

NOTICES

DEPARTMENT OF AGRICULTURE

Partial Revocation of Plum Pox Virus Quarantine

Recitals

1. The Plant Pest Act (act) (3 P. S. §§ 258.1—258.27), empowers the Department of Agriculture (Department) to take various measures to detect, contain and eradicate plant pests in this Commonwealth.

2. The powers granted the Department under section 21 of the act (3 P. S. § 258.21) include the power to establish quarantines to prevent the dissemination of plant pests within this Commonwealth.

3. Plum Pox Virus (PPV) is a serious nonnative plant pest that injures and damages stone fruits such as peaches, nectarines, plums and apricots by drastically reducing the fruit yields from these stone fruit trees and by disfiguring the fruit to the point it is unmarketable and has been detected in certain areas of this Commonwealth.

4. The Department has exercised its authority under the act and issued several Orders of Quarantine affecting portions of Adams, Cumberland, Franklin and York Counties in an effort to contain, identify and eradicate PPV.

5. The Department is satisfied it is appropriate to rescind the Order of Quarantine applicable to Washington Township, York County, since 3 consecutive years of extensive testing have failed to detect the presence of PPV among stone fruit trees in this area.

Order

Under authority of section 21 of the act, the Department hereby enters the following order:

The portion of the Order of Quarantine dated June 22, 2001, and published at 31 Pa.B. 3560 (July 7, 2001) that pertains to Washington Township, York County, is hereby rescinded. This Order had imposed a quarantine on all properties in Franklin Township and Washington Township, both in York County, to facilitate the containment and eradication of PPV and to make the affected stone fruit tree owners eligible for reimbursement of certain costs related to the destruction of stone fruit trees,

herbicide applications, insect control measures and other PPV eradication activities under the Department's Commercial Orchard and Fruit Tree Indemnity Program and the Department's Plum Pox Noncommercial Prunus Tree and Landscape Nursery Prunus Tree Indemnity Program. All PPV-infected stone fruit trees and all stone fruit trees within 500 meters of the infected trees have since been removed from the quarantined locations, and the owners of those trees compensated for the losses attendant to this removal. Three consecutive years of intensive sampling and testing stone fruit leaves in Washington Township, York County, have not yielded any additional positive detections of PPV. Therefore, the Washington Township locations covered by the referenced June 22, 2001, Order of Quarantine are no longer considered a potential reservoir of the PPV virus, and as a result can be considered free of PPV. The location hereby released from quarantine is as follows:

All properties and land located in Washington Township, York County, PA.

The referenced quarantine order of June 22, 2001, shall remain in full force and effect with respect to Franklin Township, York County.

The Department will consult with the United States Department of Agriculture, European experts and scientific authorities with respect to the most efficacious measures by which to contain and eliminate this serious plant pest. The Department will issue further restrictions under authority of this Quarantine Order, as is required under section 21(a) of the act. These restrictions may address aphid control, elimination or reduction of aphid habitat, destruction of PPV-infected stone fruit trees and budwood, destruction of endangered or exposed stone fruit trees or budwood and any other measures necessary to the containment and elimination of the PPV in this Commonwealth.

This quarantine is effective as of November 19, 2004, and shall remain in effect until terminated by subsequent order.

DENNIS C WOLFF,
Secretary

[Pa.B. Doc. No. 04-2187. Filed for public inspection December 10, 2004, 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 November 30, 2004.

BANKING INSTITUTIONS

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-15-04	1st Summit Bank Johnstown Cambria County	WalMart 2600 Plank Road Commons Altoona Blair County	Opened
11-18-04	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Giant Eagle 3701 State Route 88 Finleyville Washington County	Opened
11-19-04	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Giant Eagle 223 Grove City Road Slippery Rock Butler County	Opened
11-23-04	Integrity Bank Camp Hill Cumberland County	440 Bridge Street New Cumberland Cumberland County	Approved
11-24-04	Greater Delaware Valley Savings Bank d/b/a Alliance Bank Broomall Delaware County	82 East Lancaster Avenue Tredyffrin Chester County	Filed

Branch Relocations/Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-15-04	Northwest Savings Bank Warren Warren County	<i>To:</i> 4525 Buffalo Road Erie Harborcreek Township Erie County <i>From:</i> 4423 Buffalo Road Erie Harborcreek Township Erie County	Effective
11-20-04	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>To:</i> 1065 West County Line Road Hatboro Montgomery County <i>From:</i> 200 Blair Mill Road Horsham Montgomery County	Effective
11-24-04	Northwest Savings Bank Warren Warren County	<i>Into:</i> 1265 West Chestnut Street Washington Canton Township Washington County <i>From:</i> 125 West Beau Street Washington Washington County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-23-04	AmeriServ Financial Bank Johnstown Cambria County	231 State Street Harrisburg Dauphin County	Filed
11-29-04	Community Bank & Trust Co. Clarks Summit Lackawanna County	97 College Avenue Factoryville Wyoming County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

Conversion to Community Charter

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
11-22-04	Fairless Credit Union Morrisville Bucks County	Morrisville	Filed

Conversion to community charter will result in an amendment to the credit union's Articles of Incorporation, Article 8, to read: The membership of the Credit Union will be limited to persons who live, work, worship or attend school in, and businesses and other legal entities located in Bucks County.

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
11-19-04	Citadel Federal Credit Union, Thorndale, and Atlantic Credit Union, Newtown Square Surviving Institution— Citadel Federal Credit Union, Thorndale	Thorndale	Filed
11-23-04	Franklin Credit Union, Franklin, and Oil Region Federal Credit Union, Oil City Surviving Institution— Franklin Credit Union, Franklin	Franklin	Approved

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 04-2188. Filed for public inspection December 10, 2004, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of the University of Florida for Approval to Operate in this Commonwealth and to Offer Graduate Degree Programs

Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application of the University of Florida for approval of a Certificate of Authority to operate the program in "Working Professional Doctor of Audiology Distance Learning" leading to the Doctor of Audiology degree in Philadelphia and Pittsburgh and the program in "Working Professional Doctor of Pharmacy Distance Learning" leading to the Doctor of Pharmacy degree in Philadelphia and Pittsburgh.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public

hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with Carol Gisselquist, Higher Education Specialist, (717) 787-4448 or Paula Fleck, Chief, Division of Program Services, (717) 772-3623, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

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

FRANCIS V. BARNES, Ph.D.,
Secretary

[Pa.B. Doc. No. 04-2189. Filed for public inspection December 10, 2004, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 individual permits and individual stormwater construction permits in Sections IV and VI, the Department, based upon preliminary reviews, has made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0033529	The Pennsylvania State University Penn State Wilkes-Barre 101P Physical Plant Building University Park, PA 16802-1118	Luzerne Lehman Township	Harvey (5B)	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0063142	Gregory Chrin Chrin Brothers, Inc. 635 Industrial Drive Easton, PA 18042	Williams Township Northampton County	An UNT of the Lehigh River (2C)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0086941 (Sewage)	Dwayne Kocher Stardust Motel R. D. 4 Box 4960 Duncannon, PA 17020	Perry County Watts Township	Susquehanna River/6-C	Y
PA0080756 (Sewage)	Hershey Farms, Inc. P. O. Box 159 Strasburg, PA 17579	Lancaster County Strasburg Township	Pequea Creek/7-K	Y
PA0007391 (Industrial Waste)	The York Water Company 130 East Market Street York, PA 17405-7089	York County Spring Garden Township	South Branch Codorus Creek/7-H	Y
PA0086142 (Sewage)	Washington Township Municipal Authority P. O. Box 421 Bally, PA 19503-0421	Berks County Washington Township	West Branch Perkiomen Creek/3-E	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0031798 Sewerage	Bucktail Council Inc. Boy Scouts of America 209 First Street DuBois, PA 15801	Huston Township Clearfield County	Mountain Run 8-A	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0221236	Brocklehurst Mobile Home Park 306 Fox Mine Road Jackson Center, PA 16133	Jackson Township Mercer County	Unnamed Tributary to Fox Run 20-A	Y
PA0102067	Nystrom Martin Subdivision P. O. Box 332 Sugar Grove, PA 16350	Sugar Grove Township Warren County	Unnamed Tributary to Stillwater Creek 16-B	Y

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

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

No. PA0058408, Sewage, **River Crest Homeowners Association and Toll PA IV, L.P.**, 1321 Black Rock Road, Phoenixville, PA 19460.

This application is for amendment of an NPDES permit to discharge treated sewage from River Crest STP in Upper Providence Township, **Montgomery County**. This is a new discharge to Unnamed Tributary to Schuylkill River (001) and Doe Run (002). The amendment addresses plant expansion from 86,025 gpd to 112,150 gpd.

The first downstream potable water supply intake from the point of discharge 001 is Philadelphia Suburban Water Company—Pickering Creek Water Filtration Plant and from the point of discharge 002 is Philadelphia Suburban Water Company in Upper Providence Township.

The receiving streams are classified for the following uses: WWF, TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfalls 001 and 002, based on an average flow of 112,150 gpd, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	15	20
Total Suspended Solids	10	15	20
Ammonia (as N)	3.0		6.0
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	Within limits of 6.0—9.0 Standard Units at all times		

The EPA Waiver is in effect.

PA0052353, Sewage, **Buckingham Township**, 2380 Durham Road, P. O. Box 413, Buckingham, PA 18912.

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

Description of Proposed Activity: Renewal of a permit to discharge treated sewage from a facility known as Buckingham Village WWTP. This is a seasonal discharge to Mill Creek, from November 1 to April 30. The discharge from this facility is diverted to offsite spray irrigation fields when not discharged to Mill Creek.

The receiving stream, Mill Creek (Stream Code 02596), is in the State Water Plan Watershed 2F and is classified for: CWF, MF. The nearest downstream public water supply intake for AQUA PA, INC., is located on Neshaminy Creek at Oakford, PA.

The proposed effluent limits for Outfall 001 are based on a seasonal design flow of 236,000 gpd.

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	20	30		40
Total Suspended Solids	30	45		60
Ammonia Nitrogen	10			20
Phosphorus, Total	Monitor/Report			
Fecal Coliform	200/100 ml as a geometric mean			
pH	Between 6.0 and 9.0 standard units at all times			
Dissolved Oxygen	Minimum of 2.0 mg/l at all times			

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

1. Notification of Responsible Operator
2. Average Weekly Definition
3. Remedial Measures
4. No Stormwater
5. Necessary Property Rights
6. Small Stream Discharge
7. Optimize Chlorine Dosage
8. Sewage Sludge Disposal
9. Submit Data for TMDL/WLA Analysis
10. I-Max Limits
11. No Discharge Report
12. Laboratory Certification
13. Seasonal Stream Discharge

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

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

PA0064386, Industrial, **Pittsburgh Terminals Corporation**, P. O. Box 2621, Harrisburg, PA 17105.

This proposed facility is located in Allentown City, **Lehigh County**.

Description of Proposed Activity: Issuance of a new NPDES Permit.

The receiving stream, Lehigh River, is in the State Water Plan watershed No. 2C and is classified for: TSF. The nearest downstream public water supply intake for Keystone Water Co. is located on Delaware River over 10 miles below the point of discharge.

The proposed effluent limits for Outfalls 001 and 002 are:

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>
Total Recoverable Petroleum Hydrocarbons				Monitor/Report

In addition to the effluent limits, the permit contains the following major special conditions: requirements for petroleum marketing terminals.

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

PA0228869, Sewage 4952, **PA Dept. of Conversation and Natural Resources**, North Central Engineering Office, Bureau of Facility Design and Construction, R. R. 4 Box 212, Emporium, PA 15834.

This proposed facility is located in Leidy Township, **Clinton County**.

Description of Proposed Activity: The proposed wastewater treatment facility for the Kettle Creek State Park's Lower Campground. The proposed facility will serve 44 campsites with an anticipated average flow of 2,200 gpd. The proposed treatment will consist of an equalization tank, a packaged activated sludge treatment plant, a sludge holding tank, rapid sand filters, and ultraviolet disinfection. The proposed discharge will be to Kettle Creek downstream of the Alvin Bush Dam.

The receiving stream, Kettle Creek, is in the State Water Plan watershed 9B and is classified for TSF. The nearest downstream public water supply intake is located on the West Branch Susquehanna River approximately 105 miles downstream of the proposed point of discharge, near Milton, PA.

The proposed effluent limits, based on a design flow of 0.0022 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/L)</i>	<i>Instantaneous Maximum (mg/L)</i>
Flow	200/100mL	
Fecal Coliforms	25	50
CBOD ₅	30	60
Total Suspended Solids	1.0	2.3
Total Chlorine Residual	Within the Range of 6.0 to 9.0	
pH		

PAS234803, Industrial Waste SIC, 2869, **Rutgers Organics Corporation**, 201 Struble Road, State College, PA 16801.

This existing facility is located in College Township, **Centre County**.

Description of Proposed Activity: This proposed action is for issuance of an NPDES permit for an existing discharge of stormwater.

The receiving stream, an UNT to Spring Creek, is in the State Water Plan watershed 9C and classified for: HQ-CWF. The nearest downstream public water supply intake is assumed to be the proposed intake at Lock Haven located approximately 30 miles below the point of discharge.

The proposed effluent limits for Outfall S01 are:

<i>Parameter</i>	<i>Maximum Daily (mg/l)</i>
CBOD ₅	Report
COD	Report
Oil and Grease	Report
pH	Report
SARA Title III Section 313 Water Priority Chemicals	Report
TSS	Report
Total Phosphorous	Report
Total Kjeldahl Nitrogen	Report
Total Iron	Report

Best Management Practices

Inspect all containers prior to loading and unloading and use drip pans when loading or unloading liquids; where possible perform loading and unloading indoors and/or avoid rain events.

Provide for adequate separation between process and nonprocess areas; ensure no cross connections exist between process and storm sewers.

Ensure sufficient secondary containment around all chemical storage areas; provide automated equipment to prevent overtopping of storage vessels and leak detection.

Provide adequate inventory control and management for all raw and spent materials.

Perform regular inspection and maintenance of valves, couplings, hoses and pipes to prevent leaks and spills.
 Provide employees with spill response information and training.
 Maximize opportunities to reduce hazardous material usage (such as, source reduction and recycling).
 The EPA waiver is in effect.

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

PA0021822, Sewage, **Borough of Berlin**, 700 North Street, P. O. Box 115, Berlin, PA 15530-0115.

This application is for renewal of an NPDES permit to discharge treated sewage from the Berlin Borough STP in Berlin Borough, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Buffalo Creek, which are classified as a CWF 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: Ohiopyle Borough Water Works.

Outfall 001: existing discharge, design flow of 0.8 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅				
(5/1 to 10/30)	15	22.5		30
(11/1 to 4/30)	25	37.5		60
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5/1 to 10/30)	3.0	4.5		6.0
(11/1 to 4/30)	7.5	11.3		15.0
Fecal Coliform				
(5/1 to 9/30)	200/100 ml as a geometric mean			
(10/1 to 4/30)	2000/100 ml as a geometric mean			
Total Residual Chlorine	0.1			0.3
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0092835, Sewage, **Maronda Farms, Inc.**, 202 Park West Drive, Pittsburgh, PA 15126.

This application is for renewal of an NPDES permit to discharge treated sewage from the Washington Acres STP in Washington Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an UNT of Pucketa Creek, which are classified as a TSF 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: Oakmont Borough Municipal Authority.

Outfall 001: existing discharge, design flow of 0.1 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5/1 to 10/31)	2.0			4.0
(11/1 to 4/30)	4.0			8.0
Fecal Coliform				
(5/1 to 9/30)	200/100 ml as a geometric mean			
(10/1 to 4/30)	2000/100 ml as a geometric mean			
Total Residual Chlorine	.02			.07
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0095362, Sewage, **Mt. Pleasant**, PA 15666-8908.

This application is for renewal of an NPDES permit to discharge treated sewage from Laurelville Mennonite Church Center Sewage Treatment Plant in Mt. Pleasant Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Jacobs Creek, which are classified as a CWF 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: Westmoreland County Municipal Authority-McKeesport.

Outfall 001: existing discharge, design flow of 0.012 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	25			50
Ammonia Nitrogen				
(5/1 to 10/31)	3.0			6.0
(11/1 to 4/30)	9.0			18.0
Fecal Coliform				
(5/1 to 9/30)	200/100 ml as a geometric mean			
(10/1 to 4/30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0205982, Sewage, **D. Bruce Wise**, 225 Horseshoe Drive, Ebensburg, PA 15931.

This application is for renewal of an NPDES permit to discharge treated sewage from the Wise's Mobile Home Terrace STP in Cambria Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an UNT of Howells Run, which are classified as a CWF 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 001: existing discharge, design flow of 0.02 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Fecal Coliform				
(5/1 to 9/30)	200/100 ml as a geometric mean			
(10/1 to 4/30)	2000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0216470, Sewage, **Consolidation Coal Company**, P. O. Box 355, 172 Route 519, Eighty Four, PA 15330.

This application is for renewal of an NPDES permit to discharge treated sewage from Dilworth Mine Airshaft No. 3 STP in Jefferson Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Pumpkin Run, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Tri County Joint Municipal Authority.

Outfall 001: existing discharge, design flow of 0.03 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5/1 to 10/30)	1.9			3.8
(11/1 to 4/30)	2.9			5.8
Fecal Coliform				
(5/1 to 9/30)	200/100 ml as a geometric mean			
(10/1 to 4/30)	2,000/100 as a geometric mean			
Total Residual Chlorine	0.018			0.042
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0218766-A1, Sewage, **Edward Hallisey**, 1252 Lovi Road, Freedom, PA 15042.

This application is for amendment of an NPDES permit to discharge treated sewage from Hallisey Small Flow STP in New Sewickley Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Drainage Swale to Snake Run Via PennDOT Storm Sewer Culvert, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Nova Chemicals, Beaver Valley Plant, on the Ohio River.

Outfall 001: existing discharge, design flow of 0.0008 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	10			20
Fecal Coliform	200/100 ml as a geometric mean			
Total Residual Chlorine	Monitor and Report			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA0023124-Amendment No. 2, Sewage, **Albion Borough**, 15 Smock Avenue, Albion, PA 16401.

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

Description of Proposed Activity: Amendment to an existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and Public Water Supplier) considered during the evaluation is Conneaut Creek and the PA/OH state line located approximately 14.2 miles below point of discharge.

The receiving stream, Conneaut Creek, is in watershed 15 and classified for: WWFs, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 002 are based on a design flow of n/a mgd.

<i>Parameter</i>	<i>Loadings</i>			<i>Concentrations</i>	
	<i>Average Monthly (lb/day)</i>	<i>Average Weekly (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
	This outfall shall be composed entirely of nonpolluting stormwater runoff in accordance with Special Condition Number 4.				

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)

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

WQM Permit No. 6704412, Sewerage, **Stewartstown Borough Sewer Authority**, 6 North Main Street, Stewartstown, PA 17363.

This proposed facility is located in Hopewell Township, **York County**.

Description of Proposed Action/Activity: Replacement of the Oakhill Pump Station.

WQM Permit No. 2804406, Sewerage, **Leroy E. Beeler**, 2984 Sollenberger Drive, Chambersburg, PA 17201.

This proposed facility is located in Guilford Township, **Franklin County**.

Description of Proposed Action/Activity: Construction/Operation of a spray irrigation system to serve their single family residence.

WQM Permit No. 2204409, Sewerage, **Susquehanna Township Authority**, 1900 Linglestown Road, Harrisburg, PA 17110.

This proposed facility is located in Susquehanna Township, **Dauphin County**.

Description of Proposed Action/Activity: Construction of a sewer extension to serve Dennison Estates.

WQM Permit No. 3804403, Sewerage, **Eastern Lebanon County (ELCO) School District**, 180 ELCO Drive, Myerstown, PA 17067-2697.

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

Description of Proposed Action/Activity: Rehabilitation of Sewage Treatment Plant at the High School.

WQM Permit No. 3804404, Sewerage, **Fredericksburg Sewer and Water Authority**, P. O. Box 161, Fredericksburg, PA 17026.

This proposed facility is located in Bethel and Swatara Township, **Lebanon County**.

Description of Proposed Action/Activity: Consturction of Sewage Treatment Plant to serve the Camp Strauss and Monroe Valley areas.

WQM Permit No. 2180402, Amendment 04-2, Sewerage, **Hampden Township Sewer Authority**, 230 South Sporting Hill Road, Mechanicsburg, PA 17055.

This proposed facility is located in Hampden Township, **Cumberland County**.

Description of Proposed Action/Activity: Phase II Biosolids Handling Improvements at the Roth Lane Treatment Plant.

WQM Permit No. 0704404, Sewerage, **Gary and Christine Stillwell**, 901 Popular Run Road, Duncansville, PA 16635.

This proposed facility is located in Juniata Township, **Blair County**.

Description of Proposed Action/Activity: Construction/Operation of small flow sewage treatment system to serve their single family residence at 1260 Dry Run Road, Duncansville.

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

WQM Permit No. 4104403, Sewerage, **Borough Of Duboistown**, 2651 Euclid Avenue, Duboistown, PA 17702.

This proposed facility is located in Borough of Duboistown, **Lycoming County**.

Description of Proposed Action/Activity: Construction of a replacement pump station to increase station capacity to 0.864 mgd and increase the size and relocate a small portion of the forcemain.

