

NOTICES

DELAWARE RIVER BASIN COMMISSION

Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference followed by a public hearing on Wednesday, September 3, 2003. The hearing will be part of the Commission's regular business meeting. Both the conference session and business meeting are open to the public and will be held at the Commission's offices at 25 State Police Drive, West Trenton, NJ.

The conference among the commissioners and staff will begin at 9:30 a.m. Topics of discussion will include: an update on development of the Water Resources Plan for the Delaware River Basin; an update on the Tri-State Initiative for watershed management in the 300-square mile area surrounding Port Jervis, NY; a presentation by a representative of the Wildlands Conservancy on the conservation management plan for the Lehigh River Watershed; consideration of whether toxics criteria should be extended to Commission Water Quality Management Zones 1 and 6; consideration of whether the Commission should make additional designations of intrastate tributaries as Outstanding Basin Waters; and a presentation on the proposed submittal to the Environmental Protection Agency (EPA) Regions II and III, of four total maximum daily loads (TMDLs) for polychlorinated biphenyls (PCBs) in Delaware River Zones 2—5.

The subjects of the public hearing to be held during the 1 p.m. business meeting include, in addition to the following dockets, consideration of a petition submitted by the Pennsylvania Suburban Water Company to suspend Commission approval of Docket D-98-11(CP), the "Cornog Quarry" surface water withdrawal project in the East Branch Brandywine Creek Watershed in Wallace Township, Chester County.

1. *Borough of Weatherly D-80-80 CP Renewal 3.* A ground water renewal project with an increase of withdrawal from 12 million gallons (mg)/30 days to 14.2 mg/30 days to supply the applicant's distribution system from existing Wells Nos. 1—3 in the Black Creek Watershed. The project is located in Weatherly Borough, Carbon County.

2. *Town of Clayton D-84-34 CP Renewal 3.* A ground water withdrawal renewal project to continue pumping 8.5 mg/30 days of water to supply the applicant's public water supply distribution system from existing Wells Nos. 1, 2R and 3 in the Smyrna River Watershed. The project is located in the Town of Clayton, Kent County, Delaware.

3. *Pottstown Plating Works, Inc. D-86-68 Renewal 2.* A ground water withdrawal project to continue withdrawal of 6.0 mg/30 days of water to supply the applicant's manufacturing facility from existing Well No. 3 in the Schuylkill River Watershed. The project is located in Pottstown Borough, Montgomery County, in the South-eastern Pennsylvania Ground Water Protected Area.

4. *Motiva Enterprises, LLC D-87-91 Renewal 2.* A ground water renewal project to continue withdrawal of 3.0 mg/30 days from an interceptor trench as part of the applicant's oil recovery/groundwater decontamination project in the Red Lion Creek Watershed. The project is located in New Castle County, Delaware.

5. *Longwood Gardens, Inc. D-92-52 Renewal.* A ground water renewal project to continue withdrawal of 8.4 mg/30 days to supply the applicant's ornamental display gardens from existing Wells Nos. B170, B172, 6, 27, B169A and B16IWG and new Wells Nos. 169B, Red Lion 28 and B46 in the West Branch Red Clay Creek and West Branch Brandywine Creek watersheds. The project is located in East Marlborough Township, Chester County.

6. *Atlantic City Electric Company-Deepwater Generating Station D-92-57 Renewal.* A ground water withdrawal project to continue withdrawal of 42 mg/30 days of water to supply the applicant's electric generating facility from existing Wells Nos. 2, 3R, 5 and 7 in the Middle Potomac-Raritan-Magothy aquifer. The project is located in the Delaware River Watershed in Pennsville Township, Salem County, New Jersey.

7. *Motiva Enterprises, LLC D-93-4 Renewal.* A ground water renewal project to continue withdrawal of 180 mg/30 days to supply the applicant's refinery and electric generation station from existing Wells Nos. P-1A, P-3B, P-4A, P-5B, P-6A, P-9, P-10A, R-15 and P-16A. The project is located in the C & D Canal East Watershed in New Castle County, Delaware.

8. *United Corrstack, Inc. D-93-40 Renewal.* A ground water withdrawal project to continue withdrawal of 17.28 mg/30 days of water to supply the applicant's manufacturing facility from existing Well No. 1 in the Schuylkill River Watershed. The project is located in the City of Reading, Berks County.

9. *Pennsylvania American Water Company D-97-34 CP.* A project to replace Well No. 10 in the applicant's water supply system, which has become an unreliable source of supply. The withdrawal from replacement Well No. 10A is proposed to be limited to 17.2 mg/30 days and the total withdrawal from all wells is proposed to be limited to 22.8 mg/30 days. The project is located in the Saw Creek Watershed in Lehman Township, Pike County.

10. *Nestle Waters North America, Inc. D-98-27 Renewal.* A project renewing the withdrawal of 9.0 mg/30 days from Hoffman Springs Nos. 1—3 to supply the applicant's bottled water operations. The project is located in the Ontelaunee Creek Watershed in Lynn Township, Lehigh County.

11. *Lower Perkiomen Valley Regional Sewer Authority D-2001-42 CP.* An application to rerate the Oaks Sewage Treatment Plant (STP) from 9.17 million gallons per day (mgd) to 9.5 mgd. The plant will continue to provide advanced secondary treatment via an anoxic/oxic process. The Oaks STP is located at the confluence of the Perkiomen Creek and the Schuylkill River in Upper Providence Township, Montgomery County. The project will continue to serve portions of Upper Providence, Lower Providence, Perkiomen and Skippack Townships, Collegeville and Trappe Boroughs, Montgomery County. STP effluent will continue to be discharged to the Schuylkill River through the existing outfall.

12. *City of Newark D-2002-2 CP.* An application to increase the surface water withdrawal allocation from White Clay Creek from 150 mg per 30 days to 317 mg per 30 days (18 mg daily maximum) for direct diversion to the City of Newark's Curtis Filtration Plant and for storage in its new 317 mg off-stream reservoir. The City is also renewing allocation for its existing well supply system and adding replacement Well 17R, for a total

combined increase in its groundwater allocation from 144 mg/30 days to 160.5 mg/30 days from Wells 10—16, 17R, 19, 20, 21, 23 and 25. The project is located in, and will continue to provide public water supply to, the City of Newark and portions of New Castle County, Delaware. The proposed off-stream earthen reservoir will be located on a 112-acre property along and to the north of Old Paper Mill Road.

13. *Artesian Water Company, Inc. D-2002-34 CP.* A revised application for approval of a ground water withdrawal project to supply up to 19.44 mg/30 days of water to the applicant's public water supply distribution system from new Well No. 2 in the Middle Run Wellfield and new Well No. fASR in the Fairwinds Wellfield and to increase the combined withdrawal from all 15 wellfields to 593.06 mg/30 days. The project is located in the White Clay Creek Watershed in New Castle County, Delaware.

14. *Nazareth Borough Municipal Authority D-2002-38 CP.* An application to rerate a 1.3 mgd STP to treat 1.6 mgd while continuing to provide advanced secondary treatment from a sequencing batch reactor process. The plant is located just southeast of the intersection of Van Buren and Nazareth Roads in Lower Nazareth Township, Northampton County. No new treatment facilities are proposed and the STP will continue to discharge to Shoeneck Creek in the Bushkill Creek Watershed from the existing outfall. The STP will continue to serve Nazareth Borough and portions of Lower Nazareth, Bushkill and Upper Nazareth Townships, Northampton County.

15. *Farda Associates, Inc. D-2003-7.* A project to construct a 0.1 mgd STP to serve outlet stores and a food court at the proposed Tannersville Factory Stores Complex located just west of Interstate Route 80 at Pennsylvania Route 715 in Pocono Township, Monroe County. An existing 10,000 gallon per day septic system, formerly utilized for the Summit Resort, will be used to treat a portion of the proposed development. The proposed STP will be constructed in phases and will provide tertiary treatment from an activate sludge process, sand filtration and ultraviolet light disinfection prior to discharge to an unnamed tributary of Pocono Creek in the Brodhead Creek Watershed.

16. *Arrowhead Sewer Co., Inc. D-2003-10.* A project to upgrade and expand a 0.25 mgd secondary STP to provide tertiary treatment of 0.4 mgd. The plant is located in western Coolbaugh Township, Monroe County, 2,000 feet southwest of the Thornhurst area. The project will continue to serve the Arrowhead Lakes residential development in Coolbaugh Township. The project will continue to discharge to the adjacent Lehigh River.

17. *Bedminster Municipal Authority D-2003-14 CP.* A project to construct a 0.26 mgd tertiary STP to replace a

0.1 mgd secondary STP. The STP will continue to serve the Stone Bridge Estates housing development and may serve other homes in portions of Bedminster Township, all in Bucks County. STP effluent will continue to be discharged to Deep Run in the Tohickon Creek Watershed through the existing outfall.

18. *Citgo Asphalt Refining Company D-2003-21.* A project to increase surface water withdrawal from the tidal portion of Mantua Creek from 4.69 mg/30 days to 7.79 mg/30 days to serve the applicant's asphalt manufacturing process. The project is located in West Deptford Township, Gloucester County, New Jersey. The project intake is situated on Mantua Creek approximately 4,000 feet from its confluence with the Delaware River.

In addition to the public hearing items, the Commission will address the following at its 1 p.m. business meeting: minutes of the May 8, 2003, and June 26, 2003, business meetings; announcements; a report on Basin hydrologic conditions; a report by the executive director; a report by the Commission's general counsel; a resolution supporting the use of a formal process for developing and evaluating the feasibility of achieving flow targets to address instream flow and freshwater inflow requirements for aquatic ecosystems in the Delaware River Basin and recognizing a subcommittee on ecological flows to assist in the development of scientifically based ecological flow requirements; and a resolution directing the executive director to submit the proposed TMDLs for PCBs in Delaware River Zones 2—5 to EPA Regions II and III on behalf of the estuary states.

Draft dockets scheduled for public hearing on September 3, 2003, are posted on the Commission's website (<http://www.drbc.net>), where they can be accessed through "Notice of Commission Meeting and Public Hearing." Additional documents relating to the dockets and other items may be examined at the Commission's offices. Contact Thomas L. Brand at (609) 883-9500, Ext. 221, with docket-related questions.

Persons wishing to testify at this hearing are requested to register in advance with the Commission Secretary at (609) 883-9500, Ext. 203. Individuals in need of an accommodation as provided for in the Americans With Disabilities Act who wish to attend the hearing should contact the Commission Secretary at (609) 883-9500, Ext. 203, or through the Telecommunications Relay Services at 711 to discuss how the Commission may accommodate their needs.

PAMELA M. BUSH,
Secretary

[Pa.B. Doc. No. 03-1694. Filed for public inspection August 29, 2003, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 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 August 19, 2003.

BANKING INSTITUTIONS**Branch Applications**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-13-03	Marquette Savings Bank Erie Erie County	East 38th and Stanton Erie Erie County	Filed
8-13-03	Abington Savings Bank Jenkintown Montgomery County	Ann's Choice Retirement Community 235 East Street Road Warminster Bucks County	Opened

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-15-03	Minersville Safe Deposit Bank and Trust Company Minersville Schuylkill County Purchase of assets/assumption of liabilities of one branch of Community Banks, Millersburg, Located at: 29 East Main Street Tremont Schuylkill County	Minersville	Filed

SAVINGS INSTITUTIONS**Voluntary Dissolutions**

<i>Date</i>	<i>Name of Association</i>	<i>Action</i>
8-14-03	Devon Building and Loan Association Berwyn Chester County	Articles of Dissolution filed with Department of State. Corporate existence terminated.

CREDIT UNIONS**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
8-18-03	Post Office Employees Credit Union of Pittsburgh, PA, and U. S. Postal Service Federal Credit Union, Clinton, MD Surviving Institution— U. S. Postal Service Federal Credit Union, Clinton, MD	Pittsburgh	Approved

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 03-1695. Filed for public inspection August 29, 2003, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of September 2003

The Department of Banking (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of September 2003 is 7 1/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law,

the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. No. 96-221). Further preemption was instituted with the signing of Pub. L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as a principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is

determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 4.76 to which was added 2.50 percentage points for a total of 7.26 that by law is rounded off to the nearest quarter at 7 1/4%.

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 03-1696. Filed for public inspection August 29, 2003, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Snowmobile and ATV Advisory Committee Meeting

The Snowmobile and ATV Advisory Committee of the Department of Conservation and Natural Resources (Department) will hold a meeting on Monday, September 8, 2003, at 9:30 a.m. in Room 105, First Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items should be directed to Cindy Dunn at (717) 772-9101.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Cindy Dunn at (717) 772-9101 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 03-1697. Filed for public inspection August 29, 2003, 9:00 a.m.]

Turtle Creek Watershed Conservation Plan

The Department of Conservation and Natural Resources (Department), Bureau of Recreation and Conservation has approved the Turtle Creek Watershed Conservation Plan (Plan) and is placing Turtle Creek, the watershed and all tributaries covered in the Plan in Allegheny and Westmoreland Counties on the Pennsylvania Rivers Conservation Registry (Registry).

The Turtle Creek Watershed Association submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the Department has determined that the Pennsylvania Rivers Conservation Program requirements have been satisfied and places the following on the Registry:

1. The watershed area of Turtle Creek (Allegheny and Westmoreland Counties), from the headwaters to its confluence with the Monongehela River—147.41 square miles.

2. All tributary streams within the Turtle Creek Watershed.

This action becomes effective August 30, 2003. Projects identified in the Plan become eligible for implementation, development or acquisition grant funding through the Pennsylvania Rivers Conservation Program.

A copy of the final Plan is available for review at the Turtle Creek Watershed Association, 325 Commerce Street, Suite 204, Wilmerding, PA 15148-1260, (412) 829-2817, and the Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th floor, Harrisburg, PA 17101, (717) 787-7672.

Maps and supporting data are on file at the Turtle Creek Watershed Association.

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 03-1698. Filed for public inspection August 29, 2003, 9:00 a.m.]

Upper Lackawanna Watershed Conservation Plan

The Department of Conservation and Natural Resources (Department), Bureau of Recreation and Conservation has approved the Upper Lackawanna Watershed Conservation Plan (Plan) and is placing a portion of the Lackawanna Watershed in Lackawanna, Susquehanna and Wayne Counties on the Pennsylvania Rivers Conservation Registry (Registry).

The Trails Conservation Corporation submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the Department has determined that the Pennsylvania Rivers Conservation Program requirements have been satisfied and places the following on the Registry:

1. A portion of the Lackawanna Watershed, located north of the State Route 171 Bridge in the village of Simpson, Fell Township, Lackawanna County—56 square miles.

2. All tributary streams within the Lackawanna Watershed, located north of the State Route 171 Bridge in the village of Simpson, Fell Township, Lackawanna County.

This action becomes effective August 30, 2003. Projects identified in the Plan become eligible for implementation, development or acquisition grant funding through the Pennsylvania Rivers Conservation Program.

A copy of the final Plan is available for review at Trails Conservation Corporation, P. O. Box 123, Forest City, PA 18421, (570) 785-7245, and the Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th Floor, Harrisburg, PA 17101, (717) 787-7672.

Maps and supporting data are on file at the Trails Conservation Corporation.

MICHAEL F. DIBERARDINIS,
Secretary

[Pa.B. Doc. No. 03-1699. Filed for public inspection August 29, 2003, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Eligible Partnerships Postsecondary Grant Application Guidelines for Conducting Literacy Professional Development for Pennsylvania Educators

The Department of Education (Department) has established Eligible Partnerships Postsecondary Grant Application (EPPGA) guidelines to provide direction to eligible partnerships for submitting applications targeting the quality of teachers, principals and paraprofessionals. An eligible partnership that receives a grant under EPPGA guidelines shall use the grant for designing and implementing literacy professional development for this Commonwealth which provides assistance to high need local educational agencies (LEAs), their teachers, principals and paraprofessionals to ensure that they are able to use Pennsylvania's Reading, Writing, Speaking and Listening content standards and Pennsylvania System of School Assessment data to strengthen and enhance instructional practices for improving student academic achievement. The EPPGA guidelines define a partnership that is eligible to apply. Each partnership must designate either an institution of higher education or an intermediate unit as the lead organization to execute a contract or memorandum of understanding with the Commonwealth. Ap-

proximately \$600,000 is available on a competitive basis under these guidelines. Three to four contracts or memoranda of understanding will be awarded.

Copies of EPPGA guidelines are available on the Department's web page at <http://www.pde.state.pa.us> or from the Issuing Office, Division of Program Services, Bureau of Postsecondary Services, Department of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 772-3623, TDD (717) 783-8445.

A preproposal conference is scheduled for Friday, September 12, 2003, at 10 a.m. in the Honors Suite, 1st Floor, 333 Market Street, Harrisburg. Attendance by a representative of the partnership (potential applicant, regional site, LEA, IU, other) is a prerequisite for submitting an application. If special accommodations are required to participate in the preproposal conference, contact the Division of Program Services. Written questions are to be submitted by September 10, 2003, on PDE-4658 available on the Department's web page at <http://www.pde.state.pa.us>.

Applications submitted in response to the EPPGA guidelines are due in the Division of Program Services no later than 5 p.m., Monday, September 29, 2003.

VICKI L. PHILLIPS,
Secretary

[Pa.B. Doc. No. 03-1700. Filed for public inspection August 29, 2003, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 individual permits and individual stormwater construction permits in Sections IV and VI, the

Department, based upon preliminary reviews, has made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

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

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

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

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

I. NPDES Renewal Applications

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

NPDES No. (Type)	Facility Name and Address	County and Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0055280	Mr. and Mrs. Van Ellis 6179 Covered Bridge Road Pipersville, PA 18947-1307	Bucks County Plumstead Township	UNT to Tohickon Creek	Y

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

NPDES No. (Type)	Facility Name and Address	County and Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0085740	Mill Creek Area Municipal Authority P. O. Box 4 Mill Creek, PA 17060	Huntingdon County Brady Township	Juniata River/12-C	Y

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

NPDES No. (Type)	Facility Name and Address	County and Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0208728 Sewerage Public	Mountaintop Area Municipal Authority P. O. Box 275 Snowshoe, PA 16874	Centre Snowshoe Township Centre County	North Fork Beech Creek (8C)	Y
PA0114201 Sewerage Non Public	Bradford County Humane Society P. O. Box 179 Ulster, PA 18850-0179	Bradford Ulster Township	UNT of Susquehanna River (4B)	Y

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

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

No. PA0058726, Industrial Waste, **Turkey Hill Minit Market**, 257 Centerville Road, Lancaster, PA 17603.

This application is for issuance of an NPDES permit to discharge treated groundwater from a groundwater remediation system in City of Coatesville, **Chester County**. This is a new discharge to a UNT to West Branch Brandywine Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.032 MGD are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	Non Detect	Non Detect	Non Detect
Oil and Grease	Non Detect	Non Detect	Non Detect
pH	Within limits of 6.0—9.0 Standard Units at all times		
Benzene	Non Detect	Non Detect	Non Detect
Total BETX	Non Detect	Non Detect	Non Detect
Ethyl Benzene	Non Detect	Non Detect	Non Detect
Toluene	Non Detect	Non Detect	Non Detect
Xylenes, Total	Non Detect	Non Detect	Non Detect
MTBE	Non Detect	Non Detect	Non Detect
Iron, Dissolved	Non Detect	Non Detect	Non Detect

The EPA waiver is in effect.

PA0052221, Industrial Waste, SIC 4911, **Exelon Generation Company**, 200 Exelon Way, Kennett Square, PA 19348.

This proposed facility is located in Bedminster Township, **Bucks County**.

Description of Proposed Activity: Renewal of the NPDES permit to divert 42 MGD of Delaware River Water from the Bradshaw Reservoir Perkiomen Creek.

The receiving stream, East Branch Perkiomen Creek, is in the State Water Plan watershed 3E Watershed and is classified for: trout stocking fishery. The nearest downstream public water supply intake for Philadelphia Suburban Water Company is located on Perkiomen Creek and is 33.90 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 42 MGD.

<i>Parameters</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 (mg/l)</i>
Dissolved Oxygen (02/15 to 07/31)			5 minimum	6	MONITOR
Fecal Coliform (05/01 to 09/30)			200# col/100 ml		
pH (STD) (05/1 to 09/30)		Inst. Minimum	6.0		9.0

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

1. DMR Submission
2. No Chemical Addition
3. TMDL/WLA Analysis
4. Test Method
5. Change in Ownership

No. PA0011681, Industrial Waste, **PECO Energy Company**, 300 Front Street, West Conshohocken, PA 19428.

This application is for renewal of an NPDES permit to discharge treated cooling water blow-down from a natural gas liquification plant in West Conshohocken Borough, **Montgomery County**. This is an existing discharge to Schuylkill River (Outfall 002). The gas compressor cooling water, roof drain, and the like, discharges outfall 001 to the Gulf Creek.

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

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Recoverable Petroleum Hydrocarbons		Monitor and Report	
Diesel Range Organics		Monitor and Report	
Gasoline Range Organics		Monitor and Report	

No. PA0054607, Sewage, **Debra and Michael Dell'Orefice**, 65 Willits Way, Glen Mills, PA 19342.

This application is for renewal of an NPDES permit to discharge treated sewage from Dell'Orefice's SRSTP in Concord Township, **Delaware County**. This is an existing discharge to UNT to Green Creek.

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

The proposed effluent limits for Outfall 002, based on an average flow of 400 GPD, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
Ammonia (as N) (5-1 to 10-31)	3	6
(11-1 to 4-30)	9	18
Total Residual Chlorine	Monitor and Report	Monitor and Report
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 3 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is not in effect.

No. PA0020575, Sewage, **Rose Valley Borough**, P. O. Box 198, Rose Valley, PA 19065.

This application is for renewal of an NPDES permit to discharge treated sewage from Rose Valley STP in Borough of Rose Valley, **Delaware County**. This is an existing discharge to Ridley Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.13 MGD, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Suspended Solids	30	45	60
Total Residual Chlorine	0.5		1.6
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 2 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is in effect.

PA0026018A1, Sewage, SIC 4952, **Borough of West Chester**, 401 East Gay Street, West Chester, PA 19380.

This facility is located in East Bradford Township, **Chester County**.

Description of proposed activity: the facility is a municipal sewage treatment plant. This permit amendment is to include stormwater outfall of this facility.

The receiving stream, Taylor Run, is in the State Water Plan watershed 3H and is classified for: TSF and MF. The nearest downstream public water supply intake for Wilmington Water Treatment Plant is located on Brandywine Creek and is more than 10 miles below the point of discharge.

The proposed effluent limits for Outfalls 002, 003 and 004 are based on an average rainfall event are as follows:

<i>Parameters</i>	<i>Maximum Daily (mg/l)</i>
CBOD ₅	Monitor and Report
COD	Monitor and Report
Oil and Grease	Monitor and Report
Total Suspended Solids	Monitor and Report
Total Kjeldahl Nitrogen	Monitor and Report
Total Phosphorus	Monitor and Report
Fecal Coliform	Monitor and Report
pH	Monitor and Report
Iron (Dissolved)	Monitor and Report

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

1. Stormwater runoff management

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

PA0209228, Sewerage, SIC 4952, **Lycoming County Water and Sewer Authority**, 216 Old Cement Road, Montoursville, PA 17754.

This existing facility is located in Fairfield Township, **Lycoming County**.

Description of proposed activity: Issuance of an amended NPDES permit to include discharge of site stormwater through Outfalls S01 and S02. Existing limits for treated effluent through Outfall 001 remain unchanged.

The receiving stream for Outfall 001, the West Branch of the Susquehanna River, is in the State Water Plan watershed 10D and is classified for: WWF. The nearest public water supply surface water intake, owned by PA American Water Company, is located on the West Branch of the Susquehanna River approximately 22.5 miles below the point of discharge.

The existing effluent limits for Outfall 001 will remain the same and were based on a design flow of 1.5 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
Total Chlorine Residual	0.5		1.6
Fecal Coliforms: (05/01-09/30) (10/01-04/30)	200 colonies/100 ml as a geometric mean (2000 colonies/100 ml) as a geometric mean		
pH	within the range of 6.0 to 9.0		

The receiving stream for Outfall S01, Tules Run, is in the State Water Plan watershed 10D and is classified for: WWF. The nearest public water supply surface water intake, owned by PA American Water Company, is located on the West Branch of the Susquehanna River approximately 23 miles below the point of discharge. Approximately 0.021 MGD of stormwater will be discharged through Outfall S01 from an average storm event. Annual inspection certification will be required.

The receiving stream for Outfall S02, an UNT to Tules Run, is in the State Water Plan watershed 10D and is classified for: WWF. The nearest public water supply surface water intake, owned by PA American Water Company, is located on the West Branch of the Susquehanna River approximately 23 miles below the point of discharge. Approximately 0.019 MGD of stormwater will be discharged through Outfall S02 from an average storm event. Annual Inspection Certification will be required.

PA0228702, Industrial Waste, SIC 8221, **The Pennsylvania State University**, Office of Physical Plant, Room 101P, University Park, PA 16802-0118.

This proposed facility is located in State College Borough, **Centre County**.

Description of proposed activity: Construction of open storage facility for landscape equipment and a diesel/gasoline fueling station.

The receiving stream, Thompson Run, is in the State Water Plan watershed 9C and is classified for: HQ-CWF. The nearest downstream public water supply intake is PA American Water Company, in White Deer, is located on the West Branch of the Susquehanna River approximately 108 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.216 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 (mg/l)</i>
Flow (MGD)			Monitor and Report		
pH (Std units)			Within the range of 6.0 and 9.0		
C-BOD ₅			Monitor and Report		
Chemical Oxygen Demand			Monitor and Report		
Oil and Grease			Monitor and Report		
Total Suspended Solids			Monitor and Report		
Total Kjeldahl Nitrogen (TKN)			Monitor and Report		
Total Phosphorus			Monitor and Report		
Iron (Dissolved)			Monitor and Report		
Benzene			Monitor and Report		
Toluene			Monitor and Report		
Ethyl Benzene			Monitor and Report		
Xylenes (Total)			Monitor and Report		
Cumene			Monitor and Report		
Methyl Tert-Butyl Ether (MTBE)			Monitor and Report		
Naphthalene			Monitor and Report		
Fluorene			Monitor and Report		
Phenanthrene			Monitor and Report		

PA0028738, Sewerage SIC, 4952, **Ralpho Township Municipal Authority**, 32 A South Market Street, Elysburg, PA 17824

This existing facility is located in Shamokin Township, **Northumberland County**.

Description of proposed activity: This proposed action is for amendment of an NPDES permit for an existing discharge of treated sewage wastewater.

The receiving stream, Shamokin Creek, is in the State Water Plan watershed 6B and classified for: CWF. The nearest downstream public water supply intake for United Water Pennsylvania is located on Susquehanna River is 60 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.719 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40		50
TSS	30	45		60
Total Cl ₂ Residual	1.0			2.3
Fecal Coliforms: (5/1-9/30)		200 colonies/100 ml as a geometric mean		
(10/1-4/30)		2000 colonies/100 ml as a geometric mean		
pH		within 6.0 to 9.0 at all times		

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

PA0026841-A3, Sewage, **Borough of Oakmont**. This application is for Amendment of an NPDES permit to discharge treated sewage from Oakmont Wastewater Treatment Plant in Oakmont Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Allegheny River, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Fox Chapel Water Authority.

The permit is being amended to include Outfalls SW1, SW2 and SW3 which discharge to the receiving waters known as the Allegheny River. These are storm water outfalls at the sewage treatment plant. There are at this time no numerical effluent limitations on the outfalls. This discharge must meet the storm water discharge requirements in Part C of the NPDES permit.

The EPA waiver is not in effect.

PA0032611, Amendment No. 1, Sewage, **Portage Area Sewer Authority**, 606 Cambria Street, Portage, PA 15946.

This application is for amendment of an NPDES permit to discharge treated sewage from Portage Area Sewage Treatment Plant in Portage Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Little Conemaugh River, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Saltsburg Municipal Water Works.

Outfall SW1 is being added to the permit. This is a stormwater outfall that serves areas in and around the treatment plant. There are at this time no numerical effluent limitations on the outfall. The discharge must meet the storm water discharge requirements in Part C of the NPDES permit.

The EPA waiver is not in effect.

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

PA0239241, Sewage, **Carol Millett SRSTP**, 9213 Old State Road, Conneaut Lake, PA 16316.

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

Description of proposed activity: A new existing discharge of treated sewage.

The receiving water is UNT to Conneaut Outlet. The receiving stream is in State Water Plan 16-D and is classified for the following uses: WWF, aquatic life, water supply and recreation. The nearest downstream potable water supply, Emlenton Water Company, is located on the Allegheny River and is approximately 90 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.

<i>Parameter</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	Monitoring Only		
CBOD ₅	10		20
Total Suspended Solids	20		40
Fecal Coliform		200/100 ml as a geometric average	
Total Residual Chlorine		Monitor and Report	
pH		within 6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

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

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

WQM Permit No. 0903414, Sewerage, **Girl Scout of Freedom Valley**, 100 Juliette Low Way, P. O. Box 814, Valley Forge, PA 19482-0814.

This proposed facility is located in Haycock and East Rockhill Townships, **Bucks County**.

Description of proposed action/activity: Construction of onsite wastewater treatment facilities to serve existing campground.

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

WQM Permit No. 5503403, Sewerage 4952, **Beavertown Municipal Authority**, 419 Old Orchard Drive, Beavertown, PA 17813.

This proposed facility is located in Beavertown Borough, **Snyder County**.

Description of proposed action/activity: Applicant is requesting a Water Quality Management Part II Permit for construction of a new Ball Field pump station, rehabilitation of a large portion of the sewage collection system, and replacement of the existing wastewater treatment plant with a sequencing batch reactor plant.

WQM Permit No. 5903402, Sewerage, SIC 4952, **Bakercrest Home for the Elderly**, R. D. 2, Box 195, Millerton, PA 16936.

This proposed facility will be located in one Rutland Township, **Tioga County**.

Description of proposed action/activity: The applicant proposes the construction and operation of a sewage treatment facility to serve a home for the elderly. The discharge will be to an UNT to Bear Creek.

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

WQM Permit No. 8282-S-A1, Sewerage, **Municipal Authority of the City of McKeesport**, 100 Atlantic Avenue, McKeesport, PA 15132.

This proposed facility is located in City of McKeesport, **Allegheny County**.

Description of proposed action/activity: Application for the Construction and Replacement of the Perry Street Ejector Station with a submersible Pumping Station.

WQM Permit No. 0203407, Sewerage, **Shipleigh Brothers Development Inc.**, 12300 Perry Highway, Suite 211, Wexford, PA 15090.

This proposed facility is located in Pine Township, **Allegheny County**.

Description of proposed action/activity: Application for the Construction and Operation of a Sewerage Extension to serve Lake MacLeod Plan of Lots.

WQM Permit No. 0303403, Sewerage, **Rayburn Township Municipal Authority**, 454B R. D. 6, Kittanning, PA 16201.

This proposed facility is located in Rayburn Township, **Armstrong County**.

Description of proposed action/activity: Application for the construction and operation of a sewage treatment plant expansion of the Armsdale sewage treatment plant.

WQM Permit No. 2685407-A2, Sewerage, **Fairchance Georges Joint Municipal Sewage Authority**, 141 Big Six Road, Smithfield, PA 15478.

This proposed facility is located in Georges Township, **Fayette County**.

Description of proposed action/activity: Application for the construction and modification of the Fairchance Georges Joint Municipal Sewage Authority Treatment Plant.

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

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

WQM Permit No. 6203414, Sewerage, **Jerome V. Kobzowicz**, 9470 Cherokee Tr., Streetsboro, OH 44241.

This proposed facility is located in Pittsfield Township, **Warren County**.

Description of proposed action/activity: A single residence sewage treatment plant.

WQM Permit No. 2003425, Sewerage, **Michael Phelan**, 18126 State Highway 98, Meadville, PA 16335.

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

Description of proposed action/activity: A single residence sewage treatment plant.

WQM Permit No. 2503419, Sewerage, **Raymond Stempka**, 230 Zwilling Road West, Erie, PA 16509.

