East Pikeland Township, **Chester County**. John F. VanWagenen, Center Point Tank Services, Inc., 536 E. Benjamin Franklin Highway, Douglassville, PA 19518, on behalf of Valley Land Holdings, P. O. Box 187, Catasauqua, PA 18032, has submitted a Notice of Intent to Remediate site groundwater contaminated with 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 *Daily Local News* on January 31, 2001.

#### **HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES**

**Applications received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous waste treatment, storage or disposal facility.**

*Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**Application I.D. No. PAD980707087. Envirotol, Inc.**, P. O. Box 61, 432 Green Street, Sewickley, PA 15143. Beaver Falls Facility, 24th Street and 31st Street Ext., Beaver Falls, PA 15010. An application for a permit renewal of a hazardous waste storage/thermal treatment and residual waste processing facility in Beaver Falls, **Beaver County** was received in the Regional Office on February 15, 2001.

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

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

*Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Application No. 602247.** Application received for **A&M Composting, Inc.** located in Penn Township, **Lancaster County**. Application determined to be administratively complete in the Regional Office on February 7, 2001.

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

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

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

**Application No. General Permit No. WMGR038 NC005.**

Application received in the regional office on February 7, 2001, from The Recycling Environmental Group, Inc., 29 Frosty Valley Road, Bloomsburg, PA 17815, for determination of applicability for a tire processing facility located in Hemlock Township, Columbia County. Interested parties or municipalities may submit comments to the Department within 60 days. Comments should be

addressed to John Hamilton, Waste Management Program 208 West Third Street, Williamsport, PA 17701-6448.

## **AIR QUALITY**

### **NOTICE OF PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS**

#### **NEW SOURCES AND MODIFICATIONS**

The Department of Environmental Protection (DEP) 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 DEP, 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.

Notice is hereby given that DEP has received applications for plan approvals and/or operating permits from the following facilities.

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

Persons wishing to receive a copy of the proposed Plan Approval or Operating Permit must indicate their interest to the DEP Regional Office within 30 days of the date of this notice, and must file protests or comments on a Proposed Plan Approval or Operating Permit within 30 days of the DEP providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with DEP 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 DEP schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the Regional Office identified below. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121 through 143, the Federal Clean Air Act and regulations adopted under the Act.

**Applications Received and Intent to Issue Operating Permits Under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements).**

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**35-00003: Scranton Army Ammunition Plant** (156 Cedar Avenue, Scranton, PA 18505) for boilers, furnaces and paint spray booths in the City of Scranton, **Lackawanna County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**07-03040: Pennfield Corp.** (711 Rohrerstown Road, Lancaster, PA 17603) for a Natural Minor Operating Permit for the dairy and horse feed processing facility in Martinsburg, **Blair County**.

**28-03012: Martin's Famous Pastry Shoppe, Inc.** (1000 Potato Roll Lane, Chambersburg, PA 17201) for a Natural Minor Operating Permit for food manufacturing facility in Antrim Township, **Franklin County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222.*

**32-00101: Halliburton Energy Services** (301 Lucerne Road, Homer City, PA 15748) for operation of an oil and gas field services facility at the Bulk Cement Handling Plant in Homer City Borough, **Indiana County**.

**56-00272: Future Industries, Inc.—Joepa Strip Mine** (P. O. Box 157, Meyersdale, PA 15552) for operation of coal mining and processing in Summit Township, **Somerset County**.

**65-00706: Jeannette Specialty Glass—Jeannette Shade and Novelty** (P. O. Box 99, North Fourth Street, Jeannette, PA 15644) for operation of pressed and blown glassware in Jeannette, **Westmoreland County**.

**63-00016: Allegheny Energy Supply Co., LLC—Mitchell Station** (800 Cabin Hill Drive, Greensburg, PA 15601) for operation of facility to generate electricity in Union Township, **Washington County**.

**03-00192: Equitable Gas Co.—Village Compressor Station** (200 Allegheny Center Mall, Pittsburgh, PA 15212) for installation of natural gas compressor station in Cowanshannock Township, **Armstrong County**.

**65-00872: Equitable Gas Co.—Hill Compressor Station** (200 Allegheny Center Mall, Pittsburgh, PA 15212) for installation of natural gas compressor station in Washington Township, **Westmoreland County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**25-00944: PHB Die Casting** (7900 West Ridge Road, Fairview, PA 16415) for a Natural Minor Operating Permit for aluminum and zinc die casting and associated activities in Fairview Township, **Erie County**.

#### PLAN APPROVALS

**Applications received for plan approvals under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).**

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**31-05011C: U.S. Silica Co.—Mapleton Depot** (P. O. Box 187, Berkeley Spring, WV 25411) for modification of an existing fluid bed dryer to use additional fuels of #4 oil, #6 oil and recycled oil in Brady Township, **Huntingdon County**.

**06-05075: Reading Terminals Corp.—Tuckerton Terminal** (4030 Pottsville Pike, Reading, PA 19605) for an administrative amendment to incorporate the ownership change in Title V Operating Permit Number 06-

05075 in Muhlenberg Township, **Berks County**. This facility was formerly owned by Columbia Petroleum Corp. (625 Linden Street, Richland, PA 17087). The facility's major sources of emissions include petroleum product loading rack, which primarily emits VOC.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.*

**08-318-027C: Mill's Pride-Pennsylvania** (423 Hopewell Road, Waverly, OH 45690-9700) for modification of two wood-fired boilers by increasing the boilers' allowable nitrogen oxides and carbon monoxide emission rates in Athens Township, **Bradford County**.

**47-305-002: Iris Energy, LLC** (100 Nyala Farm, Westport, CT 06880), owner, and **DQE Synfuels, LP** (1 North Shore Center, 12 Federal Street, Pittsburgh, PA 15212), operator, for construction of a synfuel plant at the PPL Montour Electric Generating Plant in Derry Township, **Montour County**. The synfuel plant is subject to Subpart Kb of the federal Standards of Performance for New Stationary Sources.

**08-0001B: Stroehmann Bakeries, L.C.** (North Wilbur and Tuscarora Streets, Sayre, PA 18840) for installation of an air cleaning device (a catalytic oxidizer) on a bread baking oven to replace an existing air cleaning device (a catalytic oxidizer) in Sayre Borough, **Bradford County**.

#### PLAN APPROVALS

**Intent to issue plan approvals under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).**

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

#### NOTICE OF INTENT TO ISSUE A PLAN APPROVAL AND AMEND A TITLE V OPERATING PERMIT

Under 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection (Department) intends to issue a plan approval to Appleton Papers Inc., Spring Mill (100 Paper Mill Road, Roaring Spring, PA 16673) in Roaring Spring Borough, Blair County. The facility currently has a Title V Operating Permit No. TV-07-05001. The plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

Plan Approval No. 07-05001D is for the modification of the Low Volume High Concentration (LVHC) system along with the installation of a TRS scrubber. The installation is intended to reduce HAP (primarily methanol) emissions from the kraft pulping process systems in accordance with § 63.443 of 40 CFR Part 63, Subpart S—National Emission Standards for a Hazardous Air Pollutants: Pulp and Paper Production. In addition, the TRS scrubber will reduce sulfur dioxide emissions and conserve kraft pulping chemicals. The kraft pulping system process emissions from the LVHC system will be enclosed and vented into a closed-vent system and routed to either the No. 3 Power Boiler or as a back-up, the new thermal oxidizer to comply with 40 CFR 63.443. The Plan Approval will contain additional recordkeeping and operating restrictions designed to keep the facility operating within the requirements of 40 CFR Part 63, Subpart S.

Copies of the plan approval application, DEP's analysis, and other relevant information are available for public review at DEP's Altoona District Office, 615 Howard Avenue, Altoona, PA 16601-4838. An appointment to

review the documents may be scheduled by contacting Stephen Weyandt at (814) 949-7935, between 8 a.m. and 3:30 p.m., Monday through Friday, except holidays.

Interested persons may submit written comments to Stephen Weyandt, 615 Howard Avenue, Altoona, PA 16601-4838 within 30 days of this notice. Written comments should include the name, address and telephone number of the person submitting the comments along with the reference number of the proposed plan approval, as well as a concise statement regarding the relevancy of the information or objections to the issuance of the plan approval.

The Department reserves the right to hold a public hearing on the proposed action based upon the information received during the comment period. The Department will give 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. Requests for a public hearing should be directed to Stephen Weyandt at the aforementioned address or by calling (814) 949-7935.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**NOTICE OF INTENT TO APPROVE**

**Plan Approval Application #PA-32-040B**

Under 25 Pa. Code § 127.44(a)(4), the Department of Environmental Protection (DEP) intends to issue a Plan Approval to Reliant Energy Mid-Atlantic Power Holdings, LLC to repower its existing Seward Station in East Wheatfield Township, Indiana County as described in its application received on September 2000.

Results of the Seward Station's Repowering PSD Significance Levels Modeling are as follow:

<i>Pollutant</i>	<i>Averaging Period</i>	<i>Maximum Concentration</i>	<i>PSD Significance Levels</i>	<i>Location of Max: UTM East/UTM North</i>	
CO	1-hour 8-hour	750 ug/m3 158	2,000 ug/m3 500	669.7 km 669.4	4472.4 km 4472.1

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

In order for DEP to assure compliance with all applicable standards, DEP proposes to place the following conditions on the Plan Approval:

*Special Conditions for Plan Approval PA-32-040B*

1. The source is to be constructed in accordance with the plans submitted with the application (as approved herein).
2. Upon completion of the construction of the above indicated air contamination source an operating permit application must be obtained from the person noted below.

*Section A—General Conditions*

3. This Plan Approval is for the construction and operation of two CFB boilers and related/supporting equipment by Reliant Energy Mid-Atlantic Power Holdings, LLC to repower its existing Seward Station in East Wheatfield Township, Indiana County. The repowered facility will combust coal refuse or coal and use No. 2 fuel oil for CFB startup and support equipment.

<i>AIMS Number</i>	<i>Source</i>	<i>Description</i>
034	Boiler #1	2,532 Nominal mmBtu/hr, Atmospheric CFB
035	Boiler #2	2,532 Nominal mmBtu/hr, Atmospheric CFB
036	Limstone Dryers (4)	17 mmBtu/hr Each, In-Duct Heaters
105	Cooling Tower	Mechanical Draft
106	No. 2 Fuel Oil Tank	100,000 Gallon
107	Fugitive Dust Sources	—
C10	SNCR System	—
C11	SNCR System	—
C12	Baghouse	—
C13	Baghouse	—
C14	Flyash Reinjection System (2)	Two Per Baghouse
C15	Flyash Reinjection Sysem (2)	Two Per Baghouse
C16	Material Handling Filters	Fabric Filter Baghouses

4. The plant is subject to New Source Performance Standards for Electric Utility Steam Generating Units, Volatile Organic Liquid Storage Vessels, Coal Preparation Plants, and Non-Metallic Mineral Processing Plants (40 CFR Part 60, Subparts Da, Kb, Y, and OOO).

5. In accordance with 25 Pa. Code § 127.12b, the following emissions baseline is established for Seward Station.

<i>Pollutant</i>	<i>tons/year</i>
NOx (as NO <sub>2</sub> )	5048
PM <sub>10</sub>	358
SO <sub>2</sub>	18714
CO	140
NM VOC (as hexane)	49.7

This baseline is established contingent upon the permanent retirement of Seward Station Boilers Nos. 12, 14 and 15.

6. Owner or operator, in accordance with 25 Pa. Code §§ 127.208, 127.209 and 127.211, shall secure by approved ERC registry transaction 72 VOC ERCs before commencement of operation of the CFB Boilers. The total ERCs represent a facility net potential emissions increase of 62 tons per year times the 1.15 offset ratio (25 Pa. Code § 127.210).

7. This approval to construct shall become invalid if: (1) construction is not commenced (as defined in 40 CFR 52.21(b)(8)) within 18 months after the date of this approval [or any extension issued thereafter]; or, (2) construction is discontinued for a period of 18 months or more; or (3) construction is not completed within 5 years.

*Section B—Emission Limitations/Restrictions*

8. The Owner or Operator shall not permit the emission to the outdoor atmosphere of visible emissions from the boilers, in such a manner that the opacity of the emission is equal to or greater than 10% for a period, or periods aggregating more than 3 minutes in any 1 hour, or 30% at any time. The presence of uncombined water is not considered a failure to meet the limitations (25 Pa. Code §§ 127.1 and 127.12(b)).

9. There shall be no fugitive emissions contrary to 25 Pa. Code §§ 123.1 and 123.2.

10. Ammonia slip from the boilers shall be limited to 10 ppmv at stack conditions. Continuing compliance with this condition shall be demonstrated by adhering to good operating practices (25 Pa. Code §§ 127.1 and 127.12b).

11. Emissions of sulfur oxides (as SO<sub>2</sub>) shall be reduced in the boiler and flyash reinjection system by at least 95% on a 12-month rolling average. Additional SO<sub>2</sub> removal efficiency stated in the application shall be achieved by fuel beneficiation (25 Pa. Code §§ 127.1 and 127.12b).

12. The Owner or Operator shall not permit the emission into the outdoor atmosphere of particulate matter emissions from the fuel or limestone handling and processing any stack emissions in a manner that the concentration of particulate matter in the effluent gas exceeds 0.02 gr/dscf (40 CFR 60.672(a)(1), 25 Pa. Code §§ 127.1 and 127.12b).

13. Emissions for the boilers shall be limited as follows:

<i>Pollutant</i>	<i>lb/mmBtu</i>	<i>lbs/hr</i>	<i>tons/year</i>
NOx	0.15	759.6	3,327
PM10	0.01	50.6	222
SO <sub>2</sub>	0.6	3038.4	13,308
CO	0.15	759.6	3,327
NM VOC (as Hexane)	0.005	25.4	111
NH <sub>3</sub>	—	32.9	144

Emissions limitations are based on a 30-day rolling average (25 Pa. Code §§ 127.1 and 127.12b)

14. Potential emissions for the facility in any consecutive 12-month period shall be limited as follows (25 Pa. Code §§ 127.1 and 127.12b):

<i>Pollutant</i>	<i>tons/year</i>
NOx	3,343
PM10	299
SO <sub>2</sub>	13,382
CO	3,334
NM VOC (as hexane)	112

15. The Department may establish or revise the maximum allowable emission rates based upon CEM data, stack test results, optimization of each boiler and its associated air cleaning devices (25 Pa. Code § 127.12b).

*Section C—Sampling & Testing Requirements*

16. The Department reserves the right to require stack testing at any time for the sources covered by this Plan Approval (25 Pa. Code § 127.12b(c)).

17. Within 180 days of initial start-up but no later than 60 days of achieving maximum production, a stack test(s) shall be performed on one of the boilers in accordance with the provisions of Chapter 139 to determine the following pollutant emission rates (25 Pa. Code § 127.12b):

- a. CO
- b. PM10
- c. NMVOC (as hexane)
- d. Ammonia

18. The Owner or Operator shall submit a pretest protocol for review at least 60 days prior to performance of the stack tests (25 Pa. Code § 139.2).

19. The Owner or Operator shall also notify the Department at least 2 weeks prior to the stack tests so that an observer may be present at the time of the tests (25 Pa. Code § 139.2).

20. The Owner or Operator shall submit a stack test report to the Department within 60 days of the completed testing (25 Pa. Code § 127.12c).

*Section D—Monitoring Requirements*

21. The Owner or Operator shall install, certify, maintain, and operate continuous emission monitoring (CEM) systems in the common stack for sulfur oxides (as SO<sub>2</sub>), NO<sub>x</sub> (as NO<sub>2</sub>), and gas flow from the CFB boilers. Oxygen (O<sub>2</sub>) or carbon dioxide (CO<sub>2</sub>) shall be monitored at each location where SO<sub>2</sub> or NO<sub>x</sub> are monitored in accordance with the requirements of 25 Pa. Code Chapter 139.

22. The Owner or Operator shall install, operate, and maintain a monitoring system for as-fired coal analysis in accordance with the requirements of 25 Pa. Code Chapter 139 or an alternate method approved by the Department. Sulfur analysis shall be determined on a daily basis with the results used to calculate monthly averages.

23. The Department reserves the right to require additional continuous monitoring for CO (25 Pa. Code § 127.12b).

*Section E—Recordkeeping Requirements*

24. The Owner or Operator shall keep readily accessible records showing the dimensions of the #2 fuel oil storage tank and an analysis showing the capacity of the #2 fuel oil storage tank (40 CFR 60.116b(b)).

25. The Owner or Operator shall maintain a monthly log of:

- A. hours of operation for each air pollution source;
- B. coal refuse, coal and fuel oil consumption;
- C. ammonia and limestone consumption.

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

*Section F—Reporting Requirements*

26. The plant is subject to New Source Performance Standards for Electric Utility Steam Generating Units, Volatile Organic Liquid Storage Vessels, Coal Preparation Plants, and Non-Metallic Mineral Processing Plants (40 CFR Part 60, Subparts Da, Kb, Y, and OOO). In accord-

ance with 40 CFR 60.4, copies of all requests, reports, applications, submittals, and other communications shall be forwarded to both the EPA and the Department at the addresses listed below unless otherwise noted.

Director	PADEP
Air Toxics and Radiation	Air Quality Control
US EPA, Region III	400 Waterfront Drive
1650 Arch Street	Pittsburgh, PA 15222-4745
Philadelphia, PA 19103-2029	

27. (a) The owner or operator shall report each malfunction that poses an imminent and substantial danger to the public health and safety or the environment or which it should reasonably believe may result in citizens complaints to the Department that occurs at this Title V facility. For purposes of this condition a malfunction is defined as any sudden, infrequent, and not reasonably preventable failure of air pollution control equipment, process equipment or a process to operate in a normal or usual manner that may result in an increase in the emissions of air contaminants (25 Pa. Code § 127.441).

(b) When the malfunction poses an imminent and substantial danger to the public health and safety, the notification shall be submitted to the Department no later than one hour after the incident.

- (1) The notice shall describe the:
- (I) name and location of the facility;
  - (II) nature and cause of the malfunction;
  - (III) time when the malfunction was first observed;
  - (IV) expected duration of excess emissions; and
  - (V) estimated rate of emissions

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

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

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

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

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

28. The Owner or Operator shall submit an appropriate operating permit application to the Department within 120 days of the completion of construction (25 Pa. Code § 127.403).

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

(a) The Department must receive written notice from the Owner or Operator of the completion of construction and the Operator's intent to commence operation at least 5 working days prior to the completion of construction.

The notice should state when construction will be completed and when the Operator expects to commence operation.

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

(c) This condition authorizes temporary operation of the source(s) for a period of 180 days from the commencement of operation, provided the Department receives notice from the Owner or Operator pursuant to subpart (a), above.

(d) The Owner or Operator may request an extension if compliance with all applicable regulations and Plan Approval requirements has not been established. The extension request shall be submitted in writing at least 15 days prior to the end of the period of temporary operation and shall provide a description of the compliance status of the source, a detailed schedule for establishing compliance, and the reasons compliance has not been established.

(e) The notice submitted by the Owner or Operator pursuant to subpart (a), above, prior to the expiration of this Plan Approval shall modify the Plan Approval expiration date. The new Plan Approval date shall be 180 days from the date of notice.

30. The Owner or Operator shall submit to the Department for approval a detailed protocol for the optimization of the NOx control system at least 60 days prior to the start-up of Boilers #1 & #2 (25 Pa. Code § 127.12b).

31. At least 90 days prior to start-up, the Owner or Operator shall submit information required by Phase I of the Department's "Continuous Source Monitoring Manual," Revision 6, January 1996 to the following address.

Chief, Division of Technical Services & Monitoring  
Bureau of Air Quality Control  
PA Department of Environmental Protection  
Rachel Carson State Office Building  
400 Market Street (12th Floor)  
P. O. Box 8468  
Harrisburg, PA 17105-8468

#### *Section G—Work Practice Standards*

32. The Owner or Operator shall install, maintain, and operate the boilers in accordance with the manufacturer's specifications (25 Pa. Code § 127.12b).

33. The Department reserves the right to require additional controls (for example, road paving, process equipment enclosures, conveyor covers, and the like) based on evaluation of the operation after start-up and a determination that the existing controls are inadequate to control fugitive emissions (25 Pa. Code § 127.12b).

34. The truck loading and unloading areas and the plant delivery roads shall be paved with asphalt, concrete, or an equivalent surface approved by the Department (25 Pa. Code § 127.12b).

35. Road dust shall be controlled by a road sweeper and the use of water sprays, oils, or other dust surfactants including 250 feet of public highway on either side of the access road (25 Pa. Code § 127.12b).

36. A pressurized water truck shall be on site and in use when the facility is operating on an as needed basis acceptable to the Department (25 Pa. Code § 127.12b).

37. The plant shall post a sign stating and shall enforce the requirement that "All loaded trucks entering or exiting plant property shall be properly tarpaulin covered." The plant shall deny all non-tarped trucks access to the weigh station (25 Pa. Code § 127.12b).

38. The plant shall post and shall enforce a speed limit of 15 mph or less on all in-plant roads (25 Pa. Code § 127.12b).

39. All front-end loaders used to transfer and load coal shall maintain a minimal amount of drop from the front-end loader into bins or trucks so as to prevent fugitive emissions (25 Pa. Code § 127.12b).

40. All conveyor belts shall be partially enclosed, and all screens and crushers shall be full enclosed so as to prevent fugitive emissions from becoming airborne (25 Pa. Code § 127.12b).

41. Ash silos shall discharge through an ash conditioner which shall moisten the ash before it is loaded into trucks for disposal. Tanker truck pneumatic loading of dry ash is permitted (25 Pa. Code § 127.12b).

42. Coal shall not be stockpiled or loaded in any area that is not enclosed or adequately watered by the pressurized water truck and/or sprinkler system (25 Pa. Code § 127.12b).

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

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

A public hearing may be held, if the Department of Environmental Protection (Department), in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in this newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to: Joseph Pezze, Regional Air Quality Program Manager, Department of Environmental Protection, Southwest Region—Field Operation, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

For additional information the following person may also be contacted at the same address: William J. Charlton, Permit Chief.

**Lower Mount Bethel Energy, LLC  
Plan Approval Application No. 48-328-004  
Public Hearing Notice**

The Department of Environmental Protection (Department) will hold a public hearing for the Department to take testimony concerning the air quality plan approval for Lower Mount Bethel Energy, LLC (the Permittee), Depues Ferry Road, Lower Mount Bethel Township,

Northampton County, PA, for construction of two combustion turbines with duct burners and a cooling tower. All maximum potential emissions, emissions consumption of the available Prevention of Significant Deterioration (PSD) air quality increments and the conditions placed in the Plan Approval to show compliance with the applicable standards have previously been published in the January 16, 17, 18, 2001 issues of the *Morning Call* and in the February 17, 2001 issue of the *Pennsylvania Bulletin*.

A public hearing will be held for the purpose of receiving comments on the proposed air quality plan approval. The hearing will be held on April 17, 2001 at 7:00 p.m. at the Nazareth High School, East Center Street, Nazareth, PA. Persons interested in commenting are invited to appear at the public hearing.

Copies of the application, the Department's technical review and other supporting documents are available for public inspection between the hours of 8 a.m. and 4 p.m. at the Department's Bethlehem District Office, 4530 Bath Pike, Bethlehem, Pennsylvania. Appointments for scheduling a review may be made by calling (610) 861-2070.

The general procedures for the hearing are as follows:

To develop an agenda for the hearing, the Department requests that individuals wishing to testify at the hearing submit a written notice of their intent. The notice should be sent to Thomas A. DiLazaro, Hearing Examiner, Department of Environmental Protection, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790. The Department will accept notices up to the day of the public hearing.

This written notice should include the person's name, address, telephone number and a brief description as to the nature of the testimony. Individuals who submit a notice of intent to testify will be given priority on the agenda. If time permits, the Department will allow individuals who have not submitted a notice of intent to testify to present their comments.

Each individual will have up to 10 minutes to present testimony. The Department requests that individuals present written copies of their testimony in addition to their oral presentations.

To insure that all speakers have a fair and equal opportunity to present their testimony, relinquishing of time will be prohibited. Further details relating to the procedures to be followed at the hearing will be outlined at the beginning of the hearing.

Persons with disabilities who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Richard Shudak of the Department at (570) 826-2060 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Persons unable to attend the hearing can submit written testimony to the Department through May 17, 2001.

For additional information regarding the above, contact Thomas A. DiLazaro at (570) 826-2435 or write to the Department at the Wilkes-Barre address given previously.

**MINING ACTIVITY APPLICATIONS**

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Con-



tol 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 such 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 such 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—123 and 86.31—34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed below will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. The NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition to the above, more restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit, when necessary, for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

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

#### *Coal Applications Received*

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

**54783702C4. Reading Anthracite Company**, (200 Mahantongo Street, P. O. Box 1200, Pottsville, PA 17901), correction to an existing coal refuse reprocessing operation for an incidental boundary correction in Cass Town-

ship, **Schuylkill County** affecting 537.0 acres, receiving stream—West Branch Schuylkill River. Application received February 12, 2001.

**54850108R3. Jett Contracting Company**, (P. O. Box 243, Brockton, PA 17925-0243), renewal of an existing anthracite surface mine operation in Blythe Township and New Philadelphia Borough, **Schuylkill County** affecting 36.9 acres, receiving stream—none. Application received February 16, 2001.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982.*

**03960104. Thomas J. Smith, Inc.** (R. D. 1, Box 260D, Shelocta, PA 15774). Revision application to change post-mining land use from forestland to prime farmland on an existing bituminous surface mine located in South Bend Township, **Armstrong County** proposed to affect 155.6 acres. Receiving stream: Lindsay Run. Revision application received: February 13, 2001.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931.*

**32960102**, Permit Renewal for reclamation only, **Dunamis Resources, Inc.** (One Energy Place, Suite 4000, Latrobe, PA 15650-9628), for continued restoration of a bituminous-auger surface mine in Canoe Township, **Indiana County**, affecting 262.0 acres, receiving stream unnamed tributaries of Canoe Creek. Application received February 8, 2001.

*McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317.*

**32850701. Mears Enterprises, Inc.**, (P. O. Box 157, Clymer, PA 15728), to revise the permit for the Clymer Refuse Disposal Area in Cherryhill Township, **Indiana County** to add 9 acres of disposal area and an additional NPDES point within presently permitted area, unnamed tributary of Dixon Run. Application received January 19, 2001.

**32841322. Rayne Energy, Inc.**, (56 Franklin St., Clymer, PA 15728), to renew the permit for the Rayne #1 Mine in Pine Township, **Indiana County** to renew the existing deep mine permit, no additional discharges. Application received January 23, 2001.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669.*

**16950108. Doverspike Bros. Coal Co.** (Stites and Harbison Attorneys, 250 West Main Street, 2300 Lexington Financial Center, Lexington, KY 50404-1758). Revision to an existing bituminous surface strip operation in Redbank Township, **Clarion County** affecting 274.0 acres. Receiving streams: Unnamed tributaries to Town Run and Pine Creek. Revision to include a land use change from a premining land use of forestland to post mining land use of unmanaged natural habitat and also a premining land use of pastureland or land occasionally cut for hay to a postmining land use of forestland on lands of Harmony Insurance Company, Inc., Darl L. Kennemuth Estate, and Edwin and Janet Doverspike.. Application received February 12, 2001.

**10010101. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127). Commencement, operation, and restoration of a bituminous surface strip operation in Muddy Creek Township, **Butler County** affecting 38.2 acres. Receiving streams: Unnamed tributaries to Cheeseman Run. Application received February 8, 2001.

**5522-10010101-E-1. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127). Application for a

stream encroachment to use an existing stream crossing over an unnamed tributary to Cheeseman Run in Muddy Creek Township, **Butler County**. Receiving streams: Unnamed tributaries to Cheeseman Run. Application received February 8, 2001.

**43910102. The Ambrosia Coal & Construction Company** (P. O. Box 422, Edinburg, PA 16116) Renewal of an existing bituminous strip and auger operation in Mill Creek Township, **Mercer County** affecting 350.0 acres. Receiving streams: Unnamed tributaries to Little Sandy Creek. Application received: February 14, 2001.

*Noncoal Applications Received*

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669.*

**25930305. Wroblewski Sand & Gravel, Inc.** (12907 Half Moon Road, Wattsburg, PA 16442). Revision to an existing sand and gravel operation to add 3.5 acres in Venango Township, **Erie County**. Total SMP acres will be 36.3. Receiving streams: Unnamed tributary to the West Branch of French Creek. Application received February 12, 2001.

**3075SM14. James J. Hornyak d/b/a West Ridge Gravel Co.** (3251 Fairplain Road, P. O. Box 181, Girard, PA 16417-0181) Transfer of an existing sand and gravel operation in Girard Township, **Erie County** affecting 257.8 acres. Receiving streams: Unnamed tributary to Lake Erie. Transfer from Joseph Arendash. Application received February 13, 2001.

**10960301. Quality Aggregates, Inc.** (200 Neville Road, Pittsburgh, PA 15225-1620) Renewal of an existing limestone operation in Marion Township, **Butler County** affecting 116.7 acres. Receiving streams: An unnamed tributary to Blacks Creek and an unnamed tributary to Slippery Rock Creek. Renewal of NPDES Permit No. PA0227196. Application received: February 14, 2001.

**20910306. R. Hunter, Incorporated** (29780 Hickory Corners Rd., Guys Mills, PA 16327). Transfer of an existing sand and gravel operation in Richmond Township, **Crawford County** affecting 8.3 acres. Receiving streams: Unnamed tributary to Woodcock Creek. Transfer from Ralph L. Hunter. Application received February 14, 2001.

**20890304. R. Hunter, Incorporated** (29780 Hickory Corners Rd., Guys Mills, PA 16327). Transfer of an existing gravel operation in Hayfield Township, **Crawford County** affecting 22.0 acres. Receiving streams: French Creek. Transfer from Ralph L. Hunter. Application received February 14, 2001.

**FEDERAL WATER POLLUTION CONTROL ACT,  
SECTION 401**

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

or objections within 30 days of the date of this notice as well as any questions to the office noted above the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed, and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (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 (33 U.S.C.A. §§ 1341(a)).**

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E15-658. Philadelphia Suburban Water Company**, 762 W. Lancaster Avenue, Bryn Mawr PA 19010. East Bradford Township, **Chester County**, ACOE Philadelphia, PA .

To operate and maintain the following activities associated with the Ingrams Mill Water Treatment Facility upgrade:

1. To remove an old raw water intake and associated pump station which is located in and along the 100 year floodway of the East Brandywine Creek, (WWF MF) and restore the banks of the creek.

2. To construct and maintain a new raw water intake in and along the East Branch of the Brandywine Creek.

3. To construct and maintain three 24-inch raw water intake pipes in and along the 100-year floodway of the east branch of Brandywine Creek, which will impact 0.25 acres of wetland (PEM).

The site is located approximately 1,200 feet southwest of the intersection of SR 322 (Downingtown Road) and Brandywine Creek Road (Unionville, PA Quadrangle, N:13.9 inches; W:4.2 inches).

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

**E67-696. Lou Ane Bostic**, Conewago Township, 490 Coppenhaffer Road, York, PA 17404, ACOE Baltimore District.

To (1) remove an existing single span concrete bridge; and, (2) construct and maintain a single span pre-cast concrete bridge with a clear span of 16 feet across Poplar

Run (TSF) on SR 295 (Dover, PA Quadrangle N:13.6 inches; W:1.9 inches) in Conewago Township, **York County**.

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

**E18-309. Brian Stover**, Borough of Avis, P. O. Box 813, Avis, PA 17721. Storm sewer outfalls, in Avis Borough, **Clinton County**, ACOE Baltimore District (Jersey Shore, PA Quadrangle N: 10.9 inches; W: 0.5 inch).

To remove the existing 12 inch diameter HDPE outfall sewer and to construct and maintain a 42 inch diameter storm sewer outfall at the intersection of Hazel Alley and Oak Grove Run and to construct and maintain a 42 inch diameter storm sewer outfall at the intersection of Jessamine Alley and Oak Grove Run in the Borough of Avis, Clinton County. The project will not impact on wetlands while impacting 15 feet of waterway. Oak Grove Run is a cold water fisheries stream.

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

**E02-584-A2. Pioneer Mid-Atlantic, Inc.**, 400 Industrial Boulevard, New Kensington, PA 15068. Greene Township, Ohioville, Georgetown and Glasgow Boroughs, **Beaver County**, ACOE Pittsburgh District.

To amend Permit E02-584 which authorized commercial sand and gravel dredging in select areas of the Allegheny River (WWF) within Pools 2, 3, 4, 5, 7 and 8 and in the Ohio River (WWF) within the Dashields, Montgomery and New Cumberland Pools, subject to review of mussel surveys and proscribed set backs (starting at East Brady, PA Quadrangle N: 14.7 inches; W: 6.8 inches, ending at East Liverpool North OH-PA-WV Quadrangle N: 2.3 inches; W: 2.6 inches) in Allegheny, Armstrong, Beaver and Westmoreland Counties. If approved this amendment will authorize commercial sand and gravel dredging from River Mile Post 38.9 to 39.5 within the New Cumberland Pool of the Ohio River. Note Permit E02-584 has been suspended pending adequate public notice and comment. This amendment will not be issued until and unless the permit is reinstated.

**E02-919-A2. Tri-State River Products, Inc.**, Box 218, Beaver, PA 15009-0218. Greene Township, Ohioville, Georgetown and Glasgow Boroughs in **Allegheny and Beaver Counties**, ACOE Pittsburgh District.

To amend Permit E02-919 which authorized commercial sand and gravel dredging in select areas of Ohio River (WWF) within the Dashields, Montgomery and New Cumberland Pools, subject to review of mussel surveys and proscribed set backs (starting at Pittsburgh West, PA Quadrangle N: 12.4 inches; W: 1.9 inches ending at East Liverpool North OH-PA-WV Quadrangle N: 2.3 inches; W: 2.6 inches). If approved this amendment will authorize commercial sand and gravel dredging from River Mile Post 38.9 to 39.5 within the New Cumberland Pool of the Ohio River. Note: Permit E02-919 has been suspended pending adequate public notice and comment. This amendment will not be issued until and unless the permit is reinstated.

**E02-1335. CTAP, LLP**, 1500 Navahoe Drive, Mt. Lebanon, PA 15228. Mt. Lebanon Township, **Allegheny County**, ACOE Pittsburgh District.

To operate and maintain the existing 96-inch diameter culvert and the existing stone arch culvert in Painter's Run for the purpose of maintaining the existing parking lot. The project is located on the east side of Washington

Road (T.R. 19) at the intersection of Washington Road (T.R. 19) and Connor Road (Bridgeville, PA Quadrangle N: 19.2 inches; W: 7.0 inches).

**E02-1336. Pennsylvania Department of Transportation**, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017. Findlay Township, **Allegheny County** and Independence Township, Beaver County, ACOE Pittsburgh District.

To remove the existing bridge and to construct and maintain a new bridge having a clear span of 8.23 meters with an underclearance of 2.83 meters across Raredon Run (WWF), to relocate and maintain approximately 328.0 feet of the channel of an unnamed tributary to Raredon Run (WWF) located just west of said bridge, to relocate and maintain approximately 393.6 feet of an unnamed tributary to Raredon Run located just east of said bridge and to place and maintain fill in a de minimus area of PEM/PSS wetlands equal to 0.03 acre for the purpose of improving highway safety. The project is located on S.R. 3088-A01, Station 0+241.570, Offset 0000, Segment 0010 (Aliquippa, PA Quadrangle N: 3.5 inches; W: 7.4 inches).

**E02-1337. Sto Rox School District**, 17 May Avenue, McKees Rocks, PA 15136. Kennedy Township, **Allegheny County**, ACOE Pittsburgh District.

To place and maintain fill in approximately 0.062 acre of wetlands (PEM) adjacent to an unnamed tributary to the Ohio River (WWF) for the purpose of constructing the proposed Sto Rox Middle School. The project is located on the east side of Ewing Road, approximately 2,500 feet northwest from the intersection of Ewing Road and Grace Street (Pittsburgh West, PA Quadrangle N: 21.1 inches; W: 13.1 inches).

**E02-1338. Allegheny County Department of Public Works**, Room 501 County Office Building, 542 Forbes Avenue, Pittsburgh, PA 15219-5386. West Deer Township, **Allegheny County**, ACOE Pittsburgh District.

To remove approximately 600 cubic yards of accumulated sedimentation from three locations, to construct and maintain two fish mounds, to construct and maintain two fishing pods, to construct and maintain three aeration diffusers, to repair and maintain a concrete retaining wall and two concrete bridge piers, to repair an undercut end wall and to construct and maintain handicap access path around the lake with a stream crossing consisting of four 18 inch diameter PE culvert pipes in a tributary to Little Deer Creek (TSF). The project is located in the Southeast corner of the intersection of Mehaffey Road and Park Road (New Kensington West, PA Quadrangle N: 22.1 inches; W: 10.2 inches).

**E26-280. Stanley Klink**, P. O. Box 275, Dunbar, PA 15431-1517. Dunbar Borough, **Fayette County**, ACOE Pittsburgh District.

To operate and maintain 286 L.F. chain link fence along Gist Run (TSF) located off of S.R. 1055 approximately 1,100 feet north of its intersection with S.R. 1028 (South Connellsville, PA Quadrangle N: 17.1 inches; W: 16.1 inches).

**E56-304. Pennsylvania Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. Somerset Borough and Somerset and Stonycreek Township, **Somerset County**, ACOE Pittsburgh District.

To conduct the following activities as part of the Turnpike Mainline Reconstruction Project from Milepost 109 to Milepost 122:

1. Structure B-500: to construct and maintain a three cell concrete box culvert having three normal spans of 7.0 meters and an underclearance of 2.14 meters (0.3 meter of the culvert floor will be depressed in the stream bed) in an unnamed tributary to East Branch Coxes Creek (WWF) located approximately 120 meters upstream from Bridge B-343, Milepost 109.72, Somerset Borough.

2. Structure B-343: to extend and maintain a single span existing bridge having a normal span of 10.36 meters and an underclearance of 1.9 meters across an unnamed tributary to East Branch Coxes Creek (WWF) 46.1 meters upstream and 4.3 meters downstream located at Milepost 109.76 in Somerset Borough.

3. Structure B-344: to reconstruct and maintain a single span bridge having a normal span of 10.973 meters and an underclearance of 3.7 meters across East Branch Coxes Creek (WWF) located at Milepost 110.37 in Somerset Township.

4. Structure B-345: to reconstruct and maintain a single span bridge having a normal span of 8.02 meters and an underclearance of 1.8 meters across an unnamed tributary to East Branch Coxes Creek (WWF) located at Milepost 111.00 in Somerset Township.

5. Culvert 181+130: to extend, and maintain an existing 50.5 meter long, 1050 mm reinforced concrete pipe culvert 3 meters downstream in an unnamed tributary to East Branch Coxes Creek (WWF) located at Milepost 112.54 in Somerset Township.

6. Culvert 180+005: to extend and maintain an existing 50.0 meter long, 1200 mm reinforced concrete pipe culvert 3 meters upstream and 2 meters downstream in an unnamed tributary to Kimberly Run (CWF) located at Milepost 113.73 in Somerset Township.

7. Structure B-319: to extend and maintain an existing 23.5 meter long single span bridge having a normal span of 4.877 meters and an underclearance of 2.3 meters, 4.9 meters upstream and 1.9 meters downstream across Kimberly Run (CWF) located at Milepost 114.96 in Somerset Township.

8. Culvert S-228A: to extend and maintain an existing 48.92 meter long reinforced arch culvert having a normal span of 1.829 meters and an underclearance of 1.5145 meters by a 1.829 meter diameter reinforced concrete pipe extending 7.4 meters upstream in an unnamed tributary to Kimberly Run (CWF) located at Milepost 115.64 in Somerset Township.

9. Structure B-320: to extend and maintain an existing 29.4 meter long single span bridge having a normal span of 6.8 meters and an underclearance of 1.5 meters, 4.3 meters upstream across an unnamed tributary to Glades Creek (CWF) located at Milepost 117.65 in Stonycreek Township.

10. Culvert 190+695: to extend and maintain an existing 34.0 meter long, 1350 mm reinforced concrete pipe culvert 4 meters upstream in an unnamed tributary to Glades Creek (CWF) located at Milepost 118.50 in Somerset Township.

11. Structure B-214: to extend and maintain an existing 41.2 meter long twin reinforced concrete structure consisting of two 10 meter x 4.1 meter arch pipes 9.5 meters downstream in Glades Creek (CWF) located at Milepost 118.76 in Stonycreek Township.

12. Structure B-321: to extend and maintain an existing 29.4 meter long, two span bridge having two normal spans of 13.6 meters each and an underclearance of 2.6

meters, 4.3 meters downstream in Stony Creek (CWF) located at Milepost 119.65 in Stonycreek Township.

13. Structure B-215: to extend and maintain an existing 7.4 meter x 4.0 meter reinforced concrete arch culvert, 9.3 meters upstream in an unnamed tributary to Stony Creek (CWF) located at Milepost 120.51 in Stonycreek Township.

14. Structure B-216: to extend and maintain an existing 6.7 meter x 3.4 meter reinforced concrete arch culvert 5.3 meters downstream in an unnamed tributary to Stony Creek (CWF) located at Milepost 120.86 in Stonycreek Township.

15. To permanently place and maintain fill in 5.6369 acres of wetlands (5.0609 acres PEM, 0.5153 acre PSS, 0.0527 acre POW, and 0.0080 acre PFO) and to temporarily place and maintain fill in 1.69 acres of wetlands. The impacted wetlands have been replaced at the Louie-Beach Wetland Bank in Somerset County. (Project starts Somerset, PA Quadrangle N: 5.2 inches; W: 13.0 inches and project ends at New Baltimore, PA Quadrangle N: 16.7 inches; W: 16.9 inches)

**E63-500. Pennsylvania Department of Transportation**, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. California Borough, **Washington County**, ACOE Pittsburgh District.

To remove the existing bridges and to construct and maintain two new bridges, one having a span of 3.05 meters with a minimum underclearance of 1.37 meters across an unnamed tributary to Gorby Run (TSF) located on SR 2030, Section G01, Station 1+920, one having a span of 7.46 meters with a minimum underclearance of 1.73 meters across Gorby Run (TSF) and to relocate and maintain the channel of Gorby Run located on SR 2030, Section G02, Station 1+724.5 for the purpose of improving roadway standards and transportation safety (California, PA Quadrangle N: 14.8 inches; W: 6.6 inches) and SR 2030, Section G02 Bridge across Gorby Run (TSF) (California, PA Quadrangle N: 14.4 inches; W: 6.4 inches).

**E63-501. Richard S. and Johnnie G. Peteritis**, 1013 California Drive, Coal Center, PA 15423. California Borough, **Washington County**, ACOE Pittsburgh District.

To remove the existing bridge and to construct and maintain a new bridge having a span of 4.11 meters with an underclearance of 1.02 meters across Gorby Run (TSF) for the purpose of improving SR 2030, Section G01 and G02. The project is located near Station 1+880 (California, PA Quadrangle N: 14.35 inches; W: 6.37 inches).

**E02-1339. Moon Township Municipal Authority**, 1700 Beaver Grade Road, Suite 200, Municipal Center, Moon Township, PA 15108-2987. Moon Township, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain an intake structure consisting of a 30 inch diameter pipe on the left bank and under the bed of the Ohio River (WWF) for the purpose of providing public water supply located approximately 600 feet upstream from the Sewickley Bridge at River Mile 11.7 (Ambridge, PA Quadrangle N: 5.6 inches; W: 8.7 inches).

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

**E25-631. Millcreek School District**, 4105 Asbury Road, Erie, PA 16506. Asbury Woods Greenway, in Millcreek Township, **Erie County**, ACOE Pittsburgh District (Swanville, PA Quadrangle N: 9.2 inches; W: 7.1 inches).

To construct and maintain the following structures on existing hiking trails within the Asbury Woods Greenway between Walnut Creek Middle School south of Sterrettania Road and Asbury Elementary School south of West 38th Street:

1. A pedestrian bridge having a span of approximately 120 feet and an underclearance of 11 feet across Walnut Creek (CWF, MF) approximately 3500 feet downstream of Old Sterrettania Road.
2. A 6-foot wide pile supported boardwalk structure measuring approximately 110 feet in length across a wetland area (PF) south of Walnut Creek approximately 3000 feet downstream of Old Sterrettania Road.
3. A 6-foot wide pile supported boardwalk structure measuring approximately 190 feet across a wetland area (PF) north of Walnut Creek approximately 4500 feet downstream of Old Sterrettania Road.

**E61-242, City of Oil City**, 21 Seneca Street, Oil City, PA 16301-1313. Oil Creek Stabilization Project, in City of Oil City, **Venango County**, ACOE Pittsburgh District (Oil City, PA Quadrangle N: 11.4 inches; W: 5.5 inches).

To install and maintain rock riprap and vegetative bank protection along a total of approximately 3400 feet the east (left) bank of Oil Creek beginning at White Bridge and extending downstream to the Allegheny River.

<i>SSIP Permit NO.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>
01003	Dale Heinze Sika Corporation 201 Polite Avenue Lyndhurst, NJ 07071	Bucks

**ACTIONS**

**FINAL ACTIONS TAKEN UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT  
NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PROGRAM (NPDES)  
INDUSTRIAL WASTE AND SEWERAGE WASTEWATER**

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

Persons aggrieved by this action may appeal, under Section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717)

**STORAGE TANKS**

**SITE-SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Land Recycling and Waste Management, Division of Storage Tanks, P. O. Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

**The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.**

<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
Falls Twp	1 AST storing Sodium Hydroxide	500 gallons
	3 ASTs storing Formaldehyde	12,000 gallons each

787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

**NPDES Permit No. PA-0033430.** Sewerage. **Roamingwood Sewer & Water Association**, P. O. Box 6 Lake Ariel, PA 18436 is authorized to discharge from a facility located in Salem Township, **Wayne County** to Ariel Township.

**NPDES Permit No. PA-0035052.** Sewerage. **Western Wayne School District**, P. O. Box 500, South Canaan Township, PA 18459, is authorized to discharge from a facility located in South Canaan Township, **Wayne County** to unnamed tributary to Middle Creek.

**NPDES Permit No. PA-0044423.** Industrial Waste. **Lehigh University**, 461 Webster Street, Bethlehem, PA 18015-1755, is authorized to discharge from a facility located in City of Bethlehem, **Northampton County** to Saucon Creek.

**NPDES Permit No. PA-0064068.** Sewerage. **Branch Township Municipal Authority**, P. O. Box 295, Llewellyn, PA 17944, is authorized to discharge from a facility located in Branch Township, **Schuylkill County** to West Creek.

**NPDES Permit No. PA-0062031.** Sewerage. **Bruce N. Harding**, c/o Twin Cedars Inc., 364 Little Walker Road, Shohola, PA 18458-9373 is authorized to discharge from a facility located in Shohola Township, **Pike County** to an unnamed tributary to Little Walker Lake.

**WQM Permit No. 5400406.** Sewerage. **Schuylkill County Municipal Authority**, 221 South Centre Street, P. O. Box 960, Pottsville, PA 17901, is granted approval for a sewage treatment plant expansion from 0.4 MGD to 0.60 MGD to serve the Borough of Gordon, **Schuylkill County**.

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

**WQM Permit No PA0083054,** Sewerage. **John Dobrota**, Ashbridge Oil Company, 334 Nees Avenue, Johnstown, PA 15904 is authorized to discharge from a facility located in Brush Creek Township, **Fulton County** to the receiving waters named Wildcat Hollow Run in Watershed 11-C .

**WQM Permit No PA0083747,** Sewerage and Industrial Waste. **Stan Templin**, Weaver, Inc., 1231 Mount Wilson Road, Lebanon, PA 17042-4785 is authorized to discharge from a facility located in South Annville Township, **Lebanon County** to the receiving waters named Gingrich Run in Watershed 7-D.

**Municipal and Industrial Permit Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).**

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

**NPDES Permit No. PA0218634.** Sewerage. **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701 is authorized to discharge from a facility located at Heilwood STP, Pine Township, **Indiana County** to receiving waters named Yellow Creek.

**NPDES Permit No. PA0218642.** Sewerage. **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701 is authorized to discharge from a facility located at Marion Center STP, East Mahoning Township, **Indiana County** to receiving waters named Pine Run.

**NPDES Permit No. PA0218651.** Sewerage. **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701 is authorized to discharge from a facility located at Armagh STP, East Wheatfield Township, **Indiana County** to receiving waters named Mardis Run.

**NPDES Permit No. PA0218715.** Sewerage. **Garda's Restaurant**, Martin J. Garda, RD #3, Box 382, Ford City, PA 16226 is authorized to discharge from a facility located at Garda's Restaurant STP, Manor Township, **Armstrong County** to receiving waters named Unnamed Tributary of Crooked Creek.

**Permit No. 0300401.** Sewerage. **Garda's Restaurant**, RD #3, Box 382, Route 66, Ford City, PA 16226. Construction of a Sewage Treatment Plant located in Manor Township, **Armstrong County** to serve Garda's Restaurant.

**NPDES STORMWATER INDIVIDUAL PERMITS**

**(PAS)**

The following NPDES Individual Permits for Discharges of Stormwater Associated with 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 any aggrieved person under 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). 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.

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10-G413	Charles N. Griffith 177 Township Road Oxford, PA 19363	Chester	Lower Oxford Township	Tributary to West Branch Big Elk Creek (HQ-TSF-MF)
PAS10-G439	Wooldridge Construction of PA, Inc. 1500 Green Hill Road West Chester, PA 19380	Chester	East Goshen Township	West Branch Ridley Creek (HQ-TSF)
PAS10-J049	G & W Land Company, LP 1030 West Germantown Pike P. O. Box 287 Fairview Village, PA 19409	Delaware	Newtown Township	Tributary to Crum Creek (HQ)

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

NPDES Permit No.	Applicant Name Address	County	Municipality	Receiving Water/Use
PAS103711	Norfolk Southern Railway Company c/o George Epps 600 West Peachtree Street Ste 1840 Atlanta, GA 30308	Lawrence	Mahoning Township, New Beaver Borough, City of New Castle, North Beaver Township, Wampum Borough, and Wayne Township	Connoquenessing Creek, Tributary to Beaver River, Beaver River, Wampum Run, Eckles Run, Jenkins Run, Edwards Run, Mahoning River/Shenango River Confluence, Mahoning River, and Tributary to Mahoning River

**APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS**

The following parties have submitted: (1) Notices of Intent (NOIs) for Coverage Under (1) General NPDES Permit(s) to Discharge Wastewater into the Waters of the 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; (3) General NPDES Permit Authorizing the Discharge of Stormwater Associated with Construction Activities to Waters of the Commonwealth.

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 permit. The Department of Environmental Protection approves the following coverage under the specific General Permit.