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011504081	Wilson Run Road, LP c/o Brandolini Companies Hickory Hill Road Treatment Plant 1301 Lancaster Avenue Berwyn, PA 19312	Chester	East Nottingham Township	West Branch Big Elk Creek (HQ-TSF)
PAI011504082	Jason Malany Barr Subdivision Lot 9 561 Northbrook Road West Chester, PA 19382	Chester	West Bradford Township	Broad Run (EV)
Pai011504083	Heritage Building Group, Inc. Brandywine Hill Development 2500 York Road Jamison, PA 18929	Chester	Wallace Township	East Branch Brandywine Creek (HQ-TSF-MF)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024804041	Dale Nauman DRN Development, LLC 2311 Easton Avenue Bethlehem, PA 18017	Northampton	Moore Township	Monocacy Creek HQ-CWF

Carbon County Conservation District: 5664 Interchange Rd., Leighton, PA 18235-5114, 610-377-4894.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI021304006	Pencor Services Inc. Penns Peak P. O. Box 134 Palmerton, PA 18071	Carbon	Penn Forest Township	Berry Run EV

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 & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023904039	Robert Bender Heritage Bldg. Group 2500 York Road Jamison, PA 18929	Lehigh	Upper Macungie Township	Schaffer Run HQ-CWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032804005	PENNDOT District 8-0 2140 Herr St. Harrisburg, PA 17103-1699	Franklin	Chambersburg Boro Antrim & Guilford Townships	Muddy Run/HQ-CWF Conococheague Creek/WWF Falling Spring Branch/HQ-CWF

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

Cambria County Conservation District: 401 Candlelight Drive, Suite 221, Ebensburg, PA 15931, (814) 472-2120.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI051104004	Brian Chirillo John Hill Real Estate 231 Market Street Johnstown, PA 15901 and Randy Straw Straw Construction Co., Inc. 429 Fetterolf Road Boswell, PA 15531	Cambria	Upper Yoder Township	Mill Creek (HQ-CWF)

Greene County Conservation District: 93 East High Street, Room 215, Waynesburg, PA 15370, (724) 852-5278.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI053004001	Southwestern Pennsylvania Water Authority 1442 Jefferson Road P. O. Box 187 Jefferson, PA 15344	Greene	Center, Gray and Richhill Townships	South Fork Tenmile Creek (HQ-WWF) Grays Fork of Tenmile Creek (WWF) Dunkard North Fork Dunkard Fork (TSF)

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)

**PUBLIC WATER SUPPLY (PWS)
PERMIT**

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

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

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

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

Persons with a disability who require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users 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

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

Permit No. 5204502, Public Water Supply
 Applicant **Pennsylvania American Water Co.**
 Township or Borough **Lehman Township**
 County **Pike County**
 Responsible Official **Steven Dewitt, Operations Supervisor**
 Saw Creek Estates
 Box 1083
 Bushkill, PA 18324
 (570) 588-2754
 Type of Facility **Community Water System**
 Consulting Engineer **Richard B. Kresge, Jr., P. E.**
 Quad Three Group, Inc.
 37 North Washington Street
 Wilkes-Barre, PA 18701
 (570) 829-4200
 Application Received Date **November 16, 2004**

Description of Action **Construction of a 200,000 gallon storage tank and associated booster pump facility to replace an existing 100,000 gallon potable water storage tank, along with construction of approximately 800 feet of water main.**

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

Permit No. 5004506, Public Water Supply.
 Applicant **Penn Township Municipal Authority**
 Municipality **Penn Township**
 County **Perry County**
 Responsible Official **Robert E. Shaffer Sr., Chairman**
 102 Municipal Building Road
 Duncannon, PA 17020
 Type of Facility **Public Water Supply**
 Consulting Engineer **Edward A. Ellinger, P. E.**
 Herbert Rowland Grubic Inc.
 369 East Park Drive
 Harrisburg, PA 17111
 Application Received Date **11/12/2004**

Description of Action **Installation of a polyphosphate sequestering agent injection system for treatment of iron and manganese at the Sunshine Hills system.**

Permit No. 6704513, Public Water Supply.
 Applicant **Lower Windsor Township**
 Municipality **Windsor Township**
 County **York County**
 Responsible Official **Donald L. Keener, Township Manager**
 111 Walnut Valley Court
 Wrightsville, PA 17368
 Type of Facility **Public Water Supply**
 Consulting Engineer **Kent A. Bitting, P. E.**
 C. S. Davidson Inc.
 38 North Duke Street
 York, PA 17401

Application Received Date **10/18/2004**
 Description of Action **New Municipal Building with onsite well requiring the installation of nitrate treatment.**

Permit No. 3604512, Public Water Supply.
 Applicant **Warwick Township Municipal Authority**
 Municipality **Warwick Township**
 County **Lancaster County**

Responsible Official Daniel Zimmerman, Township
Manager Authority
Administrator
315 Clay Road
P. O. Box 336
Lititz, PA 17543

Type of Facility Public Water Supply

Consulting Engineer Vaughan Leer, P. E.
Herbert Rowland Grubic
1846 Charter Lane
P. O. Box 336
Lancaster, PA 17605

Application Received Date 7/2/2004

Description of Action Addition of the Bonfield and
Wrigley Wells to augment the
existing sources of supply.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 4189-T1-MA2, Minor Amendment

Applicant **Erie City Water Authority**

Township or Borough Erie City, **Erie County**

Responsible Official Christopher J. Hebbard, Chief
Operating Officer

Type of Facility PWS

Application Received Date 11/19/2004

Description of Action Replacement of existing pump,
check valves and piping with
installation of new pump and
rotary check valves and piping;
installation of new sodium
hypochlorite system, generator
and electrical equipment.
Activities located at the Sigsbee
Pumping Station.

Application No. 2598501-MA6, Minor Amendment

Applicant **Erie City Water Authority**

Township or Borough Harborcreek Township, **Erie
County**

Responsible Official Christopher J. Hebbard, Chief
Operating Officer

Type of Facility PWS

Application Received Date 11/22/2004

Description of Action Construction of new sodium
hypochlorite rechlorination
facility at the Kuhl Road Storage
Tank, and installation of new
Pressure Reducing and
Sustaining Valve Vault on
Freeman Road.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environ-
mental 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 Stan-
dard, the Site-Specific Standard or who intend to remedi-
ate 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 demon-
strates 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 pub-
lished 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 remedia-
tion and reuse plans for the site if the request is made
within 30 days of the date specified. During this comment
period, the municipality may request that the person
identified as the remediator of the site develop and
implement a public involvement plan. Requests to be
involved and comments should be directed to the
remediator of the site.

For further information concerning the content of a
Notice of Intent to Remediate, contact the environmental
cleanup program manager in the Department regional
office before which the notice appears. If information
concerning this acknowledgment is required in an alter-
native form, contact the community relations coordinator
at the appropriate regional office. TDD users may tele-
phone 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, 2 East Main Street, Norristown, PA 19401.*

Burnhauser Property, Perkasio Borough, **Bucks County**. Scott A. Alderfer, P. G., EMS Env., Inc., 4550 Bath Pike, Bethlehem, PA 18017, on behalf of Erik Burnhauser, 312 N. 5th St., Perkasio, PA 18944, has submitted a Notice of Intent to Remediate. Soil at the site was impacted with no. 2 fuel oil. A summary of the Notice of Intent to Remediate was reported to have been published in the *Intelligencer* on November 12, 2004.

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

Coleville Storage Tank Fac OLD, Keating Township, **McKean County**, Dayne Crowley, MACTEC Ten & Consulting Inc., 700 N Bell Ave. Suite 200, Carnegie, PA 15106, on behalf of Harry Perrine, Pennzoil-Quaker State d/b/a Shell Oil Products US, 260 Elm St., P. O. Box 99, Oil City PA 16301, has submitted a Notice of Intent to Remediate. Facility was operated as a crude oil storage facility by Quaker State Corp and consists of 3 "areas"; Former Tank Areas, Tank Dike Berms and Upland Areas. Soil samples taken in the Upland Areas were found to be contaminated with Aresenic, and 2-Methylnaphthalene, Bis(2-ethylhexyl)phthalate, naphthalene and crysene in the Groundwater.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Permit Application No. 101615. Commonwealth Environmental Systems Landfill, Commonwealth Environmental Systems, L. P., P. O. Box 249, Dunmore, PA 18512. A Major Permit Modification for the expansion of this landfill into Frailey and Reilly Townships and to increase the average daily and maximum daily tonnage limitations at this municipal waste landfill, presently located in Foster Township, **Schuylkill County**. The application was received in the Regional Office on February 20, 2004, and it was found to be administratively complete as of May 28, 2004.

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

Beneficial Use of Coal Ash Notification, Penns Valley Airport Authority, 100 Airport Road, Selinsgrove, PA 17870, located in Penn Township, Snyder County. This notification is for the beneficial use of coal ash as structural fill in the Penns Valley Airport Authority's planned runway extension project. The notification was received by the Northcentral Regional Office on October 21, 2004.

Comments concerning the application should be directed to Jim Miller, Program Manager, Waste Management Program, 208 West Third Street, Williamsport, PA 17701. Persons interested in obtaining more information about the beneficial use notification may contact the Waste Management Program, (570) 327-3740. TDD users may contact the Department 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.

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

Permit ID No. 300369. Allegheny Energy Supply Company, LLC, 4350 Northern Pike, Monroeville, PA 15146. Armstrong Power Station Coal Combustion By-Products Landfill, SR 4006, Kittanning, PA 16201. Application for the renewal of a residual waste class II landfill in Washington Township, **Armstrong County** was received in the Regional Office on November 24, 2004.

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.

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

39-309-062: Lafarge North America, Inc. (5160 Main Street, Whitehall, PA 18052) for installation of a mixing fan on Cement Kiln No. 3 at their facility in Whitehall Township, **Lehigh County**.

39-309-063: Lafarge North America, Inc. (5160 Main Street, Whitehall, PA 18052) for utilization of plastic derived fuel in the existing Cement Kiln No. 2 at their facility in Whitehall Township, **Lehigh County**.

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

01-05016G: ISP Minerals, Inc. (P. O. Box O, 1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214-0914) for installation of a new Headlap Plant in Hamiltonban Township, **Adams County**. This new plant will consist of a crusher and associated dryer, screens, feeders, conveyors and elevators. These sources will be controlled by the use of water sprays and new fabric filter baghouses.

06-05069F: East Penn Manufacturing Co., Inc. (P. O. Box 147, Lyon Station, PA 19536-0147) for modification and construction of various lead/acid battery assembly operations controlled by various fabric collectors and HEPA filters in Richmond Township, **Berks County**. Several of the sources are subject to 40 CFR Part 60, Subpart KK, Standards of Performance for New Stationary Sources.

07-03049A: A. P. Green Refractories, Inc. (R. D. 1, Box 588D, Claysburg, PA 16625) for modification of their rotary dryer and No. 2 castable processes and the replacement of a ball mill and various fabric collectors in Greenfield Township, **Blair County**.

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

41-00064A: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) for construction of a jaw crusher, associated feeder and two associated conveyors in a stone crushing plant and for modification of the respective stone crushing plant by increasing the allowable annual throughput at their Hagermans Run Plant (Plant No. 12) in Armstrong Township, **Lycoming County**.

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

65-00966: Greensburg Thermal, LLC—SCI Greensburg (Route 119, Greensburg, PA 17013) for Plant of Cogeneration of Steam and Electricity to serve SCI Greensburg, Hempfield Township, **Westmoreland County**.

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

25-197D: Erie Bronze and Aluminum Co. (6300 Ridge Road, P. O. Box 8099, Erie, PA 16505) for installation of a dust collector to control emissions from six existing electric induction furnaces in the City of Erie, **Erie County**.

10-346A: Scrap Salvage and Surplus, Inc. (690 Glenwood Way, Butler, PA 16001), for installation of a torch cutting facility with a movable building and baghouse in Center Township, **Butler County**. This is a State only facility.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104, Edward Braun, Chief, (215) 823-7584.

AMS 04264: University of Pennsylvania (3451 Walnut Street, Philadelphia, PA 19104) for installation of several emergency generators in Philadelphia, **Philadelphia County**.

AMS 04281: Marshall Laboratory (3401 Grays Ferry Avenue, Philadelphia, PA 19146) for installation of four spray booths and for modifying existing spray booth permit conditions 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, 2 East Main Street, Norristown, PA 19401, Thomas McGinley, New Source Review Chief, (484) 250-5920.

23-0003F: ConocoPhillips (4101 Post Road, Trainer, Pennsylvania 19061) for modification of their continuous catalyst reforming unit, in the Borough of Trainer, **Delaware County**.

Under 25 Pa. Code §§ 127.44(a) and 127.424(b) as well as 40 CFR 52.21, the Pennsylvania Department of Environmental Protection (Department) intends to issue a Plan Approval to ConocoPhillips, 4101 Post Road, Trainer, PA 19061 for the company's refinery in the Borough of Trainer, Delaware County. This plan approval will authorize the applicant to modify the continuous catalyst reforming unit, as described in the applicant's application of July 1, 2004. ConocoPhillips is modifying the continuous catalyst reforming unit in order to comply with Subpart UUU of 40 CFR Part 63, regarding the National Emission Standards for Petroleum Refineries: Catalytic Cracking Units, Catalytic Reformer Units, and Sulfur Recovery Units. The Plan Approval will subsequently be incorporated into the company's Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. PA-23-0003F is for the modification of continuous catalyst reforming unit. Based on the information provided by the applicant and Department's own analysis, the modification of the continuous catalyst reforming unit will result in an emissions decrease of 11.89 tons of hydrogen chloride per year. The Plan Approval and Operating Permit will contain requirements to keep the facility operating within all applicable air quality requirements. Further details on the conditions and reasons for their inclusion are available upon request.

Copies of the application, Department's analysis, and other documents used in the evaluation are available for

public inspection between the hours of 8 a.m. and 4 p.m. weekdays. To make an appointment, contact Records Management at (484) 250-5910, for an appointment.

Anyone wishing to provide the Department with additional information they believe should be considered may submit the information to the address shown below. Comments must be received, by the Department, within 30 days of the last day of publication. Written comments should include the following:

1. Name, address and telephone number of the person submitting comments.
2. Identification of the proposed Plan Approval; No. PA-23-0003F.
3. Concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted on the comments received during the public comment period. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a local newspaper of general circulation or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Francine Carlini, Regional Air Quality Manager, Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401, (484) 250-5920.

09-0009E: Webcraft, L.L.C. (4371 County Line Road, Chalfont, PA 18914) for modification of operation of Press Nos. 18 and 52 (heat-set web offset printing presses) at their facility in New Britain Township, **Bucks County**. The facility is classified as a major facility for VOCs. Under this Plan Approval application, a site wide limit of 3.0 % by weight limit is being established for fountain solutions for all heat-set web offset printing presses. However, this change will only affect Press Nos. 18 and 52. As a result of this change, there will be an increase of 2.57 tons of VOC per year from Press No. 18. There will be no changes to emission limits for Press No. 52. The following are proposed modifications that will apply specifically to Press No. 18:

1. Removal of the average and maximum limit on VOC content on ink usage.
2. Increasing the source limit of VOCs from 7.40 tons per year to 9.97 tons per 12-month rolling sum.
3. Removal of the fountain solution density limit.
4. Removal of the blanket wash VOC density limit.

Press Nos. 18 and 52 will continue to be subject to recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

40-399-054: Fairchild Semiconductor, Corp. (125 Crestwood Drive, Mountaintop, PA 18707) for construction of the FAB 8 BEOL (back end of line) and associated air cleaning device at their facility in the Crestwood Industrial Park, Wright Township, **Luzerne County**. The company has also proposed to install up to five point of use scrubbers, five burn boxes, and six coalescing filters to precontrol emissions from the wafer manufacturing processes prior to the effluent being channeled to the

main air cleaning device, a packed bed vertical scrubber. No facility-wide emission increases are anticipated as a result of this project. The company will operate the facility and maintain the system in accordance with the good engineering practices to assure proper operation of the system. The expected particulate emission rate will be less than 0.02 grain/dscf. The company will operate the facility and maintain the equipment in accordance with the good engineering practices to assure proper operation of the system. The Plan Approval and Operating permit will contain additional record keeping and operating restrictions, that are designed to keep the facility operating within all applicable air quality requirements. The facility has a valid Synthetic Minor Operating Permit (48-00001). Once the equipment is operational in compliance with all requirements, this plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Synthetic Minor Operating Permit.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, Richard Maxwell, New Source Review Chief (570)-327-3637.

08-399-023F: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504) for installation of a fabric collector in their Grade Mix Powders Department to control emissions from various existing powder handling and processing equipment at their facility in North Towanda Township, **Bradford County**.

The Department's review of the information submitted by OSRAM indicates that the source constructed will comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the fugitive air contaminant emission requirement of 25 Pa. Code § 123.1, the applicable particulate matter emission limitation of 25 Pa. Code § 123.13, and the visible emission limitation of § 123.41.

Based upon this finding, the Department proposes to issue plan approval for the installation of the air-cleaning device. The following is a summary of the conditions the Department proposes to place in the plan approval to be issued to ensure compliance with all applicable regulatory requirements:

1. The Beckert & Hiester fabric collector shall be equipped with a magnahelic gauge to monitor pressure drop across the collector.
2. The pressure drop across the collector be recorded at least once per day and be retained on site for a minimum of 5 years.

08-399-045A: OSRAM SYLVANIA Products Inc. (Hawes Street, Towanda, PA 18848-0504) for construction of a new thermal spray system an associated air cleaning devices (cartridge collector and HEPA filter) at their facility in North Towanda Township, **Bradford County**.

The Department's review of the information submitted by OSRAM indicates that the source constructed will comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the fugitive air contaminant emission requirement of 25 Pa. Code § 123.1, the applicable particulate matter and sulfur oxide emission limitations of 25 Pa. Code §§ 123.13 and 123.21, the visible emission limitation of § 123.41, and the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12.

Based upon this finding, the Department proposes to issue plan approval for the construction of the thermal

spray system. The following is a summary of the conditions the Department proposes to place in the plan approval to be issued to ensure compliance with all applicable regulatory requirements:

1. The thermal spray system shall be controlled by the cartridge collector and HEPA filter acting in series.
2. The thermal spray system shall only be fired on kerosene.
3. The thermal spray system shall not be operated in excess of 2,800 hours in any 12 consecutive month period.
4. The particulate matter emissions from the thermal spray system shall not exceed 0.01 grain per dry standard cubic foot.
5. The visible emissions from the thermal spray system shall not exceed 5% at any time.
6. The carbon monoxide emission shall not exceed 3.1 pounds per hour and 4.34 tons in any 12 consecutive month period.
7. The cartridge collector and HEPA filter shall be equipped with instrumentation to monitor pressure drop across the collectors.
8. The pressure drop across the collector be recorded at least once per day and be retained on site for a minimum of 5 years.
9. The permittee shall keep on hand a sufficient amount of spare filters and cartridges in order to replace any filter or cartridge in need of replacement.
10. The permittee shall maintain records of the hours of operation of the thermal spray system on a monthly basis.

08-399-019D: OSRAM SYLVANIA Products Inc. (Hawes Street, Towanda, PA 18848-0504) for construction of a new Corp. digestion reactor (CR-6) which the air contaminants are to be controlled by a condenser and a counter current caustic scrubber in their Cobalt Chemical department at their facility in North Towanda Township, **Bradford County**.

The Department's review of the information submitted by OSRAM indicates that the source constructed will comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the fugitive air contaminant emission requirement of 25 Pa. Code § 123.1, the applicable particulate matter and sulfur oxide emission limitations of 25 Pa. Code §§ 123.13 and 123.21, the visible emission limitation of § 123.41, and the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12.

Based upon this finding, the Department proposes to issue plan approval for the construction of the thermal spray system. The following is a summary of the conditions the Department proposes to place in the plan approval to be issued to ensure compliance with all applicable regulatory requirements:

1. The Corp. digestion reactor (CR-6) shall be controlled by a condenser and a Bionomics Industries counter current caustic scrubber acting in series.
2. The Bionomic scrubber shall achieve an HCl removal efficiency of 99.5%.
3. The total HCl emissions from the entire Acid Digestion Process shall not exceed 0.5 ton in any 12 consecutive month period.

4. The Bionomic scrubber shall be equipped with a continuous flow monitor.

5. The Bionomic scrubber shall maintain a scrubbing solution flow rate of at least 230 gallons per minute.

6. The scrubber shall be equipped with instrumentation to monitor the pressure drop across the collector on a continuous basis.

7. The Bionomic scrubber shall use a sodium hydroxide solution maintained between 1% and 13% NaOH as the scrubbing medium.

8. Only five of the six digestion reactors in the Acid Digestion Process may be operated at any one time (CR-1, CR-2, CR-3, CR-4, CR-5, CR-6).

08-313-004I: OSRAM SYLVANIA Products Inc. (Hawes Street, Towanda, PA 18848-0504) for construction of a two new 4,000 gallon chemical reaction tanks which are to be controlled by an existing air cleaning device (a packed bed scrubber) at their facility in North Towanda Township, **Bradford County**.

The Department's review of the information submitted by OSRAM indicates that the sources constructed will comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the fugitive air contaminant emission requirement of 25 Pa. Code § 123.1, the applicable particulate matter and sulfur oxide emission limitations of 25 Pa. Code §§ 123.13 and 123.21, the visible emission limitation of § 123.41, and the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12.

Based upon this finding, the Department proposes to issue plan approval for the construction of the thermal spray system. The following is a summary of the conditions the Department proposes to place in the plan approval to be issued to ensure compliance with all applicable regulatory requirements:

1. The two 4,000 gallon reaction tanks shall be controlled by a Ceilcote model VCP-100 packed bed scrubber.
2. The Ceilcote packed bed scrubber shall use a 10—12% sodium hydroxide scrubbing solution.
3. The scrubber solution recirculation rate shall be at least 80 gallons per minute.
4. The scrubber shall be equipped with a continuous flow monitor.
5. The permittee shall sample the scrubbing solution at least once per shift.
6. The scrubber shall be equipped with instrumentation to monitor the pressure drop across the collector on a continuous basis.