This proposed facility is located in Summit Township, **Erie County**.

Description of proposed action/activity: A single residence sewage treatment plant.

WQM Permit No. 3703406, Sewerage, **North Beaver Township**, 861 Mount Jackson Road, New Castle, PA 16102.

This proposed facility is located in North Beaver Township, **Lawrence County**.

Description of proposed action/activity: This project is for a sewer extension for the William Gwin 5 lot subdivision.

IV. NPDES Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Department Protocol (Y/N)</i>
PAG133693	Allegheny Township Supervisors 3131 Old Sixth Avenue Road North Duncansville, PA 16635	Blair	Allegheny Township	Blair Gap Run and Tributaries/TSF Gillans Run/CWF Spencer Run/WWF Sugar Run/CWF Burgoon Run/TSF Beaverdam Branch/TSF Beaverdam Branch Tributaries/WWF Brush Run/WWF Mill Run/WWF	Yes
PAG133695	Don Boyer Borough of Jonestown 37 West Market Street Jonestown, PA 17038-9628	Lebanon	Jonestown Borough	Swatara Creek/WWF Little Swatara Creek/WWF	Yes

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAI136116	North Versailles Township 1401 Greensburg Avenue North Versailles, PA 15137	Allegheny	North Versailles Township		Y

V. Applications for NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAG133693	Allegheny Township Supervisors 3131 Old Sixth Avenue Road North Duncansville, PA 16635	Blair	Allegheny Township	Blair Gap Run and Tributaries/TSF Gillans Run/CWF Spencer Run/WWF Sugar Run/CWF Burgoon Run/TSF Beaverdam Branch/TSF Beaverdam Branch Tributaries/WWF Brush Run/WWF Mill Run/WWF	Yes

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAG136248	Tarentum Borough 318 E. Second Avenue Tarentum, PA 15084	Allegheny	Tarentum Borough		Y

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1503075	Gambone Brother Development Michael Gambone Saylor Tract 1030 West Germantown Pike Fairview Village, PA	Chester	South Coventry Township	Rock Run (EV)
PAI01 0903007	Heritage Building Group, Inc. Mark Elser Fox Field Estates 3326 Old York Road, Suite A100 Furlong, PA 18925	Bucks	Milford Township	Unami Creek (HQ-TSF)
PAI01 0903012	Flamingo Enterprises, LLC Schuyler Riley Wolfstone Stables 12564 Mallet Circle Wellington, FL 33414	Bucks	Solebury Township	Aquetong Creek (HQ-CWF)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023903027	Dale Roth 1173 Troupe Rd. Harbor Creek, PA 16421	Lehigh	Lowhill Township	Lyon Creek HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023903028	Lehigh County Authority 1053 Spruce St. P. O. Box 3348 Allentown, PA 18106	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF

Luzerne County Conservation District: R485 Smith Pond Road, Lehman, PA 18627-0250, (570) 674-7991.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024003003	Back Mountain Recreation, Inc. 1183 Old Route 115 P. O. Box 244 Lehman, PA 18627	Luzerne	Lehman Township	Harveys Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024503014	Arrowhead Sewer Company, Inc. HC88, Box 305 Pocono Lake, PA 18347	Monroe	Coolbaugh Township and Tobyhanna Township	Trout Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI-0321-03-005	Carlisle HMA, Inc. c/o UCMC 1530 North Limestone Street Gaffney, SC 29340	Cumberland	South Middleton Township	Letort Spring Run EV

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

NPDES Permit

<i>No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI-0020-03-001	Wal-Mart Stores Inc. 2001 South East 100th Street Bentonville, AR 72716	Crawford	Oil Creek Township	Oil Creek (WWF)

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

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

MS4 Notices of Intent Received

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAG136247	Indiana Borough 80 North 8th Street Indiana, PA 15701	Indiana	Indiana Borough		Y
PAG136248	Tarentum Borough 318 E. Second Avenue Tarentum, PA 15084	Allegheny	Tarentum Borough		Y
PAG136249	Richland Township 322 Schoolhouse Road Johnstown, PA 15904	Cambria	Richland Township		Y
PAG136250	West Pike Run Township 238 Pike Run Road Daisytown, PA 15427	Washington	West Pike Run Township		Y
PAG136251	Youngstown Borough P. O. Box 56 Youngstown, PA 15696	Westmoreland	Youngstown Borough		Y
PAG136252	Rostraver Township 201 Port Royal Road Belle Vernon, PA 15012	Westmoreland	Rostraver Township		Y

PUBLIC WATER SUPPLY (PWS) PERMIT

Under the Pennsylvania Safe Drinking Water Act, the following parties have applied for a PWS permit to construct or substantially modify a public water system.

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

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

The permit application and any related documents are on file at the office listed before the application and are

available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

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

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act (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. 4603503 , Public Water Supply.	
Applicant	Audubon Water Company
Township	Lower Providence
Responsible Official	J. H. Russell 2650 Eisenhower Drive Suite 104A Norristown, PA 19403
Type of Facility	PWS

Consulting Engineer Evans Mill Environmental, Inc.
101 Fellowship Road
Uwchland, PA 19480

Application Received August 8, 2003
Date

Description of Action Upgrades to the Audubon Water System. The project includes a new well as an additional source, install a air stripper to remove VOCs, and disinfection equipment supply pumps.

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

Permit No. 5203505, Public Water Supply.

Applicant **Pennsylvania American Water**

Township or Borough Lehman Township
Pike County

Responsible Official John J. Yamona
Water Quality Superintendent
100 North Pennsylvania Avenue
Wilkes-Barre, PA 18701
(570) 830-6543

Type of Facility Community Water System

Consulting Engineer Michael D. Youshock, P. E.
Pennsylvania American Water Co.
100 North Pennsylvania Avenue
Wilkes-Barre, PA 18701
(570) 830-6538

Application Received July 21, 2003
Date

Description of Action Application for the addition of caustic soda at Well Nos. 4 and 5 and Well No. 12 for pH control, along with continuation of the addition of AquaMag C10 at Well Nos. 9 and 10 for treatment of iron and manganese, as approved under the Emergency Permit of June 5, 2003.

Central Office: Bureau Director, Water Supply and Wastewater Management, PO Box 8467, Harrisburg, PA 17105-8467.

Permit No. 9996518, Public Water Supply.

Applicant **Absopure Water Company**

Township or Borough Plymouth, Michigan

Responsible Official Glen Davis, QA Manager

Type of Facility Out of State Bottled Water System

Application Received August 5, 2003
Date

Description of Action Applicant requesting Department approval to sell bottled water in Pennsylvania under the brand name; Absopure Natural Spring Water

MINOR AMENDMENT

Applications Received 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.

Application No. Minor Amendment.

Applicant **Three Lane Utilities**

Township or Borough Westfall Township

Responsible Official Richard Snyder
Three Lane Utilities
P. O. Box 927
Milford, PA 18337

Type of Facility PWS

Consulting Engineer Samuel D'Alessandro, P. E.
RKR Hess Associates
P. O. Box 268
East Stroudsburg, PA 18301

Application Received August 13, 2003
Date

Description of Action The permit application proposes PWS system improvements including expanding the distribution system, replacing existing corrosion control treatment facilities, replacing booster system control facilities, providing circulation pumps for the water storage tower, providing fire flow delivery pump and upgrading control and electrical systems.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the Background Standard, Statewide Health Standard, the Site-Specific Standard or who intend to remediate a site as a special industrial area must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, a combination of the cleanup standards or who receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period

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

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

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

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

Former Cartex Facility, Doylestown Borough, **Bucks County**. Kevin J. Davis, P. E., Pennoni Associates, Inc., 3001 Market St., Suite 200, Philadelphia PA 19104, on behalf of Catherine M. Ward, Esq., attorney for owner, 160 Veterans Lane, Doylestown PA 18901, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with chlorinated solvents. 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 *Intelligencer* on August 12, 2003.

Andela Site, Warwick Township, **Bucks County**. Joe Casey, P. G., Mignatti Companies, 2310 Terwood Drive, P. O. Box 249, Huntingdon Valley PA 19006, has submitted a Notice of Intent to Remediate soil contaminated with lead and PCB. 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 *Bucks County Intelligencer* on June 18, 2003.

Northeast Regional Field Office: Joseph A. Brogna, Environmental Cleanup Program Manager; 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Kerr-McGee Chemical LLC—Avoca Property, Avoca Borough, **Luzerne County**. David R. Kerschner, P. G., Principal, KU Resources, Inc., One Library Place, Suite 207, Duquesne, PA 15110 has submitted a Notice of Intent to Remediate (on behalf of his client, Kerr-McGee Chemical LLC, P. O. Box 25861, Oklahoma City, OK 73125) concerning the characterization and remediation of site soils found or suspected to be contaminated with lead and other inorganics, PAHs (polycyclic aromatic hydrocarbons), and other organics. The applicant proposes to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been

published in the *Scranton-Times Tribune* on August 5, 2003.

Exide Technologies Property—Dunmore Plant, Dunmore Borough, **Lackawanna County**. Sean Gallagher, Project Manager, Gannett Fleming Inc., 202 Wall Street, Princeton, NJ 08540 has submitted a Notice of Intent to Remediate (on behalf of his client, Exide Technologies, 3000 Montrose Avenue, Reading, PA 19605) concerning the characterization and remediation of site soils found or suspected to be contaminated with lead, chlorinated solvents and other organics, and fuel oil nos. 2, 4, 5 and 6. The applicant proposes to meet a combination of the non-residential Statewide health standard and the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Scranton-Times Tribune* on August 1, 2003.

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

Pennsylvania State University—Fire Training Station, College Township, **Centre County**. EPSYS Corporation, on behalf of its client, Pennsylvania State University, 208 Old Main, University Park, PA 16802, has submitted an amended Notice of Intent to Remediate site soils contaminated with inorganics, fuel oil no. 2, and chlorinated solvents. The applicant proposes to remediate the site to meet a combination of the Background and Statewide Health Standards. A summary of this amended Notice of Intent to Remediate was reported to have been published in the *Centre Daily Times* on July 2, 2003. Please see additional information in the Actions section of this *Pennsylvania Bulletin*.

MUNICIPAL WASTE GENERAL PERMITS

Application Received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Application No. WMGM024. Riverside Materials, Inc., 2870 East Allegheny Avenue, Philadelphia, PA 19134.

The Department of Environmental Protection, Bureau of Land Recycling and Waste Management has received an application for a municipal waste general permit from Riverside Materials, Inc. The application is for the processing and beneficial use of highway construction and demolition waste (that is, concrete and asphalt) as a subbase, shoulder backup, aggregate, rip-rap and cold mix material. The Department determined the application to be administratively complete on August 15, 2003.

Comments concerning the application should be directed to Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in obtaining more information about the general permit application may contact the Division at (717) 787-7381. TDD users may contact the Depart-

ment through the Pennsylvania Relay service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department has received applications for plan approvals and/or operating permits from the following facilities.

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

Persons wishing to receive a copy of a proposed plan approval or operating permit must indicate their interest to the Department regional office within 30 days of the date of this notice and must file protests or comments on a proposed plan approval or operating permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Comments or protests filed with the Department regional offices must include a concise statement of the objections to the issuance of the Plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office identified before the application. TDD users 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 121-143, the Federal Clean Air Act (act) and regulations adopted under the act.

PLAN APPROVALS

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

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

01-05016D: ISP Minerals, Inc. (P. O. Box O, 1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214-0914) for installation of a new 250 ton per hour bucket elevator controlled by a fabric filter baghouse in Hamiltonban Township, **Adams County**.

67-03122: Key Plastics, LLC (3350 Farmtrail Road, York, PA 17402) for installation of two (2) automated paint lines controlled by dry filters in Manchester Township, **York County**.

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

59-00001A: Westfield Tanning Co. (360 Church Street, Westfield, PA 16950) for construction of a tannin recovery system in Westfield Borough, **Tioga County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745 Contact: William Charlton, New Source Review Chief, (412) 442-4174.

03-00229C: Rosebud Mining Co. (301 Market Street, Kittanning PA 16201-9642) for installation of an air jig, baghouse, crusher, crushed coal stockpiled and coal screen for increase in production at their Logansport Mine in Bethel Township, **Armstrong County**.

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

25-025F: General Electric Transportation Systems—Erie Plant (2901 East Lake Road, Room. 9-201, Erie, PA 16531), for installation of a new paint and cure booth in Building No. 12 in Lawrence Park Township, **Erie County**. This is a Title V facility.

62-150A: Superior Tire and Rubber (1818 Pennsylvania Ave, Warren, PA 16365) for post construction plan approval of an existing adhesive spray and finish coating operation of metal parts using a HVLP gun in an associated spray booth in the City of Warren, **Warren County**.

61-205A: IA Construction Corp.—Nectarine Aggregate Plant (State Route 3003, Harrisville, PA 16038) for plan approval to modify an existing portable non-metallic crushing/screening plant at their Ben Hal Nectarine mining operation in Irwin Township, **Venango County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104 Contact: Thomas Barsley, Chief, (215) 685-9428.

AMS 03071: Arway Linen and Rental (1696 Foulkrod Street, Philadelphia, PA 19124) for permitting one boiler, two dryers and one garment tunnel in Philadelphia, **Philadelphia County**.

AMS 03075: Defense Energy Support (8725 John J Kingman Road, Suite 2833, Fort Belvoir, VA 22060) for installation of a soil vapor extraction and treatment system with two recuperative thermal oxidizers at their former defense supply center, 2800 S 20th Street in Philadelphia, **Philadelphia County**.

AMS 03082: Purolite Co. (3620 G Street, Philadelphia, PA 19134) for replacement of an acid diluter vessel in Philadelphia, **Philadelphia County**.

AMS 03091: Naval Surface Warfare Center (5001 South Broad Street, Code 357, Philadelphia, PA 19112)

for replacement of a gas turbine in Philadelphia, **Philadelphia County**.

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

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428. Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.

46-0036I: Visteon Systems, LLC (2750 Morris Road, Lansdale, PA 19446) for the installation and construction of Selective Soldering Machine Nos. 12 and 13 at their facility in Worcester Township, **Montgomery County**. These sources will result in a facility wide emission increase of 0.007 tons of lead and 2.72 tons of VOCs per 12-month rolling sum. Although the facility is classified as a major facility for VOCs, actual emissions of VOCs are below 25 tons per year. Selective Soldering Machine Nos. 12 and 13 shall only be used for soldering electronic circuit boards. The plan approval will contain recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

46-0239: SEI Investments (1 Freedom Valley Drive, Oaks, PA 19456) for the installation two 1,250 kW emergency generators, at an existing facility in Upper Providence Township, **Montgomery County**. This facility is a non-Title V facility. The Plan Approval will contain record keeping and operating conditions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

09-0024C: Waste Management of Pennsylvania, Inc.—Tullytown Resource Recovery Facility (1121 Bordentown Road, Morrisville, Pa 19067) for the construction of a Western Expansion and modification of the facility's landfill gas management system. The landfill is in Tullytown Borough, **Bucks County**. The approval will allow the owner/operator to direct landfill gas generated at the Western Expansion to Exelon Generation Company's Fairless Hills Steam Generating Station. There is an enclosed flare as backup. The flare shall have a minimum destruction and removal (DRE) efficiency for VOC of 98% (by weight) or the VOC concentration in the exhaust gas shall be less than 20 ppmv (dry basis as hexane at 3 percent oxygen), whichever is less stringent. The facility is a major facility. The landfill is subject to 40 CFR Part 60 Subpart WWW, Standards of Performance for Municipal Solid Waste Landfills. Under this approval, fugitive emissions of VOC from the Western Expansion shall not exceed 13.1 tons/year (on a 12-month rolling basis), calculated after they are closed in accordance with 40 CFR 60.751. The owner/operator will comply with the monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

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

60-399-002: Ritz-Craft Corp. (15 Industrial Park Road, Mifflinburg, PA 17844) for construction of mobile/modular home manufacturing operations at their facility at in Mifflinburg Borough, **Union County**.

The respective mobile/modular home manufacturing operations, identified as Plant Nos. 2 and 3 and the

Specialty Paint Shop, house various mobile/modular home manufacturing and assembly activities which involve the use of adhesives, paints, cleaning solvents, and the like. These mobile/modular home manufacturing operations will result in the emission of up to 33.35 tons of volatile organic compounds and 7.39 tons of hazardous air pollutants per year.

The Department of Environmental Protection has determined that the mobile/modular home manufacturing operations will comply with all applicable regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12. The Department of consequently intends to approve the application and issue plan approval to construct the respective mobile/modular home manufacturing operations.

The Department intends to place conditions in the plan approval to be issued to assure compliance with all applicable regulatory requirements. The following is a summary of these conditions:

1. The total combined volatile organic compound emissions from Plant Nos. 2 and 3 and the Specialty Paint Shop shall not exceed 33.35 tons in any 12 consecutive month period and the total combined hazardous air pollutant emissions shall not exceed 7.39 tons in any 12 consecutive month period.

2. Only those specific adhesives, coatings (paints, stains, lacquers, and the like.), cleaning solvents, insulating foams and vapor barriers identified in the plan approval application (or an alternate material determined by the Department to have an equivalent, or lower, air contaminant emission potential) shall be used.

3. "Enerbond BA" shall be the only adhesive used to secure floor decking to joists. "Dow Voramar CE" and "Dow Voramar MB" shall be the only adhesives used to secure ceiling board to trusses. "Henkel Glue" shall be the only adhesive used to secure wallboard to studs. "Sun White Wood Glue" shall be the only general purpose adhesive used. "Con-Bond 3498" shall be the only adhesive used to secure laminate to countertops. "Oatley Cement" shall be the only adhesive used to make PVC plumbing connections. "Duron Supreme White Paint" shall be the only coating or paint used to coat interior walls and surfaces. "Reynolds Frame Paint" shall be the only coating or paint used to coat metal surfaces. "Enerbond Head Cleaner" shall be the only solvent used to clean application heads. "Koch DCP-30" shall be the only general purpose adhesive solvent used. "Con-Bond Solvent" shall be the only solvent used to clean excessive adhesive from laminated countertops. "Oatley Purple Primer" shall be the only solvent used to clean PVC plumbing. "Enario Cleaner" shall be the only general purpose coating solvent used. "Sun Vapor Barrier" shall be the only material used to seal ceiling/roof cavities. "Enerfoam NBS" shall be the only foam insulation that shall be used. In each case, the only exception shall be that an alternate material may be used if the Department has first determined that it has an equivalent, or lower, air contaminant emission potential than the material it replaces.

4. All materials listed below shall comply with the usage limitation identified as applying to that material:

<i>Material</i>	<i>Maximum Gallons Used/ 12 Consecutive Month Period</i>
Con-Bond 3498 (and any alternate materials)	122
Oatley Cement (and any alternate materials)	597
Duron Supreme White Paint (and any alternate materials)	28,485
Reynolds Frame Paint (and any alternate materials)	5,000
Enerbond Head Cleaner (and any alternate materials)	23
Koch DCP-30 (and any alternate materials)	810
Con-Bond Solvent (and any alternate materials)	122
Oatley Purple Primer (and any alternate materials)	295
Enario Cleaner (and any alternate materials)	45
Sun Vapor Barrier (and any alternate materials)	8,316

5. All materials listed below shall comply with the volatile organic compound and hazardous air pollutant content limitations identified as applying to that material:

<i>Material</i>	<i>Maximum Pounds VOCs/ Gallon Material</i>	<i>Maximum Pounds HAPs/ Gallon Material</i>
Con-Bond 3498 (and any alternate materials)	3.41	9.75
Oatley Cement (and any alternate materials)	7.31	1.96
Duron Supreme White Paint (and any alternate materials)	1.07	.03
Reynolds Frame Paint (and any alternate materials)	3.30	zero
Enerbond Head Cleaner (and any alternate materials)	6.27	zero
Koch DCP-30 (and any alternate materials)	7.25	7.25
Con-Bond Solvent (and any alternate materials)	zero	11.0
Oatley Purple Primer (and any alternate materials)	7.02	5.68
Enario Cleaner (and any alternate materials)	1.88	zero
Sun Vapor Barrier (and any alternate materials)	.07	zero

6. The total combined volatile organic compound and hazardous air pollutant emissions resulting from the use of Enerbond BA, Dow Voramer CE, Dow Voramer MB, Henkel Glue, Sun White Wood Glue and Enerfoam NBS shall not exceed 1.0 pound in any 12 consecutive month period.

7. The spray booth in the Specialty Paint Shop shall be equipped with filters and instrumentation to monitor the pressure differential across the filters. The resultant particulate matter emission concentration shall be no greater than .01 grains per dry standard cubic foot of exhaust.

8. Only airless or high volume low pressure spray technology shall be used to apply coatings except for stains which shall be hand applied by brush or cloth.

9. The volatile organic compound and hazardous air pollutant contents of any solvent-based lacquer used shall be no greater than 5.36 and 3.05 pounds per gallon, respectively, and the volatile organic compound and hazardous air pollutant contents of any water-based lacquer used shall be no greater than 1.87 and zero pounds per gallon, respectively. The total combined volatile organic compound and hazardous air pollutant emissions from the use of lacquer shall be no greater than 2.39 and 1.32 tons, respectively, in any 12 consecutive month period.

10. The volatile organic compound and hazardous air pollutant contents of all stains used shall be no greater than 2.10 and zero pounds per gallon, respectively, and

the total combined volatile organic compound emissions from the use of stains shall not exceed .66 tons in any 12 consecutive month period. All stains must be applied by brush or cloth; stains shall not be spray applied.

11. The volatile organic compound and hazardous air pollutant contents of all cleanup solvents used in the Specialty Paint Shop shall not exceed 6.75 and 3.37 pounds per gallon, respectively, and the total combined volatile organic compound and hazardous air pollutant emissions resulting from the use of cleanup solvents in the Specialty Paint Shop shall not exceed .04 and .02 tons, respectively, in any 12 consecutive month period.

12. All containers of volatile organic compound-containing or volatile hazardous air pollutant-containing materials shall be kept closed except when in active use. Any solvent flushed from spray lines shall be flushed in a solid stream into containers. Solvent may not be removed from spray lines by spraying into the air or by spraying an atomized spray into a container. All solvent-wet rags shall be stored in closed containers.

13. Appropriate records shall be kept to demonstrate compliance with all plan approval conditions.

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

10-230B: IA Construction—Zelienople Plant (158 Lindsay Road, Zelienople PA 16063) for modification of a plan approval to change stack testing conditions for an

asphalt plant burning alternative fuels in Jackson Township, **Butler County**. In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection intends to issue a plan approval which will, in accordance with 25 Pa. Code § 127.450, be incorporated into a State Only operating permit through an administrative amendment at a later date.

42-192C: IA Construction—McKean Plant (Route 59, Lewis Run, PA 16738) for modification of a plan approval to change stack testing conditions for an asphalt plant burning alternative fuels in Lafayette Township, **McKean County**. In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection intends to issue a plan approval, which in accordance with 25 Pa. Code § 127.450, be incorporated into a State Only operating permit through an administrative amendment at a later date.

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

AMS 3053: Mutual Pharmaceutical Co., Inc (1100 Orthodox Street Philadelphia, PA 19124) for installation of one catalytic oxidizer servicing ten electric tray dryers. Total volatile organic compound emissions from the facility shall be less than 25 tons in any rolling 12-month period. Single hazardous air pollutant emissions shall be less than 10 tons in any rolling 12-month period. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

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

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

06-05002: Lehigh Cement Co.—Evansville Plant (P. O. Box 619, Blandon, PA 19510-0619) for operation of a Portland cement manufacturing facility in Maiden Creek Township, **Berks County**. The facility is subject to 40 CFR Part 63, Subpart LLL—National Emission Standards for Hazardous Air Pollutants for Portland Cement Plants. This action is a renewal of the Title V Operating Permit issued in 1998.

28-05015: IESI Blue Ridge Landfill Corp. (3747 White Church Road, Chambersburg, PA 17201) for operation of a refuse disposal facility in Greene Township, **Franklin County**. This action is a renewal of the Title V Operating Permit issued in 1999. The facility's major sources of emissions include fugitive particulate matter and landfill gasses. The primary emissions also include combustion products from the flare used as a control device for the landfill gasses, which primarily emit NOx and CO from combustion of the landfill gasses as well as volatile organic compounds. The Title V operating permit contains monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.
Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.*

23-00102: Brandywine Veterinary Hospital (1270 Baltimore Pike, Chadds Ford, PA 19317) for operation of their veterinary hospital in Chadds Ford Township, **Delaware County**. The permit is for a non-Title V (State only) facility. The source of air emissions is an animal crematory with an attached after burner. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

09-00090: MG Industries (One Steel Road East, Morrisville, PA 19067) for a non-Title V, State Only, Natural Minor Operating Permit in Falls Township, **Bucks County**. MG Industries owns and operates a gas cylinder filling and recycling facility. Residual gas from the gas cylinders is removed from the cylinders before they are recycled. Ethylene oxide, a volatile organic compound and hazardous air pollutant, is disposed of via a catalytic oxidizer. Seven caustic pre-scrubbers are used to control emissions of acid gas products. A hydrochloric acid pre-scrubber is used to control emissions of basic gas products. An emergency caustic scrubber controls emissions from the caustic pre-scrubbers and hydrochloric acid pre-scrubber. MG Industries also operates a thermal oxidizer. The thermal oxidizer uses a baghouse and a caustic scrubber to control particulate and acid emissions. Testing, monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

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

22-03040: Advanced Communications (3000 Canby Street, Harrisburg, PA 17103) for operation of their printing facility in the Borough of Penbrook, **Dauphin County**. The State-only operating permit will include monitoring, record keeping, reporting requirements, emission restrictions, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

28-05033: The Appalachian Mill, Inc. (11427 Church Hill Road, Mercersburg, PA 17236) for operation of their spray booth in Mercersburg Borough, **Franklin County**. This is a non-Title V (State-only) facility. The State-only operating permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

36-05131: Keystone Quality Products, LLC (82 South Groffdale Road, Leola, PA 17540) for operation of their surface coating facility for the painting of wood cabinets and furniture in Upper Leacock Township, **Lancaster County**. This surface coating, woodworking operation is a non-Title V facility. The operation will result in less than 25 tons of VOCs, less than 10 tons of a single HAP, and less than 25 tons of combined HAPs per year. Standard monitoring, recordkeeping, and work practice standards are included to keep the facility operating within all applicable requirements.

36-03006: Cadmus Professional Communications Science Press Division (300 West Chestnut Street, Ephrata, PA 17522) for the operation of their printing

facility in Ephrata Borough, **Lancaster County**. The facility's potential VOC emissions are less than 16 tons per year and HAPs emissions are less than 2 tons per year. The State-only operating permit shall contain emission restrictions, work practice standards, and monitoring, recordkeeping, and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

36-03010: Fleetwood Homes of PA, Inc. (P. O. Box 530, Elizabethtown, PA 17022) for application of adhesives and sealants in Elizabethtown Borough, **Lancaster County**. The facility has the potential to emit 6 tons per year of volatile organic compounds. The State-only operating permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

36-03021: J. Walter Miller Co. (411 East Chestnut Street, Lancaster, PA 17602) for operation of a foundry in the City of Lancaster, **Lancaster County**. The facility has the potential to emit 18 tons per year of particulate matter, 4 tons per year of volatile organic compounds and less than 1 ton per year of carbon monoxide, sulfur oxides, nitrogen oxides and combined hazardous air pollutants. The State-only operating permit will contain additional testing, monitoring, record keeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

36-03057: Reist Popcorn Co. (P. O. Box 155, Mt. Joy, PA 17552) for operation of their popcorn processing facility in Mt. Joy Borough, **Lancaster County**. The facility has a potential to emit 42 tons per year of particulate matter. This is a non-Title V (State-only) facility. The State-only operating permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

36-03080: Rohrer's Quarry, Inc. (P. O. Box 365, 70 Lititz Road, Lititz, PA 17543) for operation of their crushing, concrete and lime plants at their existing facility in Warwick Township, **Lancaster County**. The crushing and aglime plants are subject to 40 CFR 60 Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. The State-only operating permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

67-03117: FES Systems, Inc. (3475 Board Road, York, PA 17405) for operation of their two paint spray booths in Manchester Township, **York County**. The facility has a potential to emit 10 tons per year of volatile organic compounds and less than 8 tons per year of combined HAPs. The State-only operating permit will contain appropriate conditions designed to keep the facility operating below Title V thresholds for criteria pollutants and within all other applicable air quality requirements.

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

16-00122: Northwestern PA Crematory (330 Wood Street, Clarion, PA 16214) to issue a Natural Minor operating permit for emissions from a human crematory in Clarion Borough, **Clarion County**.

43-00251: Component Intertechnologies, Inc. (2426 Perry Highway; Hadley, PA 16130) to issue a Natural Minor operating permit for emissions from a rubbish incinerator and a solvent cleaning machine in Perry Township, **Mercer County**.

25-00053: Urick Foundry Co., Inc. (1501 Cherry Street, P. O. Box 6027, Erie, PA 16512) to issue a Synthetic Minor Operating Permit to operate a foundry operation, in the City of Erie, **Erie County**. This was formerly a Title V facility but is now taking voluntary emission limits to become a Synthetic Minor Facility.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

Written comments, objections or requests for informal conferences on applications may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. NPDES permits will contain, at a minimum, technology-based effluent limitations as identified in this notice for the respective coal and noncoal applications. In addition to the previous, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit, when necessary, for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies who have requested review of the NPDES permit requirements for a particular mining activity within the previously mentioned public comment period will be provided with a 30 day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of the person 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 wishes to have the conference conducted in the locality of the proposed mining activities.

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

* The parameter is applicable at all times.

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

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.

40810108R4. Pioneer Aggregates, Inc. (202 Main Street, Laflin, PA 18702-2706), renewal of an existing anthracite surface mine operation in Plains Township, **Luzerne County** affecting 82.0 acres, receiving stream: none. Application received August 7, 2003.

54030103. Jett Contracting Company (P. O. Box 243, Brockton, PA 17925), commencement, operation and restoration of an anthracite surface mine operation in Blythe Township, **Schuylkill County** affecting 116.0 acres, receiving stream: Martin's Run. Application received August 8, 2003.

54980101R. Triple T Mining Co., LP (P. O. Box 487, New Philadelphia, PA 17959), renewal of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County** affecting 140.0 acres, receiving stream: none. Application received August 12, 2003.

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

32971302. NPDES Permit No. PA0215040, Rosebud Mining Company (301 Market Street, Kittanning, PA 16201-9642), to revise the permit for the Dutch Run Mine in Washington and Plumcreek Townships, **Indiana and Armstrong Counties**, Underground Acres Proposed 323.6, SCP Acres Proposed 323.6, no additional discharges, Application received July 30, 2003.

30743702. Consolidation Coal Company (1 Bridge Street, Monongah, WV 26554), to renew the permit for the Blacksville No. 1 Coal Refuse Disposal Area in Wayne Township, **Greene County**, no additional discharges, Application received August 1, 2003.

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.

10803018 and NPDES Permit No. PA 0126268. Western Hickory Coal Co., Inc. (R. R. 2, Box 2139, Wampum, PA 16157). Revision to use coal ash for low permeable material/placement/fill/liming material in

Coal Applications Received

Effluent Limits

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

Venango Township, **Butler County** affecting 509.9 acres. Receiving streams: Three unnamed tributaries to Seaton Creek; two unnamed tributaries to Little Scrubgrass Creek and Little Scrubgrass Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received August 11, 2003.

16930101 and NPDES Permit No. PA0211541. Aspen Minerals, Inc. (P. O. Box 269, Shippensburg, PA 16254). Renewal of an existing bituminous surface strip and tipple refuse disposal operation in Redbank Township, **Clarion County** affecting 57 acres. Receiving streams: Leisure Run and three unnamed tributaries to Town Run, classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Redbank Valley Municipal Authority. Application for reclamation only. Application received August 12, 2003.