The EPA Region III 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 Types**

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With 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
PAG-10	General Permit for Discharge Resulting From Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

*General Permit Type—PAG-2*

Facility Location & Municipality	Permit No.	Applicant Name & Address	Receiving Water/Use	Contact Office & Phone No.
East Marlborough Township Chester County	PAR10-G391	Unionville-Chadds Ford School District 740 Unionville Road Kennett Square, PA	UNT to Pocopson Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
New Hanover Township Montgomery County	PAR10-T661	Heritage Building Group 3326 Old York Rd.—Suite B Furlong, PA 18925	West Branch Swamp Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Merion Township Montgomery County	PAR10-T699	Prentiss Properties, Inc. 1160 West Swedesford Road Berwyn, PA 19312	Maschellmac Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Douglass Township Montgomery County	PAR10-T597	Stewart & Conti Develop Corp 3130 Mill Road Fairview Village, PA 19403	Swamp Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Lower Providence Township Montgomery County	PAR10-T649	Audubon Land Development 2620 Egypt Road Norristown, PA 19403	Mine Run (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Upper Dublin Township Montgomery County	PAR10-T675	Liberty Property LP 125 Witmer Road Horsham, PA 19044	Sandy Run and Wissahickon Creeks (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Lower Salford Township Montgomery County	PAR10-T694	WB Homes, Inc. 538 East Main Street Lansdale, PA 19446	UNT to Skippack Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Montgomery Township Montgomery County	PAR10-T685	The Cutler Group, Inc. 5 Sentry Parkway West Blue Bell, PA 19422	Little Neshaminy Creek (WF, M)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Northampton County Allen Township	PAR10U151	David Jandl, President Sunny Slope Farms, Inc. 3150 Coffeetown Rd. Orefield, PA 18069	Dry Run CWF	Northampton Co. Cons. Dist. (610) 746-1971
Northampton County Lehigh Township	PAR10U150	Larry Turoscy, Partner L.U.R.R.S. 453 Main St. P. O. Box 68 Walnutport, PA 18088	Bertsch Creek CWF	Northampton Co. Cons. Dist. (610) 746-1971
Northampton County City of Bethlehem	PAR10U109	Gary Falasca Lehigh University Facilities Services 461 Webster St. Bethlehem, PA 18015	Saucon Creek (U.N.T.)	Northampton Co. Cons. Dist. (610) 746-1971

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

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Ferguson Township Centre County	PAR10F130	Levi subdivision Olga Levi 802 W. Park Ave. State College, PA 16801	Slab Cabin Run CWF	Centre County CD 414 Holmes Ave., Suite 4 Bellefonte, PA 16823 (814) 355-6817
Snow Shoe Township Centre County	PAR10F131	American Freightways Break Bulk Facility P. O. Box 840 Harrison, AR 72601	Unt. South & North Forks of Beech Creek CWF	Centre County CD 414 Holmes Ave., Suite 4 Bellefonte, PA 16823 (814) 355-6817



NOTICES

1273

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Milton Boro, East & West Chillisquaue/Turbot Townships	PAR104941	PA DOT SR 147 Sect. 062 P. O. Box 218 Montoursville, PA 17754	Muddy Run/Limestone Run/Chillisquaue Ck. WWF	Northumberland County CD R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114
<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Butler County Butler Township	PAR10E141	Meridian Road Michael Spinneweber 104 Jacobs Lane Butler, PA 16001	Sawmill Run (WWF)	Butler Conservation District 122 McCune Drive Butler, PA 16001-65001 (724) 284-5270
Butler County Jefferson Township	PAR10E142	Knoch Area Soccer Field Expansion SEBCO Park Association 668 Saxonburg Road Butler, PA 16001	Thorn Creek (WWF)	Butler Conservation District 122 McCune Drive Butler, PA 16001-65001 (724) 284-5270
Erie County Millcreek Township	PAR10K176	Mosaica Education, Inc. 61 Broadway Suite 2924 New York, NY 10006	Walnut Creek (CWF;MF)	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-6760 Ext. 5
Lawrence County Union Township	PAR103735-1	Medure Development Attention: Angelo Medure 337 Old Wampum Road New Castle, PA 16102	UNT to Shenango River (WWF)	Lawrence Conservation District Lawrence Co Government Center 430 Court Street New Castle, PA 16101-3593 (724) 652-4512
<i>General Permit Type—PAG-3</i>				
<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Schuylkill County North Manheim Township	PAR602235	Weiner Iron & Metal Corp. Route 61 S. P. O. Box 359 Pottsville, PA 17901	Schuylkill River—Main Stem Source to Little Schuylkill River CWF	DEP NERO Water Mgmt. 2 Public Sq. Wilkes-Barre, PA 18711 (570) 826-2511
Franklin County Chambersburg Borough	PAR123542	Ventura Foods, LLC 1501 Orchard Drive Chambersburg, PA 17201-9202	Conococheague Creek WWF	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Bethel Park Borough Allegheny County	PAR806172	Pennsylvania-American Water Co 410 Cooke Lane Pittsburgh, PA 15234	Lick Run Tributary to Peters Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-4*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Perry Township Mercer County	PAG048713	James R. Sarson 431 Fredonia Rd. Greenville, PA 16125	Tributary Otter Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Greene Township Mercer County	PAG048349	Vicki L. Vandergrift 194 N. State Line Rd. Jamestown, PA 16134	Tributary of Sugar Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*General Permit Type—PAG-5*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Greensburg Westmoreland County	PAG056154	R L Smeltz Oil Inc 725 S Main Street Box 100 Greensburg, PA 15601	Jacks Run Creek To Sewickley Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000
Derry Township Westmoreland County	PAG056157	United Refining Co of Pennsylvania P. O. Box 688 Warren, PA 16365	Unnamed Tributary of Saxman Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-8 (SSN)*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Lower Macungie Township Lehigh County	PAG07-0003 PAG08-0001 PAG08-0002 PAG08-0003 PAG08-0006 PAG08-0007 PAG08-0008 PAG08-0009 PAG08-2201 PAF08-2203 PAG08-3501 PAG08-3502 PAG08-3506 PAG08-3515 PAG08-3517 PAG08-3522 PAG08-3542 PAG08-3547 PAG08-3551 PAG08-3825	Synagro Mid-Atlantic, Inc. 1605 Dooley Road P. O. Box B Whiteford, MD 21160	Lower Macungie Township Lehigh County	NERO 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511

*General Permit Type—PAG-9*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Wyoming County Meshoppen Township	PAG092208	Thomas Rogers Rural Septic R. R.2 Box 154 Meshoppen, PA 18630-9555		NERO 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511

*General Permit Type—PAG-10*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Blair County Roaring Spring Township	PAG103510	Texas Eastern Transmission Corporation 5400 Westheimer Court SP776 Houston, TX 77056-5310	UNT to Cabbage Creek WWF	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

**SAFE DRINKING WATER**

**Actions taken under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).**

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

**Permit No. 2400007, Operations Permit.** Public Water Supply.

Applicant	<b>Bryant's Mobile Home Park</b> Box 121-B, Route 415 Dallas, PA 18612
Borough or Township	Lehman Township
County	Luzerne
Type of Facility	Public Water Supply
Consulting Engineer	James Palumbo, P.E. Quad Three Group 37 N. Washington St. Wilkes-Barre, PA
Permit to Operate Issued	February 12, 2001

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

**Permit No. 5656493, Public Water Supply.**

Applicant	<b>Evangeliste Spring Water Vending</b> , HC 63, Box 35, Donegal, PA 15628
Borough or Township	Donegal Township
County	<b>Westmoreland</b>
Type of Facility	Spring water vending
Consulting Engineer	Victor P. Regola & Associates, Inc.
Permit to Construct Issued	February 16, 2001

**Operations Permit** issued to: **Earth Springs Water Company**, 348 Merchant Street, Ambridge, PA 15003, Ambridge Borough, **Beaver County** on February 12, 2001.

**Permit No. 5046492, Public Water Supply.**

Applicant	<b>Evangeliste Spring Water Vending</b> , HC 63, Box 35, Donegal, PA 15628
Borough or Township	Donegal Township
County	<b>Westmoreland</b>
Type of Facility	Spring water vending
Consulting Engineer	Victor P. Regola & Associates, Inc.
Permit to Construct Issued	February 16, 2001

**Operations Permit** issued to: **Earth Springs Water Company**, 348 Merchant Street, Ambridge, PA 15003, Ambridge Borough, **Beaver County** on February 12, 2001.

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

**Operations Permit** issued to: **Abbey Woods Development**, P. O. Box 407, Zelenople, PA 16063, Jackson Township, **Butler County** on February 13, 2001.

**SEWAGE FACILITIES ACT PLAN APPROVAL**

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

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

**Plan Location:**

<b>Borough or Township</b>	<b>County</b>
Tremont Township	<b>Schuylkill</b>

Plan Description: The Raceway Truck Stop is located off Interstate 81 at the Ravine Exit at the intersection of S.R. 125 and Molleystown Road in Tremont Township, Schuylkill County. The proposed project consists of the construction of a 70 unit motel at an existing restaurant and truck stop. The project is commercial in nature and involves one lot of 5 acres. The anticipated peak daily flow for the facilities is 15,000 gallons per day (gpd), or 37.5 equivalent dwelling units (edu).

Existing Restaurant	2,700 gpd
Existing Truck Stop Motel	1,630 gpd
	7,050 gpd
Total existing and proposed	11,380 gpd
Reserve Capacity for Possible Future Needs	3,620 gpd
Total Planning Flow	15,000 gpd

The proposed method of sewage disposal is through the utilization of a package treatment plant with a discharge to the Swatara Creek. The treatment facilities will be privately owned and operated. A 15,000 gpd package treatment plant is proposed as the ultimate, long-term method of sewage disposal for the project. The discharge point will be located west of Molleystown Road, just north of S.R. 125. There are no adjacent parcels under the same ownership of the subject property. The existing restaurant utilizes an on-lot disposal system that is malfunctioning. Water supply is provided by an existing on-site well.

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

**Plan Location:**

Borough or Township	Borough or Township Address	County
Greene Township	P. O. Box 215, 1145 Garver Lane, Scotland PA 17254	Franklin

**Plan Description:** The approved plan provides for a sewer extension to serve 4 existing residences located on the north side of Brookens Road, 1400 feet west of Black Gap Road. Sewer service will be provided by the **Greene Township Municipal Authority**, with treatment at the Borough of Chambersburg wastewater treatment plant.

**Plan Disapprovals**

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

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

**Plan Location:**

Borough or Township	Borough or Township Address	County
East Chillisquaque Township	305 James Street, Milton PA 17847	Northumberland County

**Plan Description:** This plan purposed to provide new sewers and a sewage treatment plant for the village of Pottsgrove. The new sewer system was projected to serve 114 existing EDU's. The plan was disapproved because conflicts with the PA Historical & Museum Commission's requirements were not resolved, the implementation schedule was not completed and there was no analysis of the impacts of the proposed project on the stormwater management plan for the area.

**HAZARDOUS SITES CLEAN-UP**

**UNDER THE ACT OF OCTOBER 18, 1988**

**SETTLEMENT UNDER THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION AND LIABILITY ACT AND THE HAZARDOUS SITES CLEANUP ACT**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites

Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305) and the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) (42 U.S.C.A. §§ 9601—9675), has entered into a proposed settlement with Drum Service of Richmond, Inc., under section 707 of the HSCA and section 122(g) of CERCLA relating to the cleanup of the Container Recyclers Ltd. HSCA Site (Site) at 10 E. Wolf Street, Philadelphia PA.

Contamination identified by the Department at the Site included hydrofluoric acid, hydrochloric acid, aqueous wastes with pH greater than 12.5, ignitable or corrosive waste, methyl ethyl ketone and trichloroethylene. A prompt interim response was implemented in accordance with a Statement of Decision (SOD) issued by the Department on December 21, 1994. The response conducted by the Department, which included the removal of hazardous wastes and materials located at the Site, was completed in late 1995. Under the terms of the proposed Consent Decree, Drum Service of Richmond, Inc., will pay the Department \$39,337.00 as partial reimbursement for costs incurred by the Department in connection with the Site.

This notice is provided under section 1113 of the HSCA. The Department will provide for a 60-day comment period on the proposed Consent Order and Agreement from the date of publication of this notice. The proposed Consent Order may be examined from 8 a.m. to 4 p.m. at the Department's office at Lee Park, Suite 6010, 555 North Lane, Conshohocken PA 19428, by contacting Donna Suevo at (610) 832-6194 or Anderson Hartzell at (610) 832-6300 during normal business hours. Persons may submit written comments to Donna Suevo at the previous address. The Department will provide a response to significant written comments received during the public comment period, and the proposed Consent Order and Agreement authorizes the Department to withhold or withdraw its consent in the event that the Department determines, based on comments received during the public comment period, that the Consent Order and Agreement is inappropriate, improper or not in the public interest.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995**

**PREAMBLE 2**

**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 final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site where one of the Act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed, and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected.

For further information concerning the final report, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection

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 reports:

*Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Former Murray Lincoln-Mercury Property**, East Pikeland Township, **Chester County**. John F. Van Wagenen, Center Point Tank Services, Inc., 536 E. Benjamin Franklin Highway, Douglassville PA 19518, on behalf of Valley Land Holdings, P. O. Box 187, Catasauqua, PA 18032, has submitted a Final Report concerning remediation of site groundwater contaminated with BTEX. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Spring City Electrical Manufacturing Co.**, Spring City Borough, **Chester County**. Christopher Orzechowski, RT Environmental Services, Inc., 215 W. Church Road, King of Prussia, PA 19406, on behalf of Spring City Electrical Manufacturing Co., Main and Hall Sts., Spring City, PA 19475, has submitted a Final Report concerning remediation of site soil contaminated with solvents and polycyclic aromatic hydrocarbons and site groundwater contaminated with solvents. The report is intended to document remediation of the site to meet Background and Statewide Health Standards.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, Administration of the Land Recycling and Environmental Remediation Standards Act (Act) 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 remediation standards of the Land Recycling and Environmental Remediation Standards Act. Plans and reports required by provisions of the Act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. 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 of selecting the environmental media of concern, documentation supporting the

selection of residential or non-residential 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, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection 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 received the following final reports:

*Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Princeton Avenue Partners**, Swarthmore Borough, **Delaware County**. Joseph W. Standen, Jr., Leggette, Brashears & Graham, Inc., 426 Brandywine Parkway, West Chester, PA 19380, on behalf of Theodore Green, 334 Dickinson Ave., Swarthmore, PA 19081, has submitted a Final Report concerning the remediation of site soil contaminated with BTEX and petroleum hydrocarbons. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on February 13, 2001.

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

**St. Paul's Evangelical Lutheran Church**, Kingston Township, **Luzerne County**. Eric B. Rosina, Project Manager, Storb Environmental, Inc., 410 N. Easton Road, Willow Grove, PA 19090 submitted a Final Report (on behalf of his client, St. Paul's Evangelical Lutheran Church, 196 N. Main Street, Shavertown, PA 18708) concerning the remediation of site soils found to have been contaminated with no. 2 home heating fuel oil constituents. The report documented attainment of the Statewide health standard and was approved on February 12, 2001.

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

**Heller Property**, Oley Township, **Berks County**. ExxonMobil Company, 1900 East Linden Avenue, P. O. Box 728, Linden, NJ 07036 on behalf of Fredericka S. Moxon Heller and Richard G. Heller, Reiff Road, Oley, PA 19547 submitted a Final Report concerning the remediation of site soils and groundwater contaminated with BTEX, PHCs and PAHs. The final report demonstrated attainment of the Statewide health standards and was approved the Department on February 15, 2001.

*Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**Hankison International**, Chartiers Township, **Washington County**. Karen E. Souza, Civil and Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Hankison International, 75 Museum Road, Washington, PA 15301, and Hansen, Inc., 2600 Neville Road, Pittsburgh, PA 15225) has submitted a Final Report concerning the remediation of site soil

contaminated with lead, heavy metals, and PAHs. The Final report did not demonstrate attainment of the Statewide Health Standard and was disapproved by the Department on February 9, 2001.

**LTV Southside UPMC Sports Performance Complex**, City of Pittsburgh, **Allegheny County**. Martin Knuth, Civil and Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205-9702 (on behalf of Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219) has submitted a Final Report concerning the remediation of site soil contaminated with heavy metals, volatile organics and PAHs. Final report demonstrated attainment of the Site Specific Standard and was approved by the Department on February 9, 2001.

**Howard E. Stuber**, Rochester Township, **Beaver County**. Shanin D. Sarnowski, Environmental & Geological Consultants, Inc., P. O. Box 512, 445 Second Street, Waterford, PA 16441-0512 (on behalf of Howard E. Stuber, 373 Cleveland Street, Rochester, PA 15074) has submitted a Final Report concerning the remediation of site soil contaminated with lead. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on January 3, 2001.

**AMG Resource Neville Island**, Neville Township, **Allegheny County**. Louis D. DeFabio (on behalf of AMG Resource Corporation, 4100 Grand Avenue, Pittsburgh, PA 15225, and William L. Bryant, Vulcan Materials Company, One Metroplex Drive, Birmingham, AL 35209) has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with lead, heavy metals, solvents, and PHCs. The Final report demonstrated attainment of the Site Specific Standard and was approved by the Department on December 20, 2000.

## SOLID & HAZARDOUS WASTE

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

**Actions on permits under the Solid Waste Management Act (35 P. S. §§ 6026.101—6026.908), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.**

*Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Permit No. 100346. Eastside Borough Area-Pioneer Crossing Landfill, FR&S, Inc.** (727 Red Lane Road, Birdsboro, PA 19508). Permit issued on January 16, 2001.

*Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**Permit No. 101674. McCutcheon Enterprises Biosolids Treatment Facility**, McCutcheon Enterprises, Inc., 250 Park Road, Apollo, PA 15613. Operation of a biosolids treatment facility in Allegheny Township, **Westmoreland County**. Permit issued in the Regional Office on February 16, 2001.

**Permit No. 101669. Imperial Processing Site**, Practical Environmental Solutions, Inc., 380 Southpointe Boulevard, Suite 140, Canonsburg, PA 15317-8537. Operation of a Municipal Waste Processing Facility for the production of sludge derived synthetic soil in Findlay Township, **Allegheny County**. Permit re-issued in the Regional Office on February 20, 2001.

## AIR QUALITY

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

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**21-05005A: Pennsylvania Department of Corrections** (SCI Camp Hill, 2520 Lisburn Road, Camp Hill, PA 17001) for construction/operation of a portable emergency boiler in Lower Allen Township, **Cumberland County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**30-00132: Greene Energy LLC** (1800 Washington Road, Pittsburgh, PA 15241) on February 8, 2001, for construction and operation of one Caterpillar Model 3408TAA Compressor Engine rated at 405 bhp at Compressor Station #1 in Gilmore Township, **Greene County**.

**30-00133: Greene Energy LLC** (1800 Washington Road, Pittsburgh, PA 15241) on February 8, 2001, for construction and operation of one Caterpillar Model 3306TAA Compressor Engine rated at 220 bhp at Compressor Station #2 in Gilmore Township, **Greene County**.

**30-00134: Greene Energy LLC** (1800 Washington Road, Pittsburgh, PA 15241) on February 8, 2001, for construction and operation of one Caterpillar Model 3306TAA Compressor Engine rated at 220 bhp at Compressor Station #3 in Gilmore Township, **Greene County**.

**30-00135: Greene Energy LLC** (1800 Washington Road, Pittsburgh, PA 15241) on February 8, 2001, for construction and operation of one Caterpillar Model 3408TAA Compressor Engine rated at 405 bhp at Compressor Station #5 in Gilmore Township, **Greene County**.

**30-00136: Greene Energy LLC** (1800 Washington Road, Pittsburgh, PA 15241) on February 8, 2001, for construction and operation of one Caterpillar Model 3408TAA Compressor Engine rated at 405 bhp at Compressor Station #6 in Gilmore Township, **Greene County**.

**30-00137: Greene Energy LLC** (1800 Washington Road, Pittsburgh, PA 15241) on February 8, 2001, for construction and operation of one Caterpillar Model 3408TAA Compressor Engine rated at 405 bhp at Compressor Station #6 in Gilmore Township, **Greene County**.

**Administrative operating permit amendments issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450 (relating to administrative operating permit amendments).**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**15-00105: Mobil Pipeline Co.** (8 South Malin Road, Frazer, PA 19355) for their Title V Operating Permit originally issued December 28, 2000, administratively amended for the purpose of clarity for their facility in Malvern, **Chester County**. The amendment will not result in an increase of emissions.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.*

**18-322-001: Jersey Shore Steel Co.** (P. O. Box 5055, Jersey Shore, PA 17740) on February 13, 2001, to incorporate conditions established for a natural gas/#2 fuel oil/landfill gas-fired reheat furnace in Plan Approval 18-322-001B in Pine Creek Township, **Clinton County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**62-00087: Osrarn Sylvania Products, Inc.** (816 Lexington Avenue, Warren, PA 16365) administratively amended their Title V Operating Permit on February 13, 2001 to correct a typographical error for their facility in Warren, **Warren County**.

---

**Operating permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements).**

---

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**09-0004: Tolas Health Care Packaging** (905 Pennsylvania Boulevard, Feasterville, PA 19053) on February 13, 2001 for operation of a Facility VOCs RACT in Lower Southampton Township, **Bucks County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**21-05021: Arnold Fuel Oil Inc.** (P. O. Box 2621, Harrisburg, PA 17105) on February 9, 2001, for Synthetic Minor Operation Permit administrative amendment, Revision 01 in Silver Spring Township, **Cumberland County**.

**22-05044: Pennsy Supply, Inc.—Hummelstown Stone/Concrete Plant** (P. O. Box 3331, Harrisburg, PA 17105) on February 9, 2001, for a Synthetic Minor Operating Permit in South Hanover Township, **Dauphin County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**25-00070: Gunitite EMI Corp.** (603 West 12th Street, Erie, PA 16501) issued a Title V Operating Permit on February 7, 2001, for operation of a gray and ductile iron foundry in the City of Erie, **Erie County**.

---

**Plan approvals extensions issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.13 (relating to extensions).**

---

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**09-0035B: Coltec Industries** (23 Friends Lane, Newtown, PA 18940) on February 13, 2001, for operation of a PTFE Manufacturing Line, Lubricant in Newtown Township, **Bucks County**.

**46-301-259B: East Norriton-Plymouth Whipnain JSA** (200 Ross Street, Norristown, PA 19401) on February 13, 2001, for operation of a sludge incinerator in Plymouth township, **Montgomery County**.

**23-0016: PQ Corp.** (1201 West Front Street, Chester, PA 19013) on February 13, 2001, for operation of an alternative opacity limit/furnace in City of Chester, **Delaware County**.

**15-0013A: Huhtamaki Flexibles Inc.** (2400 Continental Boulevard, Malvern, PA 19355) on February 15,

2001, for operation of a flexographic/gravure press and PAL in Tredyffrin Township, **Chester County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**07-305-001A: Tyrone Synfuels, L.P.** (160 Quality Center Road, Homer City, PA 15748) on January 28, 2001, to authorized temporary operation of a E-fuel production facility controlled by a coal hammer mill baghouse, a cooler dust cyclone and dryer baghouse, covered under this Plan Approval until May 28, 2001, at the Tyrone Division in Snyder Township, **Blair County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.*

**53-0003C: Dominion Transmission Corp.—Greenlick Compressor Station** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222-3199) on February 2, 2001, for operation of four natural gas-fired reciprocating internal combustion compressor engines (Engines 1, 2, 3 and 4) on a temporary basis until June 2, 2001, in Stewardson Township, **Potter County**.

**18-0004B: Dominion Transmission Corp.—Leidy Compressor Station** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222-3199) on February 2, 2001, for operation of two natural gas-fired reciprocating internal combustion compressor engines (Engines 12 and 13) on a temporary basis until June 2, 2001, in Leidy Township, **Clinton County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**65-302-071: Koppers Industries, Inc.—Monessen Coke Plant** (436 Seventh Avenue, Pittsburgh, PA 15219) on February 6, 2001, for operation of two boilers in Monessen, **Westmoreland County**.

**65-305-049: Koppers Industries, Inc.—Monessen Coke Plant** (436 Seventh Avenue, Pittsburgh, PA 15219) on February 6, 2001, for operation of a Coke By-Products Recovery Plant in Monessen, **Westmoreland County**.

**65-305-048: Koppers Industries, Inc.—Monessen Coke Plant** (436 Seventh Avenue, Pittsburgh, PA 15219) on February 6, 2001, for operation of Coke Oven Battery Operations in Monessen, **Westmoreland County**.

**56-025B: New Enterprise Stone & Lime—Bakersville Crushing Plant** (P. O. Box 77, New Enterprise, PA 16664) on February 6, 2001, for construction of an Aggregate Crushing Plant in Jefferson Township, **Somerset County**.

**03-220A: Spicer Energy II LLC—Keystone Power Plant** (100 Nyala Farm, Westport, CT 06880) on February 14, 2001, for operation of a Synfuel processing facility in Elderton Borough, **Armstrong County**.

**65-602A: Derry Construction Co. Inc.—Torrance Asphalt Facility** (RD 5, Box 34, Latrobe, PA 15650) on February 15, 2001, for operation of an asphalt batch facility in Derry Township, **Westmoreland County**.

**Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**46-0185: Fairhill Fabricators, Inc.** (831 West Fifth Street, Lansdale, PA 19446) on February 14, 2001, for operation of a paint spray booth in Lansdale Borough, **Montgomery County**.

**46-0115A: Knoll, Inc.** (1235 Water Street, East Greenville, PA 18041) on February 15, 2001, for operation of a cyclonic baghouse in East Greenville Borough, **Montgomery County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**07-05001C: Appleton Papers, Inc.** (100 Paper Mill Road, Roaring Spring, PA 16673) on February 13, 2001, for construction of a foul condensate collection and treatment system controlled by a wastewater treatment plant at the Spring Mill, Roaring Spring Borough, **Blair County**. This source is subject to 40 CFR Part 63, Subpart S—National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry.

**36-05067G: C & D Technologies, Inc.** (82 East Main Street, Leola, PA 17540) on February 9, 2001, for modification of a lead acid battery manufacturing plant in Upper Leacock Township, **Lancaster County**. This source is subject to 40 CFR Part 60, Subpart KK—Standards of Performance for Lead Acid Battery Manufacturing Plants.

**67-05004A: P.H. Glatfelter Co.** (228 South Main Street, Spring Grove, PA 17362) on February 9, 2001, for modification of a hard piping system to convey process condensates to the wastewater treatment plant in Spring Grove Borough, **York County**. This source is subject to 40 CFR Part 63, Subpart S—National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry.