41-318-048: Keystone Leather Distributors, LLC (2925 West Fourth Street, Williamsport, PA 17701) for construction of their leather shoe sole waterproofing operation at 2100 Reach Road in the City of Williamsport, **Lycoming County**.

The proposed shoe sole waterproofing operation will consist of several small dip tanks and a roll coater in which shoe soles will be treated with various VOC containing waterproofing materials. The resultant VOC emissions are not expected to exceed 8.7 tons per year.

The Department of Environmental Protection's (Department) review of the information submitted by Keystone

Leather Distributors, LLC indicates that the proposed shoe sole waterproofing operation will comply with all applicable Air Quality 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. Based on this finding, the Department proposes to issue plan approval for the construction of the shoe sole waterproofing operation.

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

1. The VOC emissions shall not exceed 8.7 tons in any 12 consecutive month period.

2. The VOC content of the materials used to waterproof shoe soles shall not exceed 3.5 pounds per gallon except that 118 gallons of material with a VOC content of up to 4.79 pounds per gallon may be used in any 12 consecutive month period and up to another 824 gallons of material with a VOC content of up to 5.3 pounds per gallon may be used in any 12 consecutive month period. None of these materials may contain any volatile hazardous air pollutants.

3. The vapor pressure of the VOC contained in the waterproofing materials shall not exceed 4.0 millimeters of mercury at 20C.

4. All dip tanks containing waterproofing materials shall be covered except when in actual use, and only the two prime coat tanks shall be heated. Additionally, the larger of the two prime coat dip tanks shall not be heated to a temperature in excess of 100°F and the smaller of the two shall not be heated to a temperature in excess of 180°F.

5. Whenever shoe soles are removed from the waterproofing material in one of the dip tanks, they shall be positioned over the respective tank until all dripping of liquid has ceased before they are moved elsewhere.

6. The VOC containing waterproofing materials shall be used as received from the vendor or manufacturer; no thinner, reducer or other additives shall be added to any of these materials.

7. The VOC content of any material used for cleanup purposes shall not exceed 7.7 pounds per gallon. Additionally, no more than 10 gallons of such material shall be used in any 12 consecutive month period.

8. Should waterproofing materials with a lower VOC emission potential become available, and if they are feasible for use in the respective waterproofing operation, they shall be placed into use.

9. Appropriate records shall be maintained to demonstrate compliance with the limitations and requirements established herein. All such records shall be retained for at least 5 years and shall be made available to the Department upon request.

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

43-336A: Pennsylvania Rail Car Co., Inc. (33 Carbaugh Street, West Middlesex, PA 16159) for construction of a flow coat line at their facility in the Borough of West Middlesex, **Mercer County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the PA Department of Environmental Protection (Department) intends to issue a plan approval for post construction of a flow coat line at their facility in the Borough of West Middlesex, Mercer County. This plan approval will be incorporated into a State Only operating permit at a later date. Issuance of the plan approval is recommended with the appropriate conditions in the plan approval:

1. The source defined in the Plan Approval shall comply with 25 Pa Code §§ 123.1, 123.31 and 123.41 for fugitive, odor and visible emissions, respectively.

2. The source shall use coatings that are compliant with 25 Pa Code § 129.52, Table 1 (10)(e) for the category "air dried," miscellaneous metal parts and products, only.

3. Proposed changes in coatings and formulations shall be indicated to the Department for review at least 2 weeks prior to implementation.

4. Records of coating usage shall be maintained in accordance with 25 Pa Code § 129.52(c). Daily records shall be maintained of coating usage, gallons of diluents used and density of diluents used. The records shall be maintained for a period of 5 years, and shall be made available to the Department upon request.

5. Issuance of an Operating Permit is contingent upon satisfactory compliance with conditions above, upon the source being operated as stated within the application, and upon satisfactory demonstration that the emissions from the source will not be in violation of applicable Rules and Regulations of the Department.

10-235A: Sunshine Greenhouse, Inc. (915 Ekastown Road, Saxonburg, PA 16056) for reactivation of a 5.7 MMBtu/hr bituminous coal fired boiler in Clinton Township, **Butler County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the State Only operating permit through an administrative amendment at a later date. The source shall comply with the following conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology for the source:

- The source shall comply with 25 Pa Code §§ 123.1, 123.31 and 123.41.

- The source shall comply with 25 Pa. Code §§ 123.11 and 123.22.

- The maximum sulfur content of the coal shall not exceed 3.34% by weight.

- The source shall be stack tested for PM and SO_x compliance.

- The permittee shall maintain records of the fuel supplier certifications and the coal feed rate.

37-013F: Cemex Wampum Cement Plant (2001 Portland Park Wampum PA 16157) for construction of slag feeding equipment System B in Wayne Township, **Lawrence County**. This is a Title V Facility. The public notice is required for sources required to obtain a Plan Approval at Title V facilities in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date.

The permit contains the Federal NESHAPS requirements for Portland Cement Manufacturing Industry pertaining to the fugitive emissions. The opacity from the conveyor transfer points is limited to 10%. The EPA Method 9 testing requirements are contained in the permit. Daily inspections using EPA Method 22 to detect the presence of fugitive emissions are required. The facility is required to modify their Startup-Shutdown-Malfunction Plan to include the new sources. The heat input to the kilns is limited to 195 MMBtu/hr. The PM-10 emissions from this source are approximately 0.5 TPY. The Plan Approval and Operating Permit will contain additional record keeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104, Edward Braun, Chief, (215) 823-7584.

AMS 04233: EcoTechnology, Inc. (717 South Columbus Blvd., Suite 1505, Philadelphia, PA 19147) for installation of a gasifier in their existing sewage sludge drying plant in Philadelphia, **Philadelphia County**. Their NOx emissions will increase by 20.5 tons and VOC emissions will increase by 0.3 ton per year. 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, Ronald Davis, New Source Review Chief, (717) 705-4702.

06-05085: New Morgan Landfill Co., Inc. (P. O. Box 128, Morgantown, PA 19543) for operation of a municipal solid waste landfill controlled by a gas collection system and two enclosed ground flares in the Borough of New Morgan, **Berks County**. The landfill is subject to 40 CFR Part 60, Subpart WWW, Standards of Performance for New Stationary Sources and Part 63, Subpart AAAA, National Emission Standards for Hazardous Air Pollutants from Municipal Solid Waste Landfills. This action is a renewal of the Title V Operating Permit issued in 2000.

36-05029: High Steel Structures, Inc. (1853 William Penn Way, Lancaster PA 17605-0008) in East Lampeter Township, **Lancaster County**. The facility is a fabricated structural steel manufacturer. This is a renewal of the Title V operating permit issued in November 1999.

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

25-00920: Waste Management PA—Lake View Landfill (851 Robinson Road E, Erie, PA 16509) for renewal of their Title V Operating Permit in Erie City, **Erie County**. The initial permit was originally issued on September 15, 1999. Lake View Landfill owns Landfill, Leachate Storage System and IC Engines/Generator. The facility has the potential to emit NOx and VOC below the major emission thresholds. No sources at the facility are subject to Compliance Assurance Monitoring under 40 CFR Part 64. The proposed Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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, 2 East Main Street, Norristown, PA 19428, Edward Jurdones Brown, Facilities Permitting Chief, (484) 250-5920.

46-00245: Neptune Chemical Pump Co., Inc. (215 Keystone Dr., Montgomeryville, PA 18936) for operation of their facility in Lansdale, Montgomery Township, **Montgomery County**. The permit is for a non-Title V (State only) facility. The facility's primary emission sources are two Spray Paint Booths and a Pressurized Drum. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

09-00018: Moore Wallace North American, Inc. (100 American Drive Quakertown, PA 18592) for operation of a printing facility in Richland Township, **Bucks County**. The permit is for a non-Title V (State only) facility. The major sources of air emissions are ten lithographic printing presses, two UV cure printing presses and two boilers. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

06-03048: Fusion Coatings, Inc. (P. O. Box 224, Robesonia, PA 19551) for operation of a small metal parts specialty finishing facility in Heidelberg Township, **Berks County**. The facility is not subject to Title V (state only operating permit). The facility has a potential to emit 5 TPY of particulate and 7 TPY of VOCs. The permit will include monitoring, recordkeeping, work practices and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

06-03118: UGI Utilities, Inc. (225 Morgantown Road, Reading, PA 19612-3009) for operation of an emergency generator in the City of Reading, **Berks County**. The generator has an operating limit of 500 hours per year. The permit will include monitoring, work practices, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

22-05050: Waste Management, Inc.—Dauphin Meadows Landfill (4300 Industrial Park Road, Camp Hill, PA 17011) for a State-only operating permit to incorporate renewal of the Landfill's source only operating permit number 22-322-001A, at Washington Township, **Dauphin County**. The emissions from the source

are controlled by an enclosed ground flare. The source primarily emits VOCs, and it has a potential to emit approximately 26 tons of VOC annually. The operating permit will contain monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

67-03046: Cycle Chem, Inc. (550 Industrial Drive, Lewisberry, PA 17339) for operation of its hazardous and residual waste treatment, storage and transfer facility in Fairview Township, **York County**. The facility has the following annual potential emissions: 3 tons VOC and 1 ton aggregate hazardous air pollutants. The State-only operating permit will include emission restrictions, work practice standards, and testing, monitoring, recordkeeping, and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

17-00022: Walker Lumber, Inc. (P. O. Box 60, Woodland, PA 16881) for operation of their sawmill facility in Bradford Township, **Clearfield County**.

The sawmill facility incorporates various pieces of sawmill equipment (band saws, debarker, edger, etc.) as well as four lumber drying kilns and a wood-fired boiler. The air contaminant emissions from the facility are not expected to exceed 2.89 tons of nitrogen oxides, 7.88 tons of carbon monoxide, .33 ton of sulfur oxides, 4.60 tons of particulate matter, 1.10 tons of VOCs and .43 ton of hazardous air pollutants per year.

The respective facility is not a major (Title V) facility for any air contaminant.

The Department of Environmental Protection (Department) proposes to incorporate into the operating permit to be issued for this facility all conditions contained in existing Operating Permit 17-302-013. These conditions include a condition restricting the fuel to be fired in the wood-fired boiler to green and kiln-dried wood waste.

The Department also proposes to establish some new requirements pertaining to record keeping. These conditions include a requirement that records be maintained of the number of board feet of lumber processed through the lumber drying kilns each month and a requirement that records be maintained of the amount of board end sealant and board labeling material used each month.

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

33-00151: Oak Heritage Furniture—Brockway Borough (11 Industrial Park Drive, Brockway, PA 15824) for issuance of a Natural Minor Operating Permit to operate the Furniture/3 Spray Booth Plant in Brockway Borough, **Jefferson County**.

10-00304: JSP International—Summit Township (150 East Brook Lane, Butler, PA 16002) for issuance of a Natural Minor Operating Permit to operate the three 12.5 MMBtu/hr rated heat input Combustion Units in Summit Township, **Butler County**.

10-00340: Eagle Printing Company, Inc. (114 West Diamond Street, Butler, PA 16001) for a Natural Minor Permit to operate a web offset lithography printing press in the City of Butler, **Butler County**.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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 Act (52 P. S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

Written comments or objections, or requests for informal conferences on applications, may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—123 and 86.31—34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed below will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. Such 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 above, more restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit, when necessary, for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the 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 persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor; application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

*Coal Applications Received**Effluent Limits*

The following coal mining applications that include an

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
iron (total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
manganese (total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
suspended solids	35 mg/l	70 mg/l	90 mg/l
pH ¹		greater than 6.0; less than 9.0	
alkalinity greater than acidity ¹			

¹ 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.

Greensburg District Mining Office: R. R. 2, Box 603-C, Greensburg, PA 15601, 724-925-5500.

63-04-02 and NPDES Permit No. PA0250619. Newgate Development Corp. (2201 Quicksilver Road, McDonald, PA 15057). Application for a Government Financed Construction Contract to remine and reclaim abandoned underground minelands, located in Robinson Township, **Washington County**, affecting 12.5 acres. Receiving streams: Robinson Run and UNT to Robinson Run, classified for the following uses: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. GFCC application received November 22, 2004.

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

17040110 and NPDES Permit No. PA 0243884. Myers & Supko Contracting (P. O. Box 51, Osceola Mills, PA 16666). Commencement, operation and restoration of a bituminous surface mine-auger permit in Decatur Township, **Clearfield County** affecting 126.8 acres. Receiving streams: Big Run, UNTs to Big Run, Coal Run, Moshannon Creek classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is: none within 10 miles. Application received: November 9, 2004.

17040111 and NPDES Permit No. PA 0243892. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mine permit in Lawrence Township, **Clearfield County** affecting 41.8 acres. Receiving streams: UNTs to Moose Creek to the West Branch of the Susquehanna River classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is: none within 10 miles. Application received: November 3, 2004.

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

54040103. Summit Anthracite, Inc., (196 Vista Road, Klingertown, PA 17941), commencement, operation and restoration of an anthracite surface mine operation in

NPDES permit application will be subject to, at a minimum, the following technology-based effluent limitations for discharges of wastewater to streams:

Blythe and Schuylkill Townships, **Schuylkill County** affecting 793.0 acres, receiving stream: none. Application received November 18, 2004.

Noncoal Permit Applications Received

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

17813182 and NPDES Permit No. PA 0609692. Penn Coal Land, Inc. (P. O. Box 68, Boswell, PA 15531). Renewal of an existing bituminous surface mine permit in Decatur Township, **Clearfield County** affecting 125.8 acres. Receiving streams: UNT of Big Run, to Big Run, to Moshannon Creek, to West Branch Susquehanna River to Susquehanna River. Application received: September 9, 2004. Permit issued: November 16, 2004.

08040301 and NPDES Permit No. PA 0256102. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16804. Commencement, operation and restoration of a large industrial minerals (sand & gravel) permit in Canton Township, **Bradford County** affecting 23.8 acres. Receiving stream: Towanda Creek classified for the following use: CWF. Application received: November 13, 2004.

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 regional office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Individuals will be notified, in writing,

of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on each working day at the regional office noted before the application.

Persons with a disability who wish to attend a hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users 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.

E22-484. East Hanover Township, 8848 Jonestown Road, R. D. 2, P. O. Box 4323, Grantville, PA 17028 in East Hanover Township, **Dauphin County**, ACOE Baltimore District.

To construct and maintain a 12-inch diameter interceptor line with a length of about 1.96 miles along the floodway and floodplain of Bow Creek (WWF), at the channels of its UNT and 0.19 acre of wetland located at a point starting from Shellsville Village and then going south to a point about 0.5 mile northwest of Early's Mill Road (T-431) and SR 743 intersection (Hershey, PA Quadrangle N: 21.5 inches; W: 5.15 inches and N: 17.8 inches; W: 2.65 inches respectively) in East Hanover Township, Dauphin County.

E22-486. Joan E. Bretz, 4081 Greystone Drive, Harrisburg, PA 17112 in West Hanover Township, **Dauphin County**, ACOE Baltimore District

To fill in 0.15 acre of wetland and to construct and maintain outfall pipes and related improvements at the channel and banks of an UNT to Manada Creek (WWF) in order to construct Clover Hill Business Park located on the southeast side of the PA 39 and U.S. 22 intersection (Hershey, PA Quadrangle N: 16.3 inches; W: 11.68 inches) in West Hanover Township, Dauphin County. The applicant is required to provide 0.15 acre of replacement wetland.

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

E65-861. Penneco Oil Company, Inc., P. O. Box 300, 200 U. S. Route 22, Delmont, PA 15626. Construct a box culvert in the Municipality of Murrysville, **Westmoreland County**, Pittsburgh ACOE District. (Murrysville, PA Quadrangle N: 16.09 inches; W: 1.24 inches and Latitude: 40° 27' 49"—Longitude: 79° 38' 02"). The applicant proposes to construct and maintain a box culvert having an opening of 8 feet wide x 5 feet high (invert depressed 1 foot with baffles) in Haymakers Run (HQ-CWF) to gain access to a gas well.

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

E33-224. Jefferson County Commissioners, Jefferson Place, 155 Main Street, Brookville, PA 15825. Jefferson County Bridge No. 17, T-464 Over Little Mill Creek, in Pine Creek Township, **Jefferson County**, ACOE Pittsburgh District (Brookville, PA Quadrangle N: 6.8 inches; W: 4.7 inches).

To 1.) demolish and remove from the floodway/plain the existing concrete arch bridge having a single clear span of 38'-2" an under clearance of 7'-11", a clear roadway width of 14'-5" and a skew of 90° and 2.) to construct and maintain a reinforced concrete box beam bridge having an approximate clear span of 46'-9" an under clearance of 8'-0", a clear roadway width of 28'-0" and a skew of 75° and 3.) to construct a temporary road crossing and 4.) fill a deminimus 0.027 acre of PSS wetlands at a point approximately 1.25 miles north of SR 0322 on T-464 (Sulgar Road) over Little Mill Creek (HQ-CWF).

ACTIONS

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

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

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

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted NOIs for coverage under general NPDES permits. The approval for coverage under general NPDES permits is

subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. Permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA-0020915-A1	Pine Grove Joint Treatment Authority 6 Longstretch Road P. O. Box 426 Pine Grove, PA 17963	Schuylkill County Pine Grove Township	Swatara Creek (7D)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0088048 (Sewage)	Borough of New Morgan Room 3, Building D, Grace Boulevard Morgantown, PA 19543	Berks County New Morgan Borough	Conestoga River/7-J	Y
PA0020893 (Sewage)	Manheim Borough 15 East High Street Manheim, PA 17545	Lancaster County Manheim Borough	Chickies Creek/7-G	Y
PA0247227 (Sewage)	Dublin Township Supervisors 29195 Green Cove Road Fort Littleton, PA 17223	Fulton County Dublin Township	South Branch Little Aughwick Creek/12-C	Y
PA0038130 (Sewage)	Mont Alto Municipal Authority P. O. Box 427 Mont Alto, PA 17237-0427	Franklin County Quincy Township	West Branch Antietam Creek/13-C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0114286 Sewerage	New Albany Borough P. O. Box 67 New Albany, PA 18833-0067	New Albany Borough, Bradford County	South Branch Towanda Creek 4-C	Y
PA0010651 IW	GKN Sinter Metals 15420 Route 120, Box 493 Emporium, PA 15834-9797	Shippen Twp. Cameron County	Portage Creek 8-A	Y
PA0100617 IW	GKN Sinter Metals 15420 Route 120, Box 493 Emporium, PA 15834-9797	Emporium Borough Cameron County	West Creek 8-A	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N</i>
PA0090328	Green Valley Packing, Inc. 2992 Green Valley Road Claysville, PA 15323	Washington County Buffalo Township	UNT to Buffalo Creek	Y
PA0092380	Warek Manufacturing Company, Inc. P. O. Box 70 Main Street Whitney, PA 15693	Westmoreland County Unity Township	UNT of Nine Mile Run	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N ?</i>
PA0104043	Grandview Acres Mobile Home Park 3104 Hadley Road Hadley, PA 16130	Perry Township Mercer County	Unnamed Tributary to Little Shenango River 20-A	Y
PA0101851	Sisters of the Humility of Mary-Villa Maria Community Center 225 Villa Maria Road Villa Maria, PA 16155-0906	Pulaski Township Lawrence County	Unnamed Tributary to Coffee Run 20-B	Y
PA0000329	Pennsylvania American Water-Ellwood Wastewater Treatment Facility 800 West Hersheypark Drive Hershey, PA 17033	Wayne Township Lawrence County	Slippery Rock Creek 20-C	Y
PA000736	Keystone Powdered Metal Company 251 State Street St. Marys, PA 15857	City of St. Marys Elk County	Iron Run and Elk Creek 17-A	Y

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

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

NPDES Permit No. PA0053201, Sewage, **RoyAnn Diner, Inc.** 1318 Route 309, Sellersville, PA 18960. This proposed facility is located in West Rockhill Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated sewage into Three Mile Run in Watershed 2D.

NPDES Permit No. PA0050075, Sewage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010. This proposed facility is located in Willistown Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated sewage from Willistown Woods STP to an unnamed tributary to Hunters Run in Watershed 3G.

NPDES Permit No. PA0057801, Sewage, **J. Brad Bennington**, 520 Ridge Valley Road, Sellersville, PA 18960. This proposed facility is located in West Rockhill Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated sewage into an unnamed pond tributary to Ridge Valley Creek in Watershed 3E.

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

PA# 0228877 SIC 4952 **David Ryman**, 15 Stony Brook Road, Orangeville, PA 17859. This proposed action is for a new NPDES permit for discharge of treated sewage to Stony Brook in Orange Township, **Columbia County**.

The receiving stream is in the Fishing Watershed (5-C) and is classified for the following uses: EVF and aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is United Water PA Bloomsburg located approximately 1.1 miles below the discharge on Fishing Creek.

Outfall 001:

The proposed effluent limits, based on a design flow of 0.0004 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
C-BOD ₅	10	20
Suspended Solids	10	20
Free Chlorine Residual	Monitor	
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	200/100 ml as a geometric average	
pH	6.0—9.0 SU at all times.	

The EPA waiver is in effect.

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

NPDES Permit No. PA0002976, Industrial Waste, **Zippo Manufacturing Company**, 33 Barbour Street, Bradford, PA 16701-2906. This proposed facility is located in City of Bradford, **McKean County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to East Branch Tunungwant Creek in Watershed 16-C.

NPDES Permit No. PA0024571, Sewage, **Cranberry Township**, Brush Creek Water Pollution Control Plant, Suite 400, 2525 Rochester Road, Cranberry, PA 16066-6499. This proposed facility is located in Cranberry Township, **Butler County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to Brush Creek and an Unnamed Tributary to Brush Creek in Watershed 20-C.