16980103 and NPDES Permit No. PA 0227668. Milestone Crushed, Inc. (521 South Street, P. O. Box 644, Clarion, PA 16214). Renewal of an existing bituminous surface strip operation in Ashland Township, **Clarion County** affecting 48.1 acres. Receiving streams: Little East Sandy Creek and UNT to Little East Sandy Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application for reclamation only. Application received August 12, 2003.

16-03-04 and NPDES Permit No. PA 0242438. RFI Energy, Inc. (555 Philadelphia Street, Indiana, PA 15701). Proposal to enter into a Government Financed Reclamation Construction Contract on a 80 acre site in Perry Township, **Clarion County**. The proposal includes total reclamation of 64 acres of abandoned mine lands as well as 32.5 acres of coal removal incidental and necessary to the reclamation activities. This proposal also includes a request to reclaim and reconstruct approximately 800 feet of an UNT to the Allegheny River. Receiving streams: UNT to the Allegheny River, classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is West Freedom Water Association. Application received August 6, 2003.

61980103 and NPDES Permit No. PA 0227846. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Renewal of an existing bituminous surface strip operation in Irwin Township, **Venango County** affecting 111 acres. Receiving streams: Five unnamed tributaries to Scrubgrass Creek, classified for the follow-

ing use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received August 14, 2003.

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

56930107 and NPDES Permit No. PA0212466. Future Industries, Inc., P. O. Box 157, Meyersdale, PA 15552, permit renewal for continued operation of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 78.5 acres. Receiving streams: unnamed tributaries to Buffalo Creek and Buffalo Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received August 5, 2003.

56870101 and NPDES Permit No. PA0597937. Hilltop Mining, Inc., 126 Bronco Drive, Berlin, PA 15530 permit revision to change the land use from woodland to pastureland in Brothersvalley Township, **Somerset County**, affecting 15.8 acres. Receiving streams: UNT to Buffalo Creek classified for the following uses: CWF. There are no potable water supply intakes within 10 miles downstream. Application received August 12, 2003.

32980107 and NPDES Permit No. PA0234800. Fossil Fuel, Inc., 690 Weaver Road, Marion Center, PA

15759, permit renewal for continued operation of a bituminous surface and auger mine in Grant Township, **Indiana County**, affecting 120.0 acres. Receiving streams: UNT to Little Mahoning Creek classified for the following uses: HQ-CWF. There are no potable water supply intakes within 10 miles downstream. Application received August 12, 2003.

56030106 and NPDES Permit No. PA0249513. Action Mining, Inc., 1117 Shaw Mines Road, Meyersdale, PA 15552, commencement, operation and restoration of a bituminous surface mine in Summit Township, **Somerset County**, affecting 370 acres. Receiving streams: Casselman River; unnamed tributaries; unnamed tributaries to/and Elk Lick Creek classified for the following uses: WWF and CWF. There are no potable water supply intakes within 10 miles downstream. Application received August 7, 2003.

Noncoal Applications Received

Effluent Limits

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

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

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

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.

7775SM10C5 and NPDES Permit No. PA0011789. Allentown Cement Company (P. O. Box 619, Blandon, PA 19510-0619), renewal of NPDES Permit in Maiden Creek Township, **Berks County**, receiving stream: Maiden Creek, classified for the following use: WWF. The first downstream potable water supply intake from the point of discharge is Reading Municipal Water Authority. Application received August 8, 2003.

06910301C2 and NPDES Permit No. PA0595420. Berks Products Corporation (P. O. Box 421, Reading, PA 19604), renewal of NPDES Permit for discharge of treated mine drainage in Ontelaunee Township, **Berks County**, receiving stream: Maiden Creek and Schuylkill River. Classified for the following uses: WWF and migratory fishes. Application received August 13, 2003.

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.

16970307. Milestone Crushed, Inc. (521 South Street, P. O. Box 644, Clarion, PA 16214). Renewal of NPDES Permit No. PA 0227609 in Beaver, Licking and Richland Townships, **Clarion County**. Receiving streams: Turkey Run and UNT to Turkey Run, classified for the following use: HQ-CWF. There are no potable

surface water supply intakes within 10 miles downstream. NPDES Renewal application received August 15, 2003.

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.

53030803. Robert H. Ostrom, 2897 Route 6 West, Roulette, PA 16746. Commencement, operation and restoration of a small industrial minerals (bluestone) permit in Roulette Township, **Potter County** affecting 1 acre. Receiving streams: Carr Creek to Allegheny River. Application received June 23, 2003.

53032803. Donald R. Reed, 392 Ridge Road, Genesee, PA 16923. Commencement, operation and restoration of a Small Industrial Minerals (Sand/Gravel) permit in Genesee Township, **Potter County** affecting 5 acres. Receiving stream: None. Application received July 24, 2003.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

Persons with a disability who wish to attend a hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users 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 FWPCA (33 U.S.C.A. § 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E21-351. Shippensburg Properties, L. P., One Atlantic Ave., Pittsburgh, PA, 15202 in Shippensburg Township, **Cumberland County**, ACOE Baltimore District

To install and maintain an open bottom culvert, relocate and maintain existing utility lines, install and maintain new utility lines, and to remove and restore an existing culvert, all crossing Burd Run (CWF), located on a 53-acre parcel of land to the north side of PA Route 174 (Walnut Bottom, PA Quadrangle N: 11.15 inches; W: 17.2 inches) in Shippensburg Township, **Cumberland County**.

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

E27-048. Tionesta Borough, 621 Elm Street, P. O. Box 408, Tionesta, PA 16353-0408. Tionesta Borough Dry Fire Hydrants, in Tionesta Borough, **Forest County**, ACOE Pittsburgh District.

To re-issue Permit No. E27-048 which authorized Tionesta Borough to install and maintain four 6-inch diameter dry fire hydrants along the east (left) bank of the Allegheny River.

E43-300. Richard Van Buren, 17352 Highway 98, Meadville, PA 16335. Scott Kettering Site, in West Salem Township, **Mercer County**, ACOE Pittsburgh District (Greenville West, PA Quadrangle N: 1.9 inches; W: 8.8 inches).

The applicant proposes to construct and maintain a home partially within the right floodway and to place fill in the right floodway having dimensions of approximately 4,200 square feet and an average depth of 2 feet on a UNT (Greenville West, PA Quadrangle N: 1.9 inches; W: 8.8 inches) to Big Run in West Salem Township, **Mercer County**. The project has been constructed and this application is the result of an enforcement action. The UNT to Big Run is a perennial stream classified as WWF. The project proposes to directly affect approximately 0.09 acres of floodway.

ACTIONS

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

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

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

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted Notices of Intent (NOI) for coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction

requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

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

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

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

I. NPDES Renewal Permit Actions

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

NPDES No. (Type)	Facility Name and Address	County and Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PAS-10-H079R	Misty Meadows Partners 282 Alpat Drive Dillsburg, PA 17019	Cumberland County South Middleton Township	Yellow Breeches HQ-CWF	Y

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

NPDES No. (Type)	Facility Name and Address	County and Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0032824 Sewerage	PennDOT Bureau of Design P. O. Box 3060 Harrisburg, PA 17105-3060	Mifflin Twp. Columbia County	Fishing Creek 5-D	Y
PA0209589 Sewerage Public	Girard Township Municipal Authority P. O. Box 36 LeContes Mills, PA 16850-0036	Girard Township Clearfield County	Bald Hill Run 8-C	Y

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

NPDES Permit No. (Type)	Facility Name and Address	County and Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0042161	James M. Quinn 154 Pleasant Drive Aliquippa, PA 15001	Beaver County Raccoon Township	Draine Swale Tributary to UNT of Raccoon Creek	Y
PA0216160	Eighty Four Mining Company P. O. Box 355 Eighty Four, PA 15330	Washington County South Strabane Township	Pigeon Creek via Mine Borehole and Underground Mine Drainage System	Y

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

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

NPDES Permit No. PA0252441. Sewage. **AMFIRE Mining Company, LLC**, One Energy Place, Suite 2800, Latrobe PA 15650.

This proposed facility is located in Brush Valley Township, **Indiana County**.

Description of proposed action/activity: Discharge of treated sewage from the Ondo Mine STP.

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

NPDES Permit No. PA0239151, Sewage, **David F. Buchanan**, 706 Perkinswood Blvd. S. E., Warren, OH 44483.

This proposed facility is located in West Shenango Township, **Crawford County**. Description of proposed action/activity: A proposed single residence sewage treatment plant discharge to an UNT to Shenango River.

III. WQM Industrial Waste and Sewerage Actions 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. 2303405, Sewerage, **Linnere Homes, Inc.**, 605 Chadds Ford Drive, Chadds Ford, PA 19317.

This proposed facility is located in Edgmont Township, **Delaware County**.

Description of proposed action/activity: Construction and operation of a drip irrigation STP for a 30 new single family residence.

WQM Permit No. 4603403, Sewerage, **Rodney A. Beckstead**, 5760 Upper Ridge Road, Pennsburg, PA 18073-2649.

This proposed facility is located in Marlborough Township, **Montgomery County**.

Description of proposed action/activity: Construction and operation of an onsite small flow wastewater treatment facility.

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

WQM Permit No. 3903401, Sewerage, **Upper Saucon Sewage Treatment Authority**, 5500 Camp Meeting Road, Center Valley, PA 18034

This proposed facility is located in Upper Saucon Township, **Lehigh County**.

Description of proposed action: Issuance of Water Quality Management Permit to rerate the sewage treatment plant from 2.0 MGD up to 2.5 MGD.

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

WQM Permit No. 2003420, Sewerage, **Kenneth J. Deane**, 22487 Hobbs Road, Meadville, PA 16335.

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

Description of proposed action/activity: Sewage discharge for a single residence.

WQM Permit No. 6203412, Sewerage, **Willard Foley**, 403 Quaker Hill Road, Warren, PA 16365.

This proposed facility is located in Glade Township, **Warren County**.

Description of proposed action/activity: Sewage discharge for a single residence.

WQM Permit No. 3303402, Sewerage, **Mark E. Gilmore**, 7245 West Market Street, Mercer, PA 16137.

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

Description of proposed action/activity: Sewage discharge for a single residence.

WQM Permit No. 2003419, Sewerage, **Robert L. Henry**, P. O. Box 295, Linesville, PA 16424.

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

Description of proposed action/activity: Sewage discharge for a single residence.

WQM Permit No. 1003412, Sewerage, **James Simmons**, 4521 William Flynn Highway, Harrisville, PA 16038.

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

Description of proposed action/activity: Sewage discharge for a single residence.

WQM Permit No. 2003407, Sewerage, **David F. Buchanan**, 706 Perkinswood Blvd. S. E., Warren, OH 44483.

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

Description of Proposed Action/Activity: Sewage discharge for a single residence.

IV. NPDES Stormwater Discharges From Municipal Separate Storm Sewer Systems (Ms4) Permit Actions**V. NPDES Waiver Stormwater Discharges From Municipal Separate Storm Sewer Systems (Ms4) Actions****VI. NPDES Discharges Of Stormwater Associated With Construction Activities Individual Permit Actions**

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

NPDES Permit

<i>No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10-G321-R	Malvern Preparatory School Athletic Fields 418 South Warren Avenue Malvern, PA 19355-2707	Chester	Malvern Borough	Crum Creek (HQ)
PAI01 1503032	Uwchlan Township SR013, 04L (Rt 113) Project 715 North Ship Road Exton, PA 19341	Chester	Uwchlan Township	Tributary to Pickering Creek (HQ-TSF)

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1503055	James E. Stanton Kathryn Stanton Subdivision 328 North Sandy Hill Road Coatesville, PA 19320-1007	Chester	West Caln Township	Birch Run (HQ) and West Branch Brandywine Creek (CWF)
PAI01 1503056	Glenn Gerber Sunset Hollow Minor Subdivision 250 Sunset Hollow Road West Chester, PA 19380-3840	Chester	West Goshen Township	Unnamed Tributary Broad Run (HQ)
PAI01 1503058	Chesterpoint Development, Inc. Beamer Levan Subdivision 13 Quail Hill Lane Downingtown, PA 19335	Chester	West Caln Township	Indian Spring Run (EV)

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS-10-4513	Trinity Packaging 13 Industrial Park Road Lewistown, PA 17044	Mifflin	Granville Twp.	UNT to Juniata River HQ-CWF

Berks County Conservation District: 1238 County Welfare Rd., P. O. Box 520, Leesport, PA 19533, (610) 372-4657 ext. 201.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PA-R-10-C414, Valley View Estates	Barry McCamant 12 S. 7th St. Akron PA 17501	Berks	Greenwich Twp.	UNT to Maiden Creek (TSF)
PAG2-0006-03-072 Leisz's Bridge Rd. Whse.	Scott Landis, 2668 Leisz's Bridge Rd. Leesport, PA 19533	Berks	Bern Twp.	Tulpehocken Creek/Schuylkill River (TSF/CWF)
PAG2-0006-03-030 Kutztown Self Storage	Dennis Heffner 261 Wynview Rd. Kutztown, PA 19530	Berks	Richmond Twp.	Maiden Creek (WWF)
PAG2-0006-03-064 Woods Property	R. Bruce and Marcy B. Woods 167 Geiger Rd. Douglassville, PA 19518	Berks	Amity Twp.	Monocacy Creek (WWF)
PAG2-0006-03-036 Hoch Subdivision	Matthew Hoch 28 Chapel Rd. Boyertown, PA 19512	Berks	Earl	Manatawny Creek (CWF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2-0021-03-019	East Pennsboro Township Robert Gill 98 S. Enola Road Enola, PA 17025-2796	Cumberland County	East Pennsboro Township	UNT to Conodoguinet Creek-Wwf

Dauphin County Conservation District: 1451 Peters Mountain Rd., Dauphin, PA 17018, (717) 921-8100.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2-0022-03-016	Harrisburg School District 1201 N. 6th St. Harrisburg, PA 17102	Dauphin	Susquehanna Township	Swatara Creek WWF
PAG2-0022-03-017	Commerce Bank 100 Senate Ave. Camp Hill, PA 17011	Dauphin	Lower Paxton Township	Swatara Creek WWF
PAR10I317-1	Susquehanna Towne Center Union Deposit Properties 745 East Park Dr. Harrisburg, PA 17111	Dauphin	Susquehanna Township	Paxton Creek WWF

Huntingdon County Conservation District: R. D. 1 Box 7C Rt. 26S, Huntingdon, PA 16652, (814) 627-1627.

NPDES Permit

<i>No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG 2003103008	Joseph Kovalchick P. O. Box 158 Rockhill Furnace Pennsylvania	Huntingdon	Cromwell Township	Shade Creek (WWF)

SR 522 Off-site Fill Area

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

Jefferson Conservation District, RR5 Box 51, Brookville, PA 15825, (814) 849-7463.

NPDES Permit

<i>No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS103315	Vance Oaks Falls Creek Borough Municipal Authority 117 Taylor Avenue Falls Creek, PA 15840	Jefferson	Falls Creek Borough and Washington Township	Falls Creek HQ-CWF

Warren Conservation District: 609 Rouse Avenue, Suite 203, Youngsville, PA 16371, (814) 563-3117.

NPDES Permit

<i>No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS107206	Kinzua-Warren County Joint Authority throughout Mead Twp. and portions of Pleasant Twp. Mead Twp. Bldg, Mead Blvd. P. O. Box 412 Clarendon, PA 16313 (814) 726-1735	Warren	Mead Township and Pleasant Township	Allegheny River CWF W. Branch Tionesta HQ-CWF

VII. Approvals to Use NPDES and/or Other General Permits

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From 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 (CSO)
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-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

General Permit Type—PAG-02

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Warrington Township Bucks County	PAG200 0903022	Walter and Michele Studley 1180 Bristol Road Warminster, PA 18974	Little Neshaminy Creek (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Bedminster Township Bucks County	PAG200 0903073	Richard and Kathleen Angello Angello Residence 136 Trappe Lane Langhorne, PA 19047-1434	Mink Run (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Bristol Borough Bucks County	PAG200 0903077	Island View Crossing Island View Site/Lot 1 Radcliff 1001 East Hector St. Ste 100 Conshohocken, PA 19428	Delaware River (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Richland Township Bucks County	PAR10-D679	Robert Rosenthal Arbours at Morgan Creek 370 Commerce Drive, Suite 100 Fort Washington, PA	Morgan Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Buckingham Township Bucks County	PAR10-D714	Kenneth Coles Windsor Square PO Box 245 2335 Holicong Road Holicong, PA 18928	Unnamed Tributary Mill Creek (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Rockhill Township Bucks County	PAG200 0903101	Charles R. Romano Charles and Brenda Romano 524 Mill Road Hatfield, PA 19440	Unnamed Tributary East Branch Perkiomen Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Newtown and Northampton Townships Bucks County	PAG200 0903073	PADOT—District 6-0 Richboro Rd. Bridge Replacement 7000 Geerdes Boulevard King of Prussia, PA 19406-1525	Neshaminy Creek (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Northampton Township Bucks County	PAG200 0903077	Northampton Township Council Rock Senior Center 55 Township Road Richboro, PA 18954	Iron Words Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Richland Township Bucks County	PAG200 0903057	Richard Beres Acres on Scholls School 303 B Airport Boulevard Doylestown, PA 18901	Morgan Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Nockamixon Township Bucks County	PAG200 0903088	Mark Sokol Sokol Minor Subdivision P. O. Box 124 Danboro, PA 18916	Tohickon Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Warminster Township Bucks County	PAG200 0903026-1	Township of Warminster Warminster Park 401 Gibson Avenue Warminster, PA 18974	Little Neshaminy Creek (WWF, MF) and Pennypack Creek (TSF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Bristol Township Buck County	PAG200 0903064	Robert Leipziger Rob's Truck and Trailer Repair 2700 New Rodgers Road Bristol, PA 19007	Mill Creek/Otter Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Doylestown Township Bucks County	PAG200 0903105	PENDOT—District 6-0 SR 202 and 3002 Section BIK 7000 Geerdes Boulevard King of Prussia, PA 19406-1525	Cooks Run (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Marlborough Township Chester County	PAG200 1503075	Waterbury Associates Willowdale Commons/Waterbury Office Park 818 East Baltimore Pike Kennett Square, PA 19348	West Branch Red Clay Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Bradford Township Chester County	PAG200 1503064	West Chester University Campus New Student Housing Park Campus Partners 10 Campus Drive Newtown Square, PA 19073	Plum Run (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Caln Township Chester County	PAG200 1503051	Wawa, Inc. Wawa Food Market 260 Baltimore Pike Wawa, PA 19063-5699	Valley Run (TSF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Marlborough Township Chester County	PAR10-G465	Joseph F. Wallace Wallace Property P. O. Box 34 Kennett Square, PA 19348	Unnamed Tributary to Red Clay Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Coatesville Borough Chester County	PAG200 1503039	Denny Howell Cox Property II 1195 McDermott Drive West Chester, PA 19380-4042	West Branch Brandywine Creek (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
New Garden Township Chester County	PAG200 1503040	Charles Wilkinson Harrogate South 1020 Broad Run Road Landenberg, PA 19350	White Clay Creek (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
East Caln Township Chester County	PAG200 1503065	Bala Investments, Inc. 321 South Valley Forge Road Devon, PA 19333	Unnamed Tributary East Branch Brandywine Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
West Brandywine Township Chester County	PAG200 1503073	Regional Building Committee No. 2 Kingdom Hall of Jehovah's Witnesses 55 Lakeview Drive Elverson, PA 19520	Unnamed Tributary Beaver Creek (MF, TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Avondale Borough Chester County	PAG200 1503061	Avondale Borough Wastewater Treatment Plant Upgrade and Expansion 110 Pomeroy Avenue P. O. Box 247 Avondale, PA 19311	Unnamed Tributary White Clay Creek (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Chester Township Delaware County	PAR10-J044-R	Murphy and Smith 274 Bodley Road Aston, PA 19014-1412	Chester Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Tinicum Township Delaware River	PAG200 2303018-1	Tinicum Township 629 N. Governor Prinze Boulevard Essington, PA 19029	Delaware River (WWF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Aston Township Delaware County	PAG200 2303058	John D'Annunzio 104 Spring Valley Road Aston, PA 19014	West Branch Chester Creek (TSF, MF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Skippack Township Montgomery County	PAG200 4603031	Commerce Bank Proposed Commerce Bank 17000 Horizon Way, Ste. 100 Mt. Laurel, NJ 08054	Tributary Skippack Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Pottstown Borough Montgomery County	PAG200 4603087	Borough of Pottstown Bicycle/Pedestrian Trail 100 East High Street Pottstown, PA 19464	Franch Creek and Manatawny Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Franconia Township Montgomery County	PAG200 4603061	James and Bonnie Depermentier 2890 Pinecroft Place Harleysville, PA 19438	Unnamed Tributary Skippack Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Providence Township Montgomery County	PAG200 4603078	Americo Moscariello Main Street Development 25 Donny Brook Way Collegeville, PA 19426	Perkiomen Township (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Plymouth Township Montgomery County	PAG200 4602004	Plymouth Township Gallagher Road Culvert 700 Belvoir Road Plymouth Meeting, PA 19462	Schuylkill River (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
City of Philadelphia Philadelphia County	PAG201 5103010	Monument Mews, LP 4300 Monument Mews 2042-48 Arch Street Philadelphia, PA 19103	Schuylkill River (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
City of Philadelphia Philadelphia County	PAG01 5103011	GMH Associates City Avenue Residences Hall 10 Campus Boulevard Newtown Square, PA 19073	Schuylkill River (CWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lehigh Co. Borough of Slatington	PAG2003903014	Northern Lehigh Playground Assoc. P. O. Box 333 Slatington, PA 18080	Spring Creek CWF	Lehigh Co. Cons. Dist. (610) 391-9583
Monroe Co. East Stroudsburg Borough	PAG2004503002	Troy Nauman P. O. Box 775 East Stroudsburg, PA 18301	Sambo Creek CWF, MF	Monroe Co. Cons. Dist. (570) 629-3060
Northampton Co. Lower Saucon Twp.	PAG2004803029	L & L Management Co., LLC 559 Main St. Suite 300 Bethlehem, PA 18018	Black River, CWF	Northampton Co. Cons. Dist. (610) 746-1971
Northampton Co. Upper Mt. Bethel Twp.	PAG2004803034	Robert C. Teel 2418 N. Delaware Dr. Mt. Bethel, PA 18343	Jacoby Creek CWF	Northampton Co. Cons. Dist. (610) 746-1971
Centre County College Township	PAG2001403030	Centre Hills Village-Chestnut Ave. Squirrel Dr. State College, PA 16801	Slab Cabin Run CWF	Centre County Conservation District 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Clearfield County Sandy Township and City of Dubois	PAG2001703007	Pa. Dept. of Transportation 1924-30 Daisy St. Clearfield, PA 16830	Clear Run CWF	Clearfield County Conservation District 650 Leonard St Clearfield, PA 16830 (814) 765-2629
Clearfield County City of Dubois	PAG2001703009	City of DuBois P. O. Box 408 DuBois, PA 15801	Sandy Lick CWF	Clearfield County Conservation District 650 Leonard St Clearfield, PA 16830 (814) 765-2629
Northumberland County Ralpho Township	PAG2004903016	Fleetwood Motor Homes of PA P. O. Box 5 Paxinos, PA 17860-0096	Timber Creek CWF	Northumberland County Conservation District RR 3, Box 238C Sunbury, PA 17801 (570) 286-7114 X4
Northumberland County Mt. Carmel Township	PAG2004903014	Mt. Carmel Borough Mt. Carmel Recreation Complex 121 S. Oak St. Mt. Carmel, PA 17851	Shamokin Creek WWF	Northumberland County Conservation District RR 3, Box 238C Sunbury, PA 17801 (570) 286-7114 X4

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

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Cambria County Cresson Township	PAG2001103008 (1)	Mount Aloysius College 7373 Admiral Peary Highway Cresson, PA 16630	Little Conemaugh River (CWF)	Cambria County CD (814) 472-2120
Cambria County Richland Township	PAG2001103016	Matthew Stever 106 R College Park Plaza Johnstown, PA 15904	Stonycreek River (WWF)	Cambria County CD (814) 472-2120

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Washington County Amwell Township	PAG2006303029	Howard Johnson 1805 Vista Valley Road Washington, PA 15301	Little Ten Mile Creek (WWF)	Washington County CD (724) 228-6774
Butler Cranberry Township	PAG2001003010	Attn: William Steel St. John's Evangelical Luthern 1001 Freedom Road Cranberry Township 16066	Brush Creek (WWF) Big Sewickley Creek (TSF)	Butler County Conservation District (814) 724-284-5270
Clarion Limestone Township	PAG2061603002	PA Dept. of Transportation District 10-0 2550 Oakland Avenue P. O. Box 429 Indiana PA, 15701	Piney Creek (CWF)	Clarion County Conservation District (814) 226-4070
Crawford Vernon Township	PAG2002003007	Spiro Pappen 1198 Mullberry Lane Bridgewater, PA 15009	Conneaut Lake Marsh (WWF)	Crawford County Conservation District (814) 724-1793
McKean Bradford Township	PAG2064203002	University of Pittsburgh at Bradford 300 Campus Drive Bradford, PA 16701	Tunungwant Creek (WWF)	McKean County Conservation District (814) 368-2585
Mercer Jamestown Borough	PAG2004303007	Jamestown Area School Dist P. O. Box 217 204 Shenango Street Jamestown, PA 16134	Gamble Run Tributary to the Shenango River (WWF)	Mercer County Conservation District (724) 662-2242

General Permit Type—PAG-4

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Berks County Bethel Township	PAG043709	Cheri and Doug Wright 131 Camp Strauss Road Bethel, PA 19597	Unt. Meck Creek/CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
East Mead Township Crawford County	PAG048916	Kenneth J. Deane 22487 Hobbs Road Meadville, PA 16335	Unnamed Tributary to Little Sugar Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Glade Township Warren County	PAG048917	Willard Foley 403 Quaker Hill Road Warren, PA 16365	Unnamed Tributary to Conewango Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Jefferson Township Mercer County	PAG048911	Mark E. Gilmore 7245 West Market Street Mercer, PA 16137	Unnamed Tributary to Daley Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
North Shenango Township Crawford County	PAG048912	Robert L. Henry P. O. Box 295 Linesville, PA 16424	Unnamed Tributary to Bennett Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Mercer Township Butler County	PAG048914	James Simmons 4521 William Flynn Highway Harrisville, PA 16038	Unnamed Tributary to McMurray Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
South Pymatuning Township Mercer County	PAG048576	Travis M. Young 2721 Gull Lane Transfer, PA 16154	Tributary Shenango Reservoir	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Pymatuning Township Mercer County	PAG048554	Verna D. George 66 Birchwood Drive Transfer, PA 16154	Tributary Shenango Reservoir	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location: Municipality and County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Catherman Mobil Facility ID No.14-70968 SR 150 and Gates Road Milesburg, PA 16853 Boggs Township, Centre County	054829	Robert Catherman P. O. Box 745 Milesburg, PA 16853	Unnamed tributary to Bald Eagle Creek	Northcentral Regional Office 208 West Third Street Suite 101 Williamsport, PA 17701-6448
Former Zippy Mart Facility ID No. 41-26771 Route 15 N Williamsport, PA 17701	054831	Dave Peter, Pres. Lycoming Gas & Oil Corp. 1450 E. Third Street Williamsport, PA 17701	Lycoming Creek (stream code #20501)	Northcentral Regional Office 208 West Third Street, Suite 101 Williamsport, PA 17701-6448

General Permit Type—PAG-8

<i>Facility Location: Municipality and County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Site Name and Location</i>	<i>Contact Office and Telephone No.</i>
North Annville Township Lebanon County	PAG083504	Annville Township P. O. Box 320 Annville, PA 17003	Pennsy Supply Farm North Annville Township Lebanon County	DEP—SCRO 909 Elmerston Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-9

<i>Facility Location: Municipality and County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Site Name and Location</i>	<i>Contact Office and Telephone No.</i>
Concord Township Butler County	PAG098302	Louis E. Stoughton 155 Bish Road Chicora, PA 16025-2503	Louis E. Stoughton 155 Bish Road Chicora, PA 16025-2503	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

PUBLIC WATER SUPPLY (PWS) PERMITS

The Department of Environmental Protection has taken the following actions on applications received under the Safe Drinking Water Act for the construction, substantial modification or operation of a public water system.

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

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

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

SAFE DRINKING WATER

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

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

Permit No. 4146426—Special Permit-By-Rule—Operation. Public Water Supply.

Applicant	H2O to Go William Brightman, President 49 Village Square Drive Marietta, PA 17547
Borough	Selinsgrove Borough
County	Snyder County
Type of Facility	Public Water Supply-Installation of a new vending machine at Weis Markets No. 26.
Consulting Engineer	None
Permit to Operate Issued	August 8, 2003

Permit No. Minor Amendment—Operation. Public Water Supply.

Applicant	Beech Creek Borough Authority c/o Larry Rupert, Chairman P. O. Box 216 Beech Creek, PA 16822
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Borough	Beech Creek Borough
County	Clinton County
Type of Facility	Public Water Supply-Operation of a new pump in Well No.2, relocated salt solution storage tanks, a new booster pump system, and an addition to the treatment building.
Consulting Engineer	N/A
Permit to Operate Issued	August 11, 2003

Permit No. Minor Amendment—Operation. Public Water Supply.

Applicant	Beech Creek Borough Authority c/o Larry Rupert, Chairman P. O. Box 216 Beech Creek, PA 16822
Borough	Beech Creek Borough
County	Clinton County
Type of Facility	Public Water Supply-Operation of a third water softener.
Consulting Engineer	N/A
Permit to Operate Issued	August 11, 2003

Permit No. 5503501—Construction. Public Water Supply.

Applicant	Pennsylvania Suburban Water Company Roaring Creek Division 204 East Sunbury Street Shamokin, PA 17872
Township	Monroe Township
County	Snyder County
Type of Facility	Public Water Supply-Proposing replacement of the disinfection facilities and installation of corrosion control/sequestration treatment equipment at two locations in the Monroe Water System.
Consulting Engineer	CET Engineering Services 1240 North Mountain Road Harrisburg, PA 17112-1788
Permit to Construct Issued	August 15, 2003

Permit No. 267W009-T1—Operation. Public Water Supply.

Applicant	Pennsylvania American Water Company 800 West Hershey Park Drive Hershey, PA 17033
Township	Boggs Township
County	Clearfield County
Type of Facility	Public Water Supply-Operation of the West Decatur distribution system and the existing 50,000 gallon storage tank.

Consulting Engineer N/A
 Permit to Operate August 15, 2003
 Issued

Permit No. 1789502—Cancellation. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hershey Park Drive
 Hershey, PA 17033

Township Boggs Township
 County **Clearfield County**
 Type of Facility Public Water Supply-Straw Well (aka Well No. 3), greensand filtration, 6- 1,000 gallon backwash tanks, 2,000 gallon tank at well, Shan-No-Corr polyphosphate, hypochlorite feed pumps.

Consulting Engineer N/A
 Permit Cancellation August 15, 2003

Permit No. 262W017—Cancellation. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hershey Park Drive
 Hershey, PA 17033

Township Boggs Township
 County **Clearfield County**
 Type of Facility Public Water Supply-New Spring

Consulting Engineer N/A
 Permit Cancellation August 15, 2003

Permit No. 8242-W—Cancellation. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hershey Park Drive
 Hershey, PA 17033

Township Boggs Township
 County **Clearfield County**
 Type of Facility Public Water Supply-Hypochlorination

Consulting Engineer N/A
 Permit Cancellation August 15, 2003

Permit Issued April 28, 1930—Cancellation. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hershey Park Drive
 Hershey, PA 17033

Township Boggs Township
 County **Clearfield County**
 Type of Facility Public Water Supply-Original distribution system, Morrow Spring, Straw Spring, 15,000 gallon reservoir

Consulting Engineer N/A
 Permit Cancellation August 15, 2003

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

Permit No. 0203502, Minor Amendment. Public Water Supply.