**36-302-156A: Valley Proteins, Inc.** (693 Wide Hollow Road, East Earl, PA 17519) on February 12, 2001, for modification of two boilers at Terre Hill Facility in East Earl Township, **Lancaster County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**63-00616A: Therm-O-Rock East, Inc.** (P. O. Box 429, New Eagle, PA 15067) on February 15, 2001, for operation of a pneumatic transfer system at Plant 1 in New Eagle Borough, **Washington County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

**10-281B: II-VI, Inc.** (375 Saxonburg Blvd., Saxonburg, PA 16056) on February 12, 2001, for construction of reactors with controls in Clinton Township, **Butler County**.

**37-013A: Southdown, Inc.** (2001 Portland Park, Wampum, PA 16157) on February 7, 2001, for construction of slag handling equipment in Wampum Borough, **Lawrence County**.

**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); 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 such applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).**

*Coal Permits Issued*

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

**22851602R3. Meadowbrook Coal Co., Inc.** (6690 State Route 209, Lykens, PA 17048-9608), renewal of an existing coal preparation operation in Wiconisco Township, **Dauphin County** affecting 23.4 acres, receiving stream—none. Renewal issued February 14, 2001.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982.*

**26000104. Patterson Coal Company** (41 Elizabeth Drive, Smithfield, PA 15478). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in German, Georges, and South Union Townships, **Fayette County** affecting 138 acres. Receiving streams: unnamed tributary to North Branch of Browns Run, North Branch of Browns Run to Browns Run to Monongahela River. Application Received: December 6, 2000. Permit issued: February 16, 2001.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931.*

**32000106. P & N Coal Company, Inc.** (P. O. Box 332, Punxsutawney, PA 15767), commencement, operation and restoration of a bituminous surface mine in Banks Township and Glen Campbell Boro, **Indiana County**, affecting 43.8 acres, receiving stream unnamed tributaries to Cush Creek. Application received August 8, 2000. Permit issued February 13, 2001.

**11000103. T. J. Mining, Inc.** (P. O. Box 370, Carrolltown, PA 15722), commencement, operation and restoration of a bituminous surface mine in Cresson Township, **Cambria County**, affecting 84.0 acres, receiving stream unnamed tributaries to/and Burgoon Run. Application received August 11, 2000. Permit issued February 15, 2001.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669.*

**24950102. Fairview Coal Company** (P. O. Box R, Ridgway, PA 15853) Renewal of an existing bituminous strip operation in Ridgway Township, **Elk County** affecting 105.0 acres. Receiving streams: Unnamed tributary to Little Mill Creek and Little Mill Creek. Application received: December 22, 2000. Permit Issued: February 14, 2001.



**33950102. Leonard Yenzi** (P. O. Box 62, Anita, PA 15711) Renewal of an existing bituminous strip operation in Knox Township, **Jefferson County** affecting 68.0 acres. Receiving streams: Sandy Lick Creek. Application received: December 18, 2000. Permit Issued: February 14, 2001.

**33900118. McKay Coal Company, Inc.** (R.R. 2, Box 35C, Templeton, PA 16259) Renewal of an existing bituminous strip and auger operation in Clover Township, **Jefferson County** affecting 117.5 acres. This renewal is issued for reclamation only. Receiving streams: Unnamed tributary to Redbank Creek and unnamed tributary to Simpson Run. Application received: December 22, 2000. Permit Issued: February 14, 2001.

*Noncoal Permits Issued*

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

**58000857. Gary Morrison** (R. R. 4 Box 47A, Montrose, PA 18801), commencement, operation and restoration of a bluestone quarry operation in Liberty Township, **Susquehanna County** affecting 1.0 acre, receiving stream—none. Permit issued February 16, 2001.

**58000858. Gary Morrison** (R. R. 4 Box 47A, Montrose, PA 18801), commencement, operation and restoration of a bluestone quarry operation in Liberty Township, **Susquehanna County**, affecting 1.0 acre, receiving stream—tributary to East Branch of Wyalusing Creek. Permit issued February 16, 2001.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982.*

**65900403. Pioneer Mid-Atlantic, Inc.** (400 Industrial Boulevard, New Kensington, PA 15068). NPDES renewal issued for continued operation and reclamation of a large noncoal surface mine (quarry) located in Unity Township, **Westmoreland County**, affecting 261 acres. Receiving streams: unnamed tributaries to Nine Mile Run. Application received: November 13, 2000. NPDES Renewal issued: February 15, 2001.

**FEDERAL WATER POLLUTION CONTROL ACT  
SECTION 401**

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

Except as otherwise noted, the Department certifies that the construction and operation herein described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, and that the construction will not violate applicable Federal and State Water Quality Standards.

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

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

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law (35 P. S. §§ 691.1—691.702) 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: Water Obstruction and Encroachment Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.)

*Permits Issued and Actions on 401 Certifications:*

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E23-394. Tincum Township**, 629 North Governor Prince Boulevard, Memorial Building, Essington, PA 19029. Tincum Township, **Delaware County**, ACOE Philadelphia District.

To realign, extend, improve, and maintain Hog Island Road. The purpose of this work is to connect Hog Island Road from its current terminus, in the vicinity of westerly boundary line of the United Parcel Service (Bridgeport, PA-NJ Quadrangle; N: 19.75 inches, W: 2.7 inches), with Tincum Island Road at a point approximately 250 feet east of its intersection with Fourth Avenue and Second Street (Bridgeport, PA-NJ Quadrangle; N: 20.65 inches, W: 4.05 inches) in Tincum Township, Delaware County.

Work consists of:

1. To construct 1.4 miles of a two lane roadway with associated shoulders and stormwater management facilities along and within the 100-year floodplain of the Delaware River (Bridgeport, PA-NJ Quadrangle; N: 20.0 inches, W: 3.9 inches).

2. To extend the downstream end of an existing twin 42-inch C.M.P. stream enclosure by installing approximately 50 linear feet of 60-inch R.C.P. culvert at Station 55+60 (Bridgeport, PA-NJ Quadrangle; N: 19.75 inches, W: 3.7 inches).

3. To impact a total of 1.13 acres of wetlands at the following four locations:

a. Wetland Area One (POW/PSS) Station 69+50 (Bridgeport, PA-NJ Quadrangle; N: 20.65 inches, W: 4.05 inches).

b. Wetland Area Four (PEM) Station 56+00 (Bridgeport, PA-NJ Quadrangle; N: 20.0 inches, W: 3.9 inches).

c. Wetland Area Five (PEM/PSS) Station 34+00 (Bridgeport, PA-NJ Quadrangle; N: 19.75 inches, W: 3.5 inches).

d. Wetland Area Six (PEM/PSS) Station 28+00 (Bridgeport, PA-NJ Quadrangle; N: 19.75 inches, W: 3.2 inches).

The applicant will provide 0.49 acres of replacement wetland on the site.

**E46-872. Old York Road Little League**, P. O. Box 11255, Elkins Park, PA 19027. Cheltenham Township, **Montgomery County**, ACOE Philadelphia District.

To maintain approximately 2,000 yards of fill placed for the construction of Gimbel Field and to place and maintain 50 feet of a timber retaining wall within the floodplain of Tacony Creek (WWF), located approximately 1,100 feet southwest of the intersection of Church Road and New Street (Frankford, PA-NJ Quadrangle N: 12.5 inches; W: 16.35 inches).

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

**E40-552. Preferred Development Corporation**, 232 Division Street, Kingston, PA 18704. City of Wilkes-Barre, **Luzerne County**, ACOE Baltimore District.

To place fill in 0.14 acre of wetlands for the purpose of expanding an existing warehouse/distribution facility. The permittee is required to provide for 0.14 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project. The project is located at the existing Biscontini Distribution Center on the east side of S.R. 2022 (South Main Street), adjacent to the intersection of South Main Street and Ann Street (Pittston, PA Quadrangle N: 3.4 inches; W: 13.8 inches).

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

**E14-380. Robert F. Herschell**, P. O. Box 181, Aaronsburg, PA 16820. Recreational Pond, in Haines Township, **Centre County**, ACOE Baltimore District (Millheim, PA Quadrangle N: 8.7 inches; W: 0.8 inch).

To construct and maintain a 2-inch HDPE pipe inlet for an out-of-scope dam with a 12-inch HDPE outlet pipe and a R-4 outlet trench for an off-stream 2,995 square foot pond in the left floodway of a unnamed tributary to Pine Creek located 1,750 feet north of the Foxes Gap Road and Cemetery Road intersection. This project proposes to indirectly impact the water quality of an unnamed tributary of Pine Creek, which is classified as a High quality-cold Water Fishery. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E14-383. John P. Albert**, R. R. 3, Box 382, Philipsburg, PA 16866. Albert Bridge, in Rush Township, **Centre County**, ACOE Baltimore District (Sandy Ridge, PA Quadrangle, N: 22.2 inches; W: 11.5 inches).

To construct and maintain a wood deck steel I-beam vehicle bridge with a 35-foot clear span and a 6-foot underclearance with a overflow depression in the right bridge approach and masonry abutments in Cold Stream Creek located 0.3 miles up Cold Stream Road from Kepp Road. This project proposes to permanently impact 25 feet of Cold Stream Creek. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E18-308. Gregory T. Smith**, R. R.2, Box 107, Lock Haven, PA 17745. Pavilion, in Woodward Township, **Clinton County**, ACOE Baltimore District (Lock Haven, PA Quadrangle N: 4.5 inches; W: 12.2 inches).

To construct and maintain an 18-foot by 20-foot open-sided pavilion with shed roof in the left 100-year floodway of the West Branch Susquehanna River located 1.3 miles northwest of the Jay Street Bridge and Farrandville Road intersection on Lot # 18 of the West Branch River

Lots in Woodward Township, Clinton County. This permit was issued under Section 105.13(e) "Small Projects."

**E41-471. Pennsylvania Department of Transportation**, 715 Jordan Avenue, Montoursville, PA 17754. Box beam bridge, in ACOE Baltimore District (Lairdsville, PA Quadrangle N: 19.6 inches; W: 5.1 inches).

To remove the existing structure and construct, operate and maintain a new single span pre-stressed adjacent box beam bridge structure. The new structure shall have a clear span of 106.26 feet, an average low chord elevation of 751.32 feet and a normal opening of 92.02 feet. This permit also authorizes a temporary vehicular access. The access will consist of six 72-inch diameter corrugated metal pipes with associated clean fill. The fill utilized shall be silt-free non-erodible material in order to prevent any road materials from washing out if the structure is overtopped during periods of high water. Once the temporary access has been removed the banks shall be restored to their original grades and have riparian plantings incorporated to restore the natural corridor.

**E41-473. Loyalsock Township**, 2501 East Third Street, Williamsport, PA 17701. Recreational Park in Loyalsock Township, **Lycoming County**, ACOE Baltimore District (Montoursville South, PA Quadrangle N: 21.7 inches; W: 10.7 inches).

To construct parking areas, nature trails, and restroom facilities in the floodway and to construct, operate and maintain a low flow crossing on a high-water channel of the West Branch of the Susquehanna River. The restroom is proposed on to be set on 18 inches of fill and is proposed to be 14 feet by 30 feet for a total of 420 square feet. The parking areas and nature trails will be constructed at grade, which will should a negligible effect in the floodway. The low flow crossing is proposed to have four 3-foot diameter culverts and associated fill (Montoursville South, PA Quadrangle, N: 21.7 inch, W: 10.7 inches) Loyalsock Township, Lycoming County.

**E41-474. Raymond R. Mattie**, 622 Route 864 Highway, Montoursville, PA 17754. Private Bridge, in Upper Fairfield Township, **Lycoming County**, ACOE Baltimore District (Montoursville North, PA Quadrangle N: 5.25 inches; W: 2.88 inches).

To remove the existing deck and truss supports and to construct, operate, and maintain a new single span private bridge structure. The bridge is permitted to have a span of 45 feet, an under clearance of 11.125 feet, and a width of 10 feet. The existing stone abutments will be utilized to support the new structure. This project is located .6 miles east on SR 864 from the intersection with SR 87. This project shall impact 50 linear feet of Mill Creek, which is designated as Trout Stocked Fishery and does not propose to impact any wetlands. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E49-239. Brian P. Garman**, R. R.1, P. O. Box 172, Sunbury, PA 17801. Floodway fill in Rockefeller Township, **Northumberland County**, ACOE Baltimore District (Sunbury, PA Quadrangle N: 18.3 inches; W: 0.3 inch).

To maintain fill measuring approximately 140 feet by 40 feet by 6 feet deep in the floodway of Plum Creek off the south side of dead End Road approximately 1000 feet from the intersection of dead End Road with Route 890 (Sunbury, PA Quadrangle N: 18.3 inches; W: 0.3 inches) in Rockefeller Township, Northumberland County. This permit was issued under Section 105.13(e) "Small Projects."

**E53-350. John P. Kio**, 1703 Promise Lane, Coudersport, PA 16915. Bridge, in Sweden Township, **Potter County**, ACOE Baltimore District (Sweden Valley, PA Quadrangle N: 1.25 inches; W: 5.0 inches).

To modify, operate and maintain a minor road crossing Trout Run to provide access to a private single dwelling. The road crossing Trout Run shall be constructed with a single arch culvert pipe that will have a minimum span of 85-inches, rise of 62-inches and length of 240-inches. The culvert maintenance and repairs shall be completed in dry work conditions by dams and pumping or fluming stream flow around the work area. The project is located along the southern right-of-way of SR 0006 approximately 2000-feet east of T-394 and SR 0006 intersection in Sweden Township, Potter County. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E57-091. Pennsylvania Department of Transportation**, Engineering District 3-0, P. O. Box 218, 715 Jordan Avenue, Montoursville, PA 17754. SR 1006, Section 011 bridge, in Cherry Township, **Sullivan County**, ACOE Baltimore District (Laporte, PA Quadrangle N: 17.4 inches; W: 4.8 inches).

To remove the existing single span, reinforced concrete T-beam bridge with a center line to center line span length of 35 feet with a hydraulic opening of 224 square feet and to construct and maintain a single span prestressed concrete spread box beam bridge with a hydraulic opening of 305 square feet on a skew of 70° and curb-to-curb width of 30 feet. The project is located on SR 1006, over Birch Creek, Section 011 approximately 1 mile east of the intersection of SR 1006 with Route 220 in Cherry Township, Sullivan County.

**E59-410. Union Township Supervisors**, R. R. 1, Box 282A, Roaring Branch, PA 17765. Culvert, in Union Township, **Tioga County**, ACOE Baltimore District (Gleason, PA Quadrangle N: 1.1 inches; W: 9.7 inches).

To remove an existing culvert and to construct and maintain a 5-foot diameter 60-foot long ADS N-12 culvert with the associated R-7 riprap inlet and outlet protection in Sugar Works Run located 0.75 miles southwest of Gleason on T-341 (Back Road) in Union Township, Tioga County. This project proposes to impact 120 linear feet Sugar works Run, which is classified as High Quality-Cold Water Fishery, with the minor channel realignment and new culvert installation. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

**E02-1325. Township of Scott**, 2600 Old Greentree Road, Carnegie, PA 15106, in Scott Township, **Allegheny County**, ACOE Pittsburgh District.

To remove the existing structure (Bell Avenue Bridge) and to construct and maintain a new bridge having a span of 18.0 feet with an underclearance of 4.6 feet across the channel of Whiskey Run located on Bell Avenue, just southwest from the intersection of Bell Avenue and Duncan Way (Pittsburgh West, PA Quadrangle N: 7.3 inches; W: 10.8 inches).

**E65-747. Girl Scout Council of Westmoreland, Inc.**, 545 South Main Street, Greensburg, PA 15601, in Cook Township, **Westmoreland County**, ACOE Pittsburgh District.

To enlarge, reconfigure and maintain existing Lake Janet Ruth, to relocate and maintain approximately 740

feet of Loyalhanna Creek (HQ-CWF) and to construct and maintain two earthen dikes with rock rip rap along the right bank of the relocated portion of Loyalhanna Creek (HQ-CWF) having a combined length of approximately 275 feet. This channel relocation will impact approximately 0.11 acre of wetland (PEM). This permit also authorizes the construction and maintenance of a single span bridge having a normal span of 47.0 feet and an underclearance of 4.0 feet across the relocated portion of Loyalhanna Creek (HQ-CWF), a temporary roadway crossing consisting of three 18-inch pipe culverts in Loyalhanna Creek (HQ-CWF) and a boat launch and dock along and within the reconstructed lake. The project is located at the Laurel Mountain Camp off of Route 381 approximately 7 miles south of its intersection with Route 30 (Stahlstown, PA Quadrangle N: 11.0 inches; W: 0.2 inch).

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

#### *Pending Actions*

**E10-323. City of Butler**, 140 West North Street, Suite 208, Butler, PA 16001-5298. Miller Street Across Sullivan Run, in City of Butler, **Butler County**, ACOE Pittsburgh District (Butler, PA Quadrangle N: 20.95 inches; W: 4.3 inches).

To remove the existing bridge and to construct and maintain a prestressed concrete spread box beam bridge having a clear span of 21.83 feet and an underclearance of 6.83 feet across Sullivan Run on Miller Street north of its intersection with West Penn Street.

**E37-132. Norfolk Southern Railway Company**, 600 West Peachtree Street, Suite 1840, Atlanta, GA 30308. Fiber Optic Communications Network Project in Various Municipalities, **Lawrence County**, ACOE Pittsburgh District.

To install and maintain a fiber optic communication cable across the following watercourses along the existing Norfolk Southern Railway Company line in Lawrence County beginning at the Pennsylvania-Ohio state line (Campbell, OH-PA Quadrangle N: 5.4 inches; W: 2.65 inches) and extending southeast to the Lawrence-Beaver County Line (Beaver Falls, PA Quadrangle N: 18.7 inches; W: 9.9 inches):

1. PA-CAMP01, a tributary to Mahoning River (WWF) by boring (Campbell, OH-PA Quadrangle N: 4.85 inches; W: 0.95 inch) in Mahoning Township.
2. PA-EDIN05, a tributary to Mahoning River (WWF) by boring (Edinburg, PA Quadrangle N: 4.3 inches; W: 17.06 inches) in Mahoning Township.
3. PA-EDIN04, a tributary to Mahoning River (WWF) by boring (Edinburg, PA Quadrangle N: 3.2 inches; W: 14.6 inches) in Mahoning Township.
4. PA-EDIN03, a tributary to Mahoning River (WWF) by boring (Edinburg, PA Quadrangle N: 3.6 inches; W: 13.0 inches) in Mahoning Township.
5. PA-EDIN02, a tributary to Mahoning River (WWF) by boring (Edinburg, PA Quadrangle N: 2.9 inches; W: 10.3 inches) in Mahoning Township.
6. PA-EDIN01, a tributary to Mahoning River (WWF) by boring (Edinburg, PA Quadrangle N: 1.8 inches; W: 8.4 inches) in Mahoning Township.
7. PA-BESS07, a tributary to Mahoning River (WWF) by boring Bessemer, PA Quadrangle N: 21.9 inches; W: 5.9 inches) in Mahoning Township.

8. PA-BESS06, a tributary to Mahoning River (WWF) by boring (Bessemer, PA Quadrangle N: 21.6 inches; W: 4.7 inches) in North Beaver Township.

9. PA-BESS05, a tributary to Mahoning River (WWF) by boring (Bessemer, PA Quadrangle N: 20.9 inches; W: 3.9 inches) in North Beaver Township.

10. PA-BESS04, a tributary to Mahoning River (WWF) by boring (Bessemer, PA Quadrangle N: 19.9 inches; W: 3.1 inches) in North Beaver Township.

11. PA-BESS03, Mahoning River (WWF) by bridge attachment (Bessemer, PA Quadrangle N: 7.4 inches; W: 1.1 inches) in North Beaver Township.

12. PA-BESS02, Mahoning River (WWF) at its confluence with Shenango River by bridge attachment (Bessemer, PA Quadrangle N: 15.0 inches; W: 0.6 inch) in North Beaver Township.

13. PA-BESS01, a tributary to Beaver River (WWF) by rail plow (Bessemer, PA Quadrangle N: 10.25 inches; W: 0.9 inch) in North Beaver Township.

14. PA-NCAS08, Edwards Run (WWF) by boring (New Castle South, PA Quadrangle N: 8.4 inches; W: 17.25 inches) in North Beaver Township.

15. PA-NCAS07, Jenkins Run (WWF) by rail plow (New Castle South, PA Quadrangle N: 6.1 inches; W: 16.4 inches) in North Beaver Township.

16. PA-NCAS06, Eckles Run (WWF) by bridge attachment (New Castle South, PA Quadrangle N: 3.4 inches; W: 13.4 inches) in New Beaver Borough.

17. PA-NCAS05, a tributary to Beaver River (WWF) by boring (New Castle South, PA Quadrangle N: 2.7 inches; W: 13.0 inches) in New Beaver Borough.

18. PA-NCAS04, Wampum Run (WWF) by boring (New Castle South, PA Quadrangle N: 2.2 inches; W: 12.1 inches) in New Beaver Borough.

19. PA-NCAS03, Beaver River (WWF) by bridge attachment (New Castle South, PA Quadrangle N: 2.25 inches; W: 11.6 inches) in Wayne Township.

20. PA-NCAS02, a tributary to Beaver River (WWF) by boring (New Castle South, PA Quadrangle N: 2.0 inches; W: 11.1 inches) in Wayne Township.

21. PA-NCAS01, a tributary to Beaver River (WWF) by bridge attachment (New Castle South, PA Quadrangle N: 0.25 inch; W: 9.5 inches) in Wayne Township.

22. PA BEAF09, a tributary to Beaver River (WWF) by boring (Beaver Falls, PA Quadrangle N: 20.75 inches; W: 9.2 inches) in Wayne Township.

23. PA-BEAF08, Connoquenessing Creek (WWF) by bridge attachment (Beaver Falls, PA Quadrangle N: 18.75 inches; W: 9.75 inches) in Wayne Township.

#### ENVIRONMENTAL ASSESSMENTS

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

**EA-38-001. Leon Hoover**, 410 East Lincoln Avenue, Myerstown PA 17067 in Jackson and North Lebanon Townships, **Lebanon County**, ACOE Baltimore District.

To (1) enhance and protect 1,500 lineal feet of eroding stream bank by grading banks, establishing a riparian buffer, placement of rock toe protection and installation of root wad deflectors and, (2) to improve fish habitat using in-stream boulder structures within Tulpehocken Creek (TSF) just North of Route 422 (Richland, PA Quadrangle N: 20.7 inches; W: 13.6 inches).

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

**EA26-004SW. Stream Restoration, Inc.**, 3016 Unionville Road, Cranberry Township, PA 16066, in Steward Township, **Fayette County**, ACOE Pittsburgh District.

To construct and maintain a passive treatment system in and along several unnamed tributaries to Laurel Run, to treat three acid mine discharges. The proposed facilities will replace an existing, active treatment system that has previously treated two of the discharges. Construction of the new system will impact approximately 0.23 acre of wetlands and a combined total of 500 linear feet of watercourse. The project site is located along Laurel Run (HQ-CWF) approximately 1,700 feet south of its confluence with Meadow Run (Ohiopyle, PA Quadrangle N: 17.0 inches; W: 16.5 inches).

#### STORAGE TANKS

##### SITE-SPECIFIC INSTALLATION PERMITS

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

<i>SSIP Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
01-23-004	Paul W. McDonald Tosco Refining L.P.—Trainer Refinery 4101 Post Road Trainer, PA 19061	Delaware	Trainer Boro	1 AST storing-Sour Water	630,000 gallons
01-21-004	Arnold Fuel Oil Inc. 900 Eisenhower Boulevard P. O. Box 2621 Harrisburg, PA 17105	Cumberland	Silver Spring	2 ASTs-storing- Unleaded Gasoline	3,891,600 gallons each

**SPECIAL NOTICES**

**PLANNING GRANT AWARDS UNDER SECTION 901 OF THE MUNICIPAL WASTE PLANNING RECYCLING AND WASTE REDUCTION ACT OF 1988, ACT 101**

The Department of Environmental Protection (DEP) hereby announces the following grants to counties pursuant to the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101, P. L. 556, Section 901 and Section 208 of the Waste Tire Recycling Act/ Small Business and Household Pollution Prevention Act (Act 190 of 1996).

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, re-

search and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by Sections 701 and 702 of Act 101, and the availability of monies in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Sally Lohman, Chief, Waste Planning Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472.

**Act 101, Section 901 Planning Grant**

<i>Region</i>	<i>County</i>	<i>Applicant</i>	<i>Project Description</i>	<i>Grant Award</i>
Southwest	Westmoreland	Westmoreland County	Plan Revision	\$34,329

**BUREAU OF DEEP MINE SAFETY  
APPROVAL OF REQUEST FOR VARIANCE**

The Bureau of Deep Mine Safety (BDMS) has conditionally approved Consolidation Coal Company's request for a variance from the requirements of Section 228(a) of the Pennsylvania Bituminous Coal Mine Act (Act) at the Dilworth Mine. This notification contains a summary of this request and the basis for the Department's approval. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the request:* Consolidation Coal Company requested a variance of the requirements of Section 228(a) to conduct preshift examinations within 3 hours preceding the beginning of any 8-hour interval during which any person is scheduled to work or travel underground and establish the 8-hour intervals of time subject to these examinations at the Dilworth Mine.

Continued authorization for operation under the approval is contingent upon compliance with the measures described in Consolidation Coal Company's variance request and the following conditions:

1. The approval only applies for days when Dilworth Mine operates less than 3 coal-producing shifts, and the coal-producing shift starting times are 10 hours or more apart.
2. Following any idle shift, the operator is required to conduct a preshift examination of all active areas of the entire mine in accordance with Section 228(a) within 3 hours immediately preceding the beginning of the first coal-producing shift and before any miners in such shift other than those who may be designated to make the examination enter the mine.
3. Workers other than those who may be designated to make the examination shall not enter or remain in an underground area unless a preshift examination has been completed for the established 8-hour interval.
4. The operator shall ensure that areas of the mine that have not been examined as part of the 8-hour

interval preshift will be examined within 3 hours before workers, other than persons making the examination, enter those areas.