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

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

WQM Permit No. 2903401, Sewerage, **Dublin Township Supervisors**, 29195 Green Cove Road, Fort Littleton, PA 17223. This proposed facility is located in Dublin Township, **Fulton County**.

Description of Proposed Action/Activity: Construction/Operation of a sewer system to serve the Burnt Cabins Area.

WQM Permit No. 3604415, Sewerage, **Suburban Lancaster Sewer Authority**, P. O. Box 458, Lancaster, PA 17608-0458. This proposed facility is located in West Lampeter Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction/Operation of the Silver Lane Pump Station.

WQM Permit No. 2104405, Sewerage, **Shippensburg Sewer Authority**, 111 North Fayette Street, P. O. Box 129, Shippensburg, PA 17259. This proposed facility is located in Shippensburg Borough, **Cumberland County**.

Description of Proposed Action/Activity: Construction/Operation of Sewage Treatment Plant BNR conversion.

WQM Permit No. 2877402, Amendment (04-1), Sewerage, **Antrim Township Municipal Authority**, 10655 Antrim Church Road, Greencastle, PA 17225. This proposed facility is located in Antrim Township, **Franklin County**.

Description of Proposed Action/Activity: Modifications/Upgrade to Pump Station No. 10.

WQM Permit No. 0604203, Industrial Waste, **Sunsweet Growers, Inc.**, 105 South Buttonwood Street, Fleetwood, PA 19522. This proposed facility is located in Fleetwood Borough, **Berks County**.

Description of Proposed Action/Activity: Replacement of their residual waste impoundment liner.

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

WQM Permit No. 1904401, Sewerage 4952, **David Ryman**, 15 Stony Brook Road, Orangeville, PA 17859. This proposed facility is located in Orange Township, **Columbia County**.

Description of Proposed Action/Activity: Construction of small flow sewage treatment system.

WQM Permit No. 1499202-A1, Industrial Waste, **Centre County Solid Waste Authority**, 253 Transfer Road, Bellefonte, PA 16823. This existing facility is located in College Township, **Centre County**.

Description of Proposed Action/Activity: Applicant is granted a Water Quality Management Part II amendment for changes to an existing stormwater conveyance and detention facility. Project will consist of the removal of one stormwater inlet and the relocation of another, along with the relocation of a storm culvert in the vicinity of a drop-off area.

WQM Permit No. 1800404-A1, Sewerage Public SIC 4952, **Pine Creek Municipal Authority**, P. O. Box 608, Avis, PA17721. This proposed facility is located in Pine Creek Township, **Clinton County**.

Description of Proposed Action/Activity: Construction of 850 ft. 8-in. PVC gravity collection line, a submersible pump station, and 560 ft. of 1 1/2 in. PVC force main to serve the proposed Pine Mountain Subdivision.

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

WQM Permit No. 6304409, Sewerage, **Tim Zyra**, 150 Lanik Road, Bentleyville, PA 15314. This proposed facility is located in Somerset Township, **Washington County**.

Description of Proposed Action/Activity: Construction of a single residence sewage treatment plant to serve the Zyra residence.

WQM Permit No. 6572410-A2, Sewerage, **Western Westmoreland Municipal Authority**, 12441 Route 993, North Huntingdon, PA 15642. This proposed facility is located in North Huntingdon Township, **Westmoreland County**.

Description of Proposed Action/Activity: treatment plant modification to accommodate additional wet weather flow.

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

WQM Permit No. 6294407, Sewerage, **Mark H. Bergstrom**, 532 East Foster Avenue, State College, PA 16801-5722. This proposed facility is located in Farmington Township, **Warren County**.

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

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010904011	Steven Grabowski Grabowski Property 6550 Meetinghouse Road New Hope, PA 18938	Bucks	Solebury Township	Aquetong Creek (HQ)
PAI011504017	Fred Gunther Auto Collision Repair Center 399 East Market Street West Chester, PA 19380	Chester	East Whiteland Township	Unnamed Tributary Little Valley Creek (EV)
PAI011504073	Edward Thomas Builders, Inc. Morstein Rd. at King Rd. Dev. 21 Crest Avenue Malvern, PA 19355	Chester	East Whiteland Township	Ridley Creek (HQ)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024804031	Plainfield Township 6292 Sullivan Trail Nazareth, PA 18064	Northampton	Plainfield Township	Tributary to Little Bushkill Creek, HQ-CWF, MF - and - Tributary to Mud Run, CWF
PAI024804013	Michelman Cancelliere Iron Works, Inc. 7230 Bath Pike Bath, PA 18014	Northampton	East Allen Township	Monocacy Creek, HQ-CWF
PAI024804030	Turkey Hill Minit Markets 257 Centerville Rd. Lancaster, PA 17603-4079	Northampton	Moore Township	Bushkill Creek, HQ-CWF
PAI025203018	PA Dept. of Transportation Engineering District 4-0 P. O. Box 111 Scranton, PA 18501	Pike	Lackawaxen Township - and - Blooming Grove Township	Tributaries to Shohola Creek, HQ-CWF - and - Shohola Creek, HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032104005	BPC Condominium Development PBC Partners, Inc. 620 N. Reading Rd. Ephrata, PA 17522	Cumberland County	Silver Spring Township	Trindle Spring Run/HQ-CWF
PAI2-0321-04-001	Mark Simpson 171 Associates 3609 Gettysburg Rd. Camp Hill, PA 17011	Cumberland	Silver Spring Township	Trindle Spring Run/CWF, HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041804003	Clinton County Economic Partnership 212 North Jay Street Lock Haven, PA 17745	Clinton	Lamar Township	Unt. Fishing Creek HQ-CWF

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

Armstrong County Conservation District: Armsdale Administration Building, Suite B2, 124 Armsdale Road, Kittanning, PA 16201 (724) 548-3425.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050304001	Department of Transportation District 10-0 P. O. Box 429 2550 Oakland Avenue Indiana, PA 15701	Armstrong	Brady's Bend and Brady Townships and East Brady Borough	Allegheny River (WWF) and Sugar Creek (WWF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062003002(1)	Conneaut Lake Sadsbury Elementary School Conneaut School District 219 West School Drive Linesville, PA 16424	Crawford County	Conneaut Lake Borough	UNT Conneaut Lake-HQ

Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481. Phone (814) 332-6860.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI084204003	Otter Exploration, Inc. 104 College Street Hudson, OH 44236	McKean	Lafayette Township	Lewis Run and Miam Run 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 Plants
PAG-5	General Permit for Discharges from Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site

PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4 General

Permit Type—PAG-2

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
East Marlborough Township Chester County	PAG2001504084	Longwood Lane Development, Ltd Longwood Hilton 3 Mill Road, Suite 200 Wilmington, DE 19806	East Branch Red Clay Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Conshohocken Borough Montgomery County	PAG2004604184	West Conshohocken Municipal Authority P. O. Box 466, 112 Ford Street Conshohocken, PA 19428	Gulf Creek/Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Horsham Township Montgomery County	PAG2004604096	Frank Pileggi Pileggi Subdivision 606 Welsh Road Horsham, PA 19044	Park Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Springfield Township Montgomery County	PAG2004604150	Federal Realty Investment Trust Flourtown Shopping Center 1626 East Jefferson Street Rockville, MD 20852	Sunnybrook Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Providence Township Montgomery County	PAG2004603128	Toll Brothers, Inc. Fogel Tract—Regency at Providence 3103 Philmont Avenue Huntingdon Valley, PA 19006	Unnamed Tributary Port Providence Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Salford Township Montgomery County	PAG2004603119	Westrum Development Corporation Proposed Westrum Development 370 Commerce Drive Fort Washington, PA 19034	Indian Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Limerick Township Montgomery County	PAG2004604005	Spring Ford Area School District K-4 Elementary School 199 Bechtel Road Collegeville, PA 19426	Lodal Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Salford Township Montgomery County	PAG2004603164	Oakwood Farms Fairway Court Development 3043 Woodlyn Avenue Eagleville, PA 19403	West Branch Skippack Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Hatfield Township Montgomery County	PAG2004604069	Central Montgomery Medical Center 100 Medical Campus Drive Lansdale, PA 19446	West Branch Neshaminy Creeke (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
East Norriton Township Montgomery County	PAG2004604133	Gambone Development Heatherwood Estates 1030 West Germantown Pike Fairview Village, PA 19409	Unnamed Tributary Stoney Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Whitpain Township Montgomery County	PAG2004604172	BT Blue Bell, LP Yarway Development 2500 Philmont Avenue Huntingdon Valley, AP 19002	Plymouth Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015104023	Penn Park Associates Penn Village Residential Development 2 West Baltimore Pike Suite 210 Media, PA 19063	Schuylkill River (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
East Penn Township Carbon County	PAG2001304006	Raymond May 208 May Lane Lehighton, PA 18235	Lizard Creek, TSF	Carbon Co. Cons. Dist. (610) 377-4894
City of Allentown Lehigh County	PAG2003904027	Jewish Community Center 2201 W. Tilghman St. Allentown, PA 18104	Jordan Creek, TSF, MF	Lehigh Co. Cons. Dist. (610) 391-9583
City of Allentown Lehigh County	PAG2003904028	GVH, LP Greg Hurley 323 Union St. STE. 300 Nashville, TN 37201	Jordan Creek, TSF, MF	Lehigh Co. Cons. Dist. (610) 391-9583
Whitehall Township Lehigh County	PAG2003904034	D & L Nat'l Heritage Corridor Commission One South Third St. Easton, PA 18042	Lehigh River, TSF	Lehigh Co. Cons. Dist. (610) 391-9583
East Union Township Schuylkill County	PAG2005404033	Mericle Humboldt, LLC 100 Baltimore Dr. Wilkes-Barre, PA 18702	Catawissa Creek, CWF	Schuylkill Co. Cons. Dist. (570) 622-3742
Washington Twp. Lehigh County	PAG2003904035	David Schneck 6459 Woodbury Dr. Slatington, PA 18080	Coplay Creek, CWF	Lehigh Co. Cons. Dist. (610) 391-9583
Norwegian Twp. Schuylkill Co.	PAG2005404038R	Norwegian Woods Development Co., Inc. One Norwegian Plaza Pottsville, PA 17901	West Branch Schuylkill River, CWF	Schuylkill Co. Cons. Dist. (570) 622-3742
Lancaster County Manheim Township	PAG2003604093	Wetherburn North Partnership 1525 Oregon Pike Suite 1202 Lancaster, PA 17601	Little Conestoga Creek/Bachman Run/TSF	Lancaster CCD 1383 Arcadia Rd. Rm 6 Lancaster, PA 17601 (717) 299-5361
Lancaster County Manheim Township	PAG2003604103	New Generation LLC 1525 Oregon Pike Suite 1102 Lancaster, PA 17601	Bachman Run/WWF	Lancaster CCD 1383 Arcadia Rd. Rm 6 Lancaster, PA 17601 (717) 299-5361
York County Warrington Township	PAG2006704082	Shadow Creek Harry Fox, Jr. 17 Montego Creek Dillsburg, PA 17019	Beaver Creek/WWF	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
York County Fairview Township	PAG2006704076	Best Western Shantilal Patel 860 N. Front St. Wormleysburg, PA 17042	Yellow Breeches/CWF	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
York County West Manchester Township	PAG2006704062	Woodberry Pointe Henry Blevins Ryan Real Estate 4141 Ridge Road Westminster, MD 21157	UNT to Codorus Creek West Branch/WWF	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
York County Manchester Township	PAG2006704077	Rene Debrabander Dauberton Lot 124 1623 Pot Spring Road Timonium, MD 21093	UNT to Hartman Run/WWF	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
York County Lower Windsor Township	PAG2006704111	Dick Hickman Long Level Marina 1809 Long Level Road Wrightsville, PA 17368	Susquehanna River/WWF	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
York County Yoe Borough	PAG2006704107	John D. Adams, Jr. 85 New Comer Road Windsor, PA 17366	Mill Creek/WWF	York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Berks County South Heidelberg Township	PAG2000604099	Anthony Corcetto Corecetto Tract 3 Skywind Drive Reinholds, PA 17569	Little Cocalico Creek/TSF	Berks CCD 1238 County Welfare Tract Road Leesport, PA 19533 (610) 372-4657 ext 209
Berks County Maxatawny Township	PAG2000604109	Robert Ciccone Arrowhead Industrial Park P. O. Box 86 Bath, PA 18014	Sacony Creek/TSF	Berks CCD 1238 County Welfare Tract Road Leesport, PA 19533 (610) 372-4657 ext 209
Dauphin County Swatara Township	PAG2002204060	Triple Crown Corporation 5351 Jaycee Avenue Harrisburg, PA 17112	Spring Creek/WWF	Dauphin CCD Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Dauphin County Lower Paxton Township	PAG2002204066	Sierra Glen Developers California Avenue Harrisburg, PA 17109	Beaver Creek/WWF	Dauphin CCD Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Dauphin County City of Harrisburg	PAG2022204067	Struever Rouse Homes of Capital Heights, LP Joy Building at Tide Point 1040 Hull Street Baltimore, MD 21230	Susquehanna River/WWF	Dauphin CCD Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Dauphin County East Hanover Township	PAG2022204068	Aquillas and Barbara Peachy P. O. Box 64 Elliottsburg, PA 17024	Manada Creek/CWF	Dauphin CCD Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Beaver County Center Township	PAG2000404020	Carl Griffith P. O. Box 1101 Moon Township, PA 15108	Unnamed Tributary to Moon Run (WWF)	Beaver County CD (724) 774-7090
Washington County Mount Pleasant Township	PAG2006304031	James White 210 Main Street P. O. Box 57 Hickory, PA 15340	Burgetts Fork (WWF)	Washington County CD (724) 228-6774
Elk Conservation District St. Marys Township	PAG2002404007	St. Marys Area Airport Authority 119 Airport Road St. Marys PA 15857	Hellfire Run-CWF	Elk County (814) 776-5373
Venango Conservation District Sugarcreek Borough	PAG2006104009	Sugarcreek Borough 212 Fox Street Franklin PA 16323	UNT to Allegheny River, UNT to Patchel Run West Branch Two Mile Run	Venango County (814) 676-2832

General Permit Type—PAG-3

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Cameron County Lumber Township	PAR224851	Wennin Pallet P. O. Box 106 Emporium, PA 15834	Driftwood Branch Sinnemahoning Creek (TSF)	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Bradford Township Clearfield County	PAR804842	Con-Way Central Express—XLF 1192 Shawville Highway Woodland, PA 16881	Valley Fork Run CWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Athens Township, Bradford County	PAR224842	Mill's Pride Pennsylvania 100 Lamoka Road Sayre, PA 18840	Unnamed Tributary To Chemung River WWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Wyalusing Township, Bradford County	PAR124808	Taylor Packing Co., Inc. P. O. Box 188 Wyalusing, PA 18853	Wyalusing Creek and Brewer Creek WWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664

General Permit Type—PAG-4

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Upper Hanover Township Montgomery County	PAG040016	Steven M and Joann M. Glueck 1034 Palm Hill Road Palm, PA 18070	UNT to Perkiomen Creek	Southeast Regional Office 2 East Main Street Norristown, PA 19401
Bridgeton Township Bucks County	PAG040007	Thomas J. Martin 1458 Lonely Cottage Road Upper Black Eddy, PA 18972	UNT to Delaware River	Southeast Regional Office 2 East Main Street Norristown, PA 19401
Springfield Township Bucks County	PAG040008	Robert G. Fitton 3260 Mink Road Kintnersville, PA 18930	UNT to Haycock Creek	Southeast Regional Office 2 East Main Street Norristown, PA 19401
Hilltown Township Buck County	PAG040014	Steven and Linda Ziegler 2020 Broad Street Perkasie, PA 18944	UNT to Deep Run	Southeast Regional Office 2 East Main Street Norristown, PA 19401
Blair County Juniata Township	PAG043721	Gary and Christine Stillwell 901 Poplar Run Road Duncansville, PA 16635	UNT Dry Run/WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Westmoreland County Mt Pleasant Township	PAG046194	George M Tetteris RD 4, Box 1751 Mt. Pleasant, PA 15666	UNT of Brush Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000
Westmoreland County Ligonier Township	PAG046207	Van Ashbrook 241 Mill Road Ligonier, PA 15658-2653	Mill Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000
Washington County Somerset Township	PAG046294	Tim Zyra 1510 Lanik Road Bentleyville, PA 15314	UNT of North Branch Pigeon Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000
Farmington Township, Warren County	PAG048301	Mark H Bergstrom 532 East Foster Avenue State College, PA 16801-5722	Unnamed Tributary to Kiantone Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Horton Township, Elk County	PAG048328	Raymond L. Romain R. R. 1, Box 295-0 Whetstone Road Brockport, PA 15823	Whetstone Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Delaware Township, Mercer County	PAG048356	Norman W. Eddy 4 Kremis Road Greenville, PA 16125-8422	Lawango Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Columbus Township, Warren County	PAG048320	Steven J. Brundage R. R. 1, Box 24 Center Road Columbus, PA 16405	Unnamed Tributary to Coffee Creek	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
West Salem Township, Mercer County	PAG048644	James D. Gainor 43 Lininger Road Greenville, PA 16125	Unnamed Tributary to Big Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
West Salem Township, Mercer County	PAG048649	Gale L. Klingler 523 Orangeville Road Greenville, PA 16125	Unnamed Tributary to Big Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
South Pymatuning Township, Mercer County	PAG049010	Christina M. Babnis 3041 North Hermitage Road Sharpsville, PA 16152	Unnamed Tributary to the Shenango River	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
East Norriton Township, Montgomery County	PAG050012	BP Amoco Corporation 1 West Pennsylvania Avenue Suite 915 Towson, MD 21204-5031	UNT Stony Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401

General Permit Type—PAG-12

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Adams Township, Snyder County	PAG124807-A1	Hamilton Farm LLC 10049 Ferguson Valley Rd. Lewistown, PA 17044	N. Branch Middle Creek, Trout Stocking Fishery (TSF)	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666

General Permit Type—PAG-13

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAG133655	West Manchester Township 380 East Berlin Rd. York, PA 17404	York	West Manchester Township	Codorus Creek/WWF Honey Run/WWF Little Conewago Creek/TSF	Y
PAG133557	Fairview Township 599 Lewisberry Rd New Cumberland, PA 17070-2399	York	Fairview Township	Fishing Creek/TSF Marsh Run/WWF Yellow Breeches Creek/CWF Susquehanna River/WWF	Y
PAG133671	Jackson Township 439 Roth's Church Rd. Spring Grove, PA 17362	York	Jackson Township	Little Conewago Creek/TSF Codorus Creek/WWF Bunch Creek/WWF	Y
PAG133657	Yoe Borough 150 N. Maple St. York, PA 17313	York	Yoe Borough	Mill Creek/WWF	Y
PAG133654	Hallam Borough 250 W. Beaver St. Hallam, PA 17406	York	Hallam Borough	Kruetz Creek/WWF	Y

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<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAG133601	East Manchester Township 5080 N. Sherman St. Ext. Mount Wolf, PA 17347	York	East Manchester Township	Codorus Creek-Main Branch/WWF Conewago Creek/WWF Musser Run/WWF Little Conewago Creek/TSF Hartman Run/WWF Susquehanna River/WWF	Y
PAG133626	Lower Windsor Township 111 Walnut Valley Ct. Wrightsville, PA 17368	York	Lower Windsor Township	Cabin Creek/WWF Susquehanna River/WWF Fishing Creek/WWF Kreutz Creek/WWF	Y
PAG133649	West York Borough 1700 W. Philadelphia St. York, PA 17404	York	West York Borough	Codorus Creek/WWF	Y
PAG133672	York Haven Borough Two N. Pennsylvania Ave. P. O. Box 169 York Haven, PA 17370	York	York Haven Borough	Conewago Creek/WWF Susquehanna Trail/WWF	Y
PAG133605	Penn State York The Commonwealth College 1031 Edgecomb Ave. York, PA 17403	York	Spring Garden Township	Unn Trib to Codorus Creek/WWF	N
PAG133653	Yorkana Borough 36 Main St. Yorkana, PA 17402	York	Yorkana Borough	Trib to Cabin Creek/WWF	Y
PAG133606	The Hershey Medical Center 600 Centerview Dr. Mail Code A330 Hershey, PA 17033	Dauphin	Derry Township	Unn Trib to Swatara Creek/WWF	N
PAG133685	Wrightsville Borough 129 S. Second St. Wrightsville, PA 17368	York	Wrightsville Borough	Kreutz Creek/WWF Susquehanna River/WWF	Y
PAG133676	Dallastown Borough 175 E. Broad St. Dallastown, PA 17313	York	Dallastown Borough	Mill Creek/WWF Barshinger Creek/WWF Inners Creek/WWF	Y
PAG133675	Mount Wolf Borough P. O. Box 458 Mount Wolf, PA 17347	York	Mount Wolf Borough	Hartman Run/WWF	Y
PAG133669	Loganville Borough P. O. Box 88 Loganville, PA 17342	York	Loganville Borough	S. Branch Codorus Creek/WWF Fishel Creek/WWF East Barshinger Creek/WWF	Y
PAG133673	Windsor Borough P. O. Box 190 Windsor, PA 17366	York	Windsor Borough	Fishing Creek/TSF	Y
PAG133670	Windsor Township 1480 Windsor Rd. P. O. Box 458 Red Lion, PA 17356	York	Windsor Township	Cabin Creek/WWF Kreutz Creek/WWF Fishing Creek/TSF	Y

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAG133674	Manchester Township 3200 Farmtrail Rd. York, PA 17402	York	Manchester Township	Hartman Run/WWF Codorus Creek/WWF Little Conewago Creek/TSF	Y
PAG133556	Hummelstown Borough 136 S. Hanover St. P. O. Box 307 Hummelstown, PA 17036	Dauphin	Hummelstown Borough	Swatara Creek/WWF	Y

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act.