Applicant **Borough of Sewickley Water Authority,**
 P. O. Box 190,
 Sewickley, PA 15143

Borough or Township Sewickley Borough
 County **Allegheny**
 Type of Facility Water system improvements

Consulting Engineer KLH Engineers, Inc.
 5173 Campbells Run Road
 Pittsburgh, PA 15205

Permit to Construct August 14, 2003
 Issued

Permit No. 1100503, Minor Amendment. Public Water Supply.

Applicant **Redevelopment Authority of Cambria County**
 401 Candlelight Drive
 Suite 209, P. O. Box 93
 Ebensburg, PA 15931

Borough or Township Onnalinda, Summerhill
 County **Cambria**
 Type of Facility Storage tank, booster station, transmission main, distribution piping

Consulting Engineer OFR Engineering Associates, Inc.
 347 Mansfield Avenue
 Pittsburgh, PA 15220

Permit to Operate August 18, 2003
 Issued

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

Operations Permit issued to: **Pinedale Mobile Home Park**, 3463 Pinedale Lane, Atlantic, PA 16111, PWS ID No. 6200076, East Fallowfield Township, **Crawford County** on August 18, 2003 for the operation of facilities approved under Construction Permit 2002503.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20A).

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Letterkenny Township	4924 Orrstown Rd. Orrstown, PA 17244	Franklin County

Plan Description: The approved plan provides for a Small Flow Treatment Facility to serve one residential dwelling with sewage flows of 400 GPD. The name of the project is Gress/Rosenberry. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the applicant.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
North Shenango and South Shenango	North Shenango Township 11586 Linn Rd. Espyville, PA 16424	Crawford
	South Shenango Township 6865 Collins Rd. Jamestown, PA 16134	

Plan Description: The approved plan provides for the extension of municipal sewers in the Greentree, Colonial Estates 1, 5 and 6 and the Colonial Estates 3 allotments located in North and South Shenango Townships. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

NOTICE OF PROPOSED INTERIM RESPONSE CORRECTION

Washington County Drum Dump, Robinson Township, Washington County.

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.102—6020.1303), is proposing an interim response at Washington County Drum Dump, Robinson Township, Washington County, PA.

The Washington County Drum Dump Site is located in Robinson Township, Washington County, Pennsylvania. The site is located off of the Bulger-Candor Road approximately one mile southwest of the McDonald Interchange on U. S. Route 22. A disposal area located in a ravine affects approximately 2 acres of the property. There are approximately 30 drums disposed of at the site. The drums contain a white powder material, resin-like material or black liquid. Some of the drums are open and/or leaking. In addition to the drums, construction/demolition waste, household appliances, and trash are present. The Department completed an investigation of the site in March of 1999 and determined that a release or a threat of a release of hazardous substances exists from waste in open and leaking drums dumped in a ravine at this site. The waste disposed of at this site poses a direct contact threat to the public and a threat of soil and groundwater contamination.

The Department considered several alternatives at the site, including: no action, securing of the site, and removal and disposal of the hazardous substances located at the site. The Department has determined that removal and disposal of the hazardous materials at the site is the appropriate course of action. This alternative was selected because it complies with all applicable laws and regulations and is determined to be the most environmentally sound procedure for this site.

This notice is being provided pursuant to section 506(b) of HSCA (35 P. S. § 6020.506(b)). The administrative

record which contains the information that forms the basis and documents the selection of this response action is available for public review and comment. The administrative record is located at the Department's Southwest Regional Office in Pittsburgh and is available for review Monday through Friday from 8 a.m. to 4 p.m.

The administrative record will be open for comment from June 28 until November 1. Persons may submit written comments into the record during this time only, by sending them to Paul Vogel, Environmental Cleanup Program, 400 Waterfront Drive, Pittsburgh, PA 15222, or by delivering them to the Southwest Regional Office in person.

In addition, persons may present oral comments, for inclusion in the administrative record, at a public hearing. The Department has scheduled the hearing on October 1, 2003, at 7 p.m. at the Robinson Township Municipal Building, 8400 Noblestown Road, McDonald, PA. Persons wishing to present comments must register with Betsy Mallison before September 29, 2003 by telephone at (412) 442-4000 or in writing at 400 Waterfront Drive, Pittsburgh, PA 15222.

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

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following 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 non-residential 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.

Andela Site, Warwick Township, **Bucks County**. Joe Casey, P. G., Mignatti Companies, 2310 Terwood Drive, P. O. Box 249, Huntingdon Valley, PA 19006, has submitted a Final Report concerning remediation of site soil contaminated with lead and PCB. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Riverbend Site, Warwick Township, **Bucks County**. Joe Casey, P. G., Mignatti Companies, 2310 Terwood Drive, P. O. Box 249, Huntingdon Valley, PA 19006, has submitted a Final Report concerning remediation of site soil contaminated with lead and PCB. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Penn Ventilation Co., Inc., City of Philadelphia, **Philadelphia County**. Erik W. Stephens, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Bala Cynwyd, PA 19004, on behalf of Don Silver, Silver Realty Co., 1370 Welsh Rd., North Wales, PA 19454, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX and PHC. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Vacant Parcel—Germantown Avenue, City of Philadelphia, **Philadelphia County**. Jeffrey T. Bauer, Whitestone Associates, Inc., 1120 Welsh Rd., Suite 100, North Wales, PA 19454, on behalf of Michael Young, 229 W. Upsal St., Philadelphia, PA 19119, has submitted a combined Remedial Investigation/Final Report concerning remediation of site soil and groundwater contaminated with lead and PAH. The report is intended to document remediation of the site to meet Site-specific Standards.

Philadelphia Phillies Ball Park and Parking Areas, City of Philadelphia, **Philadelphia County**. Keith M. Kowalski, P. G., URS Corp., 1400 Union Meeting Rd., Blue Bell, PA 19422-1972, on behalf of the City of Philadelphia, c/o Jonathan Rinde, Manko, Gold, Katcher and Fox, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, has submitted a Remedial Investigation Report concerning remediation of site soil contaminated with PCB, lead, heavy metals, BTEX, PHC, PAH and solvents; and groundwater contaminated with lead, heavy metals, BTEX, PAH and solvents.

Rite Aid—Castor and Erie Site, City of Philadelphia, **Philadelphia County**. Kenneth M. Yoder, P. G., BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109, on behalf of Rite Aid Corp., 30 Hunter Lane, Camp Hill, PA 17011, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead, heavy metals and solvents. The report is intended to document remediation of the site to meet Statewide Health and Site-specific Standards.

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

Pennsylvania State University—Fire Training Station, College Township, **Centre County**. EPSYS Corporation, on behalf of its client, Pennsylvania State University, 208 Old Main, University Park, PA 16802, has submitted a Final Report concerning site soil contaminated with inorganics, fuel oil no. 2 and chlorinated solvents. This Final Report is intended to demonstrate remediation of the site to meet a combination of the

Background and Statewide Health Standards. Please see additional information in the Notices Section of this *Pennsylvania Bulletin*.

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 and the administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of 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 act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by provisions of the act for compliance with selection of remediation to a Site-Specific Standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office after which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Alterman Property, Solebury Township, **Bucks County**. Babu Sanji, ANCO Environmental Services, Inc., 35 Russo Place, P. O. Box 188, Berkeley Heights NJ 07922, on behalf of James Alterman, 5978 Atkinson Rd., New Hope, PA 18938, has submitted a Final Report concerning the remediation of site soil contaminated with No. 2 Fuel Oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on August 5, 2003.

Former U. S. Magnet Site, Yardley Borough, **Bucks County**. Jeffery Fehr, P. G., Penn Environmental and Remediation, Inc., 2755 Bergey Rd., Hatfield, PA 19440, on behalf of Redevelopment Authority of Bucks County, Robert White, Executive, Director., 1 N. Wilson Ave., Bristol, PA 19007, has submitted a revised Baseline Environmental Report concerning the remediation of site soil contaminated with Fuel Oils No. 2, 4 and 6, other organics, benzo(a)pyrene, lead and arsenic. The report demonstrated attainment of special industrial area requirements and was approved by the Department on August 8, 2003.

Willner Realty & Development Co., Upper Darby Township, **Delaware County**. Samuel J. Kucia, Environmental Consulting, Inc., 500 E. Washington St., Norristown, PA 19401, on behalf of Benjamin P. Willner, V. P., Willner Realty and Development Co., 140 S. 69th St., Upper Darby, PA 19082, has submitted a Final Report concerning remediation of site soil contaminated with Fuel Oil No. 2. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on August 8, 2003.

Mort's Auto Repair, City of Philadelphia, **Philadelphia County**. Joseph Diamadi, Marshall Geoscience, Inc., 219 W. Main St., Trappe, PA 19426, on behalf of Mort Lowenthal, 122 Benjamin Court, Bldg. F, Phila., PA 19114, has submitted a Final Report concerning remediation of site groundwater contaminated with MTBE and unleaded gasoline. The Final report demonstrated attainment of Statewide Health and Site-specific Standards and was approved by the Department on August 15, 2003.

Northeast Region: Joseph A. Brogna, Environmental Cleanup Program Manager; 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Lockhardt Residence, City of Easton, **Northampton County**. Marshall Miller & Associates, 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 submitted a Final Report (on behalf of his client, Mr. Curtis Lockhardt, E. Wilkes-Barre Street, Easton, PA) concerning the remediation of soils found or suspected to have been accidentally contaminated with home heating oil as the result of an oil delivery to the wrong address. The report documented attainment of the Statewide Health Standard and was approved on July 25, 2003.

Laubach Farm Property, Bethlehem Township, **Northampton County**. James S. Meenan, III, Environmental Scientist, Marshall Miller & Associates, 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 submitted a Final Report (on behalf of his client, Mrs. George Laubach, Bethman Road, Easton, PA) concerning the remediation of soils found or suspected to have been contaminated with kerosene as the result of a vehicular accident on the property. The report documented attainment of the Statewide Health Standard and was approved on August 12, 2003.

Steven Johnson Property, Bethlehem Township, **Northampton County**. James S. Meenan, III, Environmental Scientist, Marshall Miller & Associates, 3913

Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 submitted a Final Report (on behalf of his client, Mr. and Mrs. Steven Johnson, Bethman Road, Easton, PA) concerning the remediation of soils found or suspected to have been contaminated with kerosene as the result of a vehicular accident on the property. The report documented attainment of the Statewide Health Standard and was approved on August 12, 2003.

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

Robert Brandt Residence, Manheim Township, **Lancaster County**. Alternative Environmental Solutions, Inc., 930 Pointview Avenue, Suite B, Ephrata, PA 17522, on behalf of Robert Brandt, 2617 Mondamin Farm Road, Lancaster, PA 17601, submitted a Final Report concerning the remediation of site groundwater contaminated with benzene, cumene, ethylbenzene, fluorene, naphthalene, phenanthrene, and toluene. The final report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on August 14, 2003.

Agere Systems (formerly Lucent Technologies), Muhlenberg Township, **Berks County**. ARCADIS G & M, Inc., 3000 Cabot Boulevard West, Suite 3004, Langhorne, PA 19407, on behalf of Agere Systems, 2525 North 12th Street, Reading, PA 19604, submitted a Final Report concerning remediation of groundwater contaminated with chlorinated solvents. The final report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on August 14, 2003.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Proposed action on request for a bond reduction 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.

Intent to Reduce Bond:

Southwest Regional Office, Regional Solid Waste Manager; 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

Permit No. PAD004835146. MAX Environmental Technologies, Inc., Cemetery Road, Yukon, South Huntingdon Township, **Westmoreland County**. On July 30, 2003 the Department of Environmental Protection received a request for a bond reduction for MAX Environmental Technologies, Inc. for its closed hazardous waste Impoundment No. 5. The Department has reviewed the request and has determined that it is consistent with 25 Pa. Code § 265a.165.

Persons wishing to comment on the proposed action are invited to submit a statement to the Regional Office indicated as the office responsible, within 45 days from the date of this public notice. Comments received within this 45-day period will be considered in the formulation of the final determination regarding this application. Responses should include the name, address and telephone number of the writer; and concise statement to inform the Regional Office of the exact basis of any comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 45-day comment period and/or public hearing, the Department will make a final determination regarding the proposed permit action. Notice of this

determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

Registration Approved Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Residual Waste Planning, Recycling And Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and residual waste regulations for a general permit to operate residual waste processing facilities and/or the beneficial use of residual waste other than coal ash.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

Registration under **General Permit No. WMGR090R006. Derry Construction Company, Inc.**, R. D. 5, Box 34, Latrobe, PA 15650-9624.

General Permit Number WMGR090 authorizes the processing and beneficial use of reclaimed asphalt pavement (RAP) materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on August 19, 2003.

Registration Under **General Permit No. WMGR090R007. HRI, Inc.**, 1750 West College, Avenue, State College, PA 16801.

General Permit Number WMGR090 authorizes the processing and beneficial use of reclaimed asphalt pavement (RAP) materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on August 19, 2003.

Registration under **General Permit No. WMGR090R008. Glasgow, Inc.**, P. O. Box 1089, Glenside, PA 19038.

General Permit Number WMGR090 authorizes the processing and beneficial use of reclaimed asphalt pavement (RAP) materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on August 19, 2003.

MUNICIPAL AND RESIDUAL WASTE TRANSPORTER AUTHORIZATION

Issued applications for Municipal and Residual Waste Transporter Interim Authorization received under the Waste Transportation Safety Act, 27 Pa.C.S.A. §§ 6201—6209 and regulations to transport municipal or residual waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Municipal and Residual Waste, P. O. Box 8472, Harrisburg, PA 17105-8472.

Istvar Hacker, 324 East North St., Bethlehem, PA 18018. Authorization No. WH5151. Effective August 11, 2003.

Mohamed E. Abdelgadir, 3027 Montrose Ave., Richmond, VA 23222-2509. Authorization No. WH5156. Effective August 11, 2003.

Chesterly Stevenson, 104 Marble City Road, Hopewell, PA 16650. Authorization No. WH5155. Effective August 11, 2003.

Hannah & Sons Construction Co., Inc., 2707 Federal St., Philadelphia, PA 19146-3830. Authorization No. WH5077. Effective August 12, 2003.

Jean J. Mintz and Jean Mintz, P. O. Box 6, Schuylkill Haven, PA 17972-0006. Authorization No. WH5078. Effective August 12, 2003.

Denny O. Oviedo, 16 Somerset, Garfield, NJ 07026. Authorization No. WH5157. Effective August 14, 2003.

Liotta & Sons Inc., 3966 Long Beach Road, Island Park, NY 11558. Authorization No. WH5159. Effective August 14, 2003.

CGM Excavating & Paving Inc., 39 E. Cherry Road, Quakertown, PA 18951. Authorization No. WH5160. Effective August 14, 2003.

J. L. Robinson Inc., P. O. Box 14111, Pittsburgh, PA 15239. Authorization No. WH5161. Effective August 14, 2003.

Big Oak Supplies Trucking Inc., 2 Viaduct Lane, Levittown, PA 19054. Authorization No. WH5163. Effective August 14, 2003.

George W. Lutz, 238 Shelby Drive, Greensburg, PA 15601. Authorization No. WH5165. Effective August 14, 2003.

Tocaima Transportation Corporation, 52-18 Meadow View Avenue, North Bergen, NJ 07047. Authorization No. WH5098. Effective August 11, 2003.

Salomon Plastering Company Inc., 3584 Park View Drive, Bensalem, PA 19020. Authorization No. WH5099. Effective August 11, 2003.

R. W. Altomose & Son, P. O. Box 98, Route 209, Broadheadsville, PA 18322-0098. Authorization No. WH5108. Effective August 11, 2003.

Daniels & Miller Inc., P. O. Box 848, 242 North Hamilton Avenue, Greensburg, PA 15601. Authorization No. WH5109. Effective August 11, 2003.

Booz Milk Transport Inc., 199 Booz Road, Shipensburg, PA 17257. Authorization No. WH5143. Effective August 14, 2003.

Mystery Ridge Trucking, R. R. 2 Box 365, Reynoldsville, PA 15851. Authorization No. WH5145. Effective August 14, 2003.

W. A. Miller Trucking, 2175 Foulkes Mill Road, Quakertown, PA 18951-3774. Authorization No. WH5146. Effective August 14, 2003.

Jerry Justice Excavating Inc., 31 Center Mills Road, Aspers, PA 17304. Authorization No. WH5147. Effective August 14, 2003.

Pennscapes Inc., 336 New Road, P. O. Box 135, Southampton, PA 18966. Authorization No. WH5148. Effective August 14, 2003.

Kightlinger Excavating Inc., P. O. Box 266, 30 Main Street, Lewis Run, PA 16738. Authorization No. WH5149. Effective August 14, 2003.

Evans Concrete, 26 Silverbell Road, Levittown, PA 19056-2237. Authorization No. WH5152. Effective August 14, 2003.

Confer Trucking Inc., 324 Mill Street, Howard, PA 16841. Authorization No. WH5153. Effective August 14, 2003.

J & N General Construction Inc., 339 North Hall Street, Allentown, PA 18107. Authorization No. WH5154. Effective August 14, 2003.

Benjamin J. Shroyer dba LCS Transport, 162 Blue Bird Lane, Hyndman, PA 15545. Authorization No. WH5166. Effective August 15, 2003.

Jeffrey J. Sency, 512 Round Head Dr., Weatherly, PA 18255. Authorization No. WH5167. Effective August 15, 2003.

Richard M. Fiori dba M & R Trucking, 646 New Texas Road, Pittsburgh, PA 15239-2269. Authorization No. WH5168. Effective August 15, 2003.

Silver Moon Furniture Inc., 211 Silvermoon Lane, Lewisburg, PA 17837. Authorization No. WH5170. Effective August 15, 2003.

Weleski Terminals Inc., P. O. Box 428, 140 W. 4th Ave., Tarentum, PA 15084-0428. Authorization No. WH5171. Effective August 15, 2003.

B & B Hauling Inc., 419 Carvin St., Clayton, NJ 08312. Authorization No. WH5172. Effective August 15, 2003.

Pocono Roll-Off, 109 Indian Mountain Lakes, Albrightsville, PA 18210-3007. Authorization No. WH5173. Effective August 15, 2003.

Voluntarily Terminated applications for Municipal and Residual Waste Transporter Interim Authorization received under the Waste Transportation Safety Act, 27 Pa.C.S.A. §§ 6201—6209 and regulations to transport municipal or residual waste.

Chelita Transport Corp., 427 Hamilton St., Harrison, NJ 07029 Authorization No. WH3639. Voluntarily Terminated April 17, 2003.

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.

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428. Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.

AQ-SE-0014: Haines and Kibblehouse, Inc. (394 Sanatoga Rd, Pottstown, PA 19464) on August 15, 2003, to relocate of portable crushing unit to Hilltown Township, **Bucks County**.

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

GP1-01-03008: Gettysburg College (300 North Washington Street, Gettysburg, PA 17325) on August 11, 2003, authorized to operate a small gas and No. 2 oil fired combustion unit under GP1 in the Borough of Gettysburg, **Adams County**.

GP3-36-03042A: Haines and Kibblehouse, Inc. (P. O. Box 196, Skippack, PA 19474-0196) on August 11, 2003, authorized to operate a portable nonmetallic mineral processing plant under GP3 in Fulton Township, **Lancaster County**.

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

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428. Contact: Thomas McGinley, New Source Review Chief, (610) 832-6242.

09-0027E: Fres Co—SYS USA, Inc. (3005 State Road, Telford, PA 18969) on August 14, 2003 to operate a thermal oxidizer in West Rockhill Township, **Bucks County**.

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

06-05066C: Exide Technologies (P. O. Box 14294, Reading, PA 19612-4294) on August 13, 2003, to install a replacement fabric collector which controls particulate and lead emissions from their facility's No. 2 smelter system in the Borough of Laureldale and Muhlenberg Township, **Berks County**. The source is subject to 40 CFR Part 60, Subpart L—Standards of Performance for New Stationary Sources and Part 63, Subpart X—National Emission Standards for Hazardous Air Pollutants from Secondary Lead Smelters.

36-03105B: Binkley and Ober, Inc. (P. O. Box 7, East Petersburg, PA 17520) on August 11, 2003, to construct an air classifier controlled by knockout box and fabric filter in East Hempfield Township, **Lancaster County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Contact: William Charlton, New Source Review Chief, (412) 442-4174

65-00865B: Sony Chemicals Corp. of America (1001 Technology Drive, Mt. Pleasant, PA 15666) on August 12, 2003, to install a MEGTEC CleanSwitch Regenerative Thermal Oxidizer (RTO) System on the thermal transfer ribbon paint production and coating process at their Pittsburgh Manufacturing Center in Mount Pleasant Township, **Westmoreland County**. This is a Title V Facility.

65-00693A: USA Valley Facility, Inc. (R. D. 2, Box 282A, Irwin, PA 15642) on August 14, 2003 to install a new enclosed flare at their municipal solid waste landfill in Penn Township, **Westmoreland County**. This is a Title V Facility.

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

24-131G: SGL Carbon Corp. (900 Theresia Street, Saint Marys, PA 15857) on August 5, 2003, for modifications to Plan Approval 24-131E in St. Marys, **Elk County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104. Contact: Thomas Barsley, Chief, (215) 685-9428.

AMS 02186: Household Metals, Inc. (645 E. Erie Ave., Philadelphia, PA 19134) authorized to install six spray booths, one washer and one batch oven in Philadelphia, **Philadelphia County**.

AMS 02188: Spectrum Arena LP (3601 S. Broad Street, Philadelphia, PA 19148) authorized to install two (2) emergency generators and several combustion units in Philadelphia, **Philadelphia County**.

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

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428. Contact: Thomas McGinley, New Source Review Chief, (610) 832-6242.

09-0127: Bracalente Manufacturing Co., Inc. (20 West Creamery Road, Trumbauersville, PA 18970) on August 12, 2003, to operate a solvent recovery system in Trumbauersville Borough, **Bucks County**.

09-0061: Donaldson Company, Inc. dba Tetratex (1741 Loretta Avenue, Feasterville, PA 19053) on August 12, 2003, to operate an extrusion line in Northampton Township, **Bucks County**.

23-0074: GS Roofing Prod. Co., Inc. (800 West Front Street, Chester, PA 19013) on August 12, 2003, to operate a thermal oxidizer in City of Chester, **Delaware County**.

46-0048: Wyeth Pharm (500 Arcola Road, Collegeville, PA 19426) on August 14, 2003, to operate 3 (three) boilers in Upper Providence Township, **Montgomery County**.

46-0191B: Merck and Co., Inc. (351 North Summeytown Pike, North Wales, PA 19454) on August 15, 2003 to operate a 100 kW emergency generator in Upper Gwynedd Township.

15-0004B: Reynolds Metals Co. (520 Lincoln Avenue, Downingtown, PA 19335) on August 15, 2003, to operate a graphic arts rotogravure press in Downingtown Borough, **Chester County**.

15-0004C: Reynolds Metals Co. (520 Lincoln Avenue, Downingtown, PA 19335) on August 15, 2003, to operate a new rotogravure printing press in Downingtown Borough, **Chester County**.

15-0039: Highway Materials, Inc. (850 Quarry Road, Downingtown, PA 19355) on August 15, 2003, to operate a dryer burner in East Caln Township, **Chester County**.

46-0108A: Highway Materials, Inc. (1128 Crusher Road, Perkiomenville, PA 18074) on August 15, 2003, to operate a cyclone and baghouse in Marlborough Township, **Montgomery County**.

15-0054A: Highway Materials, Inc. (680 Morehall Rd, Malvern, PA 19355) on August 15, 2003, to operate a dryer burner in East Whiteland Township, **Chester County**.

15-0004D: Reynolds Metals Co. (520 Lincoln Avenue, Downingtown, PA 19335) on August 15, 2003, to operate four film seaming machines in Downingtown Borough, **Chester County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Contact: William Charlton, New Source Review Chief, (412) 442-4174.

26-00534A: Fayette Thermal, LLC (755 Opossum Lake Road, Carlisle, PA 17013) on August 8, 2003, at their facility in Luzerne Township, **Fayette County** as follows:

Condition No. 3 was revised to reflect the modification.

Condition No. 5 was revised to reflect that a single bin vent collector was installed to control the sand and limestone silos rather than a bin vent collector for each silo.

Condition No. 14 the word source was changed to coal-fired boilers.

Conditions No. 16 and 17; the word PM was changed to preventative maintenance.

Condition No. 21 was revised to remove requirement to track hours of operation on the natural gas-fired boilers.

Old Condition No. 10 was deleted; restriction on natural gas-fired boiler hours of operation.

Conditions No.10 through 29 were renumbered from 11 through 30.

11-00507A: Rosebud Mining Co. (301 Market Street, Kittanning, PA 16201) on August 8, 2003 to construct a coal processing and loading plant in Blacklick Township, **Cambria County**. This plan approval was extended.

63-307-027: American Iron Oxide Co. (Foster Plaza, Number 7, 661 Andersen Drive, Pittsburgh, PA 15220) to install a baghouse in Allenport Borough, **Washington County**. This plan approval was extended.

65-302-071: Koppers Industries, Inc. (436 Seventh Avenue, Pittsburgh, PA 15219) to install two boilers at Monessen Coke Plant in Monessen, **Westmoreland County**. This plan approval was extended.

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

61-203A: IA Construction—Nectarine Plant (State Route 3003, Nectarine, PA 16038) on August 31, 2003, to construct a drum mix asphalt plant in Irwin Township, **Venango County**.

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

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428. Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.

46-00018: Brown Printing Co. (668 Gravel Pike, East Greenville, PA 18041) on August 15, 2003, in Upper Hanover Township, **Montgomery County**. This permit was revised to address an appeal of the Title V Permit that was issued on September 14, 2001, in accordance with the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. Changes to this Title V Permit include updating throughputs and capacities, correcting typographical errors, conforming monitoring and recordkeeping with operational practices at the facility, adding sources to the permit that do not require a Plan Approval, and removing sources that are no longer operating at the facility.

46-00060: Norristown State Hospital—DPW (1001 E. Sterigere Street, Norristown, PA 19401) on August 13, 2003 in Norristown Borough, **Montgomery County** for an Administrative Amendment to Title V Operating Permit No. 46-00060. The previously issued Title V Operating Permit has been amended to incorporate changes approved under Plan Approval No. 46-0060A, for the installation and operation of two 56.25 MMBtu/hr boilers. The amended Title V Operating Permit also incorporates the following changes:

- The following sources and emission points, along with corresponding conditions, Permit Maps, and emissions limits have been omitted:

Source ID	Description (Corresponding Source ID)
031	Keeler Boiler
032	International Boiler Work

Source ID	Description (Corresponding Source ID)
033	Keeler Boiler
034	Keeler Boiler

• The following sources and emission points, along with corresponding conditions, Permit Maps, and emissions limits have been added:

Source ID	Description (Corresponding Source ID)
035	Zurn Boiler, Temp.
036	Cleaver Brooks Boiler, Temp.
S35	Zurn Boiler Stack (035)
S36	Cleaver Brooks Boiler Stack (036)
FML01	Natural Gas Line
FML02	No. 2 Fuel Oil

• A NO_x plant-wide applicability limit (PAL) of 98.5 tons/yr has been added to Section C (Site Level Requirements), of the permit.

• A NO_x emission tracking system recordkeeping requirement has been added to Section C (Site Level Requirements), of the permit.

• The number of emergency generators (Source ID 101) at the facility has changed from 12 to 10.

• The number of residential-style furnaces (Source ID 102) at the facility has changed from 23 to 4.

Administrative Amendment of Title V Operating Permit No. TVOP-09-00028 is issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450.

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

21-05031: Community Refuse Service, Inc. (20 Vaughn Road, Shippensburg, PA 17257) on August 11, 2003, to operate a refuse disposal facility in Hopewell and North Newton Townships, **Cumberland County**. This action is a renewal of the Title V Operating Permit.

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

43-00040: Wheatland Tube Co.—Division of John Maneely Co.—Sharon Plant (200 Clark Street, Sharon, PA 16146) on August 13, 2003, issued Title V Operating Permit in City of Sharon, **Mercer County**. Wheatland Tube Company, Division of John Maneely Company—Sharon Plant air emission sources are two 14.7 mmbtu/hr natural gas-fired boilers, miscellaneous natural gas combustion, a continuous weld furnace, pipe coating, two galvanizing lines with superheaters, three zinc coating lines, three emergency generators and VOC storage tanks. The facility, because it is a major source of PM, SO_x and VOC emissions, is a Title V facility and is therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P. S.

§§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428. Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.

46-00132: Lansdale Crematory, Inc. (Derstine and Cannon Avenue, Lansdale, PA 19446) on August 13, 2003, to operate a natural minor operating permit in Lansdale Borough, **Montgomery County**.

23-00065: General Chemical Corp. (6300 Philadelphia Pike, Marcus Hook, PA 19061) on August 13, 2003, to operate a natural minor operating permit in Marcus Hook Borough, **Delaware County**.

09-00025: Delbar Products, Inc. (601 West Spruce Street, Perkasio, PA 18944) on August 12, 2003, to operate a synthetic minor operating permit in Perkasio Borough, **Bucks County**.

15-00018: Wyeth Pharmaceuticals (31 Morehall Road, Frazer, PA 19355) on August 12, 2003, to operate a synthetic minor operating permit in East Whiteland Township, **Chester County**.

15-00088: National Foam Inc. (350 East Union Street, West Chester, PA 19382) on August 12, 2003, to operate a natural minor operating permit in West Chester Borough, **Chester County**.

09-00062: Rotondo Precast (514 Township Line Road, Telford, PA 18969) on August 13, 2003, to operate a synthetic minor operating permit in West Rockhill Township, **Bucks County**.

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

01-03022: Agricultural Commodities, Inc. (1585 Granite Station Road, Gettysburg, PA 17325) on August 7, 2003, to operate a poultry feed mill in Straban Township, **Adams County**.

01-05020: Knouse Foods Cooperative, Inc. (P. O. Box 807, Biglerville, PA 17307) on August 12, 2003, to operate their Biglerville fruit processing facility in the Borough of Biglerville, **Adams County**.

01-05030: Hanover Bituminous Products (240 Bender Road, Hanover, PA 17331) on August 13, 2003, to operate a batch asphalt plant in Mount Pleasant Township, **Adams County**.

01-05033: Knouse Foods Cooperative, Inc. (P. O. Box 807, Biglerville, PA 17307) on August 12, 2003, to operate a fruit processing facility at their Peach Glen Plant in Tyrone Township, **Adams County**.

21-03046: Safety-Kleen Systems (10 Eleanor Drive, New Kingstown, PA 17072) on August 13, 2003, to operate their VOC storage tank facility in Silver Spring Township, **Cumberland County**.

21-05010: Reliant Energy Mid-Atlantic Power Holdings, LLC (1001 Broad Street, PO Box 1050, Johnstown, PA 15907-1050) on August 13, 2003, to operate a power generating facility at their Mountain Electric Generating Station in South Middleton Township, **Cumberland County**.

36-03051: Johnson and Johnson Merck Consumer Pharmaceutical Co. (1838 Colonial Village Lane, Lancaster, PA 17601) on August 13, 2003, to operate their

consumer pharmaceutical company in East Lampeter Township, **Lancaster County**.

36-05120: Nessco Enterprises, LLC—tba Meridian Products (124 Earland Drive, New Holland, PA 17557) on August 13, 2003, to operate their wood furniture surface coating facility in East Earl Township, **Lancaster County**.

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

42-00198: Elkhorn Field Services—Kane Plant (60 B Kinzua Road, Warren, PA 16365) on August 13, 2003, a Natural Minor Operating Permit to operate a natural gas processing plant in Wetmore Township, **McKean County**.

24-00132: Elk County Heat Treaters, Inc. (316 Battery Street, PA 15857-1439) on August 14, 2003, a Natural Minor Operating Permit in the Borough of St. Marys, **Elk County**. The facility's primary emissions are from the 12 small boilers used to provide process steam and from the 12 heat treater furnaces.

24-00121: Industrial Timber and Lumber Co. (Box 54C, Montmorenci Road, Rt. 948 Ridgway, PA 15853) on August 13, 2003 a Natural Minor Operating Permit in Ridgway, **Elk County** for emissions from sawmill operations and a wood-fired boiler.