5. At all times certified miners, machine runners, shot-firers, and mine officials shall monitor their work areas for all dangerous conditions. Certified machine runners or mine officials shall conduct a methane test at all working places where energized equipment is located at intervals not to exceed 20 minutes. All dangerous conditions that are not corrected shall be immediately dangered off and reported to a certified mine official. Certified mine officials shall notify incoming workers of all dangerous conditions in their assigned work areas and see that a danger sign is posted at the entrance to those areas before workers enter.

6. The operator shall use and maintain the systems for monitoring methane on continuous miners and longwall face equipment and for monitoring carbon monoxide on belt conveyors and permanent battery charging stations in compliance with all federal requirements, and manufacturers' specifications and recommendations.

7. This approval applies only to the schedule of shifts and preshift examinations set forth in the variance request. Changes in the preshift examination schedule will be submitted to the Department for approval before implementation.

The basis for the Bureau's approval is summarized as follows:

The Act requires that preshift examinations shall be made within 3 hours before the start of each coal production shift. The operator has scheduled coal production shifts that are 10 hours or longer in time. The extended shift schedules would result in preshift examinations being conducted at intervals of 10 hours or longer in time. The operator's proposal to conduct preshift examinations at 8-hour intervals will reduce the time between examinations and is more likely to detect hazards that could result in accidents.

In 1961 when the Act became law, coal miners worked in shifts of 8 hours as a general practice. The effect of the preshift examination requirement was that examiners conducted preshift examinations every 8 hours. Years of experience with preshift examinations conducted at 8-hour intervals have proved effective at detecting hazardous conditions. Extending the preshift interval from 8 hours to 10 hours or longer due to extended production schedules would not be as effective as 8-hour intervals. The extended shift schedules and examination intervals would increase the risk that changing or dangerous conditions in the mine would not be detected for a longer time while workers are in the mine.

The Bureau's approval of the variance request is conditioned on the operator's performance of 3 preshift examinations whenever 2 or fewer than 2 preshift examinations are required by Section 228(a) in a day. The additional preshift examination per day provides a greater probability that changing or dangerous conditions will be detected.

The operator's request incorporates technological safety enhancements that will facilitate the early detection of hazardous conditions. These include:

- Continuous miners and longwall face equipment equipped with methane monitors that continuously monitor and automatically de-energize electrical power when methane levels exceed allowable limits.
- Conveyor belts and permanent battery charging stations throughout the mine equipped with carbon monoxide sensors that provide an alarm at a location that is staffed continually.

These monitoring and early warning systems which are not required by the Act will be required to be maintained as a condition of this approval.

In 1961, mines were generally idle one shift per day and/or one day per week. The Act requires that within 3 hours immediately preceding the beginning of a coal-producing shift and before any workers in such shift enter the underground areas, a preshift examination shall be made of such areas. This requirement is very important following an idle shift to detect potential hazards that could have developed during the idle period. The requirement to make a complete preshift examination of all active areas of the entire mine within 3 hours before the start of the first coal production shift and before workers enter the mine following an idle shift is retained as a provision of this approval.

Prior to October 18, 1999, the Pennsylvania Bituminous Coal Mine Act and Federal Mine Safety and Health Administration (MSHA) were generally consistent on the requirement for preshift examination. Effective October 18, 1999, MSHA revised its requirements for preshift examinations to be conducted on 8-hour intervals instead of 3 hours before the start of each shift. MSHA's justification for this change was based on an extensive study and evaluation that concluded the 8-hour equal interval examination provides a greater degree of safety than the requirement that examinations be made 3 hours prior to the start of the shift and before workers enter the mine.

[Pa.B. Doc. No. 01-355. Filed for public inspection March 2, 2001, 9:00 a.m.]

## Application Period for the Small Water Systems Regionalization Grant Program

The Department of Environmental Protection (DEP) announces the opening of the application period for funding the Small Water Systems Regionalization Grant Program. This program provides grants to eligible applicants to assess the feasibility of merging water systems. The proposed regionalized water system must involve at least one small community water system (a system serving 3,300 or fewer people).

Eligible applicants include any community water supplier, county, township, borough or authority whose jurisdiction includes the geographic territory of the proposed regionalized water system, and to which a small water system has issued a letter of intent to develop a water systems regionalization study.

Grant awards are limited to 75% of all approved project costs related to the water systems regionalization study or \$ 75,000, whichever is less. The grantee must provide local share in the form of matching funds or in-kind services at a minimum of 25% of the total project costs.

The application period runs from March 1 through April 30, 2001. Based on the availability of funding, applicants that submit a final work plan and budget, which are approved by DEP, will be given preference to receive a grant based on a first-come-first-served basis.

Parties interested in submitting an application are encouraged to meet with DEP staff to discuss the application and the grant process. The meeting should prove helpful in completing an application.

To arrange a meeting or to obtain a grant application, contact Keith Ashley, Department of Environmental Protection, Bureau of Water Supply Management, Division of Technical Assistance and Outreach, Technical Assistance Center for Small Water Systems, P. O. Box 8467, Harrisburg, PA 17105-8467, (717) 787-0122 or e-mail riashley@state.pa.us.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 01-356. Filed for public inspection March 2, 2001, 9:00 a.m.]

## Availability of Technical Guidance

Technical guidance documents are on DEP's world wide web site ([www.dep.state.pa.us](http://www.dep.state.pa.us)) at the public participation center. The "December 2000 Inventory" heading is the governor's list of non-regulatory guidance documents. 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 nonregulatory documents, as necessary, throughout 2001.

### *Ordering paper copies of DEP Technical Guidance*

DEP encourages the use of the Internet to view guidance documents. When this option is not available, 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. Please check with the

appropriate bureau for more information about the availability of a particular document as a publication.

#### *Changes to Technical Guidance Documents*

Following is the current list of recent changes. Persons who have 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.

#### *Notice to Rescind Technical Guidance*

DEP ID: 383-3301-405 Title: Lab Reporting Instructions for Unregulated Chemical Contaminants. Description: The guidance document has been incorporated into the consolidated Lab Manuals in February 2001, and in turn is being rescinded (as a separate document) from the Department's Technical Guidance Inventory. Effective Date: March 3, 2001 Contact: Trudy Troutman at (717) 783-3795 or email at: Troutman.Trudy@dep.state.pa.us

#### *Draft Guidance—Substantive Revision*

DEP ID: 383-5500-213 Title: Small Water Systems Regionalization Grant Program. Description: The changes to this guidance manual reflect the grant manual modifications, which now emphasize implementation of regional solutions to drinking water supply issues and alternatives that may be identified in the subject study. It has been structured to obtain a higher level of project detail from prospective grant applicants in order to improve the technical merit of their submissions. Anticipated Effective Date: July 1, 2001 Comment Period Ends: April 2, 2001 Contact: Charles Spacek at (717) 772-2186 or email at Spacek.Charles@dep.state.pa.us.

#### *Draft Guidance—New Guidance*

DEP ID: 383-5500-613 Title: Small Water Systems Consolidation Construction Grant Program. Description: This program has been created to implement the recommendations of the Small Water Systems Regionalization studies, County Water Supply Planning studies or similar feasibility studies. A lack of construction grant funds has been identified as one important reason fewer than expected regionalization projects have been implemented. Anticipated Effective Date: July 1, 2001 Comment Period Ends: April 2, 2001. Contact: Charles Spacek at (717) 772-2186 or email at Spacek.Charles@dep.state.pa.us.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 01-357. Filed for public inspection March 2, 2001, 9:00 a.m.]

### **Oil and Gas Technical Advisory Board; Meeting Cancellation**

The next meeting of the Oil and Gas Technical Advisory Board (TAB) scheduled for March 6, 2001, in Harrisburg, PA, has been cancelled due to scheduling conflicts of the TAB Board members. A new meeting date will be posted when a date is confirmed.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 01-358. Filed for public inspection March 2, 2001, 9:00 a.m.]

## **DEPARTMENT OF GENERAL SERVICES**

### **Design Professional Selections**

The Selections Committee for the Department of General Services (Department) will meet to consider selections of Design Professionals for the following projects:

*Project No. DGS 148-1*—Construction of a Fish Passageway at the Fabridam in Sunbury, Shikellamy State Park, Sunbury, Northumberland County, PA. Construction Cost: \$3,850,000. The scope of work includes, but is not limited to, a fish passageway by which fish can pass from downstream of the Sunbury Fabridam to upstream of the dam. It should be constructed of concrete and have velocity control mechanisms.

*Project No. DGS 401-52*—Addition to Hartline Science Center, Bloomsburg University, Bloomsburg, Columbia County, PA. Total Construction Cost: \$8,243,334. The scope of work includes, but is not limited to, a four-story addition which would include teaching lab suites with prep area and storage area, student work/study/meeting room, faculty offices and research laboratories.

*Project No. DGS 410-52*—Addition to and Renovation of Grant Science Center, Mansfield University, Mansfield, Tioga County, PA. Total Construction Cost: \$2,063,334. The scope of work includes, but is not limited to, replacement of the roof, windows and doors. Installation of air-conditioning; modernization of the planetarium and upgrade of the large lecture hall.

*Project No. DGS 411-59*—Renovation of Osburn Hall, Millersville University, Millersville, Lancaster County, PA. Total Construction Cost: \$3,802,000. The scope of work includes, but is not limited to, renovation of existing classroom, technology laboratories and office space including plumbing, mechanical, electrical and structural systems. Project will address lecture space, interactive learning, observation and research space, classrooms and student study space.

*Project No. DGS 412-49*—Construction of Instructional Arts Facility, Shippensburg University, Shippensburg, Cumberland County, PA. Total Construction Cost: \$16,554,167. The scope of work includes, but is not limited to, construction of a 2,500 seat instructional arts facility to house both the Music and Theatre Arts academic programs. The facility will include an orchestra pit, dressing area, dance studio, music practice rooms, lecture hall, seminar rooms, laboratory classrooms, faculty offices and a black box theatre.

*Project No. DGS 415-36*—Renovation of Main School Building and Nine Cottages, Scotland School for Veterans' Children, Scotland, Franklin County, PA. Construction Cost: \$3,418,000. The scope of work includes, but is not limited to, replacement of windows and flooring, installation of hydraulic elevator, replacement of sewer pumps, installation of new ceiling/lighting, electrical and plumbing upgrades as well as water damage repairs to Main School Building. Proposed Cottage renovations include new roofs, ventilation systems, new shower stalls and toilet partitions, new plumbing fixtures, upgrade electric/lighting, heating system repairs and exterior masonry repair.

*Project No. DGS 583-14*—Renovate/Replace Heating System in Buildings No. 1 through No. 7, Ebensburg Center, Ebensburg, Cambria County, PA. Construction Cost: \$4,200,000. The scope of work includes, but is not

limited to, replacement of existing hot water radiant heating—located in the floor—with a new system providing a space conditioning hot water system which will interface with the existing energy management system utilizing stand-alone controls.

*Project No. DGS 960-27*—Restoration of Exterior Masonry of Main Building, PA Soldiers' and Sailors' Home, Erie, Erie County, PA. Construction Cost: \$917,000. The scope of work includes, but is not limited to, renewing broken/cracked/spalled brick. Repoint window sill, cast stone band course and corner joints.

*Project No. DGS FPS*—Installation of Fire Protection Systems, Pennsbury Manor, Bucks County; Conrad Weiser Homestead, Berks County; Ephrata Cloister, Lancaster County and Brandywine Battlefield Historic Park, Delaware County, PA. Combined Construction Cost: \$1,200,000. The scope of work includes, but is not limited to, installation of a double interlock pre-action, dry-pipe water suppression system at each location. The system shall be fully integrated with new fire detection systems recently installed at each site.

*Project No. DGS 996-15*—Upgrade Visitor Center, Washington Crossing Historic Park, Washington Crossing, Bucks County, PA. Construct Cost: \$1,877,000. The scope of work includes, but is not limited to, renovation of the existing Visitor Center Building comprised of auditorium, sales area, staff and public restrooms and administrative office space. Renovations include HVAC, electrical, plumbing, fire/security and roof system. Also included is construction of additional space. (See Special Note Under Requirements and Information Section regarding Design Expertise.)

*Project No. DGS 1101-25-31-35*—Storm Water Drainage, Upgrade/Replacement of Sewer Treatment Plant; Water Distribution System Upgrade, Lincoln University, Chester County, PA. Combined Construction Cost: \$9,748,000. The scope of work includes, but is not limited to, drainage collection/conveyance for central area of the University to alleviate ponding/flooding problems. Prepare study of existing sanitary sewer collection/treatment system. Work includes repair/replacement of treatment plant. Evaluation of present water distribution system prior to design of improvements. Work includes all parts of water supply/distribution system.

*Project No. DGS 1101-26-33*—Boiler Plant and Steam Distribution System; Steam Boiler Replacement, Lincoln University, Chester County, PA. Combined Construction Cost: \$6,958,000. The scope of work includes, but is not limited to, replacement of 4,000 linear feet of steam/condensate return lines including installation of new manholes and isolation valves for each building. Evaluate entire Boiler Plant and distribution system with replacement/repair/upgrade as necessary.

*Project No. DGS 1101-28-29-30*—Communications and Electrical Distribution System Replacement, Communications Infrastructure, Campus Lighting, Lincoln University, Chester County, PA. Combined Construction Cost: \$5,773,000. The scope of work includes, but is not limited to, replacement of 6,000 linear feet of electrical distribution including the installation of new substations, switchgear and manholes. Replace/expand communications infrastructure for data and telecommunications; provide emergency power/UPS for data/computer systems and evaluation of system to determine systems to be repaired/replaced. Replace/expand lighting system including fixtures, wiring, site and walkway improvements.

*Project No. DGS 1574-6*—Electrical System Upgrades, State Correctional Institution, Cresson, Cambria County,

PA. Construction Cost: \$3,630,000. The scope of work includes, but is not limited to, complete renovation of electrical system including new main switchgear, emergency generator, dual electrical feeders and transformers.

### Requirements and Information

#### *Special Note—Design Expertise*

Firms applying for Project No. DGS 996-15 should note that Archaeology may be required. Professional must retain experienced archaeologist to perform this work.

#### *Note—Project Program*

A Project Program, prepared by the Using Agency, is available for the following projects: DGS 148-1, DGS 401-52, DGS 410-52, DGS 412-49, DGS 415-36, DGS 583-14, DGS FPS, DGS 996-15 and DGS 1574-6. Project Programs are available on the Internet by clicking on the project number in the advertisement which can be accessed through the Public Works section on the Department's home page at [www.dgs.state.pa.us](http://www.dgs.state.pa.us). Copies of the Project Programs may be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th & Herr Streets, Harrisburg, PA 17125, (717) 783-8468, or via e-mail [pbianchi@state.pa.us](mailto:pbianchi@state.pa.us).

#### *Instructions for Filing Application*

Professionals will not be considered by the Selections Committee (Committee) until all of the following requirements are met.

(a) Signed Form 150-ASP must be filed with the Department. The signature on Form 150-ASP must be an original signature. Consultants listed on the requesting professional firm's application, Form 150-ASP shall be deemed to be designated Key Consultants. Form 150-ASP, Application For Specific Project, may be obtained upon request to the Selections Committee, Department of General Services, Room 104, 18th & Herr Streets, Harrisburg, PA 17125, (717) 783-8468. The Form 150-ASP can be downloaded from the Professional Selections Web Site of the Department's Internet home page at <http://www.dgs.state.pa.us>. In addition, the Form 150-ASP can be obtained via e-mail by addressing a request to: [pbianchi@state.pa.us](mailto:pbianchi@state.pa.us).

(b) The requesting professional firm shall obtain from each consultant listed in Question 9, page 4 of the requesting professional firm's application (Form 150-ASP) a signed letter of certification on the consultant's letterhead, attesting to the firm's consent to participate in the requesting professional firm's application for the specific project. Signed letters of certification from consultants are required and constitute a part of the requesting professional firm's application for the specific project. The signature on the letter of certification must be an original signature.

(c) The requesting professional firm must submit six copies of Form 150-ASP, Application for Specific Project, for each project herein advertised in which the firm is interested and qualified to perform. At least one of the six copies submitted must contain all original signatures. For architectural projects and, when appropriate, for engineering projects, the Professional shall supply photographs showing a maximum of two different views of each of the three relevant projects described in Question 12, Pages 7—9 of the application. The requesting professional firm or joint venture firm must be the Professional of Record for the projects described in Question 12, Pages 7—9 of the application. It is not acceptable to list work performed by Key Consultants. The identification and appropriate supportive information concerning each pho-



tograph shall include the name, project title, location, and the name of the Professional of Record. Color photo copies are acceptable, however, renderings and brochures will not be accepted in lieu of photographs. The photographs shall be attached to each copy of the application. The pages of each copy of Form 150-ASP must be stapled with photographs and consultant's letters of certification followed by the resumes of Key Personnel (listed in Question 10 and/or 11 on Pages 5 and/or 6) included as the last section of the application. **Do not bind the application in any way to any other documentation. Do not bind the application in a binder of any type.**

(d) A complete project submission, which consists of documents described in paragraphs (a), (b) and (c) above, must be received on or before the close of business (5 p.m.) Friday, March 23, 2001, and addressed to the Selections Committee, Department of General Services, Room 104, 18th & Herr Streets, Harrisburg, PA 17125. **Fax applications are not acceptable.**

Project submissions must be made on the Form 150-ASP. Applications submitted on any other form are unacceptable and will not be considered by the Committee.

(e) The Committee may at its discretion establish interviews with any or all of the Professionals who have requested consideration for appointment as designer for the above projects. If an interview is required, the Professional will be notified by the Committee as to the date, time and location.

(f) Additional information, in writing, may be requested by the Committee as required.

*Additional Services—Indoor Air Quality Assessment Program and Hazardous Materials*

The Professional firm selected to design a project will be expected to perform and administer, when required by the Department as Additional Services, an Indoor Air Quality Assessment Program during Building or Renovation Commissioning and the sampling, testing, inspection and monitoring for removal of any asbestos, other hazardous waste or contaminants encountered during project design or construction, unless otherwise stated in the Scope.

The Committee encourages responses from small firms, minority firms, women-owned firms and firms who have not previously performed state work, and will consider joint ventures, which will enable them to participate in this program.

All applications submitted are subject to review by the Committee. The Committee disclaims any liability whatsoever as to its review of the applications submitted and in formulating its recommendations for selection. All recommendations for selection made by the Committee shall be final under to Act 57 of May 15, 1998.

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 01-359. Filed for public inspection March 2, 2001, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Health Policy Board Meeting

The Health Policy Board is scheduled to hold a meeting on Wednesday, March 7, 2001, at 10 a.m., in Room 812 Health and Welfare Building, Seventh and Forster Streets, Harrisburg, PA.

Persons with a disability who desire to attend the meeting and require an auxiliary aid service or other accommodation to do so, should contact Joseph May at (717) 772-5298, for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

This meeting is subject to cancellation without notice.

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-360. Filed for public inspection March 2, 2001, 9:00 a.m.]

## Requests for Exceptions; Long-Term Care Nursing Facilities

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.26(c) (relating to laundry):

The Middletown Home  
999 West Harrisburg Pike  
Middletown, PA 17057

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, Fax: (717) 772-2163, e-mail address: PAEXCEPT@HEALTH.STATE.PA.US.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aide service or other accommodation to do so, should contact the Division of Nursing Care Facilities at (717) 787-1816, V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-361. Filed for public inspection March 2, 2001, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Current Prevailing Wage Act Debarments

The contractors referenced below have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), this firm or person, or any firms, corporations or partnerships in which such firm or person has an interest, shall be awarded no contract for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
First Choice Fire Protection, Inc. (Fed. ER I.D. No. 23- 2891133) -and- Ronald Seidel	3 Chinkapin Drive Fleetwood, PA 19522	February 7, 2001

JOHNNY J. BUTLER,  
*Secretary*

[Pa.B. Doc. No. 01-362. Filed for public inspection March 2, 2001, 9:00 a.m.]

## DEPARTMENT OF STATE

### Notice Regarding the Office of Judge of the Court of Common Pleas of Fayette County

Under section 903 of the Pennsylvania Election Code (25 P.S. § 2863), the Secretary of the Commonwealth (Secretary) has designated the office of Judge of the Court of Common Pleas of Fayette County as an office to be filled at the November 2001, Municipal Election, with nominations to be made by the major political parties at the May 15, 2001, Municipal Primary. The Secretary has made this designation in anticipation of the scheduled mandatory retirement of Judge William Franks on January 5, 2002 (the day on which the judge will attain the age of 70 under Commonwealth law), a date 2 days prior to the constitutionally prescribed judicial inauguration day of January 7, 2002. The Secretary's designation of the office is in accord with the opinion of the Supreme Court of Pennsylvania (Court) issued in *Barbieri v. Shapp*, 476 Pa. 513, 383 A.2d 218 (1978), in which the Court said that "[w]hen a judge reaches mandatory retirement age less than 10 months before a municipal election, or between Election and Inauguration Days, a regularly conducted election to fill the judge's seat may be held without waiting 2 years for the next municipal election." 476 Pa. at 520, 383 A.2d at 222 (italics added). In *Barbieri*, the Court made clear that when such a mandatory retirement is anticipated, the Secretary must designate the judicial office for election in the municipal election scheduled that year.

Notwithstanding, the Secretary's current designation of the office for this year's municipal primary and municipal election; however, it should be noted that a constitutional amendment, proposed by the General Assembly and scheduled for referendum vote on May 15, 2001, if adopted, would change the law in a way that might require the Secretary to reconsider her designation of the office of Judge of the Court of Common Pleas of Fayette County as an office to be filled in the November 6, 2001, Municipal Election. Specifically, the voters of this Commonwealth will be asked on May 15, 2001, whether to amend Article V, § 16(b) of the Constitution of Pennsylvania to provide that justices of the Supreme Court, judges and justices of the peace (known as district justices) shall be retired on the last day of the calendar year in which they attain the age of 70 years, rather than on the day they attain the age of 70.

If the amendment were approved, then Judge Franks would not be required to retire upon attaining the age of 70 on January 5, 2002. Rather, under the amendment, Judge Franks would be legally eligible to continue to serve as judge until December 31, 2002. Thus, if the

amendment were adopted on May 15, 2001, and Judge Franks were to continue thereafter to serve as a commissioned judge of the Court of Common Pleas of Fayette County, the Secretary could no longer reasonably anticipate, under the dictates of *Barbieri v. Shapp*, that a judicial vacancy will exist on the court on Inauguration Day, January 7, 2002. Under such circumstances, therefore, the Secretary likely would be required to rescind her designation of the office of Judge of the Court of Common Pleas of Fayette County as an office to be filled at the November 2001 Municipal Election. The Secretary would make her decision in this regard as soon as the results of the referendum were certified and the amendment proclaimed by the Governor to have been adopted.

KIM PIZZINGRILLI,  
*Secretary of the Commonwealth*

[Pa.B. Doc. No. 01-363. Filed for public inspection March 2, 2001, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

[Correction]

### Approved Speed-Timing Devices and Appointment of Maintenance and Calibration Stations

An error appeared in a notice at 31 Pa.B. 706 (February 3, 2001). The correct version is as follows, with ellipses referring to the existing text of the notice:

\* \* \* \* \*

#### II. Appointment—Maintenance and Calibration Stations

The Department of Transportation, under 75 Pa.C.S. § 3368(d), has appointed the following stations for calibrating and testing speed-timing devices until the next comprehensive list is published, subject to interim amendment.

The Department has appointed, under 75 Pa.C.S. § 3368(d), the following Official Electronic Device Testing Stations for radar devices which may only be used by members of the State Police:

\* \* \* \* \*

Simco Electronics, 2125 South West 28th Street, Allentown, Lehigh County, PA 18103 (Appointed: (09/19/96, Station R9).

\* \* \* \* \*

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 01-364. Filed for public inspection March 2, 2001, 9:00 a.m.]

### Change of Address for Administrative Docket

The Department of Transportation (Department), acting through its Office of Chief Counsel, gives notice that any action or appeal before the Department's administrative hearing officer in cases not involving appeals from the Department's denial or recall of occupational limited licenses; appeals from the Department's cancellation,

denial or recall of probationary licenses; requests for record reviews under section 1516 of the Motor Vehicle Code; and hearings to request credit toward serving driving privilege or vehicle registration suspensions. All actions or appeals not previously enumerated shall be directed to Mary L. Sumpman, Administrative Docket Clerk, Office of Chief Counsel, Commonwealth Keystone Building, 400 North Street, 9<sup>th</sup> floor, Harrisburg, PA 17120-0096.

Actions and appeals relating to the Department's denial or recall of occupational limited licenses; appeals from the Department's cancellation, denial or recall of probationary licenses, or requests for record reviews under section 1516 of the Motor Vehicle Code; and hearings to request credit toward serving driving privilege or vehicle registration suspensions are still to be directed to Terrie L. Prayer, Administrative Docket Clerk, Safety Administration, 3rd Floor, Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104-2516.

Persons with questions or concerns about this change should contact Mary L. Sumpman, Administrative Docket Clerk, at the address given above or by telephone at (717) 772-8397.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 01-365. Filed for public inspection March 2, 2001, 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 Gallitzin Railroad Bridge carrying SR 1013 over the Norfolk Southern Railroad in the Borough of Gallitzin, Cambria County. The existing Gallitzin Railroad Bridge is a contributing element to the National Register eligible Gallitzin Borough Historic District. This project will require the acquisition of 0.30 ha (0.74 acre) from the approximately 12.0 ha (29.5 acre) Gallitzin Borough Historic District.

Information describing the project together with the associated environmental analysis is contained in the Categorical Exclusion Evaluation/Section 2002 Evaluation that was prepared for this project.