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

Operations Permit issued to: **Millersburg Area Authority**, 7220034, Upper Paxton Township, **Dauphin County** on 11/24/2004 for the operation of facilities approved under Construction Permit No. 2203502.

Operations Permit issued to: **Village at Summit Crest, LLC/Bradley Management Group Inc.**, 3060108, Maiden creek Township, **Berks County** on 11/22/2004 for the operation of facilities approved under Construction Permit No. 0603519 MA.

Permit No. 0604514 MA, Minor Amendment, Public Water Supply.

Applicant	Maiden creek Township Authority
Municipality	Maiden creek Township
County	Berks
Type of Facility	This permit approves repainting and minor repairs to the existing Treetops and Peter's Spring storage tanks. Both tanks have a capacity of 423,000 gallons. The permittee plans to repaint the interior and exterior of both tanks.
Consulting Engineer	Gregory T Unger, P. E. Systems Design Engineering, Inc. 1032 James Drive Leesport, PA 19533
Permit to Construct Issued:	10/19/2004

Operations Permit issued to: **Dillsburg Area Authority**, 7670071, Franklin Township, **York County** on 10/19/2004 for the operation of facilities approved under Construction Permit No. 6703503 MA.

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

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant	Osceola Township Municipal Authority
Township or Borough	Osceola Township
County	Tioga
Responsible Official	Jon Seely Osceola Township Municipal Authority P. O. Box 115 Osceola, PA 16942
Type of Facility	Public Water Supply-Operation
Consulting Engineer	Jim Baker Larson Design Group P. O. Box 487 Williamsport, PA 17703-0487
Permit Issued Date	11-24-04
Description of Action	Operation of the two new chlorine contact tanks.

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

Operations Permit issued to: **Skyline Development, Inc.**, P. O. Box 806, Indianola, PA 15051, PWSID No. 6430074, West Salem Township, **Mercer County**, on November 22, 2004, for the operation of the water treatment system including Well No. 2 West and Well No. 2 East as sources of supply, as approved under Construction Permit No. 4399502.

Operations Permit issued to: **St. Paul Homes**, 339 East Jamestown Road, Greenville, PA 16125, PWSID No. 6430024, West Salem Township, **Mercer County**, on November 22, 2004, for the operation of Well No. 105 as a supplemental source of supply, as approved under Construction Permit No. 4304501.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Upper Macungie Township	8330 Schantz Road, Breinigsville, PA 18031	Lehigh

Plan Description: The approved plan provides for a 253 lot residential subdivision of a 203 acre tract. This Planning Approval is for Phases 1, 2A and 3 of the project. Phase 2B will be constructed at a later date with a separate Planning Approval required for that phase. The proposed 101,200 gpd of sewage flows will be collected by Upper Macungie Township Authority, for conveyance by the Lehigh County Authority Western Lehigh Interceptor to the City of Allentown Wastewater Treatment Plant. Lehigh County Authority will provide public water to the project. The proposed development is located at Ash Lane and Butz Road, Upper Macungie Township, Lehigh County. 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.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Plymouth Township	925 West Main Street, Plymouth, PA 18651	Luzerne

Plan Description: The Plan Update provides for sanitary sewer extensions to service the following Sub-areas as identified in the Plan Update:

- No. 1—West Poplar Street (West Nanticoke);
- No. 2A—Route 29 at Lamoreaux (West Nanticoke);
- No. 4—Barrow Street, East Poplar Street and Route 11;
- No. 5A—Route 11 (South between Joel Hill and Avondale Hill);
- No. 7—Johnson Greene; and,
- No. 8—Curry Hill.

The new wastewater collection and conveyance facilities for these areas will connect to the Wyoming Valley Sanitary Authority's (WVSA) existing conveyance system

for treatment at WVSA's plant located in Hanover Township. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

Burnhauser Property, Perkasio Borough, **Bucks County**. Scott A. Alderfer, P.G., EMS Env., Inc., 4550 Bath Pike, Bethlehem, PA 18017, on behalf of Erik Burnhauser, 312 N. 5th St., Perkasio, PA 18944, has submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Vacant Property/5040 Belfield Ave., City of Philadelphia, **Philadelphia County**. Staci Nelson-Cottone,

American Resource Consultants, Inc., P. O. Box 579, Quakertown, PA 18951 on behalf of Elliot and Rose Mary Timms, 1862 Lindley St., Philadelphia, PA 19141 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet the Special Industrial Area requirements.

Gelb Residence, Plumstead Township, **Bucks County**. Natalie Hsueh and Jason Plucinski, React Env. Svc., Inc. 6901 Kingsessing Ave., Philadelphia, PA 19142 has submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Penbrook Amrican Legion Post 730, Susquehanna Township, **Dauphin County**. GeoServices, Ltd., 1525 Cedar Cliff Drive, Camp Hill, PA 17011, on behalf of Penbrook American Legion Post No. 730, 3813 Walnut Street, Harrisburg, PA 17109, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to the Statewide Health standard.

FCI USA, Inc., Hanover, Penn Township, **York County**. HRP Associates, Inc., 4811 Jonestown Road, Suite 235, Harrisburg, PA 17109, on behalf of FCI USA, Inc., 825 Old Trail Road, Etters, PA 17319, submitted a Final Report concerning remediation of site soils and groundwater contaminated with VOCs. The applicant is seeking to attain a combination of the Statewide Health and Site-specific standards.

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

Oil City Check (V-105), Cornplanter Township, **Venango County**. Jennifer Sedora, Remediator, PPL Services Corp. 2 North 9th St., GENTW17, Allentown PA 18101 has submitted a Final Report concerning remediation of site Soil contaminated with Mercury. The report is intended to document remediation of the site to meet the Statewide Health Standards.

Oil City Check (V-105), Cornplanter Township, **Venango County**. Jennifer Sedora, Remediator, PPL Services Corp. 2 North 9th St., GENTW17, Allentown PA 18101 has submitted a Final Report concerning remediation of site Soil contaminated with Mercury. The report is intended to document remediation of the site to meet the Statewide Health Standards.

Tippery Check (V-98), Cranberry Township, **Venango County**. Jennifer Sedora, Remediator, PPL Services Corp. 2 North 9th St., GENTW17, Allentown PA 18101 has submitted a Final Report concerning remediation of site Soil contaminated with Mercury. The report is intended to document remediation of the site to meet the Statewide Health Standards.

Kossuth Check (V-74), Richland Township, **Venango County**. Jennifer Sedora, Remediator, PPL Services Corp. 2 North 9th St., GENTW17, Allentown PA 18101 has submitted a Final Report concerning remediation of site Soil contaminated with Mercury. The report is intended to document remediation of the site to meet the Statewide Health Standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by provisions of the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is 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 before which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.

Recchilongo Residence, Pottstown Borough, **Montgomery County**. Jim Gould, Lewis Env. Group, P. O. Box 639, Royersford, PA 19468 has submitted a Final Report

concerning the remediation of site soil and groundwater contaminated with no. 2 fuel oil. The Final report was submitted within 90 days of the release-demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 22, 2004.

Hodge-Highland Rd. Prop., Highland Township, **Chester County**. Tom Brady, RT Env. Svc., 510 Heron Dr., Suite 306, Bridgeport, NJ 08014 on behalf of John Panizza, GenTerra, 101 Marchwood Rd., Exton, PA 19341 has submitted a Final Report concerning the remediation of site soil contaminated with inorganics arsenic. The Final report demonstrated attainment of the Background Standard and was approved by the Department on November 22, 2004.

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

Samuel Miller & Sons, Inc., City of Lancaster, **Lancaster County**. Lawler, Matusky & Skelly Engineers LLP, 609 Hamilton Mall, Allentown, PA 18101, on behalf of Charter Homes, Inc., 114 Foxshire Drive, Lancaster, PA 17601, submitted a Baseline Environmental Report concerning remediation of site soils and groundwater contaminated with chlorinated solvents, PAHs, Fuel Oil No. 6, lead and inorganics. The site was remediated as a Special Industrial Area. The Baseline Environmental Report was approved by the Department on November 24, 2004.

Envirotest Site, City of Lebanon, **Lebanon County**. Penn E and R, Inc., 2755 Bergey Road, Hatfield, PA 19440, on behalf of Environmental System Products, Inc., 11 Kripes Road, East Granby, CT 06026, submitted a Final Report concerning remediation of site soils and groundwater contaminated with inorganics, lead and PAHs. The report is intended to document remediation of the site to a combination of the Statewide Health and Site-Specific standards. The final report demonstrated attainment of a combination of the Statewide Health and Site-specific standards, and was approved by the Department on November 24, 2004.

Dura-Bond Pipe, LLC, formerly Bethlehem Steel Corporation, Steelton Borough, **Dauphin County**. Alliance Environmental Services, Inc., 1414 North Cameron Street, Suite B, Harrisburg, PA 17130, on behalf of Capital Region Economic Development Corporation, 3211 North Front Street, Harrisburg, PA 17110 AND Dura-Bond Pipe, LLC, 2716 South Front Street, Steelton, PA 17113, submitted a Baseline Environmental Report concerning remediation of site soils and groundwater contaminated with lead and arsenic, metals, VOCs and SVOCs. The site is being remediated as a Special Industrial Area. The Baseline Environmental Report was approved by the Department on November 24, 2004.

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

Jersey Shore Steel, Pine Creek Township, **Clinton County**. Chambers Environmental, 629 East Rolling Ridge Drive, Bellefonte, PA 16823, on behalf of Jersey Shore Steel, 70 Maryland Avenue, Jersey Shore, PA 17740 has submitted a Final Report concerning soils and groundwater contaminated with waste oil. This Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 23, 2004.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 301341. Svedala Industries Inc., 350 Railroad Street, Danville, PA 17821, located in Danville Borough, **Montour County**. The permit was reissued for name change from Svedala Industries to Metso Minerals Industries, Inc./Pyro Division by the Northcentral Regional Office on November 16, 2004.

Persons interested in reviewing the permit may contact David Garg, P. E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3653. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

MUNICIPAL AND RESIDUAL WASTE TRANSPORTER AUTHORIZATION

Issued applications for Municipal and Residual Waste Transporter Interim Authorization received under the Waste Transportation Safety Act of June 29, 2002, 27 Pa.C.S. §§ 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.

Perna Wastewater Management, 60 Schoolhouse Rd., Souderton, PA 18964. Authorization No. WH0928. Effective October 26, 2004.

J. Searles Transportation Co., Inc., Fl 2, 365 21st St., Irvington, NJ 07111. Authorization No. WH4957. Effective November 2, 2004.

Ralph Express, Inc., 2900 New York Ave., #235, Union City, NJ 07087. Authorization No. WH6275. Effective October 1, 2004.

Saltarin Trucking, Inc., 1312 Morrison Ave., Bronx, NY 10472. Authorization No. WH6399. Effective October 26, 2004.

All Waste Recycling & Container Services, 1626 S. Commerce St., Paulsboro, NJ 08066. Authorization No. WH6525. Effective September 27, 2004.

Todd Green, 324 Co. Hwy. 155, Coloversville, NY 12078. Authorization No. WH6536. Effective October 15, 2004.

Eaker Dirt Works, 119 Sycamore Dr., Shippensburg, PA 16254 Authorization No. WH6546. Effective October 5, 2004.

Scott Frank, 46888 Riffle Rd., Rogers, OH 44455. Authorization No. WH6547. Effective October 15, 2004.

T.A.K. Trucking, Apt 26, 300 Britannia Street, Meriden, CT 06450. Authorization No. WH6559. Effective September 29, 2004.

Masseys Trucking, LLC., 12916 Edgewood Ave., Richmond, VA 23222. Authorization No. WH6564. Effective September 15, 2004.

R. Bivens & Son LLC., 7 Owenwood Dr., Lincoln University, PA 19352. Authorization No. WH6567. Effective September 23, 2004.

Med Joya Transport, Inc., 155 Magazine St., Apt. 1, Newark, NJ 07105. Authorization No. WH6568. Effective September 23, 2004.

Julio Alfaro Trucking, 336 Armstrong Ave., Jersey City, NJ 07305. Authorization No. WH6569. Effective September 23, 2004.

RMZ Holdings, Inc., 1 Millennium Dr., Uniontown, PA 15401. Authorization No. WH6570. Effective September 23, 2004.

J. Hughson Excavating, Inc., P. O. Box 557, 5239 SR 52, Jeffersonville, NY 12748. Authorization No. WH6571. Effective October 5, 2004.

Donald J. Norris, 108 Williams St., Apt. 7, Clearfield, PA 16840. Authorization No. WH6572. Effective September 17, 2004.

G & G Blue Corp., Apt. 1810, 19333 Collins Ave., Sunny Isles, FL 33160-2372. Authorization No. WH6573. Effective September 23, 2004.

Malkeet Singh, Green Village Apt. 4, 100 Rt. 46 #37 Building, Budd Lake, NJ 07828. Authorization No. WH6574. Effective September 23, 2004.

Pleasant Valley Jerseys, 3926 Guilford Springs Rd., Chambersburg, PA 17201. Authorization No. WH6575. Effective September 23, 2004.

After Disaster Housing Corp., 640 W. Commodore Blvd., Jackson, NJ 08527-5434. Authorization No. WH6576. Effective September 23, 2004.

C. H. Backhoe & Dozer Service, R. R. 2 Box 59A, Dayton, PA 16222. Authorization No. WH6578. Effective September 28, 2004.

MVG Entriprise, Inc., 544 57th St., West New York, NY 07090. Authorization No. WH6579. Effective September 23, 2004.

Ryon A. Costenbader, 2328 Hemlock Dr., Lehighton, PA 18235. Authorization No. WH6580. Effective September 23, 2004.

Atkinson Roll Off Service, P. O. Box 421, Worthington, PA 16262. Authorization No. WH6581. Effective September 23, 2004.

John A. Royer, R. R. 1 Box 238G, Winfield, PA 17889. Authorization No. WH6582. Effective September 22, 2004.

Iron Mountain Records Management, P. O. Box 6, 1137 Branchton Rd., Boyers, PA 16020. Authorization No. WH6583. Effective September 23, 2004.

Petrosky Service, Inc., 2524 Drane Hwy., Osceola Mills, PA 16666. Authorization No. WH6585. Effective September 23, 2004.

Christopher M. Howells, 601 Heston Rd., Glassboro, NJ 08028. Authorization No. WH6585. Effective September 23, 2004.

Levar Construction Company, 544 Main St., Central City, PA 15926. Authorization No. WH6586. Effective September 23, 2004.

Nex-One, Inc., 29 Beach Ave., Copiague, NY 11726. Authorization No. WH6587. Effective September 23, 2004.

KY Trucking, 403 Bradford Ct., Bordentown, NJ 08505. Authorization No. WH6588. Effective September 23, 2004.

Anthony J. Cerimele, 60 E. Columbus Ave., Nesquehoning, PA 18240-1102. Authorization No. WH6589. Effective September 23, 2004.

Earl Muth, 2381 Carson Hill Rd., Dubois, PA 15801-4914. Authorization No. WH6590. Effective September 28, 2004.

J. A. Luciano & Sons Builders, P. O. Box 525, Bradford, PA 16701. Authorization No. WH6591. Effective September 28, 2004.

Ambrus Company, 239 Hope Dr., P. O. Box 27, Blandon, PA 19510-0027. Authorization No. WH6592. Effective September 28, 2004.

Ra & Rah Trucking, 311 Nichols Ave., Wilmington DE 19803-2590. Authorization No. WH6593. Effective September 28, 2004.

Stephen Champion, P. O. Box 56, 1510 Twelfth Ave., Dorothy, NJ 08317. Authorization No. WH6594. Effective September 28, 2004.

R & T Express Trucking, Inc., First Floor, 117 N. Sixteenth St., Bloomfield, NJ 07003. Authorization No. WH6595. Effective September 28, 2004.

Yannuzzi, Inc., 410 W. Mine St., Hazleton, PA 18201. Authorization No. WH6596. Effective September 28, 2004.

South Williamsport Borough, 329 W. Southern Ave., South Williamsport, PA 17701-7244. Authorization No. WH6597. Effective September 28, 2004.

Rupert Transport, 6943 Rupert Ln., Alexandria, PA 16611. Authorization No. WH6598. Effective September 28, 2004.

Erlyn Pined-Castro, 150 Washington St., 1Y, Hempstead, NY 11550. Authorization No. WH6599. Effective September 29, 2004.

CTT FT LLC., 4 Jannette St., Carteret, NJ 07008. Authorization No. WH6600. Effective September 29, 2004.

Nemeth Contracting, 1619 New York Ave., Port Vue, PA 15133. Authorization No. WH6601. Effective September 29, 2004.

John F. Harper, First Floor, 365 Twenty-first St., Irvington, NJ 07111-4403. Authorization No. WH6602. Effective September 29, 2004.

Fatzinger Auto Salvage, 1420 Lower South Main St., Bangor, PA 18013. Authorization No. WH6603. Effective September 29, 2004.

BK Transport, Inc., 102 Kendall Court, Dover, NJ 07801. Authorization No. WH6604. Effective September 29, 2004.

C. A. Elliott Lumber Co., Inc., P. O. Box 272, 200 Main St., Roulette, PA 16746. Authorization No. WH6605. Effective September 29, 2004.

Abode Realty, LP., 2463 W. Rock Rd., Allentown, PA 18103. Authorization No. WH6606. Effective September 29, 2004.

Cupid Trucking, Inc., 28A Cooper Place, Weehawken, NJ 07087. Authorization No. WH6607. Effective September 29, 2004.

The Enhancement Center, Inc., 3075 Washington Rd., McMurray, PA 15317. Authorization No. WH6608. Effective October 21, 2004.

North East Transfer, Inc., 484 South Mountain Rd., Mountain Top, Pa 18707-0484. Authorization No. WH6609. Effective October 4, 2004.

R & C Housing, 700 Hobart St., P. O. Box 100, Gordon, PA 17936-0100. Authorization No. WH6610. Effective October 4, 2004.

Perry Construction Group, Inc., 1440 W. 21st St., Erie, PA 16502. Authorization No. WH6611. Effective October 4, 2004.

Star Manufactured Homes, LLC., 8191 Peach St., Erie, PA 16509-4716. Authorization No. WH6612. Effective October 4, 2004.

Cruz, Inc., 127 W. Susquehanna Ave., Philadelphia, PA 19122. Authorization No. WH6613. Effective October 4, 2004.

Gregg, Inc., 2329 Hill Church Houston Rd., Canonsburg, PA 15317. Authorization No. WH6614. Effective October 4, 2004.

Liaquat Chaudhary, 51 Heald St., Carteret, NJ 07008. Authorization No. WH6615. Effective October 7, 2004.

S. Salkowski Hauling, 26 Spring Rd., Boyertown, PA 19512. Authorization No. WH6617. Effective September 30, 2004.

Mack N Tosh Construction, Inc., 149 Four Seasons Dr., Hazelton, PA 18201-7643. Authorization No. WH6618. Effective October 7, 2004.

Hobbs Trucking, 4410 Emmitsburg Rd., Fairfield, PA 17320. Authorization No. WH6619. Effective October 5, 2004.

Keys Dump Truck Service, Inc., 8713 Hwy. 79, Pinson, AL 35126. Authorization No. WH6620. Effective October 5, 2004.

Pinnacle Industries, Inc., 700 Division St., Elizabeth, NJ 07201. Authorization No. WH6621. Effective October 5, 2004.

Maranatha Transport, 65 Clearview Dr., Bridgeport, CT 06606. Authorization No. WH6622. Effective October 5, 2004.

Planet Earth Recycling, Inc., P. O. Box 65311, Philadelphia, PA 19155. Authorization No. WH6623. Effective October 5, 2004.

Carroll Industries, Inc., 4 Youngs Rd, Trenton, NJ 08619. Authorization No. WH6624. Effective October 5, 2004.

Milton Phelps, P. O. Box 52, Crum Lynne, PA 19022. Authorization No. WH6625. Effective October 20, 2004.

PA DOT Eng Dist 12-0, P. O. Box 989, Uniontown, PA 15401-0459. Authorization No. WW6626. Effective October 5, 2004.

Allied Environmental Group, 10 Eyre Ct., Baltimore, MD 21236. Authorization No. WH6627. Effective October 5, 2004.

Edward Hicks, 513 Torrey Rd., Honesdale, PA 18431. Authorization No. WH6628. Effective October 5, 2004.

Kevin Hicks, HC62, Box 748, Honesdale, PA 18431. Authorization No. WH6629. Effective October 5, 2004.

Franklin Charles, 265 Mill St., Woodbury, PA 16695. Authorization No. WH6630. Effective October 5, 2004.

Michael T. Fry, 4643 Baldwin St., Meadville, PA 16335. Authorization No. WH6631. Effective October 5, 2004.

Jeffrey J. Hanrahan, 6250 Greenway Lowell Rd., Verona, NY 13478. Authorization No. WH6632. Effective October 5, 2004.

Dutra Transportation, 1730 Megargee St., Philadelphia, PA 19152. Authorization No. WH6633. Effective October 7, 2004.

BCD Properties, Inc., P. O. Box 338, 1131 Route 97, Waterford, PA 16441-9654. Authorization No. WH6634. Effective October 7, 2004.

Landis Pallet & Box Co., Inc., P. O. Box 126, East Greenville, PA 18041. Authorization No. WH6635. Effective October 20, 2004.

Ruggiero Timothy, 2487 Sylvan Place, Wheatfield, NY 14304. Authorization No. WH6636. Effective October 7, 2004.

Bowman Sales & Equipment, Inc., P. O. Box 433, Williamsport, MD 21795-0433. Authorization No. WH6637. Effective October 7, 2004.