27-00019: PA Department of Corrections—SCI at Forest (Route 66, Marienville, PA 16239) on August 14, 2003, a Natural Minor Operating Permit in Jenks Township, **Forest County**. The facility's primary emissions are from four (4) boilers used to provide comfort heat and hot water.

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

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428. Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.

23-00027: Dyneon (50 Milton Drive, Aston, PA 19014) on August 15, 2003, a State Only Operating Permit was issued as an Administrative Amendment due to a typographical error for Source 103 in Chester Township, **Delaware County**. The Administrative Amendment of the State Only Operating Permit was issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The initial permit was issued February 25, 2003.

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

22-05012: ISG Steelton, Inc. (215 South Front Street, Steelton, PA 17113) on August 12, 2003, to operate a steel mill facility at their Steelton Plant in Steelton Borough, **Dauphin County**. The Title V Operating Permit was administratively amended to reflect a change in ownership from Bethlehem Steel Corp. to ISG Steelton, Inc. This is Revision No. 1 of the operating permit.

34-05001: Armstrong Cabinet Products (P. O. Box 146, Thompsettown, PA 17094) on August 15, 2003, to operate their Thompsettown facility in Delaware Township, **Juniata County**. The Title V Operating Permit

was administratively amended to incorporate the requirements from Plan Approval No. 34-05001A. This is Revision No. 1 of the operating permit.

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

61-00198: Handsome Lake Energy LLC (173 Cornplanter Lane, Kennerdell, PA 16374) on August 8, 2003, in Scrubbgrass Township, in **Venango County** to amend the Title V Operating Permit to incorporate an omitted monitoring requirement and to change the responsible official.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

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

TV-56—00181: Southern Alleghenies Landfill Inc. (843 Miller Picking Road, Davidsville, PA 15928) for their landfill in Conemaugh Township, **Somerset County** shall increase NOx emissions by 0.650 tons per year (tpy), CO emissions by 0.140 tpy, SOx emissions by 0.043 tpy, PM-10 emissions by 0.213 tpy, and VOC emissions by 0.051 tpy at this facility. These increases in emissions have been approved by the Department as de minimis emission increases in accordance with 25 Pa. Code 127.449.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.31); 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 and the NPDES permit application. 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 Permit Actions

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.

54900101C16. Blackwood, Inc. (P. O. Box 639, Wind Gap, PA 18091), correction to an existing surface mine operation to add additional area for coal ash disposal in Reilly and Tremont Townships, **Schuylkill County** affecting 1847.6 acres, receiving streams: Panther and Swatara Creeks. Application received March 6, 2003. Correction issued August 14, 2003.

54030201. Devil's Hole, Inc. (P. O. Box 559, Schuylkill Haven, PA 17972), commencement, operation and restoration of a coal refuse reprocessing operation in Frailey Township, **Schuylkill County** affecting 28.1 acres, re-

ceiving stream: none. Application received February 10, 2003. Permit issued August 14, 2003.

Noncoal Permit Actions

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.

58020839. Litts & Sons Stone Co., Inc. (R. R. 3 Box 330, Moscow, PA 18444), commencement, operation and restoration of a quarry operation in Oakland Township, **Susquehanna County** affecting 3 acres, receiving stream: none. Application received August 7, 2003. Permit issued August 15, 2003.

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.

10850306. Quality Aggregates, Inc. (200 Neville Road, Neville Island, PA 15225) Renewal of NPDES Permit No. PA0106453 in Marion Township, **Butler County** affecting 69 acres. Receiving streams: Two unnamed tributaries to Blacks Creek. Application received: June 17, 2003. Permit Issued: August 11, 2003.

37980304. Quality Aggregates, Inc. (200 Neville Road, Neville Island, PA 15225) Renewal of NPDES Permit No. PA0227820 in Slippery Rock Township, **Lawrence County** affecting 56.5 acres. Receiving streams: Unnamed tributary to Slippery Rock Creek. Application received: June 17, 2003. Permit Issued: August 11, 2003.

37930302. Quality Aggregates, Inc. (200 Neville Road, Neville Island, PA 15225) Renewal of NPDES Permit No. PA0211583 in Slippery Rock Township, **Lawrence County** affecting 140 acres. Receiving streams: Unnamed tributary to Slippery Rock Creek. Application received: June 17, 2003. Permit Issued: August 11, 2003.

16990803. David Mealy (R. R. 1, Box 107, Tionesta, PA 16353). Final bond release for a small noncoal mining operation in Washington Township, **Clarion County**. Restoration of 1.0 acre completed. Receiving streams: Step Run, classified for the following use: CWF. Application received: April 17, 2003. Final bond release approved: July 31, 2003.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 (43 P. S. §§ 151—161); and 25 Pa. Code § 211.124 (relating to blasting activity permits). Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.

46034031. Allan A. Myers, L. P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Lower Moreland Township, **Montgomery County** with an expiration date of August 29, 2005. Permit issued: August 11, 2003.

46034030. Labrador Construction (P. O. Box 1379, Marshalls Creek, PA 18335), construction blasting in Towamencin Township, **Montgomery County** with an expiration date of January 1, 2004. Permit issued: August 11, 2003.

09034020. Allan A. Myers, L. P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Newtown Town-

ship, **Bucks County** with an expiration date of September 5, 2005. Permit issued: August 11, 2003.

09034019. Allan A. Myers, L. P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Newtown Township, **Bucks County** with an expiration date of September 5, 2005. Permit issued: August 11, 2003.

45034032. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Jackson Township, **Monroe County** with an expiration date of July 22, 2004. Permit issued: August 11, 2003.

40034024. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Hazle Township, **Luzerne County** with an expiration date of July 22, 2004. Permit issued: August 11, 2003.

40034023. Explosive Services, Inc. (7 Pine Street, Bethany, PA 18431), construction blasting in Sugarloaf Township, **Luzerne County** with an expiration date of July 22, 2004. Permit issued: August 11, 2003.

22034018. ABEL Construction Co., Inc. (3925 Columbia Avenue, Mountville, PA 17554), construction blasting in Derry Township, **Dauphin County** with an expiration date of September 5, 2004. Permit issued: August 11, 2003.

67034051. ABEL Construction Co., Inc. (3925 Columbia Avenue, Mountville, PA 17554), construction blasting in Shrewsbury Borough, **York County** with an expiration date of April 30, 2004. Permit issued: August 11, 2003.

28034023. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting in Guilford Township, **Franklin County** with an expiration date of July 30, 2004. Permit issued: August 11, 2003.

36034077. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in West Lampeter Township, **Lancaster County** with an expiration date of August 30, 2004. Permit issued: August 12, 2003.

67034050. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Fairview Township, **York County** with an expiration date of March 30, 2004. Permit issued: August 12, 2003.

67034052. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Windsor Township, **York County** with an expiration date of December 31, 2004. Permit issued: August 12, 2003.

06034040. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Richmond Township, **Berks County** with an expiration date of December 31, 2004. Permit issued: August 12, 2003.

06034041. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Caernarvon Township, **Berks County** with an expiration date of December 31, 2004. Permit issued: August 12, 2003.

06034039. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Jefferson Township, **Berks County** with an expiration date of December 31, 2004. Permit issued: August 12, 2003.

06034038. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Lower Heidelberg Township, **Berks County** with an expiration date of December 31, 2004. Permit issued: August 12, 2003.

15034031. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in East Whiteland Town-

ship, **Chester County** with an expiration date of December 31, 2004. Permit issued: August 12, 2003.

64034011. E. R. Linde Construction Corporation (R.R. 6 Box 6825, Honesdale, PA 18431), construction blasting in Berlin Township, **Wayne County** with an expiration date of September 7, 2004. Permit issued: August 12, 2003.

40034025. Michael Dombroski (151 Highland Boulevard, Dallas, PA 18612) and **Hayduk Enterprises**, (P. O. Box 554, Dalton, PA 18414), construction blasting in Dorrance Township, **Luzerne County** with an expiration date of October 22, 2003. Permit issued: August 12, 2003.

67034053. Hall Explosive, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Warrington Township, **York County** with an expiration date of April 5, 2004. Permit issued: August 13, 2003.

01034010. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Latimore Township, **Adams County** with an expiration date of April 4, 2004. Permit issued: August 13, 2003.

22034019. John W. Gleim, Jr., Inc. (625 Hamilton Street, Carlisle, PA 17013), construction blasting in Susquehanna Township, **Dauphin County** with an expiration date of March 5, 2004. Permit issued: August 13, 2003.

36034078. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in West Earl Township, **Lancaster County** with an expiration date of October 6, 2003. Permit issued: August 13, 2003.

38034020. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in South Lebanon Township, **Lebanon County** with an expiration date of March 4, 2004. Permit issued: August 13, 2003.

21034044. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in South Hampton Township, **Cumberland County** with an expiration date of October 4, 2003. Permit issued: August 13, 2003.

28034024. R & M Excavating (403 Hilltop Road, Newburg, PA 17240), construction blasting in South Hampton Township, **Franklin County** with an expiration date of December 4, 2003. Permit issued: August 13, 2003.

46034032. T. H. Properties (345 Main Street, Harleysville, PA 19438) and **Explo-Tech/AEEI** (401 West High Street, Suite 102, Pottstown, PA 19464), construction blasting in Upper Providence Township, **Montgomery County** with an expiration date of January 5, 2004. Permit issued: August 13, 2003.

48034026. Schlouch Incorporated (Excelsior Industrial Park, P. O. Box 69, Blandon, PA 19510), construction blasting in Lower Saucon Township, **Northampton County** with an expiration date of September 30, 2005. Permit issued: August 18, 2003.

15034032. Explo-Craft, Inc. (P. O. Box 1332, West Chester, PA 19380), construction blasting in Birmingham Township, **Chester County** with an expiration date of September 6, 2004. Permit issued: August 18, 2003.

09034021. T. H. Properties (345 Main Street, Harleysville, PA 19438) and **Explo-Tech/AEEI** (401 West High Street, Suite 102, Pottstown, PA 19464), construction blasting in Lower Southampton Township, **Bucks**

County with an expiration date of January 14, 2004. Permit issued: August 18, 2003.

36034080. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in East Hempfield Township, **Lancaster County** with an expiration date of September 11, 2008. Permit issued: August 18, 2003.

36034081. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in Warwick Township, **Lancaster County** with an expiration date of December 31, 2003. Permit issued: August 18, 2003.

38034021. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in North Cornwall Township, **Lebanon County** with an expiration date of September 6, 2008. Permit issued: August 18, 2003.

67034054. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Road, Lancaster, PA 17603), construction blasting in East Prospect Borough and Lower Windsor Township, **York County** with an expiration date of September 11, 2008. Permit issued: August 18, 2003.

06034044. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Bern Township, **Berks County** with an expiration date of December 31, 2004. Permit issued: August 18, 2003.

36034079. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in East Cocalico Township, **Lancaster County** with an expiration date of December 31, 2004. Permit issued: August 18, 2003.

48034027. Ed Wean Drilling & Blasting, Inc. (112 Ravine Road, Stewartsville, NJ 08886), construction blasting in South Whitehall Township, **Northampton County** with an expiration date of March 17, 2004. Permit issued: August 18, 2003.

64034012. Holbert Explosives, Inc. (237 Masthope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting in Cherry Ridge Township, **Wayne County** with an expiration date of September 30, 2003. Permit issued: August 18, 2003.

28034025. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting in Antrim Township, **Franklin County** with an expiration date of April 1, 2004. Permit issued: August 18, 2003.

36034082. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in East Earl Township, **Lancaster County** with an expiration date of October 11, 2003. Permit issued: August 18, 2003.

67034055. Brubacher Excavating, Inc. (P. O. Box 528, 825 Reading Road, Bowmansville, PA 17507), construction blasting in Lower Windsor Township, **York County** with an expiration date of September 11, 2004. Permit issued: August 18, 2003.

Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.

63034001. Brentzel Contracting (217 Fifth St., Irwin, PA 15642) for blasting activity permit for construction, located in Peters Township, **Washington County**, with an expected duration of 45 days. Permit issued: August 14, 2003.

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.

14034015. Ameron Construction Company (2501 N. Atherton Street, State College, PA 16830) for construction blasting, located in College Township, **Centre County** with an expected duration of 135 days. Permit issued: August 13, 2003.

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

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

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

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law (35 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).

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

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

E36-757: Manheim Borough, 15 East High Street, Manheim, PA 17545 in Manheim Borough, **Lancaster County**, ACOE Baltimore District

To construct and maintain a pre-engineered wooden foot bridge having a clear span of 47.5 feet, a maximum rise of 5.61 feet and an instream width of 6 feet to make a crossing of Rife Run (WWF) at a point within Logan Park approximately 800 feet south of S. R. 772 (Manheim, PA Quadrangle N: 5.7 inches; W: 4.2 inches) in Manheim Borough, Lancaster County.

E22-444: Fishing Creek Valley Associates, Inc., 7100 Fishing Creek Valley Road, Harrisburg, PA 17112 in West Hanover Township, **Dauphin County**, ACOE Baltimore District

To construct and maintain a bridge having a span of 28 feet and an under clearance of eight feet across the channel of Walnut Run (CWF), a utility line crossing of a tributary to Walnut Run, and associated wetlands at a point approximately 1,900 feet downstream of Fairville Avenue (T-528) for the purpose of constructing the Walnut Run residential development (Hershey, PA Quadrangle N: 19.15 inches; W: 13.5 inches) in West Hanover Township, Dauphin County.

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E02-1017 A1. Borough of Plum, 4575 New Texas Road, Pittsburgh, PA 15239. Rustic Ridge Estates Phase 6 in Plum Borough, **Allegheny County**, Pittsburgh ACOE District (Latitude: 40° 30' 54"—Longitude: 79° 44' 45") (New Kensington East, PA Quadrangle N: 2.7 inches; W: 16.8 inches). To amend permit E02-1017 which authorized the removal of an existing structure and the construction and maintenance of a 60 inch diameter C.M.P. culvert with a length of 96 feet in a tributary to Little Pine Creek (WWF), located on Ross Hollow Road at Phase 6 of the Rustic Ridge Development. This amendment authorizes the excavation of approximately 320 feet of a tributary to Little Pine Creek (WWF) and 0.01 acres of deminimus wetland impact for the purpose of con-

structing a storm water detention facility. This amendment includes 401 Water Quality Certification and approves the Environmental Assessment for a non-jurisdictional dam.

E04-297. North Sewickley Township Sewer Authority, 893 Mercer Road, Beaver Falls, PA 15010. North Sewickley Township Sewer Project located in North Sewickley Township, **Beaver County**, Pittsburgh ACOE District (Latitude: 40° 49' 00"—Longitude: 80° 17' 23") (Project begins Beaver Falls, PA Quadrangle N: 18.8 inches; W: 8.3 inches—Project ends N: 3.2 inches; W: 3.6 inches). To construct and maintain 86 sanitary utility line crossings, 4 across an unnamed tributary to Thompson Run (WWF), 8 across an unnamed tributary to Brush Creek (WWF), 1 across an unnamed tributary to Connoquenessing Creek (WWF), 9 across an unnamed tributary to the Beaver River (WWF), 27 across Bennett Run (WWF) and 37 across an unnamed tributary to Bennett Run (WWF), to construct and maintain various temporary stream crossings across the same streams, to place and maintain fill in 0.026 acres of wetlands (PEM/PSS) and to temporarily impact 0.69 acre of wetlands (PEM/PSS). The impacts are part of a proposed sanitary sewer collection system which will consist of approximately 160,915 feet of gravity lines, 55,654 feet of low pressure sewer lines, 18,740 feet of force main lines and 7 pump stations. The project starts near the Lawrence and Beaver County border and ends near the North Sewickley and Daugherty Township border. The total proposed project impacts are approximately 1,835 feet of stream impacts, 0.026 acre of permanent wetland impacts and 0.69 acre of temporarily impacted wetlands.

E32-420A6. Reliant Energy Mid-Atlantic Power Holdings, LLC, 1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907-1050. Reliant Energy Permanent Stockpile Area in East Wheatfield Township, **Indiana County**, Pittsburgh ACOE District (Latitude: 40° 23' 38"—Longitude: 79° 02' 48") (New Florence, PA Quadrangle N: 5.0; W: 4.8 inches). To amend Permit No. E32-420 to include the placement and maintenance of fill in the 100-year floodplain of the Conemaugh River (CWF), near its confluence with Hieses Run (CWF) in association with the Seward Re-powering Project.

E56-320. Diamond Shine, Inc., P. O. Box 3107, LaVale, MD 21504. Diamond Shine Carwash in Somerset Borough, **Somerset County**, Pittsburgh ACOE District (Latitude: 40° 1' 1"—Longitude: 79° 4' 40") (Somerset, PA Quadrangle N: 3.1 inches; W: 10.9 inches). To operate and maintain a 42 foot x 42 foot carwash facility and the associated fill along the left bank and in the floodway of an unnamed tributary to East Branch Coxes Creek classified as a Warm Water Fishery. The project is located at the corner of S.R. 601 (North Center Avenue) and Middle Meadow Avenue.

E56-322. Somerset Township Supervisors, 2209 North Center Avenue, Somerset, PA 15501-9344. Sechler Road Bridge in Somerset Township, **Somerset County**, Pittsburgh ACOE District (Latitude: 40° 02' 22"—Longitude: 79° 03' 53") (Somerset, PA Quadrangle N: 7.43 inches; W: 9.06 inches). To extend an existing 20.1 foot long single span bridge having a normal span of 18.0 feet and an underclearance of 5.5 feet across an unnamed tributary to East Branch Coxes Creek (WWF), 4.0 feet upstream and 4.0 feet downstream, for the purpose of improving transportation safety and roadway standards. Total, permanent impacts to this watercourse, from the bridge and wingwalls, will be approximately 35-feet. The project is located on Sechler Road (T-524) in the Monongahela River Basin (Subbasin 19F).

E63-539. Authority of the Borough of Charleroi, 3 McKean Avenue, P. O. Box 211, Charleroi, PA 15022. Van Voorhis Waterline in Fallowfield Township, **Washington County**, Pittsburgh ACOE District (Latitude: 40° 08' 49"—Longitude: 79° 58' 44") (Monongahela, PA Quadrangle N: 2.4 inches; W: 15.7 inches). To construct and maintain a waterline in, across and along the channel of Pigeon Creek (WWF) and several unnamed tributaries to Pigeon Creek (WWF) for the purpose of extending the existing waterline. The project is located along Monongahela-Bentleyville Road, beginning at the intersection of Camway Lane and Bentleyville Road and extending downstream for a total distance of 9,896 linear feet. The project will impact 490 linear feet of stream channel.

E65-820. Hempfield Township Supervisors, R. D. 6, Box 500, Woodward Drive, Greensburg, PA 15601. Wilson Fox Road Culvert in Hempfield Township, **Westmoreland County**, Pittsburgh ACOE District (Latitude: 40° 14' 22"—Longitude: 79° 35' 46") (Mt. Pleasant, PA Quadrangle N: 20.8 inches; W: 13.4 inches). To remove the existing structure and to construct and maintain a 27.0 foot depressed, 10.0 foot x 6.0 foot concrete box culvert, with baffles, in an unnamed tributary to Sewickley Creek (WWF), for the purpose of improving transportation safety and roadway standards. With wingwalls and riprap apron, the project will permanently affect a reported 70 feet of watercourse. The project is located on Wilson Fox Road.

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

E10-367. James Nagy, 841 Saxonburg Road, Saxonburg, PA 16056. Nagy Bridge, in Jefferson Township, **Butler County**, ACOE Pittsburgh District (Saxonburg, PA Quadrangle N: 6.8 inches; W: 12.2 inches).

The applicant proposes to operate and maintain a single span steel beam bridge with concrete abutments and wood plank deck having a clear span of 18 feet and an underclearance of 5 feet across Thorn Creek on the E side of S. R. 2010 (Saxonburg Road) approximately 0.8 mile north of the intersection of S. R. 2010 (Saxonburg Road) and W. Jefferson Road in support of a private access driveway and a single family residence. Also, to construct and maintain a 14-foot wide shale fill and gravel top driveway of which approximately 190 feet of the driveway shall be constructed within 50 foot of the top of the bank of Thorn Creek. The project proposes to directly affect a total of approximately 14 linear feet of stream channel.

E10-375. PA Department of Transportation, District 10-0, 2550 Oakland Avenue, P. O. Box 429, Indiana, PA 15701. S. R. 3024, Segment 0030, Offset 0873 Across Tributary to Brush Creek, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Baden, PA Quadrangle N: 16.9 inches; W: 1.6 inches).

To remove the existing structure and to construct and maintain a 90-foot long precast concrete box culvert having a 14-foot wide by 8-foot high waterway opening in a tributary to Brush Creek on S. R. 3024, Segment 0030, Offset 0873 (Glen Eden Road) approximately 2,000 feet east of Powell Road.

E10-376. Butler County Family YMCA, 339 N. Washington, Butler, PA 16001. Southwest Butler YMCA, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 19.9 inches; W: 12.0 inches).

To conduct the following activities associated with the construction of Southwest Butler YMCA facility east of S. R. 19 immediately south of Ehrman Road:

1. To construct and maintain a 180-foot long, 84-inch diameter reinforced concrete pipe stream enclosure in a tributary to Brush Creek for an access road extending south from Ehrman Road approximately 600 feet east of S. R. 19.

2. To fill a total of 0.076 acre of two wetland areas (0.06 acre associated with the construction of the access road and 0.01 acre associated with a multi-purpose athletic field).

3. To impact a total of 775 feet of tributaries to Brush Creek having contributory drainage areas of less than 100 acres (275 feet from the construction of a parking area and 500 feet from the multi-purpose athletic field).

Project includes contribution to the PA Wetland Replacement Fund for replacement of 0.076 acre of wetland impact.

E10-377. Jayme DiSanti. DiSanti Bridge and Drive-way, in Clinton Township, **Butler County**, ACOE Pittsburgh District (Curtisville, PA Quadrangle N: 9.6 inches; W: 7.3 inches).

The applicant proposes to construct and maintain a 16-foot long, 12.5-foot wide by 2.9-foot high corrugated metal pipe arch culvert in Lardintown Run and a 10-foot wide driveway across 0.032 acres of wetland in support of the construction of and access to a private residence on S. R. 2011 (Lardintown Road) approximately 0.5 mile SE of the intersection of S. R. 2011 (Lardintown Road) and Anderson Road. Lardintown Run is a perennial stream classified as a Trout Stocked Fishery. The project proposes to directly affect a total of approximately 16 linear feet of stream channel and a de minimus area of wetland (0.032 acre).

E10-378. Butler County Commissioners, P. O. Box 1208, Butler, PA 16003-1208. Robinson Bridge (County Bridge No. 111) Replacement, in Penn Township, **Butler County**, ACOE Pittsburgh District (Butler, PA Quadrangle N: 4.6 inches; W: 4.1 inches).

The applicant proposes to remove the existing structure and to construct and maintain a steel stringer bridge having a concrete deck and a clear span of 24.0 feet and an underclearance of 4.95 feet on a 90° skew across Robinson Run on Dodds Road approximately 300 feet east of the intersection of Dodds Road and Robinson Road. The project includes installation of new footers, abutments and wingwalls. The project proposes to directly impact approximately 40 linear feet of stream channel.

E20-528. Cambridge Springs Borough, 161 Car-ringer Street, Cambridge Springs, PA 16403. Railroad Street Culvert Replacement, in the Borough of Cambridge Springs, **Crawford County**, ACOE Pittsburgh District (Cambridge Springs, PA Quadrangle N: 9.75 inches; W: 8.7 inches).

The applicant proposes to remove the existing structure and to construct and maintain a 50-foot long concrete box culvert having a 12-foot wide by 5-foot high waterway opening in Jackson Run on Railroad Street approximately 0.4 mile W of the intersection of S. R. 86 and U. S. Route 19. Project includes construction of wingwalls on the downstream end of the culvert and CIP concrete walls connected to the existing channel walls and culvert on the upstream end of the culvert. Jackson Run is a perennial stream classified as a warm water fishery. The project

proposes to directly affect a total of approximately 60 linear feet of stream channel.

E24-232, Dominion Transmission, Inc., 445 West Main Street, Clarksburg, WV 26301. Existing Natural Gas Pipeline LN 50, in Benezette Township, **Elk County**, ACOE Baltimore District (Dents Run, PA Quadrangle N: 0.4 inch; W: 8.2 inches)

The applicant proposes to operate and maintain an existing 30-inch natural gas pipeline LN 50 in Elk County from the Elk/Clearfield County border (The Knobs, PA Quadrangle N: 20.6 inches; W: 16.5 inches) approximately 0.9 mile W of the intersection of Jack Dent Road and the Elk/Clearfield County border traversing northeast to the Elk/Cameron County border (Driftwood, PA Quadrangle N: 1.2 inches; W: 15.3 inches) at the intersection of S. R. 2004 (Quehanna Highway) and the Elk/Cameron County Border. The project crosses and includes but is not limited to the crossing of the following streams and one wetland over ten acres as described in the application: Pebble Run (intermittent) (HQ-CWF) (N 41° 15' 12", W 78° 17' 55"), unnamed tributary to Pebble Run (intermittent) (HQ-CWF) (N 41° 15' 15", W 78° 17' 4"), Beaver Run (perennial) (HQ-CWF) (N 41° 15' 13", W 78° 15' 21"), and Wetland W-LN-50-ELK-001 (PEM1/SS1B)

E24-233, Toby Creek Watershed Association, P. O. Box 247, Brockway, PA 15824. Backside of Hayes Run Acid Mine Drainage Passive Treatment System, in Fox Township, **Elk County**, ACOE Pittsburgh District (Brandy Camp, PA Quadrangle N: 15.6 inches; W: 1.3 inches).

The applicant proposes to construct and maintain a stream crossing having a 60-foot x 2.5-foot overflow weir and four 40-foot long, 4-foot diameter corrugated metal pipe culverts in Kyler Run on an access road off of an abandoned railroad grade approximately 0.5 mile NW of the intersection of S. R. 2005 and S. R. 2007. The project is in support of the Backside of Hayes Run acid mine drainage passive treatment system to treat the mine water discharge to an unnamed tributary to Kyler Run and includes construction and maintenance of 1) three non-jurisdictional dams, impoundments, and associated wetland impacts, 2) an R-5 riprap rock-lined waterway having a length of 860 feet, a width of 18 feet, and a depth of 2 feet in an unnamed tributary to Kyler Run, 3) an outfall having a 0.5 foot diameter PVC plastic pipe discharging to an unnamed tributary of Kyler Run. Kyler Run is a perennial stream classified as a cold water fishery, and the unnamed tributary to Kyler Run is an intermittent stream classified as a cold water fishery. The project proposes to directly affect approximately 40 linear feet of Kyler Run and 860 linear feet of an unnamed tributary to Kyler Run.

E24-226, St. Marys Municipal Authority, 808 S. Michael Road, P. O. Box 1994, St. Marys, PA 15857. City of St. Marys Wastewater Treatment Plant Expansion, in City of St. Marys, **Elk County**, ACOE Pittsburgh District (Saint Marys, PA Quadrangle N: 8.5 inches; W: 10.6 inches).

To expand and maintain the existing City of St. Marys Wastewater Treatment Plant within the 100-year flood plain and floodway of Elk Creek north of S. R. 120 approximately 0.75 mile west of S. R. 255. Project includes the construction of an outfall and headwall along the right bank, a new headworks building, SBR tanks, chlorinator, piping and fill for roadways and around structures impacting a total of approximately 1 acre

within the floodplain and floodway extending downstream from the existing access road. Construction was started prior to obtaining this permit.

E25-667. Ben Byler, 15180 Union LeBoeuf Road, Union City, PA 16438. Private Bridge Across South Branch French Creek, in Concord Township, **Erie County**, ACOE Pittsburgh District (Union City, PA Quadrangle N: 2.8 inches; W: 1.6 inches).

To construct and maintain a steel beam bridge having a clear, normal span of 50 feet and an average underclearance of 6 feet across South Branch French Creek (CWF) on a private driveway approximately 0.6 mile south of the terminus of Dewett Road.

E27-070. PA Department of Transportation, District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301-1412. SR 3004 Bridge Across Little Hickory Run, in Hickory Township, **Forest County**, ACOE Pittsburgh District (Hickory, PA Quadrangle N: 9.9 inches; W: 3.5 inches).

The applicant proposes to remove the existing bridge and (1) to construct and maintain a concrete channel beam bridge having a clear span of 30.25 feet and an underclearance of 5.0 feet on a 60° skew across Little Hickory Run on SR 3004, Section 011, Segment 0030, Offset 0955 approximately 0.10 mile E of the intersection of SR 3004 and T-326 (Connelly Hill Road) and (2) place R-7 rock riprap for scour protection on the left and right abutments and wingwalls. Little Hickory Run is a perennial stream classified as a High Quality-Cold Water Fishery.

E42-296. Dominion Transmission, Inc., 445 West Main Street, Clarksburg, WV 26301. Existing Natural Gas Pipeline LN 20, in Liberty Township, Norwich Township, and Sergeant Township, **McKean County**, ACOE Pittsburgh District (Crosby, PA Quadrangle N: 16.9 inches; W: 2.1 inches).

The applicant proposes to operate and maintain an existing 16-inch natural gas pipeline LN 20 in McKean County from the McKean/Elk County border (Hazel Hurst, PA Quadrangle N: 0.7 inch; W: 10.6 inches) approximately 600 feet W of S. R. 2001 (Wilcox Clermont Road) traversing northeast to the McKean/Potter County border (Roulette, PA Quadrangle N: 5.9 inches; W: 10.9 inches) approximately 0.4 mile S of U.S. Route 6. The project crosses and includes but is not limited to the crossing of the following streams described in the application: Sevenmile Run (perennial) (HQ-CWF) (N 41° 37' 50", W 78° 34' 31"), Fivemile Run (perennial) (HQ-CWF) (N 41° 37' 53", W 78° 34' 29"), unnamed tributary to Smith Run (intermittent) (HQ-CWF) (N 41° 39' 16", W 78° 33' 24"), unnamed tributary to Smith Run (intermittent) (HQ-CWF) (N 41° 39' 34", W 78° 33' 5"), Cold Spring Run (intermittent) (HQ-CWF) (N 41° 39' 41", W 78° 32' 58"), Martin Run (perennial) (HQ-CWF) (N 41° 40' 46", W 78° 31' 29"), unnamed tributary to East Branch Clarion River (intermittent) (HQ-CWF) (N 41° 41' 5", W 78° 30' 3"), unnamed tributary to East Branch Clarion River (intermittent) (HQ-CWF) (N 41° 41' 6", W 78° 29' 48"), Red Mill Brook (perennial) (CWF) (N 41° 41' 22", W 78° 28' 57"), Wernwag Hollow (perennial) (HQ-CWF) (N 41° 41' 28", W 78° 27' 51"), unnamed tributary to Red Mill Brook (perennial) (CWF) (N 41° 42' 45", W 78° 26' 35"), unnamed tributary to Red Mill Brook (perennial) (CWF) (N 41° 42' 46", W 78° 26' 31"), unnamed tributary to Red Mill Brook (perennial) (CWF) (N 41° 42' 43", W 78° 25' 53"), Red Mill Brook (perennial) (CWF) (N 41° 42' 42", W 78° 25' 46"), Red Mill Brook

(perennial) (CWF) (N 41° 42' 43", W 78° 25' 37"), unnamed tributary to Red Mill Brook (perennial) (CWF) (N 41° 42' 43", W 78° 25' 34"), Red Mill Brook (perennial) (CWF) (N 41° 42' 38", W 78° 24' 38"), Red Mill Brook (perennial) (CWF) (N 41° 42' 47", W 78° 24' 21"), Potato Creek (perennial) (TSF) (N 41° 43' 5", W 78° 23' 25"), Colegrove Brook (perennial) (HQ-CWF) (N 41° 43' 31", W 78° 22' 56"), Combs Creek (perennial) (CWF) (N 41° 43' 59", W 78° 18' 50"), Combs Creek (perennial) (CWF) (N 41° 44' 27", W 78° 17' 58"), Combs Creek (perennial) (CWF) (N 41° 44' 36", W 78° 17' 45"), McAllister Hollow (perennial) (CWF) (N 41° 45' 4", W 78° 16' 59"), unnamed tributary to Combs Creek (intermittent) (CWF) (N 41° 45' 11", W 78° 16' 52"), Combs Creek (perennial) (CWF) (N 41° 46' 4", W 78° 16' 25"), unnamed tributary to Allegheny Portage Creek (perennial) (CWF) (N 41° 46' 27", W 78° 16' 9"), Allegheny Portage Creek (perennial) (TSF) (N 41° 46' 29", W 78° 16' 7"), unnamed tributary to Allegheny Portage Creek (intermittent) (CWF) (N 41° 46' 32", W 78° 16' 3"), unnamed tributary to Allegheny River (intermittent) (CWF) (N 41° 46' 58", W 78° 14' 52"), unnamed tributary to Allegheny River (intermittent) (CWF) (N 41° 47' 1", W 78° 14' 5"), and Dexter Hollow (perennial) (CWF) (N 41° 47' 3", W 78° 13' 6").