Based upon studies, there is no prudent and feasible alternative to the use of property from the National Register eligible Gallitzin Borough Historic District, and the removal of the contributing element (Gallitzin Railroad Bridge).

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 replacement of this bridge.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 01-366. Filed for public inspection March 2, 2001, 9:00 a.m.]

---

## HEALTH CARE COST CONTAINMENT COUNCIL

### Meetings Scheduled

The following meetings of the Health Care Cost Containment Council have been scheduled: Thursday, March 8, 2001, Council Meeting—10 a.m.; Education & Outreach Committee Meeting will be held immediately following the Council Meeting on March 8, 2001. The meetings will be held in the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Individuals who need accommodation due to a disability and want to attend the meetings, should contact Cherie Elias, Pennsylvania Health Care Cost Containment Council, 225 Market Street, Harrisburg, PA 17101, or call (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

MARC P. VOLAVKA,  
*Executive Director*

[Pa.B. Doc. No. 01-367. Filed for public inspection March 2, 2001, 9:00 a.m.]

---

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, February 15, 2001, and took the following actions:

#### *Regulations Approved:*

Department of Agriculture # 2-119: Farm Safety and Occupational Health Grant Program (adds Chapter 138k to 7 Pa. Code).

Department of Agriculture # 2-122: Farm Safety and Occupational Health Developmental Program (adds Chapter 138j to 7 Pa. Code).

Department of Agriculture # 2-123: Farm Safety and Occupational Health Tuition Assistance Program (adds Chapter 138i to 7 Pa. Code).

*Commissioners Voting:* John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli—by proxy; Robert J. Harbison, III; John F. Mizner—by phone

Public Meeting held  
February 15, 2001

*Department of Agriculture; Farm Safety and Occupational Health Grant Program; Regulation No. 2-119*

On January 31, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Agriculture (Department). This rulemaking adds Chapter 138k to 7 Pa. Code. The proposed regulation was published in the February 12, 2000, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on January 24, 2001.

This regulation is a grant program for statewide farm organizations, volunteer fire companies, ambulance services and rescue squads. These groups may apply for annual grants, up to \$2,500, for offering education or training programs related to farm safety, occupational health or response to emergencies and accidents related to farms or agriculture.

We have determined this regulation is consistent with the statutory authority of the Department (3 P. S. §§ 1905 and 1906(c)(2)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

*Commissioners Voting:* John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli—by proxy; Robert J. Harbison, III; John F. Mizner—by phone

Public Meeting held  
February 15, 2001

*Department of Agriculture; Farm Safety and Occupational Health Developmental and Instructional Program; Regulation No. 2-122*

On January 31, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Agriculture (Department). This rulemaking adds Chapter 138j to 7 Pa. Code. The proposed regulation was published in the February 12, 2000, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on January 24, 2001.

The regulation is a grant program intended for the Pennsylvania Fire Academy, colleges, universities, community colleges, or vocational or technical schools. These institutions may apply for annual grants, up to \$30,000, for providing technical courses of instruction in farm safety and occupational health.

We have determined this regulation is consistent with the statutory authority of the Department (3 P. S. §§ 1905 and 1906(c)(1)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

*Commissioners Voting:* John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli—by proxy; Robert J. Harbison, III; John F. Mizner—by phone

Public Meeting held  
February 15, 2001

*Department of Agriculture; Farm Safety and Occupational Health Tuition Assistance Program; Regulation No. 2-123*

On January 31, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Agriculture (Department). This rulemaking adds Chapter 138i to 7 Pa. Code. The proposed regulation was published in the February 12, 2000, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on January 24, 2001.

This regulation is a tuition assistance program for individuals involved in agriculture production who attend farm safety, occupational health and emergency response programs. Applicants may receive up to \$100 annually.

We have determined this regulation is consistent with the statutory authority of the Department (3 P. S. §§ 1905 and 1906(a)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 01-368. Filed for public inspection March 2, 2001, 9:00 a.m.]

**Notice of Comments Issued**

Section 5(d) and (g) of the Regulatory Review Act (71 P. S. § 745.5(d) and (g)) provide that the designated standing committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the committees' comment period. The Commission's comments are based upon the criteria contained in sections 5.1(h) and (i) of the act (75 P. S. § 745.5a(h)(i)).

The Commission issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted by the date indicated.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
11-197	Insurance Department Discounting Medical Malpractice Loss Reserves	02/15/01	11/20/02

**Insurance Department Regulation No. 11-197  
Discounting Medical Malpractice Loss Reserves  
February 15, 2001**

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The Insurance Department must respond to these comments when it submits the final-form regulation. If the final-form regulation is not delivered by November 20, 2002, the regulation will be deemed withdrawn.

**Section 118.3. Restrictions on discounting loss reserves.—Reasonableness; Implementation procedure.**

Paragraph (4) states, "An insurer may not discount loss reserves or loss adjustment expense reserves for policies with an effective date on or after January 1, 2001." We understand that the date of January 1, 2001, is consistent with the standards of the National Association of Insurance Commissioners. However, as this regulation is still in proposed form, it could not have taken effect on that date. We recommend that Paragraph (4) be revised to apply prospectively to policies that become effective after the date of final publication of the regulation.

JOHN R. MCGINLEY Jr.,  
*Chairperson*

[Pa.B. Doc. No. 01-369. Filed for public inspection March 2, 2001, 9:00 a.m.]

## INSURANCE DEPARTMENT

**Highmark Blue Cross Blue Shield; Rate Filing  
1-DEM-00-HBCBS**

Highmark Blue Cross Blue Shield has resubmitted filing 1-DEM-00-HBCBS for Insurance Department (Department) approval. This filing updates the demographic rating factors for average age, area and industry to be applied to pooled group business with 50 or fewer eligible contracts in the western Commonwealth plan region. The factor for group size one has been eliminated. The requested effective date is July 1, 2001.

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-370. Filed for public inspection March 2, 2001, 9:00 a.m.]

**Keystone Health Plan West; Rate Filing 1-DEM-00-KHPW**

Keystone Health Plan West has resubmitted filing 1-DEM-00-KHPW for Insurance Department (Department) approval. This filing requests demographic rating methodology for groups with 50 or fewer eligible contracts in the western Commonwealth plan area, which are members of associations or purchasing pools. The requested rating methodology proposes to use demographic

factors for age, industry and area. The factor for group size one has been eliminated. The requested effective date is July 1, 2001.

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-371. Filed for public inspection March 2, 2001, 9:00 a.m.]

**Nationwide Mutual Fire Insurance Company;  
Homeowners Insurance Rate Filing**

On February 15, 2001, the Insurance Department (Department) received from Nationwide Mutual Fire Insurance Company a filing for a proposed rate level and rule changes for homeowners insurance.

The company requests an overall 10.9% increase amounting to \$16,491,000 annually to be effective June 22, 2001.

Unless formal administrative action is taken prior to April 16, 2001, 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 Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

All interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Pennsylvania Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, or e-mail: xlu@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-372. Filed for public inspection March 2, 2001, 9:00 a.m.]

**Notice to Workers' Compensation Insurance Carriers**

Insurance companies that write workers' compensation are required to report workers' compensation premium, loss and claim count information using 2000 Special Schedule "W." This information is to be reported to the Insurance Department (Department) and to the Pennsylvania Compensation Rating Bureau (PCRB). Authority for this call is contained in section 655 of the Insurance Company Law of 1921 (40 P. S. § 815).

Information to be reported by April 16, 2001, to the Department and the PCRB includes the following:

For calendar year 2000:

- Premiums—Written, Unearned, Earned
- Losses—Indemnity vs. Medical for Paid, Reserves (Case vs. Bulk & IBNR), Incurred
- Amounts added to premium to yield PCRB Standard Earned Premium at Designated Statistical Reporting Level

- Deductible adjustments to yield first dollar premiums and losses

For evaluations as of December 31, 1999 and December 31, 2000, policy year information for large deductible (that is, deductible > \$100,000) policies vs. all other policies including small deductible policies on a first dollar basis:

- Premiums—Earned
- Losses—Indemnity vs. Medical for Paid, Reserves (Case vs. Bulk & IBNR), Incurred
- Claim counts—Indemnity vs. Medical for Incurred, Closed with and without payments

Reports must be submitted in an electronic form. The forms for submission and preformatted Excel spreadsheets were posted on February 28, 2001, at the Department's website, <http://www.insurance.state.pa.us>, under the "What's New" section.

Persons who have not received this information or have questions concerning information contained in this notice should contact Brenna Murphy, Actuarial Associate, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 783-2114 or e-mail: [brmurphy@state.pa.us](mailto:brmurphy@state.pa.us).

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-373. Filed for public inspection March 2, 2001, 9:00 a.m.]

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with the termination of the insured's automobile policy. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's Regional Offices in Philadelphia, PA or Pittsburgh, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Philadelphia Regional Office, Room 304 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Javier and Sheryl Barreto; file no. 01-210-00161; Allstate Indemnity Company; doc. no. PH01-02-0216; May 10, 2001, at 2:30 p.m.

Appeal of Fred Adams; file no. 00-280-04953; Keystone Insurance Company; doc. no. PH01-02-017; May 10, 2001, at 3:30 p.m.

The following hearings will be held in the Pittsburgh Regional Office, Room 304 State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Pamela Hibbs; file no. 01-308-70022; AAA Mid-Atlantic Insurance Company; doc. no. PI01-02-018; April 20, 2001, at 1:30 p.m.

Appeal of Celmi Y. Ravelo; file no. 00-308-71970; Geico Indemnity Insurance Company; doc. no. PI01-02-019; April 20, 2001, at 2:30 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

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

Persons with a disability who wish to attend the 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. 01-374. Filed for public inspection March 2, 2001, 9:00 a.m.]

### Surplus Lines Agents and Interested Parties; Export List of Insurance Coverages

In May 2000, the Insurance Commissioner (Commissioner) determined that certain insurance coverages were generally unavailable in the authorized market and declared those coverages as exportable. A list of exportable coverages was published at 30 Pa.B. 2692 (May 27, 2000). Accordingly, for those insurance coverages that are included on the export list, a diligent search among insurers admitted to do business in this Commonwealth is not required before placement of the coverages in the surplus lines market.

The Commissioner declared that the export list would remain in effect until revised or superseded by a subsequent list.

At this time, the Commissioner is soliciting comments regarding the current export list. Any person may request in writing that a coverage be added or removed from the list.

Persons wishing to comment on the Commissioner's current export list are invited to submit a written statement within 30 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Office of Regulation of

Companies, Insurance Department, 1345 Strawberry Square, Harrisburg, PA, 17120; fax (717) 787-8557; e-mail cbybee@state.pa.us. After consideration of all comments received, the Commissioner will publish a notice in the *Pennsylvania Bulletin* providing a 15-day opportunity to comment on any proposed changes before formal publication of the revised list.

M. DIANE KOKEN,  
Commissioner

[Pa.B. Doc. No. 01-375. Filed for public inspection March 2, 2001, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board leases will expire:

Lancaster County, Wine & Spirits Shoppe #3615, 1944A Lincoln Highway East, Lancaster, PA 17602-3329.

*Lease Expiration Date:* December 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 6,000 net useable square feet of new or existing retail commercial space on PA Route 462 (Lincoln Highway East), within ½ mile of the intersection of PA Route 340 (Old Philadelphia Pike), East Lampeter Township.

*Proposals due:* March 23, 2001 at 12 noon

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

Lancaster County, Wine & Spirits Shoppe #3618, 2846-1 Main Street, Morgantown, PA 19543-9452.

*Lease Expiration Date:* January 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,600 net useable square feet of new or existing retail commercial space on PA Route 23, within 1.5 miles of the intersection of PA Route 10, Caernarvon Township.

*Proposals due:* March 23, 2001 at 12 noon

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

Bucks County, Wine & Spirits Shoppe #0903, 720 Easton Road, Riegelsville, PA 18077-0111.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space be in Durham Township on Route 611 near Route 412, Riegelsville.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113  
**Contact:** Robert J. Jolly, (215) 482-9670

Philadelphia County, Wine & Spirits Shoppe #5101, 135 W. Cheltenham Avenue, Philadelphia, PA 19144-3301.

*Lease Expiration Date:* August 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,500 net useable square feet of new or existing retail commercial space be within an area north of Cheltenham Avenue, south of Washington Lane, east of Wayne Avenue and west of Germantown Avenue, Philadelphia.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113  
**Contact:** Robert J. Jolly, (215) 482-9670

Philadelphia County, Wine & Spirits Shoppe #5107, Grant Plaza II, Philadelphia, PA 19115-3167.

*Lease Expiration Date:* November 30, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,500 net useable square feet of new or existing retail commercial space be within a radius of 1 mile of the intersection of Grant Avenue and Bustleton Avenue, Philadelphia.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113  
**Contact:** Robert J. Jolly, (215) 482-9670

Philadelphia County, Wine & Spirits Shoppe #5119, 724 South Street, Philadelphia, PA 19147-2023.

*Lease Expiration Date:* May 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space be on South Street between Route 95 and Route 611, Philadelphia.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113  
**Contact:** Robert J. Jolly, (215) 482-9670

Philadelphia County, Wine & Spirits Shoppe #5153, 2115 North 22nd Street, Philadelphia, PA 19121-1401.

*Lease Expiration Date:* July 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 6,000 net useable square feet of new or existing retail commercial space be in a ½ mile radius of the intersection of 22nd Street and Diamond Street in Philadelphia.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113  
**Contact:** Robert J. Jolly, (215) 482-9670

Philadelphia County, Wine & Spirits Shoppe #5155, Society Hill Shopping Center, 326 South 5th Street, Philadelphia, PA 19106-4117.

*Lease Expiration Date:* October 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 6,000 net useable square feet of new or existing retail commercial space be in the Society Hill section of Southeast Philadelphia.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113  
**Contact:** Robert J. Jolly, (215) 482-9670

Allegheny County, Wine & Spirits Shoppe #0205, 149 5th Avenue, McKeesport, PA 15132-2721.

*Lease Expiration Date:* January 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,800 net useable square feet of new or existing retail commercial space be in the Central Business District of McKeesport. Site must have access for tractor-trailer loading.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Bruce VanDyke, (412) 565-5130

Allegheny County, Wine & Spirits Shoppe #0236, 820 McKeesport Road, Elizabeth, PA 15037-1917.

*Lease Expiration Date:* July 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,200 net useable square feet of new or existing retail commercial space be in a shopping center environment serving Elizabeth and the surrounding area.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Bruce VanDyke, (412) 565-5130

Allegheny County, Wine & Spirits Shoppe #9206, KenMawr Plaza, 510 Pine Hollow Road, McKees Rocks, PA 15136-1659.

*Lease Expiration Date:* February 28, 2005

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space in a shopping center environment in the vicinity of Pine Hollow Road in Kennedy Township.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** George Danis, (412) 565-5130

Allegheny County, Wine & Spirits Shoppe #0200/0215, 1601 Liberty Avenue, Pittsburgh, PA 15222-4301.

*Lease Expiration Date:* August 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 14,500 net useable square feet of new or existing warehouse space with 1,500 square feet of office area inclusive. The building must have 16 foot ceilings and a minimum of two dock height doors and free parking for 12 vehicles. The space should be located in the City of Pittsburgh's strip district between 16th Street and 40th Street.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Thomas Deal, (412) 565-5130

Crawford County, Wine & Spirits Shoppe #2004, 211 East Erie Street, Linesville, PA 16424-0424.

*Lease Expiration Date:* January 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,500 to 2,000 net useable square feet of new or existing retail commercial space be along Route 6 in Linesville's Central Business District.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** George Danis, (412) 565-5130

Jefferson County, Wine & Spirits Shoppe #3302, 567 W. Mahoning Street, Punxsutawney, PA 15767-1909.

*Lease Expiration Date:* January 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space must serve the Punxsutawney area. The site should have free off-street parking and access for tractor-trailer loading.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Thomas Deal, (412) 565-5130

Westmoreland County, Wine & Spirits Shoppe #6525, Greengate East Shopping Center, 1100 West Pittsburgh Street, Greensburg, PA 15601-1270.

*Lease Expiration Date:* January 31, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,500 net useable square feet of new or existing retail commercial



cial space must be in a shopping center environment along Route 30, west of Greensburg.

*Proposals due:* March 23, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** George Danis, (412) 565-5130

Dauphin County, Wine & Spirits Shoppe #2217, 6301 Grayson Road, Suite A118, Harrisburg, PA 17111-3346.

*Lease Expiration Date:* September 30, 2005

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 5,100 net useable square feet of new or existing retail commercial space within 1/4 mile of the intersection of Grayson Road and Mushroom Hill Road, Swatara Township.

*Proposals due:* March 23, 2001 at 12 noon

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

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 01-376. Filed for public inspection March 2, 2001, 9:00 a.m.]

## PENNSYLVANIA HOUSING FINANCE AGENCY

### Request for Proposals

The Housing Finance Agency (Agency) is issuing an Request for Proposal (RFP) to obtain the services of a certified public accounting firm to conduct a financial audit for the Agency, Homeowners' Emergency Mortgage Assistance Program for the Fiscal Year 2001 through 2003.

The Agency will receive sealed proposals until 3 p.m., March 23, 2001. Proposals received after 3 p.m. on March 23, 2001, WILL NOT be considered. Detailed specifications for this invitation to propose are provided in the RFP, which may be revised prior to contract finalization. A copy of the RFP is located on our website [www.phfa.org](http://www.phfa.org), or a copy can be requested by writing to Larry Jackson at the address listed. Questions concerning this RFP should refer to HEMAP-Audit, and be addressed to the attention of Larry E. Jackson, 2101 North Front Street, Harrisburg, PA 17110.

Mailed proposals should be addressed to Pennsylvania Housing Finance Agency, HEMAP-Audit Proposal, Attn: Larry E. Jackson, 2101 North Front Street, Harrisburg, PA 17110.

WILLIAM C. BOSTIC,  
*Executive Director*

[Pa.B. Doc. No. 01-377. Filed for public inspection March 2, 2001, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Railroad With Hearing

**A-00117339. City of Lebanon.** Application of City of Lebanon for the suspension of the Avon Branch of the Norfolk Southern Railroad located in the City of Lebanon, Lebanon County.

An Initial Hearing on this matter will be held Tuesday, April 10, 2001, at 10 a.m. Hearing Room 2, Plaza Level, Commonwealth Keystone Building, 400 North Street, Harrisburg, 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. 01-378. Filed for public inspection March 2, 2001, 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 March 26, 2001, 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 motor of operating motor vehicles as common carriers for the transportation of persons as described under each application.**

**A-00105113, Folder 2. Southern Park Limo Service, Inc.** (7338 Southern Boulevard, Boardman, OH 44512), a corporation of the State of Ohio—persons in airport transfer service, from points in the county of Lawrence to the Pittsburgh International Airport located in Allegheny County. *Attorney:* John A. Pillar, 680 Washington Road, Suite B 101, Pittsburgh, PA 15228.

**A-00109393, Folder 2. W. Dale Rosewell, t/d/b/a Rosewell Limousine Service** (2800 Franklynn Drive, Allison Park, Allegheny County, PA 15101)—persons in limousine service, from points in the county of Allegheny, to points in the township of Hanover and the borough of Burgettstown, all located in Washington County, and return. *Attorney:* John A. Pillar, 680 Washington Road, Suite B101, Pittsburgh, PA 15228.

**A-00117557. Lawrence A. Waite, t/d/b/a Airport Sedan Service** (1107 Winterton Street, Pittsburgh, Allegheny County, PA 15206)—persons in limousine service, from points in the county of Allegheny, to points in this Commonwealth, and return.

**A-00117558. Hijrah Transportation, Inc.** (534 North Hobart Street, Philadelphia, Philadelphia County, PA

19131), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, from points in the city and county of Philadelphia, to all State Correctional Institutions located in this Commonwealth, and return.

**A-00117559. Stephen J. Malik, Sr., t/d/b/a Corporate Sedan Service** (660 Means Avenue, Floor #2, Pittsburgh, Allegheny County, PA 15202)—persons in limousine service, between points in the county of Venango, and from points in the counties of Venango, and Allegheny, to points in this Commonwealth, and return.

**Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.**

**A-00086705, Folder 6. Posten Taxi, Incorporated** (777 South Franklin Street, Wilkes-Barre, Luzerne County, PA 18702), a corporation of the Commonwealth of Pennsylvania—additional right—persons in group and party service, in vehicles seating 15 passengers or less, including the driver, between points in the counties of Lackawanna, Luzerne, Monroe, Pike and Wayne, and from points in said counties, to points in this Commonwealth, and return. *Attorney:* James D. Campbell, Jr., 3631 North Front Street, Harrisburg, PA 17110.

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

**A-00086705, Folder 5, Am-B. Posten Taxi, Incorporated** (777 South Franklin Street, Wilkes-Barre, Luzerne County, PA 18702), a corporation of the Commonwealth of Pennsylvania, inter alia—persons in paratransit service, between points in the counties of Monroe, Wayne and Pike, and from points in the said counties, to points in this Commonwealth, and vice versa: *so as to permit* the transportation of company employees and their equipment, in paratransit service, for Blue Cross of Northeastern Pennsylvania, between points in the county of Luzerne. *Attorney:* James D. Campbell, Jr., 3631 North Front Street, Harrisburg, PA 17110.

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

**A-00117498. Donna Miller, t/d/b/a Miller Tour & Travels** (537 North Edgewood Avenue, Somerset, Somerset County, PA 15501)—brokerage license—to arrange for the transportation of persons, between points in this Commonwealth.

**A-00117561. Maureen W. Williams, t/d/b/a Family Services of Eastern Pa.** (336 West Zeralda Street, P. O. Box 29636, Philadelphia, Philadelphia County, PA 19144)—brokerage license—to arrange for the transportation of persons and their baggage, between points in this Commonwealth.

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

**A-00116398, Folder 5000. B.A.L. Taxi, Inc.** (600 Edison Avenue, Philadelphia, Philadelphia County, PA 19116), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of all issued stock 100 shares from Larisa Basovsky to Avram Gelfenson involving one Philadelphia Medallion at A-00116398,

P-314. *Attorney:* John J. Gallagher, Suite 1100, 1760 Market Street, Philadelphia, PA 19103.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-379. Filed for public inspection March 2, 2001, 9:00 a.m.]

### Telecommunications

**A-311009F0002. Verizon North Inc. and Edge Connections, Inc.** Joint Application of Verizon North Inc. and Edge Connections, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Edge Connections, Inc. filed on February 12, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Edge Connections, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-380. Filed for public inspection March 2, 2001, 9:00 a.m.]

### Telecommunications

**A-311064. Verizon North Inc. and Max-Tel Communications, Inc.** Joint Petition of Verizon North Inc. and Max-Tel Communications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Max-Tel Communications, Inc. filed on February 13, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Max-Tel Communications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-381. Filed for public inspection March 2, 2001, 9:00 a.m.]

### Telecommunications

**A-311061. Verizon North Inc. and ReFlex Communications, Inc.** Joint Application of Verizon North Inc. and ReFlex Communications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and ReFlex Communications, Inc. filed on February 12, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and ReFlex Communications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-382. Filed for public inspection March 2, 2001, 9:00 a.m.]

**Company.** Joint Application of Philadelphia Suburban Water Company and Geigertown Water Company, for approval of: 1) the transfer by sale of the water system assets of Geigertown Water Company to Philadelphia Suburban Water Company; 2) the right of Philadelphia Suburban Water Company to furnish water service to the public in a described area of Robeson and Union Townships, Berks County, PA; and 3) the abandonment by Geigertown Water Company of water service to the public in its current service territory.

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 March 19, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* Philadelphia Suburban Water Company and Geigertown Water Company.

*Through and By Counsel:* Mark J. Kropilak, Esquire, 762 West Lancaster Avenue, Bryn Mawr, PA 19010; and Anne Elizabeth Perrige, Esquire, P. O. Box 185, Morgantown, PA 19543.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-384. Filed for public inspection March 2, 2001, 9:00 a.m.]

### Telecommunications

**A-310791F0002. Verizon North Inc. and Unified Messaging Inc. d/b/a Single Source, Inc.** Joint Petition of Verizon North Inc. and Unified Messaging Inc. d/b/a Single Source, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Unified Messaging Inc. d/b/a Single Source, Inc. filed on February 13, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Unified Messaging Inc. d/b/a Single Source, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-383. Filed for public inspection March 2, 2001, 9:00 a.m.]

### Transfer by Sale Without Hearing

**A-310779 F0006 and A-310059 F2000. TeleBeam, Incorporated and Conestoga Communications Inc.** Joint Application of TeleBeam, Incorporated and Conestoga Communications, Inc., for approval of the transfer of assets of Conestoga Communications, Inc., to TeleBeam, Inc., and the merger of Conestoga Communications, Inc., with TeleBeam Incorporated.

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 March 19, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* TeleBeam, Incorporated and Conestoga Communications, Inc.

*Through and By Counsel:* Gerald Gornish, Esquire, Alan Kohler, Esquire, Wolf, Block, Schorr and Solis-Cohen, LLP, 212 Locust Street, Suite 300, Harrisburg, PA 17101.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-385. Filed for public inspection March 2, 2001, 9:00 a.m.]

### Transfer by Sale Without Hearing

**A-212370 F0061 and A-211040 F2000. Philadelphia Suburban Water Company and Geigertown Water**

### Transfer by Sale Without Hearing

**A-210094, A-210094 F0002, A-230085 and A-230085 F0002. Utilities, Inc.-Blue Mountain Lake and Utilities, Inc.** Application of Utilities, Inc.-Blue Mountain

Lake and Utilities, Inc., for Commission approval of: 1) the transfer by sale of the water and wastewater property and rights of Blue Mountain Lake Associates to Utilities, Inc. and Utilities, Inc.-Blue Mountain Lake; and 2) the right of Utilities, Inc.-Blue Mountain Lake to begin to offer, furnish or supply water and wastewater services to the public in portions of Stroud and Smithfield Townships, Monroe County, Pennsylvania.