Earl W. Horst Builders, 1006 Spruce Ln., Tamaqua, PA 18252. Authorization No. WH6638. Effective October 7, 2004.

Motion Transport, Inc., 302 Fox Hill Run Dr., P. O. Box 38, Woodbridge, NJ 07095. Authorization No. WH6639. Effective October 7, 2004.

Patinos Transport, 10-63 Dewey Pl., Elizabeth, NJ 07202. Authorization No. WH6640. Effective October 7, 2004.

Edward Castellanos, 71-14 34th Ave., Jackson Heights, NJ 11372. Authorization No. WH6641. Effective October 7, 2004.

M & K Trucking, 96 Woodland Ave., Kearny, NJ 07032. Authorization No. WH6642. Effective October 13, 2004.

Owen & Sparrow, LLC., P. O. Box 1595, Lorton, VA 22199. Authorization No. WH6644. Effective October 7, 2004.

Juan Carlos Idrovo-Calle, 98 S. 6th Ave., Coatesville, PA 19320. Authorization No. WH6645. Effective October 8, 2004.

Extreme Leasing Corp., 889 Freling Huysen Ave., Newark, NJ 07114. Authorization No. WH6646. Effective October 13, 2004.

Thomas H. Duncan, 8953 N. Loop Rd., Slatington, PA 18080. Authorization No. W6647. Effective October 13, 2004.

Jose C. Chavarria, 147-39 75th Rd., Flushing, NY 11367. Authorization No. WH6648. Effective October 13, 2004.

Jorge A. Perez, 11307 Old Missions Rd., Houston, TX 77095. Authorization No. WH6649. Effective October 13, 2004.

JSU Transport, 46 Calliope Rd., Saureville, NJ 08872. Authorization No. WH6650. Effective October 14, 2004.

Sukhdev Singh, Apt. 2F, 132 E. Delaware Ave., Florence, NJ 08518. Authorization No. WH6652. Effective October 13, 2004.

Russell L. Dado, 12 N. Mountain Blvd., Mountain Top, PA 18707. Authorization No. WH6653. Effective October 14, 2004.

PENOCO, Inc., 485 E. College Ave., Pleasant Gap, PA 16823. Authorization No. WH6654. Effective October 14, 2004.

Claude Oberholtzer, 5410 E. Hwy. 22, Smithfield, KY 40068-9305. Authorization No. WH6655. Effective October 14, 2004.

Paul I. Kilbride, 2463 Treichier Rd., Palm, PA 18070-1016. Authorization No. WH6656. Effective October 14, 2004.

M. J. R. Transport, 452 Sixth St., Newark, NJ 07107. Authorization No. WH6658. Effective October 18, 2004.

Royal Green Corp., Huller Ln., P. O. Box 9, Temple, PA 19560. Authorization No. WH6659. Effective October 18, 2004.

Northeast Excavation, Inc., 909 Grant St., Hazleton, PA 18201. Authorization No. WH6660. Effective October 18, 2004.

Imperial Sanitation Corp., 18-61 Forty-first St., Astoria, NY 11105. Authorization No. WH6662. Effective October 19, 2004.

Jayson C. Brinkman, 513 Main St., Glendora, NJ 08009. Authorization No. WH6663. Effective October 19, 2004.

Great Valley Container Service, P. O. Box 760, Valley Forge, PA 19482. Authorization No. WH6664. Effective October 19, 2004.

Paul M. Senick, 3740 Wilson Ave., Bethlehem, PA 18020-6545. Authorization No. WH6665. Effective October 19, 2004.

Hector Watson, 2435 Green St., Chester, PA, 19013. Authorization No. WH6666. Effective October 19, 2004.

Bley Trucking, 463 Phinneyville Rd, Ringtown, PA 17967. Authorization No. WH6667. Effective October 19, 2004.

Pollino Construction, 265 Tarentum Culmerville Rd., Tarentum, PA 15084. Authorization No. WH6668. Effective October 19, 2004.

Lam Express, Inc., 375 N. Eleventh St., Newark, NJ 07107. Authorization No. WH6669. Effective October 19, 2004.

Precision LLC., 96 Greylocu Ave., Belleville, NJ 07109. Authorization No. WH6670. Effective October 19, 2004.

Raul Coutinho, 714 Ainsworth St., Linden, NJ 07036. Authorization No. WH6671. Effective October 19, 2004.

RJM Construction Services, Inc., 936 Tenth St., Gloucester City, NJ 08030. Authorization No. WH6672. Effective October 20, 2004.

Charles Nesley & Son, R. R. 2, P. O. Box 7, Pottstown, PA 19464. Authorization No. WH6673. Effective October 20, 2004.

Curtis J. Bailey, Inc., 3420 Summer Valley Rd., New Ringgold, PA 17960. Authorization No. WH6674. Effective October 20, 2004.

Roberto Gonzalez, 1302 N. Eleventh St., Reading, PA 19604. Authorization No. WH6675. Effective October 20, 2004.

Giustino Remodeling, 1570 Raubsville Rd., Easton, PA 18042-9778. Authorization No. WH6676. Effective October 20, 2004.

Triple E. Express, P. O. Box 8386, 48 Struyk Ave., Haledon, NJ 07538. Authorization No. WH6677. Effective October 21, 2004.

Upper Saucon Township, 5500 Camp Meeting Rd., Center Valley, PA 18034-0278. Authorization No. WH6678. Effective October 21, 2004.

Holzer & Jesko Quality Ext., P. O. Box 73, 606 Sixth St., Mather, PA 15346. Authorization No. WH6679. Effective October 21, 2004.

Bhur S. Banipal, 4005 Hummingbird Ln., Bethlehem, PA 18020. Authorization No. WH6680. Effective October 21, 2004.

Browns Trucking, 329 Englesville Rd., P. O. Box 521-329, Boyertown, PA 19512. Authorization No. WH6681. Effective October 22, 2004.

Mifflinburg Borough, 333 Chestnut St., Mifflinburg, PA 17844. Authorization No. WH6682. Effective October 25, 2004.

Kenneth Earl Tincher, Jr., 1050 Favinger Rd., Pottstown, PA 19465-8616. Authorization No. WH6683. Effective October 25, 2004.

JMH Transfer, 11A Second St., Frenchtown, NJ 08825. Authorization No. WH6684. Effective October 25, 2004.

Eagle Contracting, 8461 Allemaengel Rd., New Tripoli, PA 18066. Authorization No. WH6685. Effective October 25, 2004.

Dean T. Davis, 240 E. Fifth Ave., Roselle, NJ 07203. Authorization No. WH6686. Effective October 25, 2004.

Parminder Singh, 407 W. Country Club Dr., Westampton, NJ 08060. Authorization No. WH6687. Effective October 25, 2004.

C. Castillo Trucking, 132 Chestnut St., Kearny, NJ 07032. Authorization No. WH6688. Effective October 25, 2004.

Mealy Excavating & Construction, Inc., 128 Lake Lucy Rd., Tionesta, PA 16353. Authorization No. WH6689. Effective October 26, 2004.

John F. Latshaw, 344 S. Churchtown Rd., Narvon, PA 17555. Authorization No. WH6690. Effective October 27, 2004.

Sorg Professional Contracting, 1071 Saint Michael St., Saint Marys, PA 15857. Authorization No. WH6691. Effective October 27, 2004.

Pat Sands Roofing, 1326 East Ave., Roslyn, PA 19001. Authorization No. WH6692. Effective October 28, 2004.

Doctorick Grounds Maintenance, 22 Alice Ave., Monongahela, PA 15063. Authorization No. WH6693. Effective October 28, 2004.

Balance & Balance Corp, P. O. Box 29, West New York, NJ 07093. Authorization No. WH6694. Effective October 28, 2004.

Hussain Sonail, 2909 Jesseway, Piscataway, NJ 08854. Authorization No. WH6695. Effective October 28, 2004.

SALCI Construction, 481 S. Main St., Wilkes-Barre, PA 18701. Authorization No. WH6696. Effective October 29, 2004.

G & J Trucking, Inc., HC1, Box 217N, Hawley, PA 18428. Authorization No. WH6698. Effective November 8, 2004.

Amaturo Alfonso J., 43 Lillian Ave., New Fairfield, CT 06812-4418. Authorization No. WH6725. Effective November 5, 2004.

Jorge Padilla, 252 Union St., Lodi, NJ 07644. Authorization No. WH3383. Effective November 12, 2004.

Kenny Courter's Excavating, 6227 Nittany Valley Dr., Mill Hall, PA 17751. Authorization No. WH6699. Effective November 2, 2004.

Ruleman Trucking, Inc., P. O. Box 2427, Harrisonville, VA 22801-9626. Authorization No. WH6700. Effective November 2, 2004.

R. L. Davis Construction, Inc., P. O. Box 210, Laughlintown, PA 15655-0210. Authorization No. WH6701. Effective November 2, 2004.

Charles R. Fender, 6 Merganser Ct, Middletown, DE 19709. Authorization No. WH6703. Effective November 2, 2004.

Wood Waste Recycling, Inc., 111 Bridge St., Burgettstown, PA 15021. Authorization No. WH6704. Effective November 2, 2004.

Universal Hauling Corp., P. O. Box 11229, Fairfield, NJ 07004. Authorization No. WH6705. Effective November 2, 2004.

Raul Gonzalez-Pardo, 243 Lawton Ave. #2, Cliffside Park, NJ 07010. Authorization No. WH6706. Effective November 2, 2004.

Jadda Trucking Enterprises, LLC., 12 Spruce Run Creek Farm, Dingmans Ferry, PA 18328. Authorization No. WH6707. Effective November 2, 2004.

Derick Guillaume, 641 Lincoln Ave., No. 33, Orange, NJ 07050. Authorization No. WH6708. Effective November 2, 2004.

Superior Mill Services, 1315 Orchard Run Dr., Lebanon, OH 45036. Authorization No. WH6709. Effective November 3, 2004.

Mark Daniels Construction, 210 Rowe Ln., Plymouth, PA 18651. Authorization No. WH6710. Effective November 3, 2004.

Eder Trucking, 591 Shingler Dr., Apple, PA 15613. Authorization No. WH6711. Effective November 3, 2004.

J. H. Transport LLC., 6 Beacon Place, Voorhees, NJ 08043. Authorization No. WH6712. Effective November 3, 2004.

WMA Transport, Inc., 424 Fifteenth St., No. C3, Union City, NJ 07087. Authorization No. WH6713. Effective November 3, 2004.

Ranjit S. Toor, 16-B Kensington Arms, Hightstown, NJ 08520. Authorization No. WH6714. Effective November 3, 2004.

Anthony Harper, 79 Twenty-First St., Irvington, NJ 07111. Authorization No. WH6715. Effective November 3, 2004.

Golden Eagle Trucking Corp., First Floor, 70 McKinley St., Hackensack, NJ 07601. Authorization No. WH6716. Effective November 5, 2004.

Edward Shaw, 584 Milford-Mt Pleasant Rd., Milford, NJ 08848. Authorization No. WH6717. Effective November 5, 2004.

Wayne Hines, R. D. 1, Box 1A, Thompson, PA 18465. Authorization No. WH6718. Effective November 5, 2004.

David Crawford, Lot No. 1, 105 Meadow St., Mansfield, PA 16933. Authorization No. WH6719. Effective November 5, 2004.

Salvador Gonzalez-Aguilan, 936 N. Eighth St., Reading, PA 19604. Authorization No. WH6720. Effective November 5, 2004.

Swamp Angel Energy, Inc., 2414 N. Woodlawn, Suite 180, Wichita, KS 67220. Authorization No. WH6721. Effective November 8, 2004.

Dunrite Transport, 134-19 230th St., Laurelton, NY 11413. Authorization No. WH6722. Effective November 8, 2004.

Gray's Transportation, Inc., P. O. Box 158, 598 Reed St., Brisbin, PA 16620. Authorization No. WH6723. Effective November 8, 2004.

Randall S. Smith, 714 Egypt Rd., Woodland, PA 16881. Authorization No. WH6726. Effective November 8, 2004.

Ray Cashdollar, 114 38th Ave., Freedom, PA 15042. Authorization No. WH6727. Effective November 8, 2004.

A & A Environmental Services, 5200 Raynor Ave., Linthicum, MD 21090. Authorization No. WH6729. Effective November 9, 2004.

Maillet's Disposal Service, 252 E. Bertsh St., Lansford, PA 18232-2105. Authorization No. WH6732. Effective November 9, 2004.

Harborcreek Township, 5601 Buffalo Rd., Harborcreek, PA 16421. Authorization No. WH6733. Effective November 9, 2004.

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, 2 East Main Street, Norristown, PA 19401; Thomas McGinley, New Source Review Chief, (484) 250-5920.

46-302-229GP: Naval Air Station Joint Reserve Base (Code 992, Environmental Division, Building 78, Willow Grove, PA 19090) on November 24, 2004, to operate a boiler with low NOx in Horsham Township, **Montgomery County**.

46-310-059GP: Highway Materials, Inc. (1750 Walton Road, Blue Bell, PA 19422) on November 17, 2004, to operate a portable crusher in Whitmarsh Township, **Montgomery County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

09-0087D: Air Products and Chemicals, Inc. (351 Philadelphia Avenue, Morrisville, PA 19067) on November 19, 2004, to operate a chlorine distillation process in Falls Township, **Bucks County**.

23-0098: SAP America, Inc (3999 West Chester Pike, Newtown Square, PA 19073) on November 19, 2004, to operate four electric generators and three boilers in Newtown Township, **Delaware County**.

46-0154A: Eye Designs LLC (245 West 5th Avenue, Trappe, PA 19426) on November 19, 2004, to operate a spray booth in Trappe Borough, **Montgomery County**.

46-0167: Montgomery County Geriatric and Rehabilitation Center (1600 Black Rock Road, Royersford, PA 19468) on November 19, 2004, to operate two boilers / No. 2 fuel oil in Upper Providence Township, **Montgomery County**.

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

40-399-053: Fabri Kal Corp. (150 Lions Drive, Valmont Industrial Park, Hazleton, PA 18201) on November 15, 2004, to modify plastic regrind lines and associated air cleaning device at their facility in Hazle Township, **Luzerne County**.

35-322-007: Alliance Sanitary Landfill, Inc. (398 South Keyser Avenue, Taylor, PA 18517) on September 28, 2004, to install a portable air cleaning device at their facility in Taylor Borough, **Lackawanna County**.

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

26-00546B: Atlas Pipeline Pennsylvania, LLC (311 Rouser Road, P. O. Box 611, Moon Township, PA 15108) on November 4, 2004, to operate a natural gas production facility known as the Prah Compressor Station in German Township, **Fayette County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Edward Braun, Chief, (215) 823-7584.

AMS 04108: Citizen's Bank Park (1001 Pattison Avenue, Philadelphia, PA 19148) on November 18, 2004, to install three 8 MMBtu/hr dual fired boilers and one 1818 hp and one 2889 hp natural gas fired peak shaving generators in Philadelphia, **Philadelphia County**.

AMS 04119: N.E.L. Metal Restorations (2127 Margaret Street, Philadelphia, PA 19124) on November 18, 2004, to install a decorative chrome electroplating bath in Philadelphia, **Philadelphia County**.

AMS 4122: Amerada Hess Corp. (1630 South 51st Street, Philadelphia, PA. 19143) on November 22, 2004, to increase their loading terminal throughput in Philadelphia, **Philadelphia County**.

AMS 1168: National Publishing Co. (11311 Roosevelt Boulevard, Philadelphia, PA. 19154) on November 22, 2004, to install a heatset web offset lithographic printing press in Philadelphia, **Philadelphia County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

46-322-007: Waste Management Disposal Services of PA Inc. (1425 Sell Road, Pottstown, PA 19464) on November 30, 2004, to operate a municipal solid waste landfill in West Pottsgrove Township, **Montgomery County**.

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

47-00001A: PPL Montour LLC (18 McMichael Road, Washingtonville, PA 17884) on November 16, 2004, to allow the use of sodium carbonate, in addition to the sodium sulfite already approved, as a reagent in two bituminous coal-fired electric utility boiler flue gas injection systems at their Montour Steam Electric Station in Derry Township, **Montour County**.

55-310-002A: National Limestone Quarry, Inc. (P. O. Box 397, Middleburg, PA 17842) on November 19, 2004, to construct various pieces of stone crushing, etc. equipment and to operate various other pieces of stone crushing, etc. equipment on a temporary basis, until March 19, 2005, in Franklin Township, **Snyder County**. The plan approval has been extended.

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

11-00510A: AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15942) on November 6, 2004 to allow the applicant additional time to construct a coal preparation plant at the Madison Deep Mine located in Jackson Township, **Cambria County**. This Plan Approval was extended.

Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

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

10-00284: Seneca Landfill, Inc. (120 Hutchman Road, Mars, PA 16046) on November 12, 2004, to re-issue their Title V Operating Permit to operate a landfill, wastewater treatment plant, steam boiler and wastewater treatment plant in Jackson Township, **Butler County**. As a result of potential emissions of NOx and VOC, the facility is not a major source, and is therefore not subject to Reasonable Available Control Technology. The issued renewal Title V Operating Permit does not reflect any changes in air emission from the facility. The facility is subject to Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility is not subject to Compliance Assurance Monitoring pursuant to 40 CFR Part 64.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

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

04-00673: Lacock Cremation Service, Inc. (P. O. Box 589, 2 Chester Way, East Rochester, PA 15074) on November 15, 2004, for a state only operating permit for a crematory in East Rochester Borough, **Beaver County**.

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

16-00130: Eden, Inc. (State Route 338, P. O. Box Y, Knox, PA 16232) on November 12, 2004, for a Natural Minor operating permit for the surface coating of wooden building materials/furniture in Borough, **Clarion County**.

42-00181: Elkhorn Field Services (8801 South Yale, Suite 420, Tulsa, OK 74137) on November 12, 2004, to Amend their Natural Minor Operating Permit to incorpo-

rate the requirements of plan approval 42-0181B which authorized the installation of an additional compressor engine. The Lewis Run natural gas processing plant is in Bradford Township, **McKean County**.

10-00148: Ervin Industries, Inc. (681 East Butler Road, Butler, PA 16001) on November 18, 2004, for a Natural Minor Operating Permit for operation of two electric arc furnaces and associated equipment used in the production of steel shot and grit. Facility is in Summit Township, **Butler County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Edward Braun, Chief, (215) 823-7584.

N04-001: St. Christopher's Hospital for Children (Erie Avenue at Front Street, Philadelphia, PA 19134) on November 24, 2004, for to operate a hospital in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two 400 HP boilers, a 200 HP boiler, and four emergency generators.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

65-00183: Allegheny Ludlum Corp. (100 River Road, Brackenridge, PA 15014) on November 23, 2004, for a minor modification at West Leechburg facility in West Leechburg Borough, **Westmoreland County**. This minor permit modification is for the removal of a 74.1 MMBtu/hr with a new package boiler rated at 34.5 MMBtu/hr. NOx emissions will be reduced by 15.7 tons, CO emissions will be reduced by 13.2 tons per year and PM/PM10 will decrease by 1.2 tons per year. This is a Title V Facility.

OP-03-00197. Nature's Blend Wood Products, Inc. (P. O. Box 392, Ford City, PA 16226) on November 19, 2004, the operating permit was amended to incorporate the provisions of Plan Approval: PA-03-00197A which authorized installation of state of the art equipment systems for the application of stains and coatings to the company's manufactured wood products. The new equipment will cause a significant reduction in VOC emissions from the Ford City Plant in Ford City, **Armstrong County**. This is a Title V Facility.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Coal Permits Actions

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

17831601. NPDES Permit No. PA0215317, River Hill Coal Company, Inc., (P. O. Box 141, Kylertown, PA 16847), to renew the permit for Belford Siding in Karthaus Township, **Clearfield County** and related NPDES permit. No additional discharges. Permit issued November 29, 2004.

Greensburg District Mining Office: RR 2, Box 603-C, Greensburg, PA 15601, (724) 925-5500.

03040101 and NPDES Permit PA0250597. AMFIRE Mining Co., LLC (One Energy Place, Latrobe, PA 15650). Commencement, operation and reclamation for a bituminous surface mine, located in Gilpin Township, **Armstrong County**, affecting 62.1 acres. Receiving stream: unnamed tributary to Allegheny River. Application received: July 1, 2004. Permit issued: November 24, 2004.

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

17813182 and NPDES Permit No. PA 0609692. Penn Coal Land, Inc. (P. O. Box 68, Boswell, PA 15531). Renewal of an existing bituminous surface mine permit in Decatur Township, **Clearfield County** affecting 125.8 acres. Receiving streams: unnamed tributary of Big Run, to Big Run, to Moshannon Creek, to West Branch Susquehanna River to Susquehanna River. Application received: September 9, 2004. Permit issued: November 16, 2004.

Noncoal Permits Actions

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

58040858. Philip J. Wood and Mark C. McCarey, (R. R. 1, P. O. Box 60, Springville, PA 18844), commencement, operation and restoration of a bluestone quarry operation in Dimock Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received September 3, 2004. Permit issued November 23, 2004.

7774SM2A1C7 and NPDES Permit #PA0594521. Berks Products Corporation, (P. O. Box 421, Reading, PA 19603), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Ontelaunee Township, **Berks County**, receiving stream: Maiden Creek. Application received October 12, 2004. Renewal issued November 29, 2004.

ABANDONED MINE RECLAMATION

Cambria Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, (814) 472-1800.