ENVIRONMENTAL ASSESSMENTS

Cambria District: Environmental Program Manager, 286 Industrial Pk. Rd., Ebensburg, PA 15931-4119.

EA1009-002. Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Cambria Office, 286 Industrial Park Rd., Ebensburg, PA 15931. Abandoned Mine Land Reclamation Project, in Marion Township, **Butler County**, Pittsburgh ACOE District (Barkeyville Quadrangle N: 0.5 inch, W: 7.9 inches). The applicant proposes to backfill an abandoned surface mine, which includes a total of 1,000-feet of dangerous highwall at two sites. The project will include the backfilling of (1) 1.06 acres of hazardous isolated open water, POWz, and backfilling of (2) 0.037 acre of PEM wetland. The project will directly impact 0.037 acre of wetland. De minimis wetland impacts are necessary to adequately address the health and safety hazards associated with the unreclaimed abandoned mine.

EA5609-001. Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Cambria Office, 286 Industrial Park Road., Ebensburg, PA 15931. Abandoned Mine Land Reclamation Project, in Somerset Township, **Somerset County**, Pittsburgh ACOE District (Somerset Quadrangle N: 1.0 inch, W: 1.6 inches). The applicant proposes to backfill an abandoned surface mine, which includes a 1,400-foot long dangerous highwall. The project will include the backfilling of (1) 0.46 acre of PEM wetland and the removal of sediment from 210 feet of stream channel. The sediment removal will impact (2) 0.04 acre of PEM wetland. (3) 0.50 acre of PEM replacement wetland will be constructed as part of the reclamation. The project will directly impact 0.50 acre of wetland. Wetland creation of 0.50 acre is proposed to compensate for wetland impacts.

DAM SAFETY

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

D63-130 The Markham Group, 215 Parkway Drive, Pittsburgh, PA 15228. To construct, operate and maintain the Catawba Dam across a tributary to Pleasant Valley Run (TSF), directly and indirectly impacting 0.23 acre of wetland (PEM) and 1,000 feet of stream and providing

0.23 acre of wetland mitigation for the purpose of providing a recreational lake for fishing and swimming (Prosperity, PA Quadrangle N: 10.2 inches; W: 0.45 inch) Morris Township, **Washington County**.

SPECIAL NOTICES

PUBLIC HEARING NOTICE

Notice is hereby given that the Department of Environmental Protection (Department) will conduct a public hearing on Thursday, October 9, 2003, beginning at 6 p.m. in the Punxsutawney Community Center building in downtown Punxsutawney, PA. The hearing is in response to a request received from the Punxsutawney Borough Council on an application from Hart Resource Technologies, Incorporated, P. O. Box 232, Creekside, PA 15732. This subject application is for a new National Pollutant Discharge Elimination System (NPDES) permit to discharge treated wastewater from oil and gas exploration activities to Mahoning Creek at a location approximately 700 feet upstream of the Route 119 bridge in the Borough of Punxsutawney, Jefferson County. The NPDES application is numbered PA0239143. Notice of this application was posted in the *Pennsylvania Bulletin* on July 5, 2003.

Persons who wish to present testimony at the hearing should submit a written notice of such intent to Robert Gleeson, Oil and Gas Management, DEP, 230 Chestnut Street, Meadville, PA 16335-3494, on or before October 6, 2003. The written notice should include the person's name, address, telephone number and a brief statement as to the nature of the testimony to be offered at the hearing. Testimony may be presented in either written or oral form. All testimony should be concise, to the point and relevant to the permit issue. Oral testimony will be limited to a maximum of 5 minutes per speaker. Those presenting written testimony can submit a written copy of their comments and any relevant documents at the hearing. Written testimony can also be sent to Robert Gleeson in the Meadville Oil and Gas Program either prior to the hearing or until October 19, 2003.

After the hearing the Department will prepare a document including a summary of the written and oral comments submitted at the hearing, the Department's responses to the comments and the reasons for such responses. The Department will make its decision on the applications following completion of this summary.

Interested persons may obtain further information or inspect and copy public forms and related documents at

the Department's Regional Office at 230 Chestnut Street in Meadville, PA between the hours of 8 a.m. and 4 p.m., Monday through Friday. Appointments for file reviews can be made by calling (814) 332-6340.

NOTICE OF APPROVED PERMIT TRANSFERS FOR FACILITIES

The Department of Environmental Protection (Department) has approved the transfer of all permits, licenses and approvals for the following facilities. All of the listed permits, licenses and approvals previously issued to Duane L. Weaver or its predecessors in interest, have been transferred to Mr. Dyer and Mrs. Maryann Highley. A complete listing of the specific permits, licenses and approvals transferred by facility is listed below. This list is also available on the web at www.dep.state.pa.us (directLINK "[previous-applicant name] permit transfer"). Questions should be directed to the following contact.

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

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

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

Southeast Region: Assistant Regional Director, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428

<i>Facility</i>	<i>Permit, License, Approval</i>	<i>Permit or ID No.</i>	<i>Municipality</i>	<i>County</i>
PWS	Permit	4693504-T1	New Hanover Township	Montgomery

[Pa.B. Doc. No. 03-1701. Filed for public inspection August 29, 2003, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on the Department of Environmental Protection's (Department) website (www.dep.state.pa.us) at the Public Participation Center page. The "Current Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

Ordering Paper Copies of Department Technical Guidance

The Department 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 the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. 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.

Draft Technical Guidance—Extension of Open Comment Period

DEP ID: 563-2000-610. Title: Validating Abandoned Underground Mine Maps and Establishing Barrier Pillars. Description: The purpose of this guidance is to improve mine safety and underground mine permitting by establishing methods and procedures to be used: (1) when assembling, presenting and evaluating information establishing boundary lines of adjacent underground mines located near active underground mines; (2) to ensure complete and well documented mine maps; (3) to promote modern and consistent mine surveying techniques; (4) to ensure that adequate safety barrier pillars are properly delineated and maintained; and (5) to minimize potential for accidental breakthroughs into adjacent underground mine workings by facilitating coordination between mine safety and environmental permitting staff. Anticipated Effective Date: November 29, 2003. Comment Period Extended to: October 1, 2003. Contact: Thomas Callaghan, (717) 787-5103, tcallaghan@state.pa.us.

Final Technical Guidance

DEP ID: 274-0300-004. Title: Applicability Determination for Continuous Source Monitoring Manual Revisions. Description: This document establishes uniform procedures to be utilized by Department personnel to determine applicability of requirements specified in Revision No. 7 of the Continuous Source Monitoring Manual (DEP ID #274-0300-001) with respect to new Phase I submittals (monitoring plans) and previously approved monitoring systems. Effective Date: September 1, 2003. Contact: Greg Parrish at (717) 787-6547 or gparrish@state.pa.us.

DEP ID: 274-0300-001. Title: Continuous Source Monitoring Manual. Description: This revised manual includes procedures for use in performance and reporting of source emission data. It contains design and performance specifications, performance test procedures, data storage and reporting requirements, quality assurance criteria, and administrative procedures for obtaining DEP approval of continuous source emission monitoring systems or other monitoring systems required under Department regulations. Effective Date: September 1, 2003. Contact: Greg Parrish at (717) 787-6547 or gparrish@state.pa.us.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 03-1702. Filed for public inspection August 29, 2003, 9:00 a.m.]

Chesapeake Bay Advisory Committee Change of Meeting Location

The September 4, 2003, meeting of the Chesapeake Bay Advisory Committee has been moved to an alternate location. The meeting will take place on the second floor of the Rachel Carson State Office Building rather than the usual location of Room 105 on the first floor. Meeting participants should be prepared to obtain visitor's passes

from the security guards by showing a valid form of picture identification at the guard's desk.

Questions concerning this meeting should be directed to Dave Reed at (717) 772-5649 or davreed@state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Dave Reed at (717) 772-5649 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 03-1703. Filed for public inspection August 29, 2003, 9:00 a.m.]

Storage Tank Advisory Committee Meeting Change

The September 2, 2003, meeting of the Storage Tank Advisory Committee has been cancelled.

Questions concerning this meeting should be directed to James Adair at (717) 772-5551 or jadair@state.pa.us. The agenda and meeting materials for the next meeting, scheduled for December 9, 2003, will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at <http://www.dep.state.pa.us>.

Persons in need of accommodations for the December meeting, as provided for in the Americans With Disabilities Act of 1990, should contact James Adair at (717) 772-5551 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 03-1704. Filed for public inspection August 29, 2003, 9:00 a.m.]

DEPARTMENT OF HEALTH

Request for Exception; Long-Term Care Nursing Facilities

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

Marian Manor Corporation
2695 Winchester Drive
Pittsburgh, PA 15220

The following long-term care nursing facility is seeking an exception to 28 Pa. Code §§ 205.24(a) and 205.27 (relating to dining room; and lounge and recreation rooms):

Passavant Retirement and Health Center
401 South Main Street
Zelienople, PA 16063

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.36(h) (relating to bathing facilities):

Inglis House
2600 Belmont Avenue
Philadelphia, PA 19131

These requests are on file with the Health Department (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, ra-paexcept@state.pa.us.

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

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

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

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

[Pa.B. Doc. No. 03-1705. Filed for public inspection August 29, 2003, 9:00 a.m.]

Surcharge for Establishment of the Patient Safety Trust Fund under the Medical Care Accountability and Reduction of Error Act

On March 20, 2002, Governor Schweiker signed the Medical Care Accountability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.5108). Among other provisions, the MCARE Act established the Patient Safety Authority (Authority) to collect, analyze and evaluate data regarding reports of serious events and incidents occurring in certain medical facilities and to make recommendations to those facilities regarding changes, trends and improvements in health care practices and procedures for the purpose of reducing the number and severity of serious events and incidents.

Section 305(a) of the MCARE Act (40 P. S. § 1303.305(a)) authorizes the establishment of a Patient Safety Trust Fund (Fund) for the operations of the Authority. Section 305(c) of the MCARE Act states that commencing July 1, 2002, and for every fiscal year thereafter, each medical facility covered by the MCARE Act shall pay the Department of Health (Department) a surcharge on its licensing fee as necessary to provide sufficient revenues to operate the Authority. Section 305(c) of the MCARE Act also states that the total assessment amount for Fiscal Year 2002-2003 may not exceed \$5 million and that the Department will transfer the total assessment amount to the Fund within 30 days of receipt. Section 305(d) of the MCARE Act provides that for each succeeding calendar year, the Department will determine and assess each medical facility the proportionate share of the Authority's budget. The base amount of \$5 million provided for in Fiscal Year 2002-2003 shall be increased no more than the Consumer Price Index in each

succeeding fiscal year. The surcharge for FY 2002-2003 was published at 32 Pa.B. 5219 (October 19, 2002) and was collected by December 31, 2002.

This notice sets forth the procedure that the Department will follow in assessing and collecting the surcharge for Fiscal Year 2003-2004. The MCARE Act states that the surcharge shall be collected from medical facilities, which are defined as ambulatory surgical facilities (ASFs), birth centers and hospitals licensed under either the Health Care Facilities Act (35 P. S. §§ 448.101—448.904) or the Public Welfare Code Article X (62 P. S. §§ 1001—1087).

In order to assess the surcharge in an equitable manner, the Department decided to choose a common denominator in these facilities. For ASFs and birth centers, the Department has chosen the number of operating and procedure rooms; for hospitals, the Department has chosen the number of beds contained on the license of each hospital, whether by the Department (general and special acute care hospitals) or the Department of Public Welfare (privately owned psychiatric hospitals). It was also necessary to pick a point in time to make this assessment; the Department has chosen January 1, 2003.

As set forth, the MCARE Act provides that the amount assessed can be increased by the CPI for each fiscal year. Applying the appropriate CPI to last year's assessment of \$5 million results in a total assessment of \$5.13 million. The amount of operating/procedure rooms (for ASFs and birth centers) and the amount of licensed beds (for hospitals) was totaled, and that amount was divided into \$5.130 million to arrive at a charge per unit. The total number of units (operating rooms, procedure rooms and licensed beds) is 45,647. Dividing this number into \$5.130 million results in a per unit assessment of approximately \$112.38.

For Fiscal Year 2003-2004, the Authority has recommended that the assessment be invoiced in two equal parts. The second invoice will be sent only if the Authority determines that the second half of the assessment is needed to assure sufficient funds are available to accomplish the required work of the Authority.

The first invoice is being sent to medical facilities, and payments will be due October 1, 2003. If the second half of the assessment is requested by the Authority, the invoice will be sent in December 2003, with the payment due by April 1, 2004. The MCARE Act authorizes the Department to assess an administrative penalty of \$1,000 per day on facilities who fail to pay the surcharge by the due date. Each facility will receive notification from the Department of the surcharge amount due.

To expedite this process, the Department is listing below the name of each medical facility and the number of operating rooms, procedure rooms or licensed beds at each of these facilities as of January 1, 2003. The list also includes the amount of the surcharge due from each medical facility for the first half of the assessment that is due by October 1, 2003. These facilities will also be sent individual notices by the Department setting forth the amount due, date due and the name and address to which the payment should be sent.

If a medical facility has any questions concerning this notice or the information contained in the list below, a representative from that facility should contact Sandra Knoble, Director, Department of Health, Division of Acute and Ambulatory Care, P. O. Box 90, Harrisburg, PA 17108-0090, (717) 783-8980.

As of January 1, 2003

ACUTE CARE HOSPITALS

<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Abington Memorial Hospital	508		\$57,089.04	\$28,544.52
Albert Einstein Medical Center	667		\$74,957.46	\$37,478.73
Aliquippa Community Hospital	104		\$11,687.52	\$5,843.76
Allegheny General Hospital	698		\$78,441.24	\$39,220.62
Alle-Kiski Medical Center	258		\$28,994.04	\$14,497.02
Altoona Hospital	346		\$38,883.48	\$19,441.74
Armstrong County Memorial	163		\$18,317.94	\$9,158.97
Ashland Regional Medical Ctr	83		\$9,327.54	\$4,663.77
Bariatric Care Centers of Pennsylvania	47		\$5,281.86	\$2,640.93
Barnes-Kasson County Hospital	49		\$5,506.62	\$2,753.31
Berwick Hospital Center	130		\$14,609.40	\$7,304.70
Bloomsburg Hospital	78		\$8,765.64	\$4,382.82
Bon Secours Reg Health System	165		\$18,542.70	\$9,271.35
Bradford Regional Medical Center	127		\$14,272.26	\$7,136.13
Brandywine Hospital	168		\$18,879.84	\$9,439.92
Brookville Hospital	63		\$7,079.94	\$3,539.97
Brownsville General Hospital	109		\$12,249.42	\$6,124.71
Butler Memorial Hospital	234		\$26,296.92	\$13,148.46
Canonsburg General Hospital	102		\$11,462.76	\$5,731.38
Carlisle Regional Medical Center	200		\$22,476.00	\$11,238.00
Central Montgomery Medical Center	113		\$12,698.94	\$6,349.47
Centre Community Hospital	184		\$20,677.92	\$10,338.96
Chambersburg Hospital	214		\$24,049.32	\$12,024.66
Charles Cole Memorial Hospital	80		\$8,990.40	\$4,495.20
Chester County Hospital	227		\$25,510.26	\$12,755.13
Chestnut Hill Hospital	183		\$20,565.54	\$10,282.77
Clarion Hospital	78		\$8,765.64	\$4,382.82
Clearfield Hospital	92		\$10,338.96	\$5,169.48
Community Hospital Of Lancaster	154		\$17,306.52	\$8,653.26
Community Medical Center	310		\$34,837.80	\$17,418.90
Conemaugh Valley Memorial Hospital	566		\$63,607.08	\$31,803.54
Corry Memorial Hospital	55		\$6,180.90	\$3,090.45
Crozer Chester Medical Center	905		\$101,703.90	\$50,851.95
Delaware County Memorial	288		\$32,365.44	\$16,182.72
Divine Providence Hosp	31		\$3,483.78	\$1,741.89
Doylestown Hospital	178		\$20,003.64	\$10,001.82
Dubois Regional Medical Center	230		\$25,847.40	\$12,923.70
Easton Hospital	369		\$41,468.22	\$20,734.11
Elk Regional Health Center	98		\$11,013.24	\$5,506.62
Elkins Park Hospital	147		\$16,519.86	\$8,259.93
Ellwood City Hospital	72		\$8,091.36	\$4,045.68
Ephrata Community Hospital	133		\$14,946.54	\$7,473.27
Evangelical Community Hospital	121		\$13,597.98	\$6,798.99
Forbes Regional Hospital	340		\$38,209.20	\$19,104.60
Frankford Hospital	544		\$61,134.72	\$30,567.36

<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Frick Hospital	153		\$17,194.14	\$8,597.07
Geisinger Medical Center	437		\$49,110.06	\$24,555.03
Geisinger Wyoming Valley	151		\$16,969.38	\$8,484.69
Gettysburg Hospital	76		\$8,540.88	\$4,270.44
Girard Medical Center	168		\$18,879.84	\$9,439.92
Gnaden Huetten Mem Hosp	111		\$12,474.18	\$6,237.09
Good Samaritan Hospital Lebanon	179		\$20,116.02	\$10,058.01
Good Samaritan Regional Med Center	174		\$19,554.12	\$9,777.06
Graduate Hospital	240		\$26,971.20	\$13,485.60
Grand View Hospital	180		\$20,228.40	\$10,114.20
Greene County Memorial Hospital	34		\$3,820.92	\$1,910.46
Hahnemann University Hospital	618		\$69,450.84	\$34,725.42
Hamot Medical Center	360		\$40,456.80	\$20,228.40
Hanover Hospital	117		\$13,148.46	\$6,574.23
Hazleton General Hospital	115		\$12,923.70	\$6,461.85
Hazleton St. Joseph Medical Center	73		\$8,203.74	\$4,101.87
Highlands Hospital	87		\$9,777.06	\$4,888.53
Holy Redeemer Hosp & Med Center	272		\$30,567.36	\$15,283.68
Holy Spirit Hospital	288		\$32,365.44	\$16,182.72
Hospital Of Fox Chase Cancer Center	100		\$11,238.00	\$5,619.00
Hospital Of The Univ of Pa	672		\$75,519.36	\$37,759.68
Indiana Regional Medical Center	129		\$14,497.02	\$7,248.51
J C Blair Memorial Hospital	104		\$11,687.52	\$5,843.76
Jameson Memorial Hospital	236		\$26,521.68	\$13,260.84
Jeanes Hospital	197		\$22,138.86	\$11,069.43
Jefferson Regional Medical Center	380		\$42,704.40	\$21,352.20
Jennersville Regional Hospital	59		\$6,630.42	\$3,315.21
Kane Community Hospital	47		\$5,281.86	\$2,640.93
Kensington Hospital	35		\$3,933.30	\$1,966.65
Lancaster General Hospital	463		\$52,031.94	\$26,015.97
Lancaster General Hospital Susquehanna Division	62		\$6,967.56	\$3,483.78
Lancaster Regional Medical Ctr	247		\$27,757.86	\$13,878.93
Latrobe Area Hospital	198		\$22,251.24	\$11,125.62
Lehigh Valley Hospital—Muhlenberg	148		\$16,632.24	\$8,316.12
Lehigh Valley Hospital—Allentown	617		\$69,338.46	\$34,669.23
Lewistown Hospital	171		\$19,216.98	\$9,608.49
Lifecare Hospitals Of Pittsburgh	154		\$17,306.52	\$8,653.26
Lock Haven Hospital	77		\$8,653.26	\$4,326.63
Magee Women's Hosp Of UPMC Health System	341		\$38,321.58	\$19,160.79
Main Line Hospital Bryn Mawr	283		\$31,803.54	\$15,901.77
Main Line Hospital Lankenau	351		\$39,445.38	\$19,722.69
Main Line Hospital, Inc—Paoli	171		\$19,216.98	\$9,608.49
Marian Community Hospital	104		\$11,687.52	\$5,843.76
Meadville Medical Center	217		\$24,386.46	\$12,193.23
Medical Center Beaver Pa	358		\$40,232.04	\$20,116.02
Medical College Of Pennsylvania	379		\$42,592.02	\$21,296.01

NOTICES

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<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Memorial Hospital York	150		\$16,857.00	\$8,428.50
Memorial Hospital, Inc. Towanda	43		\$4,832.34	\$2,416.17
Mercy Fitzgerald Hospital	391		\$43,940.58	\$21,970.29
Mercy Hospital Of Phila	266		\$29,893.08	\$14,946.54
Mercy Hospital Of Pittsburgh	460		\$51,694.80	\$25,847.40
Mercy Hospital Scranton	265		\$29,780.70	\$14,890.35
Mercy Hospital Wilkes Barre	101		\$11,350.38	\$5,675.19
Mercy Jeanette Hospital	148		\$16,632.24	\$8,316.12
Mercy Providence Hospital	145		\$16,295.10	\$8,147.55
Mercy Suburban Hosp Norristown	131		\$14,721.78	\$7,360.89
Metro Health Center	102		\$11,462.76	\$5,731.38
Mid-Valley Hospital	38		\$4,270.44	\$2,135.22
Millcreek Community Hospital	135		\$15,171.30	\$7,585.65
Milton S Hershey Medical Ctr	504		\$56,639.52	\$28,319.76
Miners Hospital	30		\$3,371.40	\$1,685.70
Monongahela Valley Hospital	253		\$28,432.14	\$14,216.07
Monsour Medical Center	139		\$15,620.82	\$7,810.41
Montgomery Hospital	210		\$23,599.80	\$11,799.90
Montrose General Hospital	26		\$2,921.88	\$1,460.94
Moses Taylor Hospital	208		\$23,375.04	\$11,687.52
Nason Hospital	42		\$4,719.96	\$2,359.98
Nazareth Hospital	225		\$25,285.50	\$12,642.75
Ohio Valley General Hospital	119		\$13,373.22	\$6,686.61
Palmerton Hospital	70		\$7,866.60	\$3,933.30
Parkview Hospital	145		\$16,295.10	\$8,147.55
Pennsylvania Hosp Of The Univ of Pa Health Sys	505		\$56,751.90	\$28,375.95
Philipsburg Area Hospital	50		\$5,619.00	\$2,809.50
Phoenixville Hosp Of The Uni Of Pa Hlth System	143		\$16,070.34	\$8,035.17
Pinnacle Health System	613		\$68,888.94	\$34,444.47
Pocono Medical Center	192		\$21,576.96	\$10,788.48
Pottstown Memorial Medical Center	299		\$33,601.62	\$16,800.81
Pottsville Hosp & Warne Clinic	200		\$22,476.00	\$11,238.00
Punxsutawney Area Hospital	49		\$5,506.62	\$2,753.31
Reading Hosp And Medical Center	566		\$63,607.08	\$31,803.54
Riddle Memorial Hospital	229		\$25,735.02	\$12,867.51
Robert Packer Hospital	258		\$28,994.04	\$14,497.02
Roxborough Memorial Hospital	125		\$14,047.50	\$7,023.75
Sacred Heart Hospital	243		\$27,308.34	\$13,654.17
Saint Vincent Health Center	413		\$46,412.94	\$23,206.47
Sewickley Valley Hospital	191		\$21,464.58	\$10,732.29
Shamokin Area Community Hospital	46		\$5,169.48	\$2,584.74
Sharon Regional Health System	203		\$22,813.14	\$11,406.57
Soldiers & Sailors Mem Hospital	83		\$9,327.54	\$4,663.77
Somerset Hospital Center For Health	135		\$15,171.30	\$7,585.65
St. Agnes Medical Center	153		\$17,194.14	\$8,597.07
St. Clair Memorial Hospital	305		\$34,275.90	\$17,137.95
St. Joseph Medical Ctr	279		\$31,354.02	\$15,677.01

<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
St. Joseph's Hospital	146		\$16,407.48	\$8,203.74
St. Luke's Hospital Bethlehem	531		\$59,673.78	\$29,836.89
St. Luke's Quakertown Hosp	78		\$8,765.64	\$4,382.82
St. Mary Medical Center	287		\$32,253.06	\$16,126.53
St. Luke's Miners Memorial Hospital	61		\$6,855.18	\$3,427.59
Suburban General Hospital	154		\$17,306.52	\$8,653.26
Sunbury Community Hospital	76		\$8,540.88	\$4,270.44
Temple East	200		\$22,476.00	\$11,238.00
Temple Lower Bucks Hosp	266		\$29,893.08	\$14,946.54
Temple University Hospital	635		\$71,361.30	\$35,680.65
Thomas Jefferson Univ Hospital	927		\$104,176.26	\$52,088.13
Titusville Area Hospital	95		\$10,676.10	\$5,338.05
Tyler Memorial Hospital	58		\$6,518.04	\$3,259.02
Tyrone Hospital	59		\$6,630.42	\$3,315.21
Uniontown Hospital	195		\$21,914.10	\$10,957.05
United Community Hospital	95		\$10,676.10	\$5,338.05
University of PA Medical Center—Presbyterian	318		\$35,736.84	\$17,868.42
UPMC Bedford	59		\$6,630.42	\$3,315.21
UPMC Braddock	163		\$18,317.94	\$9,158.97
UPMC Horizon	182		\$20,453.16	\$10,226.58
UPMC Lee Regional Hosp	244		\$27,420.72	\$13,710.36
UPMC McKeesport	194		\$21,801.72	\$10,900.86
UPMC Northwest	239		\$26,858.82	\$13,429.41
UPMC Passavant	270		\$30,342.60	\$15,171.30
UPMC Passavant Cranberry	35		\$3,933.30	\$1,966.65
UPMC Presbyterian Shadyside	1,574		\$176,886.12	\$88,443.06
UPMC South Side	181		\$20,340.78	\$10,170.39
UPMC St Margaret	224		\$25,173.12	\$12,586.56
Warminster Hospital	145		\$16,295.10	\$8,147.55
Warren Dental Arts Hospital	6		\$674.28	\$337.14
Warren General Hospital	75		\$8,428.50	\$4,214.25
Washington Hospital	239		\$26,858.82	\$13,429.41
Wayne Memorial Hospital	98		\$11,013.24	\$5,506.62
Waynesboro Hospital	62		\$6,967.56	\$3,483.78
Western Pennsylvania Hospital	524		\$58,887.12	\$29,443.56
Westmoreland Regional Hospital	302		\$33,938.76	\$16,969.38
Williamsport Hospital & Medical Center	241		\$27,083.58	\$13,541.79
Wills Eye Hospital	20		\$2,247.60	\$1,123.80
Windber Hospital	63		\$7,079.94	\$3,539.97
WVHCS Hospital	415		\$46,637.70	\$23,318.85
York Hospital	466		\$52,369.08	\$26,184.54
Total Acute Care Hospitals	39,972	179	\$4,492,053.36	\$2,246,026.68

CHILDREN'S HOSPITALS

<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Children's Home of Pittsburgh	11		\$1,236.18	\$618.09
Children's Hospital of Philadelphia	381		\$42,816.78	\$21,408.39

<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Children's Hospital of Pittsburgh	235		\$26,409.30	\$13,204.65
Children's Institute of Pittsburgh	39		\$4,382.82	\$2,191.41
Shriners Hospital For Children	59		\$6,630.42	\$3,315.21
Shriners Hospitals For Children Erie	30		\$3,371.40	\$1,685.70
St. Christopher's Hosp For Children	161		\$18,093.18	\$9,046.59
Temple University Children's Med Ctr	68		\$7,641.84	\$3,820.92
Total Children's Hospitals	984	8	\$110,581.92	\$55,290.96

CRITICAL ACCESS HOSPITALS

<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Bucktail Medical Center	9		\$1,011.42	\$505.71
Fulton County Medical Ctr	25		\$2,809.50	\$1,404.75
Jersey Shore Hospital	35		\$3,933.30	\$1,966.65
Meyersdale Community Hosp	20		\$2,247.60	\$1,123.80
Muncy Valley Hospital	27		\$3,034.26	\$1,517.13
Troy Community Hospital	32		\$3,596.16	\$1,798.08
Total Critical Access Hospitals	139	6	\$15,620.82	\$7,810.41

LONG TERM ACUTE CARE HOSPITALS

<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Allentown Specialty Hospital	32		\$3,596.16	\$1,798.08
Healthsouth Rehab Hospital For Special Services	46		\$5,169.48	\$2,584.74
Healthsouth Rehab Hospital of Greater Pittsburgh	89		\$10,001.82	\$5,000.91
Kindred Hospital—Delaware County	43		\$4,832.34	\$2,416.17
Kindred Hospital—Philadelphia	52		\$5,843.76	\$2,921.88
Kindred Hospital—Pittsburgh	63		\$7,079.94	\$3,539.97
Kindred Hospital—Wyoming Valley	36		\$4,045.68	\$2,022.84
Kindred Hospital at Heritage Valley	35		\$3,933.30	\$1,966.65
Mercy Special Care Hosp	68		\$7,641.84	\$3,820.92
SCCI Hospital—Harrisburg	38		\$4,270.44	\$2,135.22
SCCI Hospital Easton	31		\$3,483.78	\$1,741.89
Select Specialty Hospital—Central Pennsylvania (Camp Hill)	31		\$3,483.78	\$1,741.89
Select Specialty Hospital of Greensburg	31		\$3,483.78	\$1,741.89
Select Specialty Hospital Johnstown	39		\$4,382.82	\$2,191.41
Select Specialty Hospital Philadelphia/Aemc	36		\$4,045.68	\$2,022.84
Select Specialty Hospital Pittsburgh	41		\$4,607.58	\$2,303.79
Select Specialty Hospital—Erie	35		\$3,933.30	\$1,966.65
Select Specialty Hospital—Central Pennsylvania (York)	23		\$2,584.74	\$1,292.37
Sempercare Hospital Of Lancaster	30		\$3,371.40	\$1,685.70
Total Long Term Acute Care	799	19	\$89,791.62	\$44,895.81

REHABILITATION HOSPITALS

<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Angela Jane Pavilion Rehabilitation Hospital	17		\$1,910.46	\$955.23
Allied Svcs Institute Of Rehab	117		\$13,148.46	\$6,574.23
Bryn Mawr Rehab Hospital	151		\$16,969.38	\$8,484.69