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 March 19, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* Utilities, Inc.-Blue Mountain Lake.

*Through and By Counsel:* James P. Dougherty, Esquire, Susan E. Bruce, Esquire, McNees, Wallace and Nurick, 100 Pine Street, P. O. Box 1166, Harrisburg, PA 17108-1166.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-386. Filed for public inspection March 2, 2001, 9:00 a.m.]

---

### Transfer by Sale Without Hearing

**A-210093, A-210093 F0002, and A-210350 F2000. Westgate Water Company and Utilities, Inc.—Westgate, and Utilities, Inc.** Joint application of Westgate Water Company and Utilities, Inc.-Westgate, and Utilities, Inc., for Commission approval of: 1) the transfer by sale of the waterworks property and rights of Westgate Water Company to Utilities, Inc.-Westgate; 2) the right of Utilities, Inc.-Westgate to begin to offer, furnish or supply water service to the public in portions of Hanover Township, Northampton County, Pennsylvania, and 3) the right of Westgate Water Company to abandon all water service to the public.

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 March 19, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* Utilities, Inc.-Westgate and Westgate Water Company.

*Through and By Counsel:* James P. Dougherty, Esquire, Susan E. Bruce, Esquire, McNees, Wallace and Nurick, 100 Pine Street, P. O. Box 1166, Harrisburg, PA 17108-1166; and Charles Bruno, Esquire, 205 South Seventh Street, Easton, PA 18042-4315.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-387. Filed for public inspection March 2, 2001, 9:00 a.m.]

---

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Requests for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #0034.1, Repairs to Rubber Roof, Pier 80 S. Annex, until 2 p.m. on Thursday, March 22, 2001. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Fl., Philadelphia, PA 19134, (215) 426-2600 and will be available March 6, 2001. The cost of the bid documents is \$35.00 (includes 7% PA sales tax) which is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal employment opportunity laws and regulations.

Mandatory prebid job site meeting will be held Thursday, March 15, 2001, 10 a.m. at the job site, Snyder Ave. & Columbus Blvd., Philadelphia, PA 19148.

JAMES T. MCDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 01-388. Filed for public inspection March 2, 2001, 9:00 a.m.]

# STATE CONTRACTS INFORMATION

## DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over \$10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

**EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.**

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.

Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:

The payment date specified in the contract.

30 days after the later of the receipt of a proper invoice or receipt of goods or services.

The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center

PA Department of Community and Economic Development

374 Forum Building

Harrisburg, PA 17120

800-280-3801 or (717) 783-5700

### Reader's Guide



Legal Services & Consultation

① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

**B-54137.** Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services

Location: Harrisburg, Pa.

Duration: 12/1/93-12/30/93

Contact: Procurement Division  
787-0000

③ Contract Information

④ Department

⑤ Location

⑥ Duration

⑦

(For Commodities: Contact:)  
Vendor Services Section  
717-787-2199 or 717-787-4705

### REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

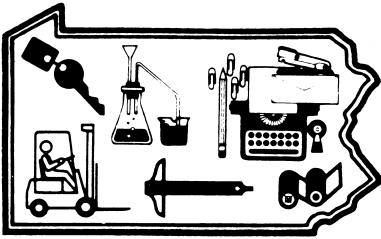
(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

## GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**  
 Pennsylvania State Treasury  
 Room G13 Finance Building  
 Harrisburg, PA 17120  
 717-787-2990  
 1-800-252-4700

BARBARA HAFER,  
*State Treasurer*



### Commodities

**5850-01** Microcomputer, LAN Hardware & Peripherals. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Microcomputer & Local Area Network (LAN) Hardware & Peripherals, 5850-01. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 5850-01 to ensure receipt by the Commonwealth on or before 1:30 p.m. on the last Commonwealth business day of each quarter (the deadline). A "quarter" is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

**Department:** General Services  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**6350-01** Security System Services. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Security System Services, 6350-01. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 6350-01 to ensure receipt by the Commonwealth on or before 1:30 p.m. on the last Commonwealth business day of each quarter (the deadline). A "quarter" is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

**Department:** General Services  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**6350-03** Surveillance & Security Equipment & Supplies. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Surveillance & Security Equipment & Supplies, 6350-03. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 6350-03 to ensure receipt by the Commonwealth on or before 1:30 p.m. on the last Commonwealth business day of each quarter (the deadline). A "quarter" is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

**Department:** General Services  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1383110** Furnish and Install Medical Observation Cells. For a copy of bid package fax request to (717) 787-0725. If you have problems downloading a bid, please call our Fax Back System at (717) 705-6001.

**Department:** Corrections  
**Location:** Cresson, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**PGC-2689** No-Till Seeder. Seven foot (7'). Equal or better than Agco, Model TYE 2007, with a three (3) point category two hitch. Unit needed for the planting of legumes and cool season grasses, and to be delivered, fully assembled and operational, to Pike County. Two (2) Owner's Manuals must be supplied with the Seeder.

**Department:** Game Commission  
**Location:** Pennsylvania Game Commission, Automotive & Procurement, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797  
**Duration:** Seeder must be delivered thirty (30) days from date of the award.  
**Contact:** Diane E. Shultz, (717) 787-6594

**8505580** Lights, Revolving Warning. For a copy of bid package fax request to (717) 787-0725.

**Department:** Transportation  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**7314500** Software, IBM. No Substitute. For a copy of bid package fax request to (717) 787-0725.

**Department:** Liquor Control Board  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1414210** Medication Carts. For a copy of bid package fax request to (717) 787-0725.

**Department:** Public Welfare  
**Location:** Danville, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1377210** Carpeting; Kraus Vision Work. No Substitute. For a copy of bid package fax request to (717) 787-0725.

**Department:** Public Welfare  
**Location:** Altoona, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**Thaddeus Stevens College of Technology 00-0021** Fault Assisted Circuits for Electronics Training (FACET) equipment. This equipment includes hardware and Lab Volt's own copyrighted curriculum that helps enhance the learning process.

**Department:** Education  
**Location:** Thaddeus Stevens College of Technology, 750 East King Street, Lancaster, PA 17602  
**Duration:** Purchase Requisition will cover new equipment  
**Contact:** Earla Ament, (717) 396-1763

**0400ms** All LED Full Matrix general purpose changeable message sign (1 each). CMS-GP432, Case 23 DEG LED urban continuous matrix sign. All LED truck bed mounted sign case only includes sign assembly, power cable, terminal patch cable and hand held terminal on/off switch. Software must be compatible with the existing message board in the District. Delivery must be within thirty days after receipt of order.

**Department:** Transportation  
**Location:** PA Dept. of Transportation, Lackawanna County Maintenance Garage, West Grove St. & Morgan Highway, Clarks Summit, PA 18411 July 31, 2001  
**Duration:** July 31, 2001  
**Contact:** Gerald Pronko, (570) 963-4039

**1426200** Software, Maps/Scenes Forensic Mapping Program. For a copy of bid package fax request to (717) 787-0725.

**Department:** State Police  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**LE00003** Uniform trousers, winter, Fechheimer Model 32215-FF

**Department:** Fish and Boat Commission  
**Location:** Harrisburg, PA  
**Duration:** One Time Purchase  
**Contact:** Dennis Grove, (717) 705-7915

**054001** Purchase of 1,500 gallons of Liquid Concentrate Concrete additive, Gill No. 33 B & P Superbond, no substitute.

**Department:** Transportation  
**Location:** Pennsylvania Department of Transportation, Monroe County Maintenance Office 5-4 S.R. 611, 2 miles northwest of Stroudsburg, PA 18360  
**Duration:** Expiration date 12/31/01  
**Contact:** Denise Grabowski, (570) 424-3024

**Electrical01** Various parts of electrical products breakers, wire nuts, wire, etc. For a copy of the bid package please fax a request to (717) 861-2932.

**Department:** Military Affairs  
**Location:** State Reservation Maintenance, Ft. Indiantown Gap, Annville, PA 17003-5002  
**Duration:** FY00-01  
**Contact:** Anita Sommer, (717) 861-2928

**1417040** Latest Model Propane Fueled 20 Cu. Yd. Refuse Packer Truck. For a copy of bid package fax request to (717) 787-0725.

**Department:** Agriculture  
**Location:** State Farm Products Commission, Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1405190** Professional License and I.D. Cards. For a copy of bid package fax request to (717) 787-0725. If you have problems downloading a bid, please call our Fax Back System at (717) 705-6001.

**Department:** State  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1401130** Paving Material. For a copy of bid package fax request to (717) 787-0725.

**Department:** Military Affairs  
**Location:** Annville, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**1205210** Embroidered Uniform Shirts, Polo Style, Summer Knit Golf Shirts. For a copy of bid package fax request to (717) 787-0725.

**Department:** Public Welfare  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

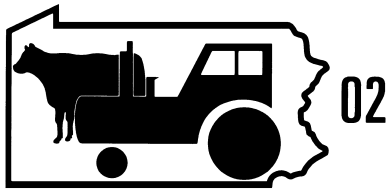
**5810-03** Microcomputer & Local Area Network (LAN) Software. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Microcomputer & Local Area Network (LAN) Software, 5810-03. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 5810-03 to ensure receipt by the Commonwealth on or before 1:30 p.m. on the last Commonwealth business day of each quarter (the deadline). A "quarter" is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

**Department:** General Services  
**Location:** Harrisburg, PA  
**Duration:** FY 2000-01  
**Contact:** Vendor Services, (717) 787-2199

**LBLA 6244** Purchase of Hach/Sigma Model 950 flow meter and appurtenances

**Department:** Fish and Boat Commission  
**Location:** Tylersville Fish Culture Station, Loganton, PA 17747  
**Duration:** Delivery required by June 30, 2001  
**Contact:** Kathi Tibbott, Purchasing Agent, (814) 359-5130

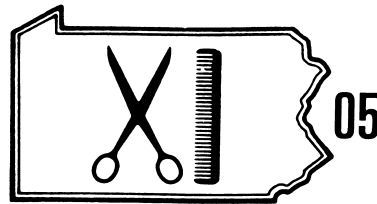
## SERVICES



Agricultural Services

**SP3500015972** Perform aerial application of Bti to designated black fly larvae production areas of the Schuylkill River System located in Schuylkill and Berks Counties.

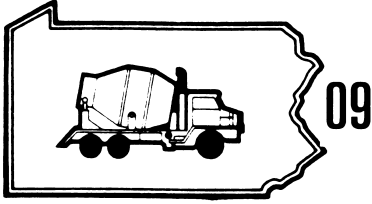
**Department:** Environmental Protection  
**Location:** Schuylkill and Berks Counties  
**Duration:** Upon execution through December 31, 2001, with two renewal options  
**Contact:** Sharon Peterson, (717) 787-2471



Barber Services

**021-0783-01-000001** Hair cutting services required for court adjudicated youth committed to Youth Forestry Camp No. 2. Services are to be provided twice monthly at the institution, at such times as arranged between the Contractor and the institution.

**Department:** Public Welfare  
**Location:** YOUTH FORESTRY CAMP NO. 2, HICKORY RUN STATE PARK, RR #1 BOX 82, WHITE HAVEN, PA 18661  
**Duration:** JULY 1, 2001 TO JUNE 30, 2004  
**Contact:** SUSAN E. WILKINSON, (570) 443-9524



## Construction & Construction Maintenance

**00880005** Renovate Dorm B Dayroom located at Youth Forestry Camp #3, R.D. #1, Box 175, James Creek, PA 16657. Complete specifications will be mailed with bid. Prevailing wage rates will apply to this project.

**Department:** Public Welfare  
**Location:** Youth Forestry Camp #3, R.D. #1, Box 175, James Creek, PA 16657.  
**Duration:** Anticipated Start Date 3/1/2001—6/30/2001  
**Contact:** Dee Kuhn, Purchasing Agent, (717) 789-5509

**060045** For the furnishing and placement of topsoil, seeding and soil supplements, mulch, erosion control blankets, sod, watering, tree, shrub and bulb planting. Bidding packages may be purchased by contacting the PennDOT Sales Store, 5th Floor, Commonwealth Keystone Building, 400 North Broad Street, Harrisburg, PA 17105-2730, (717) 787-5968. Specifications can also be viewed on the PennDOT Home Page (<http://www.dot.state.pa.us>) by selecting publications. The expected date for the release of Bidding Documents by the Sales Store is March 1, 2001 based on an anticipated bid opening of April 5, 2001.

**Department:** Transportation  
**Location:** Bucks, Chester, Delaware, Montgomery and Philadelphia Counties.  
**Duration:** June 2001 to June 2004  
**Contact:** Louis J. Porrini, Highway Maintenance Manager, (610) 205-6703

**FDC-318-870.4** All Electrical work associated with alterations to the existing office and a new one story addition to the park office at Canoe Creek State Park in Blair County. NOTE: Requests for Bid Documents will be taken ON or AFTER March 5, 2001.

**Department:** Conservation and Natural Resources  
**Location:** Frankstown Township  
**Duration:** 270 Days  
**Contact:** Construction Management Section, (717) 787-5055

**FDC-318-870.3** All Plumbing work associated with alterations to the existing office and a new one story addition to the park office at Canoe Creek State Park in Blair County. NOTE: Requests for Bid Documents will be taken ON or AFTER March 5, 2001.

**Department:** Conservation and Natural Resources  
**Location:** Frankstown Township  
**Duration:** 270 Days  
**Contact:** Construction Management Section, (717) 787-5055

**FDC-318-870.2** All HVAC work associated with alterations to the existing office and a new one story addition to the park office at Canoe Creek State Park in Blair County. Work includes geothermal energy recovery wells and piping, ground source heat pumps, unit heaters, insulation, ductwork and balancing. NOTE: Requests for Bid Documents will be taken ON or AFTER March 5, 2001.

**Department:** Conservation and Natural Resources  
**Location:** Frankstown Township  
**Duration:** 270 Days  
**Contact:** Construction Management Section, (717) 787-5055

**FDC-318-870.1** All General Construction work associated with alterations to the existing office and a new one story addition to the park office at Canoe Creek State Park in Blair County. Site work also includes earthwork, reinforced concrete, painting and landscaping. NOTE: Requests for Bid Documents will be taken ON or AFTER March 5, 2001.

**Department:** Conservation and Natural Resources  
**Location:** Frankstown Township  
**Duration:** 270 Days  
**Contact:** Construction Management Section, (717) 787-5055

**DGS377-1EX2** PROJECT TITLE: Roofing. BRIEF DESCRIPTION: This Bid Package shall include furnishing and installing all roofs, rigid roof insulation, soffits, fascia, roof hatches and flashing on buildings. This contract does not include roofing for the SC1.1 Pre-Engineered Metal Buildings Contract and the SC3.1 Staff Residence Building Contract. ESTIMATED RANGE: \$2,000,000.00 to \$5,000,000.00. Roofing Construction. PLANS DEPOSIT: \$200.00 per set payable to: OK/DMJM. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$40.00 per set or provide your express mail account number to the office listed below. Mail requests to: OK/DMJM, One Gateway Center, 13 West, Pittsburgh, PA 15222, Attn: Tom Dirkes, (412) 394-6888. Bid Date: WEDNESDAY, March 28, 2001 at 11:00 a.m. A Pre-Bid Conference has been scheduled for Tuesday, March 13, 2001 at 1:00 p.m. at the M.A.C.A. Building located in Marienville, Forest County, PA. Contact Tom Dirkes, (412) 394-6888. All Contractors who have secured Contract Documents are invited and urged to attend this Pre-Bid Conference.

**Department:** General Services  
**Location:** Forest County SCI, Jenks Township, Forest County, PA  
**Duration:** 390 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGS377-1SC1** PROJECT TITLE: Prefabricated Metal Buildings. BRIEF DESCRIPTION: This Bid Package shall include all work associated with furnishing and erecting three pre-engineered metal buildings excluding foundations, masonry walls, doors and windows. The three buildings are Bldg. 14 (Warehouse), Bldg. 15 (Vehicle Maintenance) and Bldg. 6 (Prison Industries). ESTIMATED RANGE: \$1,000,000.00 to \$2,000,000.00. Prefabricated Metal Buildings Construction. PLANS DEPOSIT: \$200.00 per set payable to: OK/DMJM. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$40.00 per set or provide your express mail account number to the office listed below. Mail requests to: OK/DMJM, One Gateway Center, 13 West, Pittsburgh, PA 15222, Attn: Tom Dirkes, (412) 394-6888. Bid Date: WEDNESDAY, March 28, 2001 at 11:00 a.m. A Pre-Bid Conference has been scheduled for Tuesday, March 13, 2001 at 1:00 p.m. at the M.A.C.A. Building located in Marienville, Forest County, PA. Contact Tom Dirkes, (412) 394-6888. All Contractors who have secured Contract Documents are invited and urged to attend this Pre-Bid Conference.

**Department:** General Services  
**Location:** Forest County SCI, Jenks Township, Forest County, PA  
**Duration:** 270 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**CPC 00.052** The Conservation of the Majority Caucus Room Woodwork Phase I contract includes but is not limited to the restoration of the original finishes of the wood wainscot walls in the room. The project includes the stripping and refinishing of mahogany wainscot walls, minor wood repair, and the finishing of a limited amount of new wood to match the existing original historic finishes. Specifications will be available starting February 13, 2001 with a mandatory pre-proposal conference and site walk-through scheduled for February 20, 2001 at 2:00 PM. Proposals are due on March 13, 2001.

**Department:** PA Capitol Preservation Committee  
**Location:** Main Capitol Building, Room 630, Harrisburg, PA 17120  
**Duration:** June 2001—November 2001  
**Contact:** Ruthann Hubbet-Kemper, Chris Ellis, (717) 783-6484

**DGS377-1SW2** PROJECT TITLE: Excavation, Site Work. BRIEF DESCRIPTION: This Bid Package shall include all material, labor and equipment for clearing and grubbing, earthwork, excavation, rock removal, proof rolling, rough and final grading, erosion and sedimentation control, site concrete, landscaping and site amenities. ESTIMATED RANGE: Over \$10,000,000.00. Excavation, Site Work Construction. PLANS DEPOSIT: \$200.00 per set payable to: OK/DMJM. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$40.00 per set or provide your express mail account number to the office listed below. Mail requests to: OK/DMJM, One Gateway Center, 13 West, Pittsburgh, PA 15222, Attn: Tom Dirkes, (412) 394-6888. Bid Date: WEDNESDAY, March 28, 2001 at 11:00 a.m. A Pre-Bid Conference has been scheduled for Tuesday, March 13, 2001 at 9:00 a.m. at the M.A.C.A. Building located in Marienville, Forest County, PA. Contact: Tom Dirkes, (412) 394-6888. All Contractors who have secured Contract Documents are invited and urged to attend this Pre-Bid Conference.

**Department:** General Services  
**Location:** Forest County SCI, Jenks Township, Forest County, PA  
**Duration:** 150 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGS377-1ST2** PROJECT TITLE: Concrete Foundations. BRIEF DESCRIPTION: This Bid Package shall include all work and materials associated with constructing foundations for all buildings, including the foundations and foundation walls for the (3) staff residences, all concrete footings, grade walls, yard walls and slabs on grade. This contractor shall be responsible for furnishing all materials, labor and equipment necessary for all excavation, sub-base preparation and backfilling required to complete the requirements of this contract in accordance with the Contract Documents. This Contractor will also be responsible for furnishing and installing foundation drains and tying them into the work of the Site Utilities Contractor (DGS 377-1SW3.1), under-slab plastic vapor retarder, waterproofing and concrete to concrete joint sealants. ESTIMATED RANGE: \$5,000,000.00 to \$10,000,000.00. Concrete Foundations Construction. PLANS DEPOSIT: \$200.00 per set payable to: OK/DMJM. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$40.00 per set or provide your express mail account number to the office listed below. Mail requests to: OK/DMJM, One Gateway Center, 13 West, Pittsburgh, PA 15222, Attn: Tom Dirkes, (412) 394-6888. Bid Date: WEDNESDAY, March 28, 2001 at 11:00 a.m. A Pre-Bid Conference has been scheduled for Tuesday, March 13, 2001 at 11:00 a.m. at the M.A.C.A. Building located in Marienville, Forest County, PA. Contact Tom Dirkes, (412) 394-6888. All Contractors who have secured Contract Documents are invited and urged to attend this Pre-Bid Conference.

**Department:** General Services  
**Location:** Forest County SCI, Jenks Township, Forest County, PA  
**Duration:** 150 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE  
**Contact:** Contract and Bidding Unit, (717) 787-6556



**DGS377-1ST1REVISEDREBID** PROJECT TITLE: Pre-Cast Concrete Cells. BRIEF DESCRIPTION: All work necessary to furnish and install the Precast detention cells and the Precast guard tower(s) superstructure, including the cast-in-place security windows, embedments and anchors as required for the cell furniture, fixtures and related building components. Scope of work also includes furnishing and installing all conduit and junction boxes as required for all electrical and security items, HVAC grilles, light fixtures and miscellaneous sleeves for related building components. ESTIMATED RANGE: Over \$10,000,000.00. Precast Concrete Cells Construction. PLANS DEPOSIT: \$200.00 per set payable to: OK/DMJM. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$40.00 or provide your express mail account number to the office listed below. Mail requests to OK/DMJM, One Gateway Center, Thirteen West, Pittsburgh, PA 15222. Tel: (412) 394-6888. Bid Date: WEDNESDAY, March 14, 2001 at 11:00 a.m.

**Department:** General Services  
**Location:** Forest County, SCI, Jenks Township, Forest County, PA  
**Duration:** 333 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGS377-1SW3** PROJECT TITLE: Site Utilities. BRIEF DESCRIPTION: This Bid Package shall include all work associated with installing selected site utilities. This includes storm and sanitary sewerage piping, storm and sanitary structures, domestic water piping, fire protection water piping and natural gas piping. Also included is the site fuel storage system. ESTIMATED RANGE: \$5,000,000.00 to \$10,000,000.00. Site Utilities Construction. PLANS DEPOSIT: \$200.00 per set payable to: OK/DMJM. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$40.00 per set or provide your express mail account number to the office listed below. Mail requests to: OK/DMJM, One Gateway Center, 13 West, Pittsburgh, PA 15222, Attn: Tom Dirkes, (412) 394-6888. Bid Date: WEDNESDAY, March 28, 2001 at 11:00 a.m. A Pre-Bid Conference has been scheduled for Tuesday, March 13, 2001 at 9:00 a.m. at the M.A.C.A. Building located in Marienville, Forest County, PA. Contact Tom Dirkes, (412) 394-6888. All Contractors who have secured Contract Documents are invited and urged to attend this Pre-Bid Conference.

**Department:** General Services  
**Location:** Forest County SCI, Jenks Township, Forest County, PA  
**Duration:** 150 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**DGSA581-53** PROJECT TITLE: Refurbishing Primary Trickling Filter. BRIEF DESCRIPTION: Replace the rotary distributor on the primary trickling filter of the sewage treatment plant and replace the effluent pipe. ESTIMATED RANGE: Under \$100,000.00. Plumbing Construction. PLANS DEPOSIT: \$25.00 per set payable to: COMMONWEALTH OF PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5.00 per set or provide your express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. (717) 787-3923. Bid Date: WEDNESDAY, March 28, 2001 at 1:00 p.m.

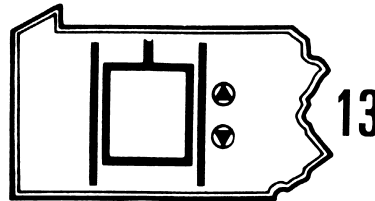
**Department:** General Services  
**Location:** White Haven Center, White Haven, Luzerne County, PA  
**Duration:** 120 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE  
**Contact:** Contract and Bidding Unit, (717) 787-6556

**934250** Vendor to supply the following: Fabricated structural steel (hot dipped galvanized): 6 - stringers, W21 X 111 X 32' long (50KSI) 6 - intermediate diaphragms, C12 X 25 X 5'-0" long = total 25,687 pounds 10 - diaphragm end connector plates, 1/2" x 7 1/2" x 1'-7 3/4" (cut) 10 - 30 degree bent plates (channel diaphragm to connector plate) 1/2" x 0'-11" x 1'-2" (cut and bent) NOTE: it is the fabricator's option to weld or bolt these plates to the diaphragm end connector plates. Ref. BC-754 standard 20 - superstructure guide rail posts W8 x 24 x 4'-8" long 20 - guidepost offset blocks, W16 x 36 x 1'-6" long 280 - 7/8" dia. ASTM A325 bolts, 2 1/4" long w/hex-nut & flat washers (mechanically galvanized) Materials & workmanship to be in accordance with specifications, PUB408 dated 2000 and ANSI/AASHTO/AWS D1.5-96 Bridge Welding Code Work consists of the fabrication & delivery of the items described to the PennDOT jobsite located on SR4005-0130-0000 in Jefferson County. PennDOT will unload and assemble the fabricated structural steel & hardware at the jobsite. All structural steel is to meet the requirements of ASTM-A709 designation, Grade 50.