Bond Forfeiture	
Contract Awarded	BF 440-201.1
Location	Luzerne Township and Brownsville Borough, Fayette County

Description	Abandoned Mine Land Reclamation Project, Attilio Cicconi, Mining Permit No. 33A76SM10
Contractor	D. T. Construction, Inc. Dunbar, PA
Amount	\$992,000.00
Date of Award	November 8, 2004

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 (73 P.S. §§ 151—161) and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Actions

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

21044109. Hall Explosives, Inc., (2981 Elizabethtown Road, Hershey, PA 170330, construction blasting for McCoy Business Park in South Middleton Township, **Cumberland County** with an expiration date of December 30, 2005. Permit issued November 19, 2004.

36044120. Keystone Blasting Services, (381 Reifsnyder Road, Lititz, PA 17543), construction blasting for Penn Manufacturing in Warwick Township, **Lancaster County** with an expiration date of December 30, 2004. Permit issued November 22, 2004.

21044110. Brubacher Excavating, Inc., (P. O. Box 528, 825 Reading Road, Bowmansville, PA 17507), construction blasting in Silver Spring Township, **Cumberland County** with an expiration date of December 31, 2005. Permit issued November 24, 2004.

21044111. Cumberland Valley Drilling & Blasting, (6820 Wertzville Road, Enola, PA 17025) construction blasting for South Middleton Township Sewer Authority Project in South Middleton Township, **Cumberland County** with an expiration date of October 20, 2005. Permit issued November 24, 2004.

45044111. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Pocono Farms in Coolbaugh Township, **Monroe County** with an expiration date of November 20, 2005. Permit issued November 24, 2004.

45044112. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Shawnee Oakhill Development in Smithfield Township, **Monroe County** with an expiration date of November 21, 2005. Permit issued November 24, 2004.

54044009. PACT Construction, Inc., (P. O. Box 74, Ringoes, NJ 08551), construction blasting for Schuylkill Valley Sewer Authority in Blythe & Schuylkill Townships, **Schuylkill County** with an expiration date of December 1, 2005. Permit issued November 24, 2004.

67044056. ABEL Construction Co., Inc., (3925 Columbia Avenue, Mountville, PA 17554), construction blasting at Valley View Estates in Hellam Township, **York County** with an expiration date of February 28, 2005. Permit issued November 24, 2004.

38044022. ABEL Construction Co., Inc., (3925 Columbia Avenue, Mountville, PA 17554), construction blasting at Village at Springbrook Farms Phase 7 in South Londonderry Township, **Lebanon County** with an expiration date of July 17, 2005. Permit issued November 24, 2004.

46044039. AMROC, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting at Cobblestone in Douglass Township, **Montgomery County** with an expiration date of December 17, 2005. Permit issued November 24, 2004.

60044001. Dave Gutelius Excavating, Inc., (291 North Eighth Street, Mifflinburg, PA 17844) and Douglas Explosives, Inc., (P. O. Box 77, Philipsburg, PA 16866), construction blasting for Walmart at the Silver Moon Shopping Center in Kelley Township, **Union County** with an expiration date of April 30, 2005. Permit issued November 24, 2004.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law (35 §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the FWPCA (33 U.S.C.A. § 1341).

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E03-423. Department of Transportation, 2550 Oakland Avenue, P. O. Box 429, Indiana, PA 15701. To construct a bridge in Brady's Bend Township, **Armstrong County** and East Brady Borough, **Clarion County**, Pittsburgh ACOE District. To remove the existing structures and 1) to construct and maintain a continuous composite multi-girder steel bridge having four spans at 78.0 meters, 96.0 meters, 78.0 meters, and 63.0 meters and an underclearance of 9.74 meters over the normal pool elevation across the Allegheny River (WWF). The bridge is located at the navigation pool above Lock and Dam No. 9 and two of the new bridge piers will be located within the normal pool. (East Brady, PA Quadrangle N: 21.0 inches; W: 15.7 inches and Latitude: 40° 59' 26"—Longitude: 79° 36' 50") in Brady's Bend Township, Armstrong County and East Brady Borough, Clarion County; 2) to construct and maintain a prestressed concrete spread box beam bridge having a clear span of 18.00 meters and an underclearance of 7.79 meters across Sugar Creek (WWF). The bridge is located on SR 0068 approximately 600 feet west of the Allegheny River (East Brady, PA Quadrangle N: 21.2 inches; W: 16.1 inches and Latitude: 40° 59' 30"—Longitude: 79° 37' 00") in Brady's Bend Township, Armstrong County. The project proposes to directly affect, through bridge construction, 150 linear feet of river stream. No vegetated wetlands will be impacted.

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

E20-538, John Lane, Cambridge Area Joint Authority, 161 Carringer Street, Cambridge Springs, PA 16403. Pleasant Hills Subdivision Sewer Extension, in the Borough of Cambridge Springs and Cambridge Township, **Crawford County**, ACOE Pittsburgh District (Cambridge Springs, PA Quadrangle N: 7.0 inches; W: 9.7 inches).

The applicant proposes to construct and maintain approximately 2,600 feet of gravity sewer line consisting of 8-inch diameter PVC pipe to convey sanitary sewage from the existing Pleasant Hills Subdivision wastewater treatment plant (WWTP) to an existing sanitary sewer at the intersection of Brink Drive and Lura Road in the Borough of Cambridge Springs, Crawford County. The project includes a 190 foot long crossing of a PEM wetland and a 580 foot long crossing of an 11.18 acre PEM/PSS/PFO wetland and a crossing of a stream with a contributory drainage of less than 100 acres. Project includes decommissioning of the existing WWTP. The project proposes to temporarily impact 0.19 acre of wetland.

E43-314, Mercer County Board of Commissioners, 503 Mercer County Courthouse, Mercer, PA 16137. T-607 Bridge Over Unnamed Tributary to Fox Run, in Jackson Township, **Mercer County**, ACOE Pittsburgh District (Jackson Center, PA Quadrangle N: 8.7 inches; W: 3.6 inches).

To remove the existing structure and to construct and maintain a plank beam bridge (County Bridge No. 2106) having a clear span of 24.5 feet and a minimum underclearance of 5 feet on a 90 skew across an unnamed tributary to Fox Run on T-607 (Fox Mine Road) approximately 2.3 miles NE of the intersection of U. S. Interstate 79 and U. S. Route 62. The project includes construction of wingwalls, riprap protection and roadway approach work and a deminimus wetland impact consisting of 0.005 acre of PSS wetland and 0.034 acre of PEM wetland.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

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

<i>SSIP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
04-38-003	Jack Crombie Valspar Corporation 4406 Industrial Park Road Camp Hill, PA 17011	Lebanon	North Lebanon Township	1 AST storing Glycol Ether	5,000 gallons

[Pa.B. Doc. No. 04-2190. Filed for public inspection December 10, 2004, 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 (DEP Keyword: Participate). 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.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2004.

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 questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Interim Final Technical Guidance

DEP ID: 254-2412-002. Title: Act 90 Waste Transportation Safety Program Placarded Authorizations. Description: This guidance document establishes procedures for owners of demonstrator vehicles, vehicles under rental/short-term leases, vehicles utilized for temporary storage and intermodal transportation vehicles to obtain written authorization from the Department under 27 Pa.C.S. §§ 6201—6209 (relating to Transportation Safety Act) (act). Under the act, it is unlawful for the owner of a public or private waste transportation vehicle to operate such a vehicle without obtaining written authorization from the Department, including obtaining authorization stickers for each truck, truck tractor and waste trailer. Because of certain business practices, it may be impractical, improbable or even impossible, for owners or operators of the previously identified vehicles to obtain and possess a separate authorization for each vehicle that may be used to transport waste. The procedures outlined in this guidance establish a process whereby owners of these vehicles can apply to the Department for a placarded authorization that can be permanently affixed to a movable placard, thereby enabling the owner to use the vehicle in conformance with the act. Written Comments: Interested persons may submit written comments on interim final technical guidance document No. 254-2412-002 by January 10, 2005. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments should be submitted to William F. Pounds, Chief, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, wpounds@state.pa.us. Questions regarding the interim final technical guidance document should be directed to William

Pounds at (717) 787-7564 or wpounds@state.pa.us. Interim Final Effective Date: December 11, 2004.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-2191. Filed for public inspection December 10, 2004, 9:00 a.m.]

Bond Rate Guidelines for the Calculation of Land Reclamation Bonds on Coal Mining Operations

The Department of Environmental Protection (Department) announces the bond rate guidelines for 2005 for anthracite and bituminous coal mining operations. The authority for bonding coal mining operations is found under The Clean Streams Law (35 P.S. §§ 691.1—691.1001), the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a), the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66) and the regulations promulgated thereunder at 25 Pa. Code Chapter 86, Subchapter F (relating to bonding and insurance requirements). The unit costs listed in these guidelines will be used in calculating the land reclamation bonds for surface coal mining operations including surface mines, coal refuse disposal sites, coal refuse reprocessing sites, coal processing facilities and the surface facilities of underground mining operations. The procedures for calculating land reclamation bonds are described in technical guidance 563-2504-001, "Conventional Bonding for Land Reclamation—Coal," which is available on the Department's website at www.dep.state.pa.us under "eLibrary," Technical Guidance Documents—Final.

The Department may review the adequacy of bonds on existing permits based on the bond rate guidelines at any time. The Department will conduct these reviews before issuing permit renewals. The Department may conduct similar reviews at the mid-term of a permit and before approving a permit revision.

The bond rate guidelines do not apply to bonds assuring replacement of water supplies under section 3.1(c) of the Surface Mining Conservation and Reclamation Act (52 P.S. § 1396.3a(c)) or to bonds ensuring compliance with the requirements of the Bituminous Mine Subsidence and Land Conservation Act.

General Methodology

The Department developed the bond rate guidelines for 2005 from a spreadsheet of unit costs provided by the Department's Bureau of Abandoned Mine Reclamation (BAMR). The BAMR spreadsheet lists contract bid amounts for the various unit operations needed to complete reclamation of a mine site for years 1998—2003. A 3-year (2001-2003) average was used to calculate the guidelines.

In general, the bond rate for a given unit operation is the weighted average of the three lowest total bids for each contract. In some cases, a longer-term average was used because of limited data. For example, for selective grading, a 4-year average was used since there were only 27 acres of selective grading in the contracts from 2003. Not all unit operations included in the BAMR spreadsheet are included in Table 1.

In the event that a unit operation necessary to calculate a reclamation bond is not listed in Table 1, any additional cost information available from BAMR will be used. If enough data is still not available, the rate will be

set from a standard reference such as *Means Building Construction Cost Data* or *Walker's Building Estimator's Reference Book*.

The bond rate guidelines are available electronically on the Department's website at www.dep.state.pa.us/dep/deputate/minres/BMR/BMRhome.htm. For background information and supporting documentation regarding bond-

ing rate guidelines, contact the Bureau of Mining and Reclamation, Division of Monitoring and Compliance, P. O. Box 8461, Harrisburg, PA 17105-8461, (717) 787-5103.

Effective Date:

The bond rate guidelines in this notice become effective January 1, 2005.

TABLE 1
Bond Rate Guidelines For Year 2005

<i>Unit Operation</i>	<i>Unit Measure</i>	<i>Unit Costs (\$)</i>
Mobilization/demobilization	Job	4% of direct costs or \$40,000, whichever is less
Grading (< 500-foot push)	cubic yard	0.55
Grading (≥500-foot push)	cubic yard	0.80
Selective Grading	Acre	985.00
Revegetation	Acre	1,250.00
Tree Planting	Tree	0.15
Ditch Excavation	cubic yard	4.25
Jute Matting	square yard	2.20
High Velocity Erosion Control	square yard	2.00
R3 Rock Lining	square yard	18.00
R4 Rock Lining	square yard	18.00
R5 Rock Lining	square yard	17.00
Geotextile/Filter Fabric	square yard	2.75
PVC Lining ¹	square yard	9.50
Subsurface Drain	lineal foot	13.25
Pond Removal ²	Pond	3,500.00
Erosion and Sedimentation Control (Temporary Installation)	Job	Lump sum
Stage 3 Maintenance Bond	Acre	500.00
Structure Demolition	Costs will be calculated using costs listed in the construction industry's latest annual cost publications, such as <i>Means Building Construction Cost Data</i> .	
Mine Sealing ³	shaft (10 ft. or less diameter)	1,400.00
Nonhydraulic shaft seal—inert fill	shaft (11 to 15 ft. diameter)	3,000.00
	shaft (16 to 20 ft. diameter)	4,500.00
	shaft (21 to 25 ft. diameter)	8,000.00
Mine Sealing ³	shaft (10 ft. or less diameter)	7,600.00
Hydraulic shaft seal w/bulkhead	shaft (11 to 15 ft. diameter)	9,200.00
	shaft (16 to 20 ft. diameter)	10,700.00
	shaft (21 to 25 ft. diameter)	14,200.00
Mine Sealing ³	drift/slope	3,900.00
Non-hydraulic drift/slope seal		
Mine Sealing ³	drift/slope	6,200.00
Hydraulic drift/slope seal w/bulkhead		

1. Typically used for lining of ponds or ditches crossing fill material.

2. Unit cost not from BAMR bids, includes dewatering, grading, topsoil placement and revegetation.

3. Mine sealing costs are minimum costs. Additional costs per mine seal will be assessed based on specific design criteria, such as the thickness of the seal and the volume of backfill material required, using appropriate material, equipment, and labor costs from BAMR bid abstracts or from industry-standard cost estimation publications, that is, *Means Estimating Handbook* or *Walker's Building Estimator's Reference Book*.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-2192. Filed for public inspection December 10, 2004, 9:00 a.m.]

Oil and Gas Technical Advisory Board Workgroup Meetings

The Department of Environmental Protection's (Department) Oil and Gas Technical Advisory Board Workgroup will hold three meetings at the Moshannon District Office in Phillipsburg on December 21, 2004, January 6, 2005, and January 27, 2005. The meetings will start at 10 a.m.

and are being held to discuss bonding rates for oil and gas wells.

Questions concerning the meetings should be directed to David Hogeman at (717) 772-2199 or dhogeman@state.pa.us. Information on these meetings is also available through the Public Participation Center on the Department's website at www.dep.state.pa.us (DEP Keyword: Participate).

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact David Hogeman at (717) 772-2199 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. 04-2193. Filed for public inspection December 10, 2004, 9:00 a.m.]

Proposed Revision to the State Implementation Plan for Architectural and Industrial Maintenance Coatings; ChemMasters Variance Application for Concrete Curing Compounds, Waterproofing Sealers and Waterproofing Concrete/Masonry Sealers; Public Hearings

ChemMasters Specialty Construction Products (ChemMasters) has submitted an application, dated November 10, 2004, to the Department of Environmental Protection (Department) for a variance from the volatile organic compound (VOC) content limits in 25 Pa. Code § 130.603 (relating to standards) for "concrete curing compounds," "waterproofing sealers" and "waterproofing concrete/masonry sealers." The ChemMasters variance application was submitted in accordance with 25 Pa. Code § 130.606 (relating to application for variance), which provides that a person who cannot comply with the VOC content limits in 25 Pa. Code § 130.603(a) may apply in writing to the Department for a variance. In accordance with 25 Pa. Code § 130.606, the application for variance must address the specific grounds upon which the variance is sought, the proposed date by which compliance with § 130.603(a) will be achieved and a compliance report detailing the methods by which compliance will be achieved. The Department will submit each Variance Order to the United States Environmental Protection Agency for approval as a State Implementation Plan (SIP) revision.

In accordance with 25 Pa. Code § 130.606, the Department will not grant a variance unless the applicant demonstrates in writing to the Department's satisfaction that:

- (1) It is technologically infeasible for the applicant to comply with 25 Pa. Code § 130.603(a).
- (2) The public interest in issuing the variance would outweigh the public interest in avoiding increased emissions of air contaminants that would result from issuing the variance.
- (3) The compliance program proposed by the applicant can reasonably be implemented and will achieve compliance as expeditiously as possible.

ChemMasters claims in the November 10, 2004, application for variance that it is technologically infeasible for ChemMasters to produce certain "concrete curing compounds," "waterproofing sealers" and "waterproofing concrete/masonry sealers" to comply with the VOC content limit for "clear wood coatings—varnishes" specified in 25 Pa. Code § 130.603(a) "... without creating unacceptable safety hazards for employees in the ChemMasters production facility." In the application for variance, ChemMasters describes a compliance plan that includes redesign of the production facility, including installation of

new electrical components and fire suppression equipment and reformulation of coatings to permit the company to safely produce complying coatings. In the application for variance, ChemMasters indicates that the company's efforts are directed toward a targeted compliance goal of August 15, 2005.

In accordance with 25 Pa. Code § 130.610 (relating to public hearings), the Department will hold public hearings on the ChemMasters variance application to seek public comment on the following:

- (1) Whether a variance from 25 Pa. Code § 130.603(a) is necessary.
- (2) Under what conditions a variance from 25 Pa. Code § 130.603(a) is necessary.
- (3) To what extent a variance from 25 Pa. Code § 130.603(a) is necessary.

In addition to the previous, the Department will also seek comment on a Department-proposed Variance Order for issuance to ChemMasters, as well as proposed revisions to the SIP. The Department-proposed Variance Order for issuance to ChemMasters includes a requirement that compliance with 25 Pa. Code § 130.603 will be achieved by August 15, 2005, and that incremental progress reports will be sent to the Department to assure timely compliance. A variance issued by the Department shall cease to be effective upon failure of the party to whom the variance was granted to comply with a term or condition of the variance.

Based on data provided by ChemMasters regarding sales in this Commonwealth of the materials for which the variance is requested, the Department estimates that, if the variance is granted, Statewide VOC emissions will be approximately .05 ton per day higher than if ChemMasters were to market coatings at the compliance level.

Public Hearings

The Department will hold two public hearings to receive comments on the variance application submitted by ChemMasters, as well as the proposed SIP revisions and the Department-proposed Variance Order. The public hearings will be held as follows:

January 13, 2005 10 a.m.	Southeast Regional Office 2 East Main Street Norristown, PA 19401
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January 14, 2005 1 p.m.	Southcentral Regional Office 909 Elmerton Avenue Harrisburg, PA 17110
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Persons wishing to present testimony at hearing should reserve a time by contacting Susan Ferree, P.O. Box 8468, Harrisburg, PA 17105, (717) 787-9495, sferree@state.pa.us. Persons who do not reserve a time will be able to testify as time allows. Witnesses should keep testimony to 10 minutes and should provide two written copies at the hearing. 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 Wick Havens, (717) 787-9495. TDD users should contact the AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

Written Comments

Written comments on the variance application submitted by ChemMasters, as well as the proposed SIP revisions and the Department-proposed Variance Order, should be sent by 12 p.m. on January 20, 2005, to Terry

Black, Chief, Regulation and Policy Development Section, Division of Air Resource Management, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468.

Availability of Documents

ChemMasters' application for a variance and the Department's proposed Variance Order are available from Terry Black at the previous address or at tblack@state.pa.us. These documents are also available on the Department's website: www.dep.state.pa.us (Subjects/Air Quality/Regs Plans/Clean Air Plans).

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-2194. Filed for public inspection December 10, 2004, 9:00 a.m.]

State Board for Certification of Sewage Enforcement Officers Meeting Cancellation

The December 17, 2004, meeting of the State Board for Certification of Sewage Enforcement Officers has been cancelled. This meeting is being cancelled as there is no new business to be discussed at this time. The Board's next scheduled meeting will be held on March 4, 2005, at 10 a.m. in the 10th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the March 4, 2005, meeting can be directed to Renee Nease at Mnease@state.pa.us or (717) 705-8024. The agenda and meeting materials for the March 4, 2005, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at www.dep.state.pa.us (DEP Keyword: Participate).

Persons with a disability who require accommodations to attend the March 4, 2005, meeting should contact the Department at (717) 787-6045 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-2195. Filed for public inspection December 10, 2004, 9:00 a.m.]

State Water Plan Water Resources Regional Committee Meetings Schedule for 2004

The following is a list of December 2004 meetings for four Water Resources Regional Committees (Committees) associated with the Department of Environmental Protection (Department). These schedules and an agenda for each meeting, including meeting materials, will be available through the Public Participation Center on the Department's website at www.dep.state.pa.us (DEP Keyword: Participate). Locations of future meetings in 2005 will be available on the Department's website as well as published in advance in the *Pennsylvania Bulletin*.

The four Committees listed in this notice were created under 27 Pa.C.S. Chapter 31 (relating to water resources planning) to help guide the development of a new State Water Plan (plan) for the Commonwealth. The Commit-

tees' purpose is to develop the regional component of the overall plan, and to provide recommendations to the Statewide Water Resources Committee, which is charged under 27 Pa.C.S. Chapter 31 to develop the plan.

The December 2004 meetings of the four Committees will begin at 10 a.m. as follows:

Great Lakes Water Resources Regional Committee

December 14, Erie County Conservation District
2004 1927 Wager Road, Erie PA 16509

Ohio Water Resources Regional Committee

December 13, Cranberry Township Municipal Center
2004 2525 Rochester Road, Suite 400
Cranberry Township, PA 16066

Potomac Water Resources Regional Committee

December 17, Adams County Department of
2004 Emergency Services
230 Greenamyer Lane
Gettysburg, PA 17325

Upper/Middle Susquehanna Water Resources Regional Committee

December 16, PA DEP Northeast Regional Office
2004 2 Public Square, Wilkes-Barre, PA 18711

Questions concerning any of the meetings should be directed to Lori Mohr, Water Planning Office, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4628 or laumohr@state.pa.us.

Persons with a disability who require accommodations to attend any of the meetings should contact the Department at (717) 705-2425 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 04-2196. Filed for public inspection December 10, 2004, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Hahnemann University Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Hahnemann University Hospital has requested an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 04-2197. Filed for public inspection December 10, 2004, 9:00 a.m.]

Application of Roxborough Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Roxborough Memorial Hospital has requested an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

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

[Pa.B. Doc. No. 04-2198. Filed for public inspection December 10, 2004, 9:00 a.m.]