<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Chestnut Hill Rehab Hospital	74		\$8,316.12	\$4,158.06
Eagleville Hospital	100		\$11,238.00	\$5,619.00
Geisinger Healthsouth Rehabilitation Hospital	40		\$4,495.20	\$2,247.60
Good Shepherd Rehab Hosp	75		\$8,428.50	\$4,214.25
Good Shepard Rehabilitation Hospital—Bethlehem	29		\$3,259.02	\$1,629.51
Healthsouth Harmarville Rehab	202		\$22,700.76	\$11,350.38
Healthsouth Rehab Hosp of Altoona	70		\$7,866.60	\$3,933.30
Healthsouth Rehab Hosp of Erie Inc	108		\$12,137.04	\$6,068.52
Healthsouth Rehab Hosp of Greater Pitt	89		\$10,001.82	\$5,000.91
Healthsouth Rehab Hosp of Mechanicsburg	103		\$11,575.14	\$5,787.57
Healthsouth Rehab of Reading	76		\$8,540.88	\$4,270.44
Healthsouth Nittany Valley Rehabilitation Hospital	85		\$9,552.30	\$4,776.15
Healthsouth Rehab Hosp of York	102		\$11,462.76	\$5,731.38
Healthsouth Rehabilitation Hospital of Sewickley	44		\$4,944.72	\$2,472.36
John Heinz Institute of Rehab	94		\$10,563.72	\$5,281.86
Magee Rehab Hospital	96		\$10,788.48	\$5,394.24
UPMC Rehabilitation Hosp	85		\$9,552.30	\$4,776.15
Valley Forge Med Ctr & Hosp	50		\$5,619.00	\$2,809.50
Total Rehabilitation Hospitals	1,790	21	\$201,160.20	\$100,580.10

PSYCHIATRIC HOSPITALS

<i>Facility Name</i>	<i>Licensed Beds</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Belmont Center for Comprehensive Treatment	147		\$17,040.24	\$8,520.12
Clarion Psychiatric Center	52		\$6,027.84	\$3,013.92
Devereux Mapleton Psychiatric Institute	33		\$3,825.36	\$1,912.68
Eugenia Hospital	80		\$9,273.60	\$4,636.80
Fairmount Behavioral Health System	140		\$16,228.80	\$8,114.40
First Hospital Wyoming Valley	96		\$11,128.32	\$5,564.16
Foundations Behavioral Health	54		\$6,259.68	\$3,129.84
Friends Hospital	192		\$22,256.64	\$11,128.32
Kidspeace Hospital	80		\$9,273.60	\$4,636.80
Kirkbride Center	74		\$8,578.08	\$4,289.04
Montgomery County MH/MR Emergency Service	73		\$8,462.16	\$4,231.08
Northwestern Institute of Psychiatry	146		\$16,924.32	\$8,462.16
Philhaven Hospital	83		\$9,621.36	\$4,810.68
Southwood Psychiatric Hospital	21		\$2,434.32	\$1,217.16
St. John Vianney Hospital	50		\$5,796.00	\$2,898.00
The Horsham Clinic	146		\$16,924.32	\$8,462.16
The Meadows Psychiatric Center	69		\$7,998.48	\$3,999.24
The Meadows at Sunbury	12		\$1,391.04	\$695.52
Total Psychiatric Hospitals	1548	17	\$179,444.16	\$89,722.08

BIRTHING CENTERS

<i>Facility Name</i>	<i>Birth Rooms</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Birth Care & Family Health Services	2		\$224.76	\$112.38
The Birth Center	2		\$224.76	\$112.38

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<i>Facility Name</i>	<i>Birth Rooms</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Reading Birth & Women's Center	2		\$224.76	\$112.38
The Birth Place	1		\$112.38	\$56.19
Valley Birthplace	1		\$112.38	\$56.19
Total Birthing Centers	8	5	\$899.04	\$449.52

AMBULATORY SURGICAL FACILITIES

<i>Facility Name</i>	<i>Procedure Rooms</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Abington Surgical Center	7		\$786.66	\$393.33
Ambulatory Surgery Center	6		\$674.28	\$337.14
Aestique Ambulatory	2		\$224.76	\$112.38
Amb. Surg. Ctr. At Bucks Co. (CHOP)	2		\$224.76	\$112.38
Apple Hill	13		\$1,460.94	\$730.47
Berks Center for Digestive Health	3		\$337.14	\$168.57
Berks Urologic Surgery Center	5		\$561.90	\$280.95
Berkshire Eye Surgery Center	3		\$337.14	\$168.57
Bethlehem Endoscopy Center	3		\$337.14	\$168.57
Bucci Laser and Cataract Surgery Center	2		\$224.76	\$112.38
Carlisle Endoscopy	3		\$337.14	\$168.57
Carlisle Regional Surg Ctr	4		\$449.52	\$224.76
Center for Reproductive Surgery	2		\$224.76	\$112.38
Centre Community Surgical Ctr	4		\$449.52	\$224.76
Children's Hospital of Philadelphia	2		\$224.76	\$112.38
Children's Hospital of Pittsburgh Outpatient Surg. Serv	3		\$337.14	\$168.57
CHS Ambulatory Surgery Center	4		\$449.52	\$224.76
College Heights Endoscopy Center, LLC	2		\$224.76	\$112.38
Cumberland Surgery Center	2		\$224.76	\$112.38
Delaware Valley Laser Surgery Institute	2		\$224.76	\$112.38
Delaware Valley Orthopedic and Spine Surgery	4		\$449.52	\$224.76
Dermatologic Surgi Center of Drexel Hill	3		\$337.14	\$168.57
Dermatologic Surgi Center of Philadelphia	2		\$224.76	\$112.38
Dermatology and Cosmetic	1		\$112.38	\$56.19
Digestive Disease Institute	4		\$449.52	\$224.76
Digestive Health and Endoscopy	2		\$224.76	\$112.38
Doylestown Surgery Center	4		\$449.52	\$224.76
Eastern Pennsylvania Endoscopy Center	3		\$337.14	\$168.57
Einstein Surgery Center	4		\$449.52	\$224.76
Endoscopic Associates	3		\$337.14	\$168.57
Endoscopy Center of PA	4		\$449.52	\$224.76
Endoscopy USA York	3		\$337.14	\$168.57
Evangelical Ambulatory Surgery Center	8		\$899.04	\$449.52
Exeter Surgery Center	4		\$449.52	\$224.76
Eye Surgery Center of Chester County	1		\$112.38	\$56.19
Fairgrounds Surgical Center	6		\$674.28	\$337.14
Foundation Surgery Affiliates	2		\$224.76	\$112.38
Four Seasons Endoscopy Center	2		\$224.76	\$112.38
Gastroenterology Consultants, Inc.	1		\$112.38	\$56.19
Gastrointestinal Specialists	2		\$224.76	\$112.38

<i>Facility Name</i>	<i>Procedure Rooms</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Grandview Surgery and Laser	6		\$674.28	\$337.14
Grandview Surgical Center	2		\$224.76	\$112.38
Guthrie Clinic Ltd	4		\$449.52	\$224.76
Hamot Surgery Center	8		\$899.04	\$449.52
Hanover SurgiCenter	2		\$224.76	\$112.38
Harrisburg Endoscopy & Surgical Center	4		\$449.52	\$224.76
Hazleton Ambulatory Surgical Center	2		\$224.76	\$112.38
Hazleton Endoscopy Center	1		\$112.38	\$56.19
Healthsouth Mount Pleasant Surgery Center	3		\$337.14	\$168.57
Healthsouth Scranton Surgery and Laser Center	3		\$337.14	\$168.57
Healthsouth Surgery Center Of Lancaster	6		\$674.28	\$337.14
Hillmont Endoscopy Center	2		\$224.76	\$112.38
Holy Redeemer Ambulatory Surgical Center	3		\$337.14	\$168.57
Indiana Ambulatory Surgical Associates	4		\$449.52	\$224.76
JDMH NHHHC Surgicenter	3		\$337.14	\$168.57
John A. Zitelli, M.D.,P.C.	1		\$112.38	\$56.19
Laurel Laser and Surgery Center	2		\$224.76	\$112.38
Leader Surgery Center	3		\$337.14	\$168.57
Lebanon Outpatient Surgery Ctr	4		\$449.52	\$224.76
Lehigh Plastic Surgery Center	1		\$112.38	\$56.19
Lewisburg Plastic Surgery and Laser Center	1		\$112.38	\$56.19
Lowery Surgicenter	3		\$337.14	\$168.57
Mahoning Valley Ambulatory Surgery Center	2		\$224.76	\$112.38
Main Line Surgery Center, LLC	2		\$224.76	\$112.38
Mifflin County CommunitySurgery Center	2		\$224.76	\$112.38
Montgomery Surgery Center	2		\$224.76	\$112.38
Mt. Lebanon Surgery Center	1		\$112.38	\$56.19
NEIL Ambulatory Surgery Center	2		\$224.76	\$112.38
North Shore Sufi-Center	2		\$224.76	\$112.38
Northeast Surgery Center (Lackawanna Physicians)	3		\$337.14	\$168.57
Northwood Surgery Center	3		\$337.14	\$168.57
Ophthalmology Surgery Center	3		\$337.14	\$168.57
Paoli ASF	4		\$449.52	\$224.76
Parkway Surgery Center	1		\$112.38	\$56.19
Penn Surgery Institute	3		\$337.14	\$168.57
Pennsylvania Eye Surgery Car	2		\$224.76	\$112.38
Philadelphia Surge-Center	2		\$224.76	\$112.38
Plastic Surgical Associates	2		\$224.76	\$112.38
Pocono Ambulatory Surgery Center	2		\$224.76	\$112.38
Progressive Surgery Institute	2		\$224.76	\$112.38
Reading Surgery Center	3		\$337.14	\$168.57
Regional Ambulatory Surgery Center	1		\$112.38	\$56.19
Regional Gastroenterology Associates of Lancaster	2		\$224.76	\$112.38
Reproductive Science Institute of Suburban Philadelphia	1		\$112.38	\$56.19
Riverview Ambulatory Surgical Center	4		\$449.52	\$224.76

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<i>Facility Name</i>	<i>Procedure Rooms</i>	<i>Count</i>	<i>2003 Assessment</i>	<i>Due Oct. 1, 2003</i>
Saint Vincent Surgery Center	8		\$899.04	\$449.52
Scranton Endoscopy Center	2		\$224.76	\$112.38
Sewickley Valley Hospital S.C.	4		\$449.52	\$224.76
Shadyside Surgery Center	1		\$112.38	\$56.19
Southwestern Ambulatory Surgery Center	4		\$449.52	\$224.76
Southwestern PA Eye Center	2		\$224.76	\$112.38
Summit Surgery Center	6		\$674.28	\$337.14
Surgery and Laser Center	4		\$449.52	\$224.76
Surgery Center of Pennsylvania, LLC	5		\$561.90	\$280.95
Surgery Center of York	5		\$561.90	\$280.95
Surgical Specialty Center of NEPA	3		\$337.14	\$168.57
Surgicenter at Ligonier, The	1		\$112.38	\$56.19
Susquehanna Surgery Center, Inc.	2		\$224.76	\$112.38
Susquehanna Valley Surgery Ctr	7		\$786.66	\$393.33
The Center for Same Day Surgery	6		\$674.28	\$337.14
The Center for Spine Care at Lancaster Neuroscience and Spine	1		\$112.38	\$56.19
The Eye Surgery Center	2		\$224.76	\$112.38
The Kingston Ophthalmology ASC. LLC	3		\$337.14	\$168.57
The Sally Balin Ambulatory Surgery Ctr.	2		\$224.76	\$112.38
The Surgery Center of Chester County	5		\$561.90	\$280.95
Three Rivers Endoscopy Center	3		\$337.14	\$168.57
Tri-County Outpatient	2		\$224.76	\$112.38
Twin Rivers Endoscopy	1		\$112.38	\$56.19
UOC Surgery Services, LTD.	3		\$337.14	\$168.57
UPMC Monroeville Surgery Ctr.	3		\$337.14	\$168.57
Urological Associates of Lancaster	4		\$449.52	\$224.76
Valley Surgery Center, Inc.	4		\$449.52	\$224.76
Valley View Surgical Center	2		\$224.76	\$112.38
Village Surgicenter	6		\$674.28	\$337.14
Vista Surgery Center	1		\$112.38	\$56.19
Washington Square Endoscopy Center, LLC	5		\$561.90	\$280.95
West Shore Endoscopy	4		\$449.52	\$224.76
West Shore Surgery Center	8		\$899.04	\$449.52
Western Pennsylvania Surgery Center	5		\$561.90	\$280.95
Westfield Surgery Center	2		\$224.76	\$112.38
Wills Community Surgery Services of Center City	8		\$899.04	\$449.52
Wills Surgery Center—South Philadelphia	2		\$224.76	\$112.38
Wills Surgery Center of Bucks County	2		\$224.76	\$112.38
Wills Surgery Center of Plymouth Meeting	2		\$224.76	\$112.38
Wills Surgery Center of the Northeast	3		\$337.14	\$168.57
Wyomissing Hills Podiatric Surgical Center	1		\$112.38	\$56.19
Wyomissing Surgical Services	4		\$449.52	\$224.76
York Endoscopy	2		\$224.76	\$112.38
Zitelli South Ambulatory	1		\$112.38	\$56.19
Total ASF	407	129	\$45,738.66	\$22,869.33

Persons with a disability who require an alternative format of this document (for example, large print, audiotape or Braille) should contact the Division of Acute and Ambulatory Care at the previously listed address or phone number or V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 03-1706. Filed for public inspection August 29, 2003, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The following contractors 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)), these contractors or their firms or any firms, corporations or partnerships in which these contractors or their firm, have an interest, shall be awarded no contract for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Ceilings Unlimited, Thomas Hanley, owner and individually, and Thomas Hanley, II, owner and individually	627 Eyers Grove Road Bloomsburg, PA 17815	August 12, 2003

STEPHEN M. SCHMERIN,
Secretary

[Pa.B. Doc. No. 03-1707. Filed for public inspection August 29, 2003, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding Montgomery County

Under section 2002(b) of The Administrative Code of 1929 (71 P. S. § 512(b)), the Secretary of Transportation makes the following written finding:

The Federal Highway Administration and the Department of Transportation (Department) plan to replace the Salfordville Road Bridge (S.R. 1017) over the East Branch of the Perkiomen Creek in Lower Salford Township, Montgomery County, PA.

The subject project will require use of the National Register eligible Alderfer-Groff's Mill Rural Historic District and Groff's Mill Park. The project will require acquisition of 0.13 hectares (0.32 acres) of land from the Alderfer-Groff's Mill Rural Historic District including 0.05 hectares (0.13 acres) of park property.

The environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of

the Administrative Code have been considered. It has been concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize such effects. In order to minimize the amount of section 4(f) protected property impacted by the project, the new bridge will cross the East Branch of the Perkiomen Creek in essentially the same location. Due to the necessary improvements to the roadway geometry, the new structure will be at a skew to the existing bridge. Other measures to minimize impacts include minimum width shoulders on and off of the bridge, a minimum sidewalk width of 1.2 meter (4 foot) and 3.4 meter (11 foot) travel lanes reduced from the typical 3.6-meter (12 foot) width. Additionally, the proposed structure will incorporate several design modifications to mimic some of the unique attributes of the existing bridge. For instance, the outside of the new parapet will duplicate the paneled look of the existing parapet; the new endwalls and wingwalls will have lateral striations built into the formwork, similar to the existing structure, and finally, the new concrete will be treated so as to give it a weathered appearance.

The Secretary has considered the environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code of 1929 and has concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize the effect.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 03-1708. Filed for public inspection August 29, 2003, 9:00 a.m.]

Proposed Mitigation Efforts for Adverse Effect to Archaeological Site 36CE466

The Department of Transportation (Department) is undertaking a roadway construction project involving the reconstruction of the existing interchange (Exit 161) to create a high-speed directional connection for route continuity between the four-lane Bellefonte Bypass and I-80 system. The existing two-quadrant interchange connects the two-lane Bellefonte Bypass and local roads to the four-lane limited access I-80. Improvements will consist of the relocation and reconstruction of Jacksonville Road and SR 0026. Archaeological survey and testing identified the presence of archaeological site 36CE466 (the Stover No. 1 Site) within the proposed Area of Potential Effect. Survey and testing have determined that site 36CE466 is eligible for listing in the National Register of Historic Places. The proposed construction activities will have an adverse effect on archaeological site 36CE466. This precontact period archaeological site is located in Spring Township, Centre County, and consists entirely of lithic material. Based on the uniform temporal associations of three recovered diagnostic projectile points, the site dates, minimally, to the Transitional (or Early Woodland) period. To mitigate the adverse impacts to site 36CE466, the Department proposes Phase III archeological data recovery excavation. This excavation will gather data concerning four broad themes associated with the archaeological site. These themes include: chronology; site structure and function; subsistence; and lithic resource procurement and reduction strategies.

The proposed archaeological Phase III data recovery mitigation will consist of subsurface excavations located within three small, high density, circumscribed artifact

concentrations (or clusters) defined within the larger site area. The total site area (within the current Area of Potential Effect) includes approximately 800.0 square meters (8,611.4 square feet). The three distinct cluster areas measure 16.0 square meters (172.2 square feet), 44.5 square meters (479.0 square feet) and 109.0 square meters (1,173.3 square feet). It is proposed that the data recovery include the excavation of approximately 29.5 percent of the high-density portions (the three clusters) of the site. This is a proposed total of 50.0 square meters of excavation area. In addition to the 50 square meters of excavation within the high-density portions of the site, 10 square meters will be excavated within the remainder of the site area (not within the high density areas). Total data recovery mitigation will consist of 7.5% of the site area.

To involve the public in the process of mitigation of adverse effect to archaeological site 36CE466, the Department will consider written comments on the proposed mitigation efforts outlined in this notice. Written comments will be received for a period of 30 days after publication of this notice in the *Pennsylvania Bulletin*. Existing documentation for this project can be viewed at <ftp://ftp.dot.state.pa.us/public/bureaus/BEQ/comment.pdf>. Comments should be addressed to Scott Shaffer, Cultural Resources Specialist, PENNDOT District 2-0, 1924 Daisy Street Ext., P. O. Box 342, Clearfield, PA 16830.

ALLEN D. BIEHLER,
Secretary

[Pa.B. Doc. No. 03-1709. Filed for public inspection August 29, 2003, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The Health Care Cost Containment Council has scheduled the following meetings: Wednesday, September 3, 2003, Data Systems Committee Meeting—10 a.m., Education Committee Meeting—1 p.m.; Thursday, September 4, 2003, Council Meeting—10 a.m. The meetings will be held in the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodation due to a disability who want to attend the meetings should contact Cherie Elias, Health Care Cost Containment Council, 225 Market Street, Harrisburg, PA 17101, or call (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

MARC P. VOLAVKA,
Executive Director

[Pa.B. Doc. No. 03-1710. Filed for public inspection August 29, 2003, 9:00 a.m.]

HISTORICAL AND MUSEUM COMMISSION

National Register Nominations to be Reviewed by the Historic Preservation Board

The Historic Preservation Board (Board) will hold a meeting on September 9, 2003, at 9:45 a.m. in Room 515,

Historical and Museum Commission, Third and North Streets, Harrisburg, PA. Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to participate should contact Helena Johnson at (717) 783-2698 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Board can accommodate their needs. Individuals with questions or comments should contact the Bureau for Historic Preservation at (717) 783-8946.

Great Valley and Piedmont Region

1. *Narbrook Park Historic District*, Narbrook Road and Windsor Avenue, Narberth, Montgomery County
2. *Fricks Locks Historic District*, east end of Fricks Lock Road, approximately 1,000 feet east of Sanatoga Road, East Coventry Township, Chester County
3. *St. Peters Village Historic District*, E. and W. sides of St. Peters Road between School Road and Rock Run Road, Warwick Township, Chester County
4. *Upper Roxborough Historic District (Boundary Increase)*, consisting of the Upper and Lower Reservoirs and water treatment plants, Philadelphia
5. *Ker-Feal*, 1081 Bodine Road, Chester Springs, West Pikeland Township, Chester County
6. *Ashton-Hursh House*, 204 Limekiln Road, Fairview Township, York County
7. *Jacob Ehrenhardt, Jr. House*, 55 S. Keystone Avenue, Emmaus, Lehigh County
8. *Knipe-Moore-Rupp Farm*, Hancock Road and Prospect Avenue, North Wales, Upper Gwynned Township, Montgomery County
9. *Franklin and Marshall College Campus Historic District*, College Avenue, Lancaster, Lancaster County

Allegheny Plateau

10. *Welles, Ellen and Charles F. House (Boundary Increase and Additional Documentation)*, Grovedale Lane off SR 2010, Wyalusing Township, Bradford County

Anthracite Region and Poconos

11. *Nesquehoning High School*, 120-124 East Catawissa Street, Nesquehoning, Carbon County

Ridge and Valley; Southwestern Pennsylvania—No nominations

JEAN H. CUTLER,
Director

[Pa.B. Doc. No. 03-1711. Filed for public inspection August 29, 2003, 9:00 a.m.]

HOUSING FINANCE AGENCY

Request for Proposals and Mandatory Predevelopment Seminars for the Homeownership Choice Program

The Housing Finance Agency (Agency) is announcing the availability of funds for its Homeownership Choice Program (HCP) for the development of single family homes, for purchase, in urban communities. HCP funds will be available to selected proposals determined by the Agency to best meet the guiding principles, requirements

and program criteria set forth in detail in the Request for Proposals (RFP). The full text of the RFP is available by contacting the Agency as indicated in this notice or by visiting the Agency's website at www.phfa.org (under "News and Notices").

To assist prospective applicants in preparing applications for funding, two predevelopment information seminars will be held in Harrisburg on September 18 and September 23, 2003. Persons need only attend one of the seminars and only one of the partners from each HCP proposal must be in attendance. Attendance is mandatory. No proposals will be accepted from entities other than those who attend one of the predevelopment seminars. To register for one of the seminars, contact Robert Bobincheck, Director, Office of Strategic Planning and Policy by email at bbobincheck@phfa.org.

HCP Predevelopment Information Seminar Schedule and Location

September 18, 2003 1 p.m.—PHFA, 2101 North Front Street, Harrisburg, PA

September 23, 2003 1 p.m.—PHFA, 2101 North Front Street, Harrisburg, PA

Applications for the HCP program must be received no later than 2 p.m., Thursday, December 4, 2003. Information regarding funding decisions is expected to be made available in April 2004.

The Agency is committed to the policy that all persons shall have equal access to its programs and employment without regard to race, religion, gender, national origin, handicap, familial status or age. The PHFA reserves the right to amend or modify its HCP program and may determine to discontinue this, or any of its other programs, at its discretion at any time. Requests for a copy of the HCP RFP, requests for information and questions may be submitted in writing by e-mail to bbobincheck@phfa.org, fax to (717) 780-1833 or mail to Robert Bobincheck, Housing Finance Agency, P. O. Box 8029, Harrisburg, PA 17105-8029.

Additional information regarding the HCP program may be available on the Agency's website at www.phfa.org.

DAVID L. EVANS,
Assistant Executive Director

[Pa.B. Doc. No. 03-1712. Filed for public inspection August 29, 2003, 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, August 14, 2003, and announced the following:

Regulations Approved:

Department of Agriculture #2-141: Milk Sanitation (amends 7 Pa. Code §§ 59.1 and 59.22)

Department of Conservation and Natural Resources #7B-5: Snowmobile and All-Terrain Vehicle Registration and Operation (amends 17 Pa. Code Chapter 51)

Department of Labor and Industry #12-59: Appeals from Determinations of Department (amends 34 Pa. Code Chapter 101)

Department of Health #10-169: Supplemental Nutrition Program for Women, Infants and Children (amends 28 Pa. Code Part VIII, Chapters 1101, 1103, 1105, 1107, 1109 and 1113)

Approval Order

Public Meeting Held
August 14, 2003

Commissioners Voting: Alvin C. Bush, Vice Chairperson; Daniel F. Clark, Esq.; Arthur Coccodrilli; Murray Ufberg, Esq.

Department of Agriculture—Milk Sanitation; Regulation No. 2-141

On September 18, 2002, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Agriculture (Department). This rulemaking amends 7 Pa. Code §§ 59.1 and 59.22. The proposed regulation was published in the September 28, 2002 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on July 2, 2003.

Pasteurized milk containers are required to be labeled with a "sell-by" date. This regulation amends existing procedures and standards to extend the "sell-by" date by three days. It also exempts highly processed pasteurized dairy products from the sell-by date requirement.

We have determined this regulation is consistent with the statutory authority of the Department (31 P.S. § 660c) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
August 14, 2003

Commissioners Voting: Alvin C. Bush, Vice Chairperson; Daniel F. Clark, Esq.; Arthur Coccodrilli; Murray Ufberg, Esq.

Department of Conservation and Natural Resources—Snowmobile and All-Terrain Vehicle Registration and Operation; Regulation No. 7B-5

On August 26, 2002, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Conservation and Natural Resources (Department). This rulemaking amends 17 Pa. Code Chapter 51. The proposed regulation was published in the September 7, 2002 *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on July 9, 2003.

The final-form regulation updates provisions relating to the registration of snowmobiles and all-terrain vehicles; establishes procedures for suspending and revoking registrations of dealers; increases fees for additional dealer plates; updates provisions concerning safety and training; and deletes unnecessary provisions.

We have determined this regulation is consistent with the statutory authority of the Department (75 Pa.C.S.A. § 7704) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
August 14, 2003

Commissioners Voting: Alvin C. Bush, Vice Chairperson; Daniel F. Clark, Esq.; Arthur Coccodrilli; Murray Ufberg, Esq.

Department of Labor and Industry—Appeals From Determinations of Department; Regulation No. 12-59

On September 12, 2002, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Labor and Industry (Department). This rulemaking amends 34 Pa. Code Chapter 101. The proposed regulation was published in the September 28, 2002 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on July 9, 2003.

This regulation revises the manner in which parties in unemployment compensation matters may file appeals. It establishes rules for filing an appeal through personal delivery, the United States Postal Service, a common carrier, fax transmission or electronic transmission other than fax transmission.

We have determined this regulation is consistent with the statutory authority of the Department (43 P.S. §§ 761(a) and 763(d) and 71 P.S. § 565) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
August 14, 2003

Commissioners Voting: Alvin C. Bush, Vice Chairperson; Daniel F. Clark, Esq.; Arthur Coccodrilli; Murray Ufberg, Esq.

Department of Health—Supplemental Nutrition Program for Women, Infants and Children; Regulation No. 10-169

On September 11, 2002, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Health (Department). This rulemaking amends 28 Pa. Code Part VIII, Chapters 1101, 1103, 1105, 1107, 1109 and 1113. The proposed regulation was published in the September 21, 2002 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 30, 2003.

This regulation amends the Supplemental Nutrition Program for Women, Infants and Children (WIC Program) to achieve compliance with federal amendments to the WIC program; to eliminate the criteria used to limit the number of stores permitted to participate in the WIC program; and to establish a Vendor Advisory Workgroup to review retail store and food delivery issues.

We have determined this regulation is consistent with the statutory authority of the Department (42 U.S.C.A. § 1786 and 71 P.S. § 532(g)) 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. 03-1713. Filed for public inspection August 29, 2003, 9:00 a.m.]

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the Committee comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
#6-286	State Board of Private Licensed Schools General Provisions (33 Pa.B. 2885 (June 21, 2003))	7/21/03	8/20/03

**State Board of Private Licensed Schools
Regulation No. 6-286
General Provisions
August 20, 2003**

We submit for your consideration the following comments that include references to the criteria in the Regulatory Review Act (71 P.S. § 745.5b) which have not

been met. The State Board of Private Licensed Schools (Board) must respond to these comments when it submits the final-form regulation. The public comment period for this regulation closed on July 21, 2003. If the final-form regulation is not delivered within 2 years of the close of the public comment period, the regulation will be deemed withdrawn.

1. 73.51. General requirements.—Clarity.

Subsection (b) adds a requirement that persons who desire to operate a private licensed school “shall attend a new school orientation seminar conducted by the Board” It is not clear when and where these orientation seminars are held. For clarity, the Board should add language that states how often orientation seminars are held and the location of such seminars.

2. 73.54. Surety.—Clarity.

The new language proposed in Subsection (b)(5) is unrelated to the existing provisions under (b). We suggest that proposed (b)(5) be changed to become Subsection (c) and all subsequent subsections should be amended accordingly.

3. 73.151. Fees.—Consistency with existing regulations; clarity.

We have two concerns with Subsection (a)(1).

First, the subsection begins, “For an original school license or registration—\$1,500 *annually*” (Emphasis added). As written, this conflicts with the renewal school license fee schedule in Subsection (a)(3). It is our understanding that the Board intended this to mean that the original license fee only applies to the first year. After that, the biennial renewal fee in Subsection (a)(3) applies. The language should be amended in Subsection (a)(1) to clearly reflect the Board’s intent.

Second, this subsection contains the phrase, “shall be accompanied by an additional new program approval fee.” If the Board is referring to the fee charged in Subsection (b)(1) in its existing regulations, a cross-reference to the appropriate fee should be added to Subsection (a)(1).

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 03-1714. Filed for public inspection August 29, 2003, 9:00 a.m.]

INSURANCE DEPARTMENT

Beverly W. Paxson; Hearing

**Appeal of Beverly W. Paxson under 40 P. S.
§§ 991.2101—991.2193; Doc. No. HC03-08-020**

A telephone prehearing conference initiated by this office shall be conducted on October 15, 2003, at 10:30 a.m. The hearing shall occur on November 5, 2003, at 10:30 a.m. in the Pittsburgh Regional Office, Room 304, State Office Building, 300 Liberty Avenue, Pittsburgh, PA.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before October 22, 2003, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene shall be filed on or before October 29, 2003.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to

participate in the hearing should contact Tracey Pontius, Agency Coordinator, at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1715. Filed for public inspection August 29, 2003, 9:00 a.m.]

Farmers New Century Insurance Company; Private Passenger Auto Insurance Rate and Rule Revision Filing

On August 18, 2003, the Insurance Department (Department) received from Farmers New Century Insurance Company a filing for a proposed rate level and rule change for private passenger auto insurance.

The company requests an overall 14% increase amounting to \$11.041 million annually to be effective January 1, 2004.

Unless formal administrative action is taken prior to October 17, 2003, 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 regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, 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. 03-1716. Filed for public inspection August 29, 2003, 9:00 a.m.]

Highmark Inc. d/b/a Highmark Blue Shield; Direct Pay Medical/Surgical Products Rate Increase for Blue Cross of Northeastern Pennsylvania and Independence Blue Cross Plan Areas; Rate Filing No. 200321

Highmark Inc. d/b/a Highmark Blue Shield requests approval to increase rates for Direct Pay Medical/Surgical programs in Blue Cross of Northeastern Pennsylvania and Independence Blue Cross plan areas. The filing requests an overall increase of approximately 11.2%. Increases will vary from 4.2% to 15.6% by plan area and program, reflecting differences in claim costs and expenses.

These increases will affect about 14,086 contracts and produce additional annual premium income of about \$1.9 million. The requested effective date of the change is January 1, 2004.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department’s regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Actuary, Insurance Department, Accident and Health Bureau, Of-

Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1717. Filed for public inspection August 29, 2003, 9:00 a.m.]

Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, 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. 03-1719. Filed for public inspection August 29, 2003, 9:00 a.m.]

Highmark Inc. d/b/a Highmark Blue Shield; Direct Pay Medicare Supplement (Security65); Blue Cross of Northeastern Pennsylvania and Independence Blue Cross Plan Areas; Rate Filing No. 200322

On August 15, 2003, by filing No. 200322, Highmark Inc. d/b/a Highmark Blue Shield submitted to the Insurance Department (Department) for its review and approval increased rates for its Direct Pay Medicare Supplement (Security65) programs in the Blue Cross of Northeastern Pennsylvania and Independence Blue Cross plan areas. The proposed increase percentage is 16.28% in the Blue Cross of Northeastern Pennsylvania plan area and 22.25% in the Independence Blue Cross plan area, and an effective date of January 1, 2004, has been requested. Approximately 100,900 contracts will be affected, and the increased rates will generate additional annual income of approximately \$16.200 million.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Michael Gurgiolo, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1718. Filed for public inspection August 29, 2003, 9:00 a.m.]

Liberty Mutual Fire Insurance Company; Private Passenger Auto Insurance Rate and Rule Revision Filing

On August 6, 2003, the Insurance Department received from Liberty Mutual Fire Insurance Company a filing for a proposed rate level and rule change for Private Passenger Auto insurance.

The company requests an overall 3.1% increase amounting to \$2.702 million annually to be effective October 21, 2003.