**Department:** Transportation  
**Location:** PA Dept of Transportation SR4005-0130-0000, Jefferson County; Mailing address: P. O. Box 385, Punxsutawney, PA 15767  
**Duration:** April 1, 2001 through Nov. 30, 2001  
**Contact:** Janice Redding, Daniel Cessna, (814) 938-6300

**DGS377-1EX1** PROJECT TITLE: Masonry. BRIEF DESCRIPTION: This Bid Package shall include furnishing and installation of all masonry products and accessory items necessary for the construction of all interior and exterior masonry walls with the exception of the staff residence foundation walls. Accessory items include reinforcement products, insulation, flashing, grout and grouting of hollow metal frames and any other items necessary to complete this contractor's scope of work in accordance with the Contract Documents. This Contractor is also responsible for the installation of all items, as furnished by other Contractors on this project, that must be installed during the completion of the masonry contractor's scope of work. These items include, but are not limited to, steel lintels, openings/assemblies/accessories for ductwork, fire protection, plumbing, electrical and electronic security, fencing, metal fabrications such as access panels. This Contractor will be responsible for coordination of his work with the Contractors furnishing items for installation. ESTIMATED RANGE: \$2,000,000.00 to \$5,000,000.00. Masonry Construction. PLANS DEPOSIT: \$200.00 per set payable to: OK/DMJM. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$40.00 per set or provide your express mail account number to the office listed below. Mail requests to: OK/DMJM, One Gateway Center, 13 West, Pittsburgh, PA 15222, Attn: Tom Dirkes, (412) 394-6888. Bid Date: WEDNESDAY, March 28, 2001 at 11:00 a.m. A Pre-Bid Conference has been scheduled for Tuesday, March 13, 2001 at 1:00 p.m. at the M.A.C.A. Building located in Marienville, Forest County, PA. Contact Tom Dirkes, (412) 394-6888. All Contractors who have secured Contract Documents are invited and urged to attend this Pre-Bid Conference.

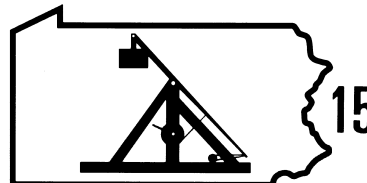
**Department:** General Services  
**Location:** Forest County SCI, Jenks Township, Forest County, PA  
**Duration:** 420 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE  
**Contact:** Contract and Bidding Unit, (717) 787-6556



Elevator Maintenance

**SBC 111460005** Contractor to provide inspection as required and repairs as needed to all elevators located at State Correctional Institution at Laurel Highlands. An on-site visit is required. Complete bid will be on file at Institution.

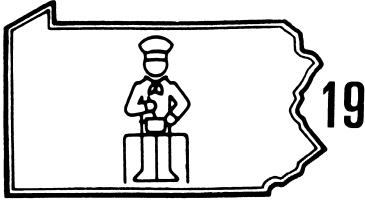
**Department:** Corrections  
**Location:** State Correctional Institution at Laurel Highlands, 5706 Glades Pike, P. O. Box 631, Somerset, PA 15501-0631  
**Duration:** 07/01/01 to 06/30/03  
**Contact:** Carole S. Kolesko, PA II, (814) 445-6501 x 347



Environmental Maintenance Service

**00880007** Furnish and install a backwash tank and pumps at the Youth Forestry Camp #3, R.D. #1, Box 175, James Creek, PA 16657. Complete specifications will be mailed with bid.

**Department:** Public Welfare  
**Location:** Youth Forestry Camp #3, R.D. #1, Box 175, James Creek, PA 16657.  
**Duration:** Anticipated start date 3/1/2001—6/30/2001  
**Contact:** Dee Kuhn, Purchasing Agent, (717) 789-5509



### Food

**8000-03909** Milk, low fat 2% B.F.—8 oz. containers, skim milk - 8 oz. individual cartons, cottage cheese—low fat large curd and plain yogurt 8 oz. containers. The estimated needs are as follows: 5,040 cases 2% milk, 315 cases skim milk, 416 containers cottage cheese and 2,083 cases plain yogurt. There are to be two deliveries per week.

**Department:** Corrections  
**Location:** SCI-Waynesburg 373 Prison Road, Waynesburg, PA 15370  
**Duration:** One year starting July 1, 2001 through June 30, 2002  
**Contact:** Judith Cook-Purchasing Agent, (724) 852-5609

**6000-08433** The vendor will provide juice and ice tea base concentrate in five (5) gallon disposable "bag-in-the-box" for use with dispensing machines at the State Correctional Institution at Pittsburgh. Delivery will be every Tuesday of every month starting May 29, 2001 until June 30, 2004. Juice and ice tea base will consist per delivery of 9 containers of orange, 16 containers of cherry, 12 containers of strawberry and 30 containers of ice tea.

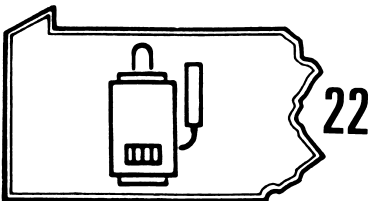
**Department:** Corrections  
**Location:** State Correctional Institution at Pittsburgh, 3001 Beaver Ave., P. O. Box 99901, Pittsburgh, PA 15233  
**Duration:** May 29, 2001 to June 30, 2004  
**Contact:** Carol Schaeffer/Purchasing Agent, (412) 761-1955 Ext. 291

**10881014** Provide food service at the Southeast Secure Treatment Unit, 1824 West Strasburg Road, West Chester, PA 19382. Complete specifications will be mailed with bid.

**Department:** Public Welfare  
**Location:** Southeast Secure Treatment Unit, 1824 West Strasburg Road, West Chester, PA 19382.  
**Duration:** 7/1/2001—6/30/2002  
**Contact:** Dee Kuhn, Purchasing Agent, (717) 789-5509

**#040** THE BID IS FOR BREAD, ROLLS, AND RELATED PRODUCTS ("FRESH"). A COPY OF THE BID PACKET IS AVAILABLE BY CONTACTING THE PURCHASING DEPARTMENT BY PHONE—(610) 740-3428 OR FAX—(610) 740-3424.

**Department:** Public Welfare  
**Location:** ALLENTOWN STATE HOSPITAL, 1600 HANOVER AVENUE, ALLENTOWN, PA 18109-2498  
**Duration:** JULY 1, 2001 THROUGH JUNE 30, 2002  
**Contact:** LOIS KERBACHER, PURCHASING AGENT II, (610) 740-3428



### HVAC Services

**2500 Ventilators** Heating and air conditioning ventilators. (1) 1250 CFM and 3 ton cooling capacity and (1) 1000 CFM and 2 ton cooling capacity. TRANE or equal. Installation by Institution personnel.

**Department:** Corrections  
**Location:** State Correctional Institution, 1000 Follies Road, Dallas, PA 18612  
**Duration:** 120 days  
**Contact:** Robert G. Berkey, (570) 675-1101 ext. 325

**082514** This contract is for preventative boiler maintenance and related repairs located in the Cumberland County Maintenance Office at 540 West North Street, Carlisle, PA

**Department:** Transportation  
**Location:** Cumberland County Office located at 540 West North Street, Carlisle, PA.  
**Duration:** 1 (one) year contract with three (3) renewals.  
**Contact:** Barry Strock, (717) 243-5414, ext.303



### Janitorial Services

**2000-REY-JAN** Provide janitorial service for PA Fish & Boat Commission at Reynoldsdale Fish Culture Station, New Paris, Bedford County, PA. Services are for one building consisting of two floors which has three offices, four restrooms, two stairways, one visitor reception area, two visitor display areas, one hallway, one lunchroom, one locker room, one lab room and one conference room.

**Department:** Fish and Boat Commission  
**Location:** PA Fish & Boat Commission, Reynoldsdale Fish Culture Station, 162 Fish Hatchery Rd., New Paris, PA 15554  
**Duration:** 07/01/01 through 6/30/03  
**Contact:** Kathi Tibbott, (814) 359-5131



### Laboratory Services

**SPC703000** Provide all materials, transportation and laboratory interpretations necessary to allow the Sexually Transmitted Disease Program (STD) to perform Papanicolaou (PAP) tests on approximately 7,500 women (15,000 slides) attending STD clinics in Pennsylvania. Provide monthly, semi-annual and annual summary reports of work performed.

**Department:** Health  
**Location:** Approximately 80-90 STD clinic sites in PA  
**Duration:** 7/01 through 6/04—36 months  
**Contact:** Raegan L. Camuso, (717) 787-3981

**00974018** Clinical Laboratory Services

**Department:** Public Welfare  
**Location:** Warren State Hospital, 33 Main Drive N., Warren, PA 16365-5099  
**Duration:** 10/01/01—09/30/06  
**Contact:** Ms. Bobbie Muntz, PA III, (814) 726-4496



### Lodging/Meeting Facilities

**IFB No. 01-I-002** The Department of State will hold a conference on June 11 through June 13, 2001. We will need lodging, meals and conference facilities within a 15-mile radius of Harrisburg.

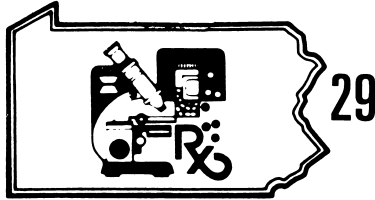
**Department:** State  
**Location:** 116 Pine Street, 2nd Floor, Harrisburg, PA 17101  
**Duration:** Three days  
**Contact:** Kathye Bilyeu, (717) 787-3945

**SP3510015991** Provide lodging, meeting rooms and meals for the Department of Environmental Protection, Bureau of Air Quality Control statewide staff meeting for approximately 280 attendees.

**Department:** Environmental Protection  
**Location:** Within a twenty-five (25) mile radius of Interstate 80, Exit 45.  
**Duration:** Through 12/31/01  
**Contact:** Sharon Peterson, (717) 787-2471

**SP3500015447** Provide lodging, meals and meeting facilities for the Department of Environmental Protection, Bureau of Personnel Safety Conference for approximately 300 attendees.

**Department:** Environmental Protection  
**Location:** Within 100 mile radius of Williamsport  
**Duration:** Through 12/31/01  
**Contact:** Sharon Peterson, (717) 787-2471



### Medical Services

**00881046** Provide psychiatric services at the Loysville Youth Development Center, R.D. #2, Box 365B, Loysville, PA 17047. Complete specifications will be mailed with bid.

**Department:** Public Welfare  
**Location:** Loysville Youth Development Center, R.D. #2, Box 365B, Loysville, PA 17047  
**Duration:** Anticipated start date 3/1/2001—6/30/2002  
**Contact:** Dee Kuhn, Purchasing Agent, (717) 789-5509

**APR #304-07515** Contractor to furnish and provide audiograms for the testing of hearing acuity of personnel in the Environmental Control Division, Bur. of Maintenance Management. Testing to be accomplished with audiometric equipment and room, meeting American National Standards Institute requirements and under the direction of a certified audiologist. Estimated number of employees to be tested is 125.

**Department:** General Services  
**Location:** Dept. of General Services, Bur. of Maintenance Management, Room 403, North Office Building, Harrisburg, PA 17125  
**Duration:** July 1, 2001 through June 30, 2004  
**Contact:** William Myers, (717) 787-5412

**2010000037** Conduct initial and annual physical examinations, as needed, for Pennsylvania State Police personnel involved in clandestine laboratory investigations. All examinations and tests must be performed in the Harrisburg, PA area at the Contractor's offices or facilities. Physicians performing evaluations must have knowledge, understanding and training that qualifies them in properly evaluating the individual's ability to withstand the work and heat stresses they will be subjected to as a result of their work.

**Department:** State Police  
**Location:** Harrisburg, PA area  
**Duration:** Upon Award through 6/30/03  
**Contact:** Diane Bolden, Procurement & Supply Division, (717) 705-5923

**10881015** Provide drug and alcohol counseling services at the Southeast Secure Treatment Unit, 1824 West Strasburg Road, West Chester, PA 19382. Complete specifications will be mailed with bid.

**Department:** Public Welfare  
**Location:** Southeast Secure Treatment Unit, 1824 West Strasburg Road, West Chester, PA 19382  
**Duration:** 7/1/2001 - 6/30/2002  
**Contact:** Dee Kuhn, Purchasing Agent, (717) 789-5509

**10881016** Provide pharmaceutical services at the Loysville Youth Development Center, R.D. #2, Box 365B, Loysville, PA 17047. Complete specifications will be mailed with bid.

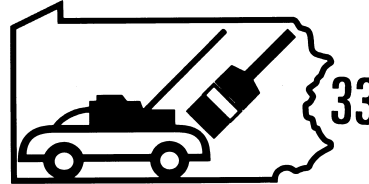
**Department:** Public Welfare  
**Location:** Loysville Youth Development Center, R.D. #2, Box 365B, Loysville, PA 17047  
**Duration:** 7/1/2001—6/30/2002  
**Contact:** Dee Kuhn, Purchasing Agent, (717) 789-5509

**10881017** Provide psychiatric services at the Southeast Secure Treatment Unit, 1824 West Strasburg Road, West Chester, PA 19382. Complete specifications will be mailed with bid.

**Department:** Public Welfare  
**Location:** Southeast Secure Treatment Unit, 1824 West Strasburg Road, West Chester, PA 19382  
**Duration:** 7/1/2001—6/30/2002  
**Contact:** Dee Kuhn, Purchasing Agent, (717) 789-5509

**10881018** Provide psychological services at the Southeast Secure Treatment Unit, 1824 West Strasburg Road, West Chester, PA 19382. Complete specifications will be mailed with bid.

**Department:** Public Welfare  
**Location:** Southeast Secure Treatment Unit, 1824 West Strasburg Road, West Chester, PA 19382  
**Duration:** 7/1/2001—6/30/2002  
**Contact:** Dee Kuhn, Purchasing Agent, (717) 789-5509



### Property Maintenance

**8341-8300-00000** Carpet tiles, installation & take-up of old carpeting

**Department:** Health  
**Location:** PA Department of Health, Divisions of Safety Inspection, 922 Health & Welfare Building and, Bureau of Facility Licensure & Certification, 932 Health & Welfare Building, Harrisburg, PA 17120  
**Duration:** Duration of contract will be until above carpet tiles have been installed, but no later than 4/30/01.  
**Contact:** Mark D. Hubbard, (717) 787-7166



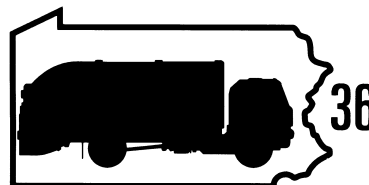
### Real Estate Services

**93182** LEASE OFFICE SPACE TO THE COMMONWEALTH OF PA Proposals are invited to provide the Department of Environmental Protection with 14,385 sq. ft. of office space with 85 parking spaces, located within a 5 mile radius of the Borough Philipsburg, Centre County, PA. The DEP, Philipsburg Area District Mining Operations will occupy the space. Downtown locations will be considered. For more information on SFP #93182 which is due on April 16, 2001, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call (717) 787-4394.

**Department:** Environmental Protection  
**Location:** 505 North Office Building, Harrisburg, PA 17125  
**Contact:** Mrs. Cynthia Lentz, (717) 787-0952

**93181** LEASE OFFICE SPACE TO THE COMMONWEALTH OF PA Proposals are invited to provide the Department of Environmental Protection with 18,822 sq. ft. of office space with 95 parking spaces, located within 1 mile of an interchange along a corridor beginning on Rt. 79 at Southpoint/Hendersonville exit, South to intersection of Rt.'s 79 & 70, East on Rt. 70 to intersection of Rts. 70 & 43, South on Rt. 43 to California, Washington County, PA. The DEP, Monongahela District Office will occupy the space. Downtown locations will be considered. For more information on SFP #93181 which is due on April 16, 2001, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call (717) 787-4394.

**Department:** Environmental Protection  
**Location:** 505 North Office Building, Harrisburg, PA 17125  
**Contact:** Mrs. Cynthia Lentz, (717) 787-0952



### Sanitation

**SP38616001** Bids being accepted for the removal and disposal of solid waste at Ole Bull State Park. Bid information is available by contacting the Kettle Creek State Park office. Bid opening is 2:00pm on Friday, March 16 at Kettle Creek State Park office.

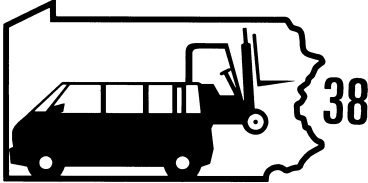
**Department:** Conservation and Natural Resources  
**Location:** Ole Bull State Park, HCR 62, Box 9, Cross Fork, PA 17729  
**Duration:** 04/01/01 through 03/31/04  
**Contact:** Mary B. Hirst, Park Manager, (570)923-6004

**01-1** The contractor shall supply all labor and equipment to collect and dispose of trash and refuse from the State Correctional Institution at Waymart. The trash and refuse will not contain any medical or hazardous waste materials.

**Department:** Corrections  
**Location:** SCI Waymart, Route 6, East Waymart, PA 18472  
**Duration:** July 1, 2001 to June 30, 2004  
**Contact:** John Ondash, (570) 488-2513

**SP386220101** Sealed bids will be received at Dept. of Conservation and Natural Resources, Park Region #2, P. O. Box 387, 195 Park Road, Prospect, PA 16052, until prevailing time March 20, 2001, and then publicly opened and read. For Pumping Holding Tanks, Septic Tanks and the Sewage Treatment Plant at Presque Isle State Park. A bid proposal containing all pertinent information must be obtained from the office of the Park Manager, Presque Isle State Park

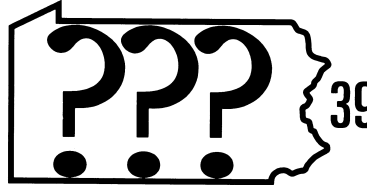
**Department:** Conservation and Natural Resources  
**Location:** Dept. of Conservation and Natural Resources, Presque Isle State Park, P. O. Box 8510, Rt #832 Peninsula Drive Erie, PA 16505-0510  
**Duration:** July 1, 2001 to June 30, 2004  
**Contact:** Presque Isle State Park, (814) 833-7424



### Vehicle, Heavy Equipment and Powered Machinery Services

**124003** EQUIPMENT REPAIR/MODIFICATION to provided vehicle chassis with existing anti-icing system with tank in-place. REMOVE EXISTING SPRAY SYSTEM, product pump, controls, all plumbing & spray bars. Tank any hydraulic system to stay in place. PROVIDE & INSTALL A PROTECH STYLE ANTI-ICING SYSTEM WITH GROUND SPEED CONTROL, all required plumbing, pump package, micro-processor, joy stick controls, boom on/off and flow material, hoses and fittings. TEST OPERATE NEW INSTALLATION. PAINT AFFECTED AREA to match existing vehicle color.

**Department:** Transportation  
**Location:** Washington County Maintenance Office, P. O. Box 507, 89 Murtland Avenue, Washington, PA 15301  
**Duration:** February 28, 2001 to October 1, 2001  
**Contact:** Mitch Ekovich, Equipment Manager, (724) 223-4490



### Miscellaneous

**200769** Request for Proposals for the Development, Validation, Field Testing and Implementation of the Pennsylvania Level II Certification Assessment. This request for proposals (RFP) is issued to solicit contractors' submission of plans and bids for the Development, Validation, Field Testing and Implementation of the Pennsylvania Level II Certification Assessment. This validation shall include: identification of significant factors in determining a candidate's readiness to accede to the Level II Certification, development of an instrument which will facilitate judgment of a candidate's possession of those factors, and a system to systematically assess all of the candidates throughout the Commonwealth seeking a Level II certification in a given year. The issuing office, which is the sole point of contact for the RFP, is the Division of Teacher Education, Bureau of Teacher Certification and Preparation, Pennsylvania Department of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-3470; TDD (717) 772-2864. All inquiries may be directed to the issuing office. Proposals submitted in response to this RFP are due in the Division of Teacher Education no later than 5 p.m., April 6, 2001. Eugene W. Hickok, Secretary of Education

**Department:** Education  
**Location:** Bureau of Teacher Certification and Preparation Division of Teacher Education, 333 Market Street, Harrisburg, PA 17126-0333  
**Duration:** 12 months  
**Contact:** Frank Reardon, (717) 783-4313

**2618** Contractor to provide Chaplaincy Service for Inmates of the Protestant faith at the State Correctional Institution at Muncy.

**Department:** Corrections  
**Location:** State Correctional Institution, Route 405, P. O. Box 180, Muncy, PA 17756  
**Duration:** Anticipated period: 7/1/01 to 6/30/03  
**Contact:** Cindy Lyons, (570) 546-3171

**000780142** Services of a Certified Sex Therapist, who is a member of the American Association of Sex Educators Council and Therapists. If you would like a bid package for this service please fax your request to 570-443-4177.

**Department:** Public Welfare  
**Location:** White Haven Center, RR #2 Box 2195, White Haven, Pennsylvania 18661  
**Duration:** September 1, 2001 to August 31, 2006  
**Contact:** Sandra A. Repak, Purchasing Agent, (570) 443-4232

**RFP #PBPP-25-00-04** The PA Board of Probation & Parole (PBPP) is soliciting proposals to provide outpatient drug & alcohol treatment services to state technical parole violators who are returning to parole after (6) months of intensive treatment in a state correctional institution, and approximately (6) months of outpatient treatment in a Department of Corrections Community Corrections Center. These services are to be provided immediately upon release from the Community Corrections Center in a community based setting for outpatient care. The project is designed to provide drug and alcohol and other services for violators who are selected by the PBPP and will be assigned to outpatient substance abuse treatment for up to six (6) months. There shall be (4) geographic districts of the Central Region. Vendors may submit proposals for one, or all districts.

**Department:** Probation and Parole Board  
**Location:** Central Region of Pennsylvania—(4) Districts Allentown, Harrisburg, Scranton, & Williamsport  
**Duration:** Minimum of one (1) year to a maximum of three (3) years.  
**Contact:** Michelle Flynn, (717) 787-8879

[Pa.B. Doc. No. 01-389. Filed for public inspection March 2, 2001, 9:00 a.m.]

---

## DESCRIPTION OF LEGEND

---

- |  |   |
|--|---|
| <p><b>1</b> Advertising, Public Relations, Promotional Materials</p> <p><b>2</b> Agricultural Services, Livestock, Equipment, Supplies &amp; Repairs: Farming Equipment Rental &amp; Repair, Crop Harvesting &amp; Dusting, Animal Feed, etc.</p> <p><b>3</b> Auctioneer Services</p> <p><b>4</b> Audio/Video, Telecommunications Services, Equipment Rental &amp; Repair</p> <p><b>5</b> Barber/Cosmetology Services &amp; Equipment</p> <p><b>6</b> Cartography Services</p> <p><b>7</b> Child Care</p> <p><b>8</b> Computer Related Services &amp; Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p><b>9</b> Construction &amp; Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p><b>10</b> Court Reporting &amp; Stenography Services</p> <p><b>11</b> Demolition—Structural Only</p> <p><b>12</b> Drafting &amp; Design Services</p> <p><b>13</b> Elevator Maintenance</p> <p><b>14</b> Engineering Services &amp; Consultation: Geologic, Civil, Mechanical, Electrical, Solar &amp; Surveying</p> <p><b>15</b> Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core &amp; Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p><b>16</b> Extermination Services</p> <p><b>17</b> Financial &amp; Insurance Consulting &amp; Services</p> <p><b>18</b> Firefighting Services</p> <p><b>19</b> Food</p> <p><b>20</b> Fuel Related Services, Equipment &amp; Maintenance to Include Weighing Station Equipment, Underground &amp; Above Storage Tanks</p> <p><b>21</b> Hazardous Material Services: Abatement, Disposal, Removal, Transportation &amp; Consultation</p> | <p><b>22</b> Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental &amp; Repair</p> <p><b>23</b> Janitorial Services &amp; Supply Rental: Interior</p> <p><b>24</b> Laboratory Services, Maintenance &amp; Consulting</p> <p><b>25</b> Laundry/Dry Cleaning &amp; Linen/Uniform Rental</p> <p><b>26</b> Legal Services &amp; Consultation</p> <p><b>27</b> Lodging/Meeting Facilities</p> <p><b>28</b> Mailing Services</p> <p><b>29</b> Medical Services, Equipment Rental and Repairs &amp; Consultation</p> <p><b>30</b> Moving Services</p> <p><b>31</b> Personnel, Temporary</p> <p><b>32</b> Photography Services (includes aerial)</p> <p><b>33</b> Property Maintenance &amp; Renovation—Interior &amp; Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning &amp; Planting, etc.)</p> <p><b>34</b> Railroad/Airline Related Services, Equipment &amp; Repair</p> <p><b>35</b> Real Estate Services—Appraisals &amp; Rentals</p> <p><b>36</b> Sanitation—Non-Hazardous Removal, Disposal &amp; Transportation (Includes Chemical Toilets)</p> <p><b>37</b> Security Services &amp; Equipment—Armed Guards, Investigative Services &amp; Security Systems</p> <p><b>38</b> Vehicle, Heavy Equipment &amp; Powered Machinery Services, Maintenance, Rental, Repair &amp; Renovation (Includes ADA Improvements)</p> <p><b>39</b> Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
|--|---|

GARY E. CROWELL,  
*Secretary*

**Contract Awards**

The following awards have been made by the Department of General Services, Bureau of Purchases:

<b>Requisition or Contract No.</b>	<b>PR Award Date or Contract Effective Date</b>	<b>To</b>	<b>In the Amount Of</b>
2310-02	02/20/01	Apple Chevrolet	5,814,350.00
2310-02	02/20/01	Cumberland Truck Equip	11,004,700.00
2310-02	02/20/01	Hetrich Fleet Services	1,165,650.00
2310-02	02/20/01	Hoffman Ford Sales	1,202,450.00
2310-02	02/20/01	Manheim Chrysler Plymouth/GMC	7,766,100.00
2310-02	02/20/01	Meissner Chevrolet/Geo/Olds	33,787,000.00
2310-02	02/20/01	Northeast Auto Outlet/Fleet Dept	1,208,041.00

<b>Requisition or Contract No.</b>	<b>PR Award Date or Contract Effective Date</b>	<b>To</b>	<b>In the Amount Of</b>
2310-02	02/20/01	Phillips Ford Sales	11,562,850.00
2310-02	02/20/01	Regester Chevrolet	3,758,150.00
1240210-01	02/20/01	Mobile Lifts	42,857.00
1289150-01	02/20/01	C M Eichenlaub	276,158.00
1305110-01	02/20/01	Quality Fencing & Supply	22,386.00
1318380-01	02/20/01	Maury Boyd & Associates	96,180.00
1323210-01	02/20/01	Five Star Equipment	33,725.00
1326070-01	02/20/01	Female Health Co	28,000.00

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 01-390. Filed for public inspection March 2, 2001, 9:00 a.m.]