Unless formal administrative action is taken prior to October 5, 2003, 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 regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insur-

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 insureds' automobile policies. 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 Harrisburg, Philadelphia and Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Lisa A. Pampena; file no. 03-182-07499; Allstate Insurance Company; doc. no. P03-08-017; September 24, 2003, 10:30 a.m.

Appeal of Louis S. Creazzo; file no. 03-182-07798; Erie Insurance Exchange; doc. no. P03-08-019; September 24, 2003, 1:30 p.m.

The following hearings will be held in the Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Anne Roberts Marden; file no. 03-210-02206; State Farm Insurance Company; doc. no. PH03-08-004; November 19, 2003, 11:30 a.m.

Appeal of Carl N. Martin, II; file no. 03-215-03254; Chubb Group of Insurance Companies; doc. no. PH03-08-012; November 19, 2003, 1 p.m.

Appeal of Lyn D. Rezer; file no. 03-265-02847; Rutgers Casualty Insurance Company; doc. no. PH03-08-005; November 19, 2003, 2:30 p.m.

The following hearing will be held in the Pittsburgh Regional Office, Room 304, State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Bethann Zamperini; file no. 03-308-71284; Erie Insurance Exchange; doc. no. PI03-08-018; November 5, 2003, 11:30 a.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 an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1720. Filed for public inspection August 29, 2003, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' policies. The administrative hearings will be held in the Insurance Department's regional offices in Philadelphia, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Richard and Deborah Corlis Gordon; file no. 03-280-03302; State Farm Fire and Casualty Insurance Company; doc. no. PH03-08-002; November 19, 2003, 10 a.m.

Appeal of Mark M. Murphy; file no. 03-215-03403; Ohio Casualty Insurance Company; doc. no. PH03-08-011; November 20, 2003, 9 a.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (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 an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1721. Filed for public inspection August 29, 2003, 9:00 a.m.]

PATIENT SAFETY AUTHORITY

Public Meeting

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. § 1303.303), enacted on March 20, 2002, will hold a meeting of the Authority's 11 member board on Monday, September 8, 2003, at 9:30 a.m. in Hearing Room 4, Commonwealth Keystone Building, Commonwealth Avenue and North Street, Harrisburg, PA.

Individuals having questions regarding this meeting, which is open to the public, should contact the Authority at (717) 346-0469.

ALAN B.K. RABINOWITZ,
Administrator

[Pa.B. Doc. No. 03-1722. Filed for public inspection August 29, 2003, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Railroad With Hearing

A-00119877. City of Philadelphia. Application of the City of Philadelphia for approval of (1) the construction of a crossing for access to a retail parking lot over the at-grade tracks of Consolidated Rail Corporation in the legally opened public right-of-way of Columbus Boulevard (S.R. 2001), south of Snyder Avenue in the City of Philadelphia; and (2) the allocation of costs and maintenance incident thereto.

An initial hearing on this matter will be held Tuesday, October 28, 2003, at 10 a.m. in an available hearing room, Room 1302, Philadelphia State Office Building, 1400 West Spring Garden Street, Philadelphia, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1723. Filed for public inspection August 29, 2003, 9:00 a.m.]

Railroad With Hearing

I-00020092. Norfolk Southern Railway Company. Investigation upon the Pennsylvania Public Utility Commission's own motion into matters pertaining to repair of drainage facilities where the track of Norfolk Southern Railway Company cross above S.R. 3035 (Mineral Point Road, AAR 529 031 P) in Conemaugh Township, Cambria County.

An initial hearing on this matter will be held Friday, November 7, 2003, at 10 a.m. in an available hearing room, 11th Floor, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, 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. 03-1724. Filed for public inspection August 29, 2003, 9:00 a.m.]

Request for Proposals

Procurement Description

The Pennsylvania Public Utility Commission (Commission) hereby requests written proposals to serve as the third-party administrator (Administrator) of the Pennsylvania Universal Service Fund (USF). The Administrator is responsible for administering the USF from the period of January 1, 2004, through and including December 31, 2006. The Administrator is responsible for collecting pro rata contributions based on telecommunications service providers' intrastate end-user telecommunications retail revenues, at a rate set by the Commission, and depositing these revenues into the USF. The Administrator will also distribute money from the USF on the first of each month to approximately 32 rural telephone carriers. The role of the Administrator is described under the regulations at 52 Pa. Code § 63.167, as follows:

- (1) maintain a database to track contributing telecommunications providers;
- (2) develop Commission-approved forms to be used by all telecommunications service providers to report monthly contributions;
- (3) review the completed forms to ensure completeness and accuracy of reported revenue and USF assessments and contact providers whose accounts contain unexplained variances in reported revenues or USF assessments;
- (4) assess late payment charges of 1.5% per month pro rata per diem on contributions that are 30 days past due;
- (5) send initial notices of delinquency to all delinquent contributors when a payment is 30 days past due and follow up with at least one subsequent written notice and/or phone call to the contributor to pursue collection of USF payments that are 60 days past due;
- (6) maintain logs of notices of delinquent contributors and refer to the Commission for further enforcement, on a monthly basis, all accounts more than 90 days past due;
- (7) immediately inform the Commission if the Administrator has reason to believe that any telecommunications provider has submitted false information to the Administrator with the intent of obtaining fraudulent funding,

under-reporting end-user revenue or if any other irregularity occurs in the operation or administration of the USF;

(8) invest USF moneys in interest-bearing instruments designed to minimize risk of loss while providing maximum liquidity; permitted investments shall include:

(i) marketable obligations directly and fully guaranteed by the United States government;

(ii) Federally insured checking, money market accounts or certificates of deposit;

(iii) other accounts as expressly approved by the Commission;

(9) promptly advise the Commission if the Administrator's data analysis projects a potential fund shortfall or if USF disbursements exceed receipts in a given month;

(10) in January of each year, mail reporting forms to each telecommunications service provider to acquire appropriate data to compute the individual provider's aggregate intrastate end-user telecommunications retail revenue and to compute year-end access line growth percentages for development of the following year's USF amount;

(11) Cooperate with the independent auditor selected by the Commission and provide data and information reasonably required to support audit activities;

(12) promptly respond to Commission requests for information pertaining to USF administration;

(13) maintain adequate principal liability insurance coverage, criminal liability coverage and a sufficient umbrella liability policy;

(14) prepare reports of USF activity for the Commission on a monthly basis detailing carrier assessments, delinquent payers, late-payment charges (if applicable), USF disbursements, interest earned and cumulative results;

(15) maintain records by contributor and by recipient;

(16) provide any additional reports as requested by the Commission;

(17) maintain a statement of financial condition (balance sheet) and income statement for the total fund and a sources and uses of funds statement which will tie to the total fund income statement;

(18) deliver the balance sheet, income statement and sources and uses of funds statement to the USF auditor by May 1 of each year so that the auditor may prepare its report;

(19) maintain a system of internal controls;

(20) consider the auditor's report in preparing the annual report for submission to the Commission and include any undercollections or overcollections identified by the audit report in developing a proposed budget for the upcoming fiscal year;

(21) submit the Administrator's annual report by September 1 or 60 days following receipt of the audit report, whichever is later;

(22) with prior Commission approval, borrow monies to cover the short-term liabilities of USF caused by undercollections;

(23) if short-term borrowing is necessary, the Administrator shall provide formal notice on a timely basis to the Commission which identifies the amount, the proposed lending source and the terms and conditions of the loan;

(24) comply with procedures and guidelines established by the Commission but may request the Commission amend, modify or delete procedures or guidelines (The Administrator will not have the authority to develop or interpret the Commission's procedures or guidelines with respect to the USF, and any dispute between the Administrator and any contributing telecommunications provider shall be submitted to the Commission for resolution.);

(25) have access to the books of account of all telecommunications service providers to the limited extent necessary to verify their intrastate end-user telecommunications retail revenues and other information used by the Administrator in determining assessments and disbursements for the USF;

(26) treat any competitive and financial information received as confidential and proprietary, and only release this information upon order of the Commission;

(27) operate on a fiscal year which shall be the same as the calendar year.

Purpose of Fund

At this time, the USF is currently intended to reduce and restructure access charges and intraLATA toll rates and to encourage greater toll competition while enabling carriers to continue to preserve the affordability of local service rates. Rulemaking Re Establishing Universal Service Fund Regulations at 52 Pa. Code §§ 63.161–171, Final Rulemaking Order at L-00000148 (November 29, 2000). The regulations governing administration of the USF are located at 52 Pa. Code §§ 63.161–63.171. They may be accessed as well as other orders and pertinent information regarding the USF at the Commission's website: www.puc.paonline.com. Click on "Competition," "Local Telephone Competition," "Universal Service Fund."

Universal Service Fund and the Administrator

Commission regulations allow for an assessment which is computed annually under 52 Pa. Code § 63.165 (relating to collection of universal service fund contributions) at a rate calculated by dividing the contributing telecommunications provider's associated total intrastate end-user telecommunications retail revenues by statewide total intrastate end-user telecommunications revenues. End-user revenues expressly do not include revenues received from access, resale (toll or local) of unbundled network elements or other services provided which are essentially wholesale in nature. Total end-user revenues shall include all revenues received from subscribers who actually consume the final service unadjusted for any expense or any other purpose.

Nearly 300 companies will contribute monthly to the USF. These include 35 incumbent local exchange carriers (ILECs). The remainder of participants are companies selling intrastate toll services (IXCs) and competitive local exchange carriers (CLECs) who are either offering local exchange services or are planning to do so in the near future. Wireless telecommunications carriers do not participate as either recipients or contributors in the USF. Carriers are not allowed to pass through as a direct surcharge to their customers any contributions made to the USF.

The Administrator functions as the "financial hub" of this system. The Administrator collects the contributions from the individual companies, manages the USF's cash flow and disburses payments to 31 small rural companies and Sprint/United USF recipients under the regulations. The USF assessment rate is set annually by the Commis-

sion based on data submitted in annual reports by the Administrator. The Administrator also works with the Fund Auditor.

The Administrator may be an individual or an organization. An organizational bidder may have sufficient resources on staff. An individual bidder probably would need to develop formal or informal relationships with other organizations, such as banks. For example, an individual bidder would probably want to develop a lock box system at a bank to collect receipts and use a bank's commercial or trust operations for making short-term investments.

Administrator Criteria

Under 52 Pa. Code § 63.166, the Administrator shall meet the following criteria:

(1) The Administrator shall be neutral, impartial, and independent from telecommunications service providers operating in the Commonwealth;

(2) The Administrator shall not advocate specific positions before the Commission in nonuniversal service administrative proceedings related to common carrier issues;

(3) The Administrator shall not be an affiliate of any provider of telecommunications services; and

(4) If the Administrator has a board of directors that includes members with direct financial interests in entities that contribute to or receive support from the USF, no more than a third of the board members may represent any one category (that is, local exchange carriers or interexchange carriers) of contributing carriers or support recipients, and the Board's composition must reflect the broad base of contributors to and recipients of USF assets. For purposes of this restriction, a direct financial interest exists where the Administrator or Board member:

(a) is an employee of a telecommunications carrier;

(b) owns equity interests in bonds or equity instruments issued by any telecommunications carrier, or

(c) owns mutual funds that invest more than 50% of its assets in telecommunications securities.

Contract For Services

The successful bidder will negotiate with the Commission a detailed contract that is generally consistent with the standard Commonwealth contract for personal services. The contract will be for a term beginning on January 1, 2004, or as soon thereafter as can be arranged, and ending December 31, 2006. Once selected, the Administrator will be terminated during this term only for good cause.

The contract:

1. will cover all 3 years during the period, rather than a single year;

2. may need to be amended later if the Commonwealth legislature ever authorizes changes; and

3. may elaborate further on the Administrator's duties, including:

(a) clarifying reporting requirements for the Administrator, and in particular concerning compliance with Generally Accepted Government Auditing Standards;

(b) periodic financial reporting and revenue estimating requirements; and

(c) cooperating with a new Administrator following termination of the contract so that there will be a smooth transition to the new administration of the USF.

To the extent that any changes as a result of contract negotiations affect the cost of performing the contract, adjustments from compensation described in the bid will be negotiated with the winning bidder.

Proposal Submissions

Proposals should be submitted to Elizabeth Barnes, Assistant Counsel, Pennsylvania Public Utility Commission, Law Bureau, P. O. Box 3265, Harrisburg, PA 17105-3265. Proposals should be received not later than 5 p.m., September 30, 2003. No late proposals will be considered. The proposal should be broken into three separate parts, two of which should be in separate sealed envelopes marked "price quotation" and "SERB information," respectively.

Part 1—General Information

The first part of each proposal should include a general discussion of the approach the bidder will take and explain how the bidder will meet each requirement. In addition, this part of the proposal should identify all individuals who will work on significant tasks and should explain the qualifications of each. A single individual should be identified to serve as USF Administrator, and that individual's resume should be attached. Resumes for other identified persons with significant responsibility should also be attached.

If the bidder desires to associate with another organization, such as a bank, to provide the required services, the bid should include a separate statement from that organization describing its anticipated role.

Part 2—Cost Information

The second part of the proposal document should be a price quotation, which should not be in the main text of the proposal but rather kept separate in a separate sealed envelope, marked "price quotation." The price quotation should cover the period from January 1, 2004, through December 31, 2006. A cost data sheet should be submitted in this separate sealed envelope and it should include a breakdown of costs. Bidders are free to structure their price offerings in any way they choose. However, this part of the bid should specifically describe:

1. One-time startup costs, presumably to be paid in the first year.
2. Fixed annual costs for each of the 3 years. This should cover most anticipated expenses, such as personnel, office costs and overhead, and may include an allowance for travel. The amount may vary for each year based upon expected inflation.
3. Any contingency costs. This might include functions like defense of lawsuits.
4. If the winning bidder actually begins work after January 1, 2004, how compensation will be proportionally adjusted.

Failure to submit the cost data sheet in a sealed envelope kept separate and apart from the rest of the proposal will result in automatic rejection of the proposal by the evaluation committee.

Part 3—SERB Information

The Commission strongly encourages the submission of proposals by socially and economically restricted businesses (SERBs). Proposals submitted by individuals claiming SERB status or proposals submitted by individu-

als reflecting joint venture and subcontracting opportunities with SERBs must submit documentation verifying their claim. SERBs are small businesses whose economic growth and development have been restricted based on social and economic bias. Such businesses are BCABD certified minority- and women-owned businesses, other disadvantaged businesses and businesses whose development has been impeded because their primary or headquarters facilities are physically located in areas designated by the Commonwealth as being designated enterprise zones. A small business will not be considered socially/economically restricted if it has gross annual revenues exceeding \$8 million (\$18 million for those businesses in the information technology sales or services business) or more, is dominant in its field of operation or employs more than 100 persons.

A company and its affiliates have achieved success and are graduated from this State-sponsored program when its gross annual revenues are \$8 million (\$18 million for those businesses in the information technology sales or services business) or more. Any other small business in which an owner(s) of the graduated firm has a financial interest or control over, either directly or through family members, will not qualify for SERB status. Control is defined as the power, whether or not exercised, to direct or cause the direction of the management and policies of a firm, whether through the ownership of voting shares, by contract or otherwise, or through the making of day-to-day as well as major decisions in matters of policy, management and operations. A determination of control shall include, but shall not be limited to, the following factors: capital investment and all other financial, property, acquisition, contract negotiation and legal matters; officer-director-employee selection and comprehensive hiring, operating responsibility, cost-control matters and income and dividend matters; financial transactions; and rights of other shareholders or joint partners.

Proposers seeking to identify socially/economically restricted businesses for joint venture and subcontracting opportunities are encouraged to contact the Department of General Services, Bureau of Contract Administration and Business Development, Room 613, North Office Building, Harrisburg, PA 17125, www.dgs.state.pa.us, gs-cabdinternet@state.pa.us.

The third part of the proposal document (SERB information) should also be put in a sealed envelope separate from the rest of the proposal and the technical and cost sections of the proposal. The dollar value designated for SERB commitments in the audit must be placed in a separate sealed envelope within the proposal. Failure to meet this requirement will result in no points being awarded to the proposer regarding the criteria for evaluation.

To receive credit for being a SERB, entering into a joint venture agreement with a SERB or subcontracting to a SERB (including purchasing supplies and/or services through a purchase agreement), a company must include proof of SERB qualification in the SERB portion of the proposal:

1. SERBs qualifying as a result of MBE/WBE certification from BCABD must provide their BCABD certification number or a photocopy of their BCABD certificate.
2. SERBs qualifying as a result of having their headquarters located in a designated enterprise zone must provide proof of this status, including proof of the location of their headquarters (such as a lease or deed) and confirmation of the enterprise zone in which they are

located (obtained from their local enterprise zone office). More information on the locations of enterprise zones can be obtained by calling the Office of Community Development, Department of Community and Economic Development (DCED), (717) 720-7409. DCED can also be reached by fax at (717) 787-4088 or akartorie@state.pa.us.

3. SERBs qualifying as disadvantaged businesses certified by the Small Business Administration must submit proof of Small Business Administration Certification.

4. Companies claiming SERB status, whether as a result of BCABD certification, Small Business Administration certification as a disadvantage business or the location of their headquarters in an enterprise zone must submit proof that their gross annual revenues are less than \$8 million (\$18 million for those businesses in the information technology sales or services business). This can be accomplished by including a recent tax or audited financial statement

In additions to these verifications, the SERB portion of the proposal should include the following information.

1. The name and telephone number of the project (contact) person for SERBs.

2. The company name, address and telephone number of the prime contact person for each specific SERB business included in the proposal. Specify the SERB business to which you are making commitments. Credit will not be received by merely stating that a SERB will be found after the contract is awarded or by listing several companies and stating one will be selected later.

3. The specific work, goods or services the SERBs will perform or provide.

4. The location where the SERBs will perform these services.

5. The timeframe for the SERBs to provide or deliver the goods or services.

6. The amount of capital, if any, the SERB will be expected to provide.

7. The form and amount of compensation each SERB will receive. In the SERB information portion of the proposal, provide the estimated dollar value of the contract to each SERB.

8. The percent of the total value of services or products purchased/subcontracted under the proposal that will be provided by the SERB(s).

9. In the case of a joint venture agreement, a copy of the agreement, signed by all parties, must be included in the SERB portion of the proposal. If subcontracting, a signed subcontract or letter of intent must be included in the SERB portion of the proposal.

The SERB portion of the proposal must be identified as SERB information and bound and sealed separately from the remainder of the proposal. Only one copy of the SERB section is needed.

The dollar value designated for SERB commitment should be placed in a separate sealed envelope and stapled to the SERB section of the proposal or included in the bound and sealed envelope. Proposals should also include the SERB value in the Cost Submittal section (Section 11-9). Applicable items in the Cost Submittal section should also be used to prepare the proposed SERB commitment value including, if applicable, fiscal year breakdown. The selected contractor's SERB commitment amount, name of SERB and services to be provided

including timeframe for performing services will be included as a contractual obligation when the contract is executed.

SERB Participation

The following options will be considered as part of the final criteria for selection:

Priority Rank 1. Proposals submitted by SERBs.

Priority Rank 2. Proposals submitted from a joint venture with a Commonwealth-approved SERB as a joint venture partner.

Priority Rank 3. Proposals submitted with subcontracting commitments to SERBs.

Each proposal will be rated for its approach to enhancing the utilization of SERBs. Each approach will be evaluated, with Rank 1 receiving the greatest value and the succeeding ranks receiving values in accordance with the listed priority ranking.

SERB Contract Requirements

All contracts containing SERB participation must also include a provision requiring the contractor to meet and maintain those commitments made to SERBs at the time of proposal submittal or contract negotiation, unless a change in the commitment is approved by the contracting Commonwealth agency upon recommendation by the BCABD. All contracts containing SERB participation must include a provision requiring SERB contractors and SERBs in a joint venture to incur at least 50% of the cost of the subcontract or SERB portion of the joint venture, not including materials.

Commitments to SERBs made at the time of proposal submittal or contract negotiation must be maintained throughout the term of the contract. Any proposed change must be submitted to BCABD, which will make a recommendation as to a course of action to the contracting officer.

If a contract is assigned to another contractor, the new contractor must maintain the SERB participation of the original contract.

The contractor shall complete the Prime Contractor's Quarterly Utilization Report (or similar type document containing the same information) and submit it to the contracting officer of the agency that awarded the contract and the Bureau of Contract Administration and Business Development within 10 workdays at the end of each quarter the contract is in force. If there was no activity, the form must also be completed, stating "No activity in this quarter." This information will be used to determine the actual dollar amount paid to SERB subcontractors, suppliers and joint ventures. Also, it is a record of fulfillment of the commitment the firm made and for which it received SERB points.

Note: Equal employment opportunity and contract compliance statements referring to company equal employment opportunity policies or past contract compliance practices do not constitute proof of SERB status or entitle a proposer to receive credit for SERB utilization.

Prebidding Conference

There will be no prebidding conference. However, potential bidders may seek answers to questions by telephone from Elizabeth Barnes, Assistant Counsel, Pennsylvania Public Utility Commission, (717) 772-5408. If questions of general interest are presented, the Commission may communicate the question and its answer in writing to persons who have expressed an interest in receiving such

material. Contact the Commission at the same number if you wish to receive such material.

Proposal Review

A proposal review will be performed by the Commission. Proposals will be opened on October 2, 2003. The Commission will review proposals according to four major criteria:

1. Price will be a principal consideration. Since bids may include one or more segments that are being bid at a monthly or otherwise variable price, bids may not be directly comparable in terms of a single dollar amount. However, the Commission will consider all of the fixed and variable prices contained in the bid in evaluating it. All compensation paid to the Administrator will be paid from the USF, and the Commission will pay no compensation.

2. The bidder's expected quality of performance will be the second principal consideration. Within this category, the Commission will consider the bidder's understanding of the duties of the USF Administrator, the bidder's probable success in discharging the duties of Administrator, the bidder's prior experience with administering other similar funds.

3. Independence from affiliated relationships with any telecommunications carriers is preferred. The Commission is seeking a neutral, independent third-party.

4. SERB status.

Finalists may be interviewed. The Commission will disqualify any bidder whom the Commission believes cannot be expected to perform reliably as Administrator.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1725. Filed for public inspection August 29, 2003, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg PA 17105-3265, with a copy served on the applicant by September 22, 2003. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers* for transportation of persons as described under each application.

A-00120051 AAA Cab Co. (67 King Street, Pottstown, Montgomery County, PA 17464), a corporation of the Commonwealth of Pennsylvania—persons upon call or demand in the Borough of Pottstown, Montgomery County, and within an airline distance of 15 statute miles

of the limits thereof. *Attorney:* R. Kurtz Holloway, P. O. Box 657, Pottstown, PA 19464.

A-00120055. Choice Cab Company (1311 Robinwood Drive, Clarion, Clarion County, PA 16214), a corporation of the Commonwealth of Pennsylvania—persons, in airport transfer service, from points in the Counties of Forest, Clarion, Venango, Jefferson, Butler, Elk, Indiana and Armstrong, to the Pittsburgh International Airport located in the Township of Moon, Allegheny County. *Attorney:* Ray F. Middleman, Northridge Office Plaza, 117 VIP Drive, Suite 310, Wexford, PA 15090.

A-00120055, Folder 2. Choice Cab Company (1311 Robinwood Drive, Clarion, Clarion County, PA 16214), a corporation of the Commonwealth of Pennsylvania—persons upon call or demand in the Counties of Armstrong, Butler, Clarion, Elk, Forest, Indiana, Jefferson and Venango. *Attorney:* Ray F. Middleman, 117 VIP Drive, Suite 310, Wexford, PA 15090.

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

A-00120053. Peter Sabia, Sr., Peter Sabia, Jr., and Lisa Calciano, Copartners, t/d/b/a Peter's Garage (400 Calvin Street, Dunmore, Lackawanna County, PA 18512)—persons, in limousine service, between points in Pennsylvania; which is to be a transfer of all the rights authorized under the certificate issued at A-00081736, F. 4 to Peter Sabia and Dominick Sabia, t/d/b/a Peter's Garage, subject to the same limitations and conditions.

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

A-00120065. Fun Time Travel, Inc. (6 Fosterville Road, Greensburg, Westmoreland County, PA 15601), a corporation of the Commonwealth of Pennsylvania—brokerage license—to arrange for the transportation of persons, between points in Pennsylvania.

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

A-00049926, Folder 5005. The Yellow Cab Company of Pittsburgh (1301 Beaver Avenue, Pittsburgh, Allegheny County, PA 15233), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of all of the issued and outstanding shares of stock (44,457 shares) from Stagecoach Holdings, PLC. to YC Holdings, Inc. *Attorney:* Ray F. Middleman, 117 VIP Drive, Suite 310, Wexford, PA 15090.

A-00112577, Folder 5002. Airport Limousine Service, Inc. (4001 Clairton Road, West Mifflin, Allegheny County, PA 15122), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of all of the issued and outstanding shares of stock (100 shares) from Stagecoach Holdings, PLC. to YC Holdings, Inc. *Attorney:* Ray F. Middleman, 117 VIP Drive, Suite 310, Wexford, PA 15090.

A-00116130, Folder 5000. Pittsburgh Transportation Company (1301 Beaver Avenue, Pittsburgh, Allegheny County, PA 15233), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of all of the issued and outstanding shares of stock (1,000 shares) from Coach USA, Inc. to YC Holdings, Inc. *Attorney:* Ray F. Middleman, 117 VIP Drive, Suite 310, Wexford, PA 15090.

Complaint

Pennsylvania Public Utility Commission Bureau of Transportation and Safety v. Douglas R Carey, T/A D. C. Trucking, 841 Brickcrafters Road, New Oxford, PA 17350; A-00116236C

COMPLAINT

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

1. That Douglas R. Carey, T/A D. C. Trucking, respondent, maintains its principal place of business at 841 Brickcrafters Road, New Oxford, PA 17350.

2. That respondent was granted a Certificate of Public Convenience on March 30, 2001, at Docket No. A-00116236. That on February 7, 2003, the Certificate of Public Convenience was cancelled. On the date of the violation alleged in this complaint, respondent did not hold a certificate of public convenience issued by this Commission.

3. That respondent, on March 11, 2003, at approximately 8:46 a.m., at 512 Lake Meade Dr., York County, Pennsylvania, permitted a certain 1996 Kenworth Trailer bearing Pennsylvania License No. YLW3319, Vehicle Identification No. 7318711NKDLBOX6TJ, to be operated. At that time, Enforcement Officer John W. Bumstead found said vehicle to be transporting ash for recycling from York, Pennsylvania to Tower City, Pennsylvania, for \$160.00 compensation.

4. That respondent, in performing the act described in Paragraph 3 of this complaint, violated the Public Utility Code, 66 Pa.C.S. § 1101, in that respondent transported property for compensation between points in the Commonwealth of Pennsylvania while not then holding a certificate of public convenience issued by this Commission. Penalty is \$500.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Douglas R. Carey, T/A D. C. Trucking, the sum of five hundred dollars (\$500.00) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Michael E. Hoffman, Director
Bureau of Transportation and Safety
P. O. Box 3265

VERIFICATION

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

Date: _____
Michael E. Hoffman

NOTICE

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

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

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. In such case, the Bureau of Transportation and Safety will request that the Commission direct the Department of Transportation, pursuant to the Vehicle Code, 75 Pa.C.S. § 1375, to suspend the registration of any vehicle(s) involved in the alleged violations.

C. You may elect not to contest this complaint by paying the fine proposed in this complaint by certified check or money order. Payment must be made to the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed. In such case, to prevent the suspension of your vehicle registration(s), you must file an application for authority with the Bureau of Transportation and Safety, P. O. Box 3265, Harrisburg, PA 17105-3265. If no application is received within the twenty (20) day time period, the Bureau of Transportation will proceed with the request for suspension of your vehicle registration(s).

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

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

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

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1726. Filed for public inspection August 29, 2003, 9:00 a.m.]

Telecommunications

A-310513F7003. Commonwealth Telephone Company and Sprint Spectrum, L.P. Joint petition of Commonwealth Telephone Company and Sprint Spectrum, L.P. for approval of a negotiated interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Commonwealth Telephone Company and Sprint Spectrum, L.P., by its counsel, filed on August 15, 2003, at the

Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a negotiated 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 Commonwealth Telephone Company and Sprint Spectrum, L.P. 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. 03-1727. Filed for public inspection August 29, 2003, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept proposals for Project #03-155.S, Design/Engineering Services for Perimeter Barrier and Access Control Enhancements at Packer Avenue Marine Terminal (PAMT), until 2 p.m. on Thursday, September 18, 2003. The document can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600, and will be available September 2, 2003. The cost of the document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal employment opportunity laws and regulations.

A mandatory preproposal meeting will be held on Thursday September 11, 2003, at 10 a.m. at PAMT, 3201 S. Columbus Blvd. (Delaware River at Packer Ave.—South of Oregon Ave.—Pier Entrance Gate—South of the Walt Whitman Bridge on Service Rd.—South Gate).

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 03-1728. Filed for public inspection August 29, 2003, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of an Engineering Firm

Open-End Environmental Services Contract Systemwide Reference No. 3-157

The Turnpike Commission (Commission) will retain one Environmental Engineering Firm for an open-end contract to perform environmental design and construction services for a variety of facility-related projects along the entire Turnpike system. Services from the Engineering Firm include, but are not limited to: studies, concept

plans, preliminary/final designs, production of construction documents suitable for competitive bidding, inspection services, operation and maintenance analysis, and monitoring and sampling as required by the Department of Environmental Protection (DEP).

The firm selected will have experience with underground and above ground storage tank facilities, including soil and groundwater characterizations, soil and groundwater remediation systems as required by DEP. The firm must be capable of arriving at all sites within a 2-hour time period for emergency situations. The firm must have staff available with experience in hydrogeology, underground storage tank technology, remediation and recycling technologies.

The contract will be for a maximum cost of \$750,000 or for a 36-month period, with projects assigned on an as-needed basis. The firm will be required to provide sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions. In addition, the firm selected may be required to attend construction meetings with the Commission.

Direct project inquiries to Deann S. Metro, at (717) 939-9551, extension 3731, or dmetro@paturnpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737 or ghatalow@paturnpike.com.

The following factors will be considered by the Commission during the evaluation of the firms submitting statements of interest for this project:

- a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate an ability to analyze available data to make decisions and develop documents to complete the project in a timely and cost effective manner.
- b. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on similar projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project and the client.
- c. The specific experience and number of individuals who constitute the firm.
- d. Workload of the prime consultant and subconsultants for all Department of Transportation (Department) and Commission projects.
- e. Other factors, if any, specific to the project.

General Requirements and Information

Firms interested in providing the described work and services are invited to submit a statement of interest with the required information. The statements of interest must include the following:

1. A one-page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified).
2. A three-page expression of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for each project and provide explanation of the technical approach.
3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any

deviation from the subconsultants listed in the statement of interest will require written approval from the Commission.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain, at a minimum, the following information for the prime consultant and all subconsultants and attached to the back of the statement of interest (subs to follow primes):

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, either not more than 1 year old as of the date of the advertisement.
- Resumes of key personnel expected to be involved in the project (limit to two 8 1/2 x 11 inch pages per person). Only resumes of key personnel should be included.
- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-state headquarters or corporations not incorporated in this Commonwealth.
- A copy of the Department's DBE/WBE certification, if applicable.

If a joint venture responds to a project advertisement, the Commission will not accept separate statements of interest from joint venture constituents. A firm will not be permitted to submit a statement of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not

be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Small firms, Disadvantaged Business Enterprise (DBE) firms, and other firms who have not previously performed work for the Commission are encouraged to submit a statement of interest.

Firms interested in performing the described services are invited to submit a statement of interest and required information to George M. Hatalowich, Manager, Contract Administration, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The statement of interest and required information must be received by 12 p.m., Friday, September 12, 2003. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to this solicitation, one firm will be selected for the contract. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission. Technical proposals will not be requested prior to the establishment of the final ranking.

The Commission reserves the right to reject all statements of interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

MITCHELL RUBIN,
Chairperson

[Pa.B. Doc. No. 03-1729. Filed for public inspection August 29, 2003, 9:00 a.m.]