Application of Sunbury Community Hospital For Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Sunbury Community Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 7.6B12 and 7.6B13 (relating to square footage of psychiatric nursing units; and conference and treatment room).

This request is on file with the Department. Persons may receive a copy of a request for exception by request-

ing a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, dditlows@tate.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 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT (717) 783-6154 for speech and/or hearing impaired persons 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. 04-2199. Filed for public inspection December 10, 2004, 9:00 a.m.]

Requests for Exception; Long-Term Care Nursing Facilities

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.3 (relating to definitions):

Church of the Brethren Home
277 Hoffman Avenue
Windber, PA 15963

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Huntingdon Nursing and Rehabilitation Center
1229 Warm Springs Avenue
Huntingdon, PA 16652

Cumberland Crossings Retirement Community
1 Longsdorf Way
Carlisle, PA 17013

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.33(a) (relating to utility room):

Sycamore Manor Health Center
1445 Sycamore Road
Montoursville, PA 17754-9520

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.12(b) (relating to nursing services):

Mercy Jeannette Hospital Skilled Nursing Center
600 Jefferson Avenue
Jeannette, PA 15644

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, paexcept@health.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 wish to comment in an alternative format (for example, large print, audiotape or Braille) should contact the Division of Nursing Care Facilities at the address or phone numbers 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.

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

[Pa.B. Doc. No. 04-2200. Filed for public inspection December 10, 2004, 9:00 a.m.]

Stakeholder's Meeting for Newborn Screening and Follow-Up Program

The Newborn Screening and Follow-Up Program (Program), established under the Newborn Child Testing Act (35 P. S. §§ 621—625), will hold a public meeting on Tuesday, December 14, 2004. The purpose of the meeting is to discuss the Department of Health's approach to recent legislative changes to section 2101(b) of The Administrative Code of 1929 (71 P. S. § 531(b)) made by the act of December 23, 2003 (P.L. 282, No. 47) and plan for future direction of the Program. The meeting will be held from 9 a.m. to 3 p.m. at the Capitol Building, 60 East Wing, Commonwealth Avenue, Harrisburg, PA.

For additional information or persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Karen Espenshade, Director, Division of Newborn Disease Prevention and Identification, at (717) 783-8143 or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

Please R.S.V.P. by December 13, 2004, to Rose Butchko at (717) 783-8143.

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

[Pa.B. Doc. No. 04-2201. Filed for public inspection December 10, 2004, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Medical Assistance Program Fee Schedule Revisions; National Procedure Codes for Ambulance Services

The purpose of this notice is to announce that National Procedure Codes and Modifiers for Ambulance Services (National Codes) will replace local procedure and type of service codes on the Medical Assistance (MA) Program Fee Schedule. Adoption of National Codes will make procedure codes used in the MA Program consistent with the codes used by all other third-party payors. The National Codes will be effective for dates of service on

and after November 1, 2004. The use of local codes will ended effective October 31, 2004.

The following procedure codes will be added to the MA Program Fee Schedule for dates of service on and after November 1, 2004:

<i>New Procedure Code</i>	<i>Definition</i>
A0425	Ground mileage, per statute mile
A0435	Fixed wing air mileage, per statute mile
A0436	Rotary wing air mileage, per statute mile
A0428	Ambulance service, basic life support, nonemergency transport (BLS)
A0429	Ambulance service, basic life support, emergency transport (BLS-emergency)
A0426	Ambulance service, advanced life support, nonemergency transport, level 1 (ALS 1)
A0427	Ambulance service, advanced life support, emergency transport, level 1 (ALS 1-emergency)
A0430	Ambulance service, conventional air services, transport, one way (fixed wing)
A0431	Ambulance service, conventional air services, transport, one way (rotary wing)
A0433	Advanced life support, level 2 (ALS 2)
A0432	Paramedic intercept (PI), rural area, transport furnished by a volunteer ambulance company which is prohibited by State law from billing third party payers
A0434	Specialty care transport (SCT)

The following procedure codes will be deleted from the MA Program Fee Schedule and will not be compensable for services provided after October 31, 2004.

<i>Procedure Code</i>	<i>Definition</i>
W0009	Non-VASC Certified Nonemergency transportation service, other unusual circumstances
W0010	Non-VASC Certified Nonemergency transportation service
W0011	Each loaded or unloaded mile beyond the first 20 miles of a round trip
W0012	VASC Certified Nonemergency transportation service
W0013	VASC Certified Nonemergency transportation service, other unusual circumstances
W0014	Non-VASC Certified ambulance emergency (prehospital) transportation service
W0015	VASC Certified ambulance emergency (prehospital) transportation service
W0016	Advanced Life Support (ALS) with transportation (prehospital)
W0017	Advanced Life Support (ALS) without transportation (prehospital)

<i>Procedure Code</i>	<i>Definition</i>
W0018	Specialized Services Critical Care with transport, interfacility cases of neonatal, prenatal or cardiac service
W8593	Transportation, air ambulance: program exception code

The Department of Public Welfare (Department) will issue a MA Bulletin to affected service providers which sets forth the crosswalk from local to National Codes as well as the fee for each National Code.

Fiscal Impact

There is no fiscal impact as a result of these changes.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department at the following address: Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary's Office: Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received will be considered in subsequent revisions to the fee schedule.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD Users) or (800) 654-5988 (Voice Users).

ESTELLE B. RICHMAN,
Secretary

Fiscal Note: 14-NOT-401; (8) recommends adoption.

[Pa.B. Doc. No. 04-2202. Filed for public inspection December 10, 2004. 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Lucky Hearts Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Lucky Hearts.

2. *Price:* The price of a Pennsylvania Lucky Hearts instant lottery game ticket is \$5.

3. *Play Symbols:*

(a) Each Pennsylvania Lucky Hearts instant lottery game ticket will contain four play areas known as Game 1, Game 2, Game 3 and Fast \$14 game. Each game is played separately.

(b) The prize play symbols and their captions located in the play area for Game 1 are: \$5⁰⁰ (FIV DOL), \$7⁰⁰ (SVN DOL), \$10⁰⁰ (TEN DOL), \$14\$ (FORTN), \$21\$ (TWY ONE), \$42\$ (FRY TWO), \$70\$ (SEVENTY), \$140 (ONEHUNFRY) and \$50,000 (FTY THO).

(c) The play symbols and their captions located in the play area for Game 2 are: Rose Symbol (ROSE) and X Letter Symbol (XXX).

(d) The play symbols and their captions located in the "YOUR SYMBOLS" and "LUCKY SYMBOL" areas for Game 3 are: Kiss Symbol (KISS), Bear Symbol (BEAR), Candy Symbol (CANDY), Diamond Symbol (DIMND), Gift Symbol (GIFT), Cash Symbol (CASH), Balloon Symbol (BALLN), Crown Symbol (CROWN), Heart Symbol (HEART), Cupid Symbol (CUPID), Bow Symbol (BOW), Ring Symbol (RING) and Cake Symbol (CAKE).

(e) The prize play and play symbols and their captions located in the Fast \$14 game are: \$14\$ (FORTN) and NO BONUS (TRY AGAIN).

4. *Prize Symbols:* The prize symbols and their captions located in the prize area for Game 2 are: \$5⁰⁰ (FIV DOL), \$7⁰⁰ (SVN DOL), \$10⁰⁰ (TEN DOL), \$14\$ (FORTN), \$21\$ (TWY ONE), \$42\$ (FRY TWO), \$70\$ (SEVENTY), \$140 (ONEHUNFRY) and \$50,000 (FTY THO). The prize symbols and their captions located in the play area for Game 3 are: \$5⁰⁰ (FIV DOL), \$7⁰⁰ (SVN DOL), \$14\$ (FORTN), \$21\$ (TWY ONE), \$42\$ (FRY TWO), \$70\$ (SEVENTY), \$140 (ONEHUNFRY) and \$50,000 (FTY THO).

5. *Prizes:* The prizes that can be won in Game 1 and Game 2 are \$5, \$7, \$10, \$14, \$21, \$42, \$70, \$140 and \$50,000. The prizes that can be won in Game 3 are \$5, \$7, \$14, \$21, \$42, \$70, \$140 and \$50,000. The prize that can be won in the Fast \$14 game is \$14. A player can win up to 7 times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 2,520,000 tickets will be printed for the Pennsylvania Lucky Hearts instant lottery game.

7. *Determination of Prize Winners:*

(a) Determination of prize winners for Game 1 are:

(1) Holders of tickets with three matching prize play symbols of \$50,000 (FTY THO) in the play area, on a single ticket, shall be entitled to a prize of \$50,000.

(2) Holders of tickets with three matching prize play symbols of \$140 (ONEHUNFRY) in the play area, on a single ticket, shall be entitled to a prize of \$140.

(3) Holders of tickets with three matching prize play symbols of \$70\$ (SEVENTY) in the play area, on a single ticket, shall be entitled to a prize of \$70.

(4) Holders of tickets with three matching prize play symbols of \$42\$ (FRY TWO) in the play area, on a single ticket, shall be entitled to a prize of \$42.

(5) Holders of tickets with three matching prize play symbols of \$21\$ (TWY ONE) in the play area, on a single ticket, shall be entitled to a prize of \$21.

(6) Holders of tickets with three matching prize play symbols of \$14\$ (FORTN) in the play area, on a single ticket, shall be entitled to a prize of \$14.

(7) Holders of tickets with three matching prize play symbols of \$10⁰⁰ (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(8) Holders of tickets with three matching play symbols of \$7⁰⁰ (SVN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$7.

(9) Holders of tickets with three matching play symbols of \$5⁰⁰ (FIV DOL) in the play area, on a single ticket, shall be entitled to a prize of \$5.

(b) Determination of prize winners for Game 2 are:

(1) Holders of tickets with three Rose Symbol (ROSE) play symbols in the same row, column or diagonal and a

prize symbol of \$50,000 (FTY THO) appearing in the "PRIZE" area, on a single ticket, shall be entitled to a prize of \$50,000.

(2) Holders of tickets with three Rose Symbol (ROSE) play symbols in the same row, column or diagonal and a prize symbol of \$140 (ONEHUNFRY) appearing in the "PRIZE" area, on a single ticket, shall be entitled to a prize of \$140.

(3) Holders of tickets with three Rose Symbol (ROSE) play symbols in the same row, column or diagonal and a prize symbol of \$70\$ (SEVENTY) appearing in the "PRIZE" area, on a single ticket, shall be entitled to a prize of \$70.

(4) Holders of tickets with three Rose Symbol (ROSE) play symbols in the same row, column or diagonal and a prize symbol of \$42\$ (FRY TWO) appearing in the "PRIZE" area, on a single ticket, shall be entitled to a prize of \$42.

(5) Holders of tickets with three Rose Symbol (ROSE) play symbols in the same row, column or diagonal and a prize symbol of \$21\$ (TWY ONE) appearing in the "PRIZE" area, on a single ticket, shall be entitled to a prize of \$21.

(6) Holders of tickets with three Rose Symbol (ROSE) play symbols in the same row, column or diagonal and a prize symbol of \$14\$ (FORTN) appearing in the "PRIZE" area, on a single ticket, shall be entitled to a prize of \$14.

(7) Holders of tickets with three Rose Symbol (ROSE) play symbols in the same row, column or diagonal and a prize symbol of \$10⁰⁰ (TEN DOL) appearing in the "PRIZE" area, on a single ticket, shall be entitled to a prize of \$10.

(8) Holders of tickets with three Rose Symbol (ROSE) play symbols in the same row, column or diagonal and a prize symbol of \$7⁰⁰ (SVN DOL) appearing in the "PRIZE" area, on a single ticket, shall be entitled to a prize of \$7.

(9) Holders of tickets with three Rose Symbol (ROSE) play symbols in the same row, column or diagonal and a prize symbol of \$5⁰⁰ (FIV DOL) appearing in the "PRIZE" area, on a single ticket, shall be entitled to a prize of \$5.

(c) Determination of prize winners for Game 3 are:

(1) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$50,000 (FTY THO) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(2) Holders of tickets upon which any one of the "YOUR SYMBOL" play symbols matches the "LUCKY

SYMBOL" play symbol and a prize symbol of \$140 (ONEHUNFRY) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$140.

(3) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$70\$ (SEVENTY) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$70.

(4) Holders of tickets upon which any one of the "YOUR SYMBOL" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$42\$ (FRY TWO) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$42.

(5) Holders of tickets upon which any one of the "YOUR SYMBOL" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$21\$ (TWY ONE) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$21.

(6) Holders of tickets upon which any one of the "YOUR SYMBOL" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$14\$ (FORTN) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$14.

(7) Holders of tickets upon which any one of the "YOUR SYMBOL" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$7⁰⁰ (SVN DOL) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$7.

(8) Holders of tickets upon which any one of the "YOUR SYMBOL" play symbols matches the "LUCKY SYMBOL" play symbol and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(e) Determination of prize winners for the Fast \$14 game are:

(1) Holders of tickets with a \$14\$ (FORTN) play symbol in the "Fast \$14" game play area, on a single ticket, shall be entitled to a prize of \$14.

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

<i>Fast \$14 Game</i>	<i>Game 1</i>	<i>Game 2</i>	<i>Game 3</i>	<i>Win</i>	<i>Approximate Odds 1 In:</i>	<i>Approximate No. of Winners Per 2,520,000 Tickets</i>
	\$5			\$5	35.29	71,400
		\$5		\$5	35.29	71,400
			\$5	\$5	33.33	75,600
	\$7			\$7	150	16,800
		\$7		\$7	200	12,600
			\$7	\$7	200	12,600
			\$5 × 2	\$10	120	21,000
	\$10			\$10	120	21,000
		\$10		\$10	60	42,000

<i>Fast \$14 Game</i>	<i>Game 1</i>	<i>Game 2</i>	<i>Game 3</i>	<i>Win</i>	<i>Approximate Odds 1 In:</i>	<i>Approximate No. of Winners Per 2,520,000 Tickets</i>
	\$7		\$7	\$14	100	25,200
	\$7	\$7	\$7	\$14	100	25,200
		\$7	\$7	\$14	100	25,200
\$14				\$14	10.53	239,400
	\$7	\$7	\$7	\$21	150	16,800
			\$7 × 3	\$21	200	12,600
\$14	\$7			\$21	200	12,600
\$14		\$7		\$21	200	12,600
\$14			\$7	\$21	200	12,600
	\$21			\$21	300	8,400
		\$21		\$21	600	4,200
			\$21	\$21	600	4,200
\$14			\$14 × 2	\$42	4,800	525
\$14			\$7 × 4	\$42	4,800	525
\$14	\$14	\$14		\$42	4,800	525
\$14		\$14	\$14	\$42	4,800	525
\$14	\$14		\$14	\$42	4,800	525
			\$21 × 2	\$42	4,800	525
			\$7 × 6	\$42	4,800	525
	\$42			\$42	4,800	525
		\$42		\$42	4,800	525
			\$42	\$42	4,800	525
\$14			\$14 × 4	\$70	24,000	105
\$14	\$14	\$14	\$7 × 4	\$70	24,000	105
	\$70			\$70	24,000	105
		\$70		\$70	24,000	105
			\$70	\$70	30,000	84
			\$70 × 2	\$140	120,000	21
	\$140			\$140	120,000	21
		\$140		\$140	120,000	21
			\$140	\$140	120,000	21
	\$50,000			\$50,000	2,520,000	1
		\$50,000		\$50,000	2,520,000	1
			\$50,000	\$50,000	2,520,000	1

Game 1—Get three like amounts, win that prize.

Game 2—Get 3 “ROSE” symbols in a row, column or diagonal, win prize shown.

Game 3—When any of “YOUR SYMBOLS” match the “LUCKY SYMBOL,” win prize shown under the matching symbol.

Fast \$14 game—Reveal prize amount of \$14 and win that prize automatically.

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

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

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be

disseminated through media used to advertise or promote Pennsylvania Lucky Hearts or through normal communications methods.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 04-2203. Filed for public inspection December 10, 2004, 9:00 a.m.]

Pennsylvania Platinum Payout Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Platinum Payout.

2. *Price:* The price of a Pennsylvania Platinum Payout instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Platinum Payout instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENTY), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR) and 24 (TWYFOR). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENTY), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and a Ring Symbol (RING).

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$2.⁰⁰ (TWO DOL), \$5.⁰⁰ (FIV DOL), \$6.⁰⁰ (SIX DOL), \$10.⁰⁰ (TEN DOL), \$15\$ (FIFTEN), \$25\$ (TWY FIV), \$50\$ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$2,500 (TWYFIVHUN), \$50,000 (FTY THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are \$2, \$5, \$6, \$10, \$15, \$25, \$50, \$100, \$250, \$2,500, \$50,000 and \$100,000. A player can win up to ten times on a ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 6,000,000 tickets will be printed for the Pennsylvania Platinum Payout instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50,000 (FTY THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2,500 (TWYFIVHUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2,500.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$250 (TWOHUNFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$250 (TWOHUNFTY) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$250.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$100 (ONE HUN) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50\$ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$50\$ (FIFTY) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$25\$ (TWY FIV) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$25\$ (TWY FIV) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$25.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$15\$ (FIFTEN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$15\$ (FIFTEN) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$15.

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

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$10.⁰⁰ (TEN DOL) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$6.⁰⁰ (SIX DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$6.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol (RING), and a prize symbol of \$6⁰⁰ (SIX DOL) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$6.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring Symbol

(RING), and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the Ring Symbol (RING) on a single ticket, shall be entitled to a prize of \$5.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2⁰⁰ (TWO DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

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

When any of Your Numbers Match any of the Winning Numbers, Win With Prize(s) of:

<i>of:</i>	<i>Win:</i>	<i>Approximate Odds 1 In:</i>	<i>Approximate No. of Winners Per 6,000,000 Tickets</i>
\$5	\$5	30	200,000
\$5 w/Ring	\$5	12.24	490,000
\$6	\$6	60	100,000
\$6 w/Ring	\$6	60	100,000
\$2 × 5	\$10	120	50,000
\$5 × 2	\$10	600	10,000
\$10	\$10	600	10,000
\$10 w/Ring	\$10	46.15	130,000
\$5 × 3	\$15	600	10,000
\$10 + \$5	\$15	300	20,000
\$15	\$15	600	10,000
\$15 /w Ring	\$15	120	50,000
\$5 × 5	\$25	75	80,000
\$25	\$25	200	30,000
\$25 w/Ring	\$25	66.67	90,000
\$25 × 2	\$50	300	20,000
\$15 × 3 + \$5	\$50	600	10,000
\$5 × 10	\$50	300	20,000
\$10 × 5	\$50	300	20,000
\$50	\$50	300	20,000
\$50 w/Ring	\$50	600	10,000
\$10 × 10	\$100	1,200	5,000
\$50 × 2	\$100	1,200	5,000
\$100	\$100	1,200	5,000
\$100 w/Ring	\$100	1,200	5,000
\$25 × 10	\$250	30,000	200
\$50 × 5	\$250	30,000	200
\$250	\$250	30,000	200
\$250 w/Ring	\$250	30,000	200
\$250 × 10	\$2,500	600,000	10
\$2,500	\$2,500	600,000	10
\$50,000	\$50,000	1,200,000	5
\$100,000	\$100,000	1,200,000	5

Ring = Automatically win prize shown

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

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Platinum Payout, prize money from winning Pennsylvania Platinum Payout instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of

the Pennsylvania Platinum Payout instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be

disseminated through media used to advertise or promote Pennsylvania Platinum Payout or through normal communications methods.

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 04-2204. Filed for public inspection December 10, 2004, 9:00 a.m.]

Rates of Tax on Aviation Gasoline and Jet Fuel for 2005; Oil Company Franchise Tax Rate for 2005; Alternative Fuels Tax Rates for 2005

Aviation Gasoline and Jet Fuels

Under 74 Pa.C.S. § 6121(b) (relating to tax on aviation fuels), the Secretary of Revenue (Secretary) announces that for calendar year 2005 the rate of tax on aviation gasoline and all other liquid fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in propeller-driven piston engine aircraft or aircraft engines changes from the current rate of 4.1¢ to 4.7¢* per gallon or fractional part thereof.

Under 74 Pa.C.S. § 6131(b) (relating to tax on jet fuels), the Secretary announces that for calendar year 2005 the rate of tax on jet fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in turbine-propeller jet, turbojet and jet-driven aircraft and aircraft engines changes from the current rate of 1.8¢ to 2.0¢ per gallon or fractional part thereof.

The rate of tax on aviation gasoline is adjusted annually beginning on January 1, 1985, and each January 1 thereafter. The rate of tax on jet fuels is adjusted annually beginning on January 1, 1986, and each January 1 thereafter. Under 74 Pa.C.S. §§ 6121(b) and 6131(b), the rate of each tax increases or decreases 0.1¢ per gallon for each 10% increase or decrease in the producer price index for jet fuel as determined by the United States Department of Labor, Bureau of Labor Statistics, for the most recent 12-month period available as of November 1, subject to a maximum rate of 6¢ per gallon for aviation gasoline and 2¢ per gallon for jet fuels.

On November 1, 2004, the most recently available 12-month period was September 2003 to September 2004, as reported in Bureau of Labor Statistics, United States Department of Labor, Producer Price Indexes, September 2004, USDL 04-2103, released October 15, 2004, for which the percentage change was +61.7%. Accordingly, the aviation gasoline tax rate increases 0.6¢ per gallon; however the jet fuel tax rate increases by only 0.2¢ per gallon due to the 2¢ per gallon maximum rate.

Oil Company Franchise Tax

The Secretary announces that for the calendar year 2005 the rate of the oil company franchise tax changes from the current rate of 14.2¢ per gallon to 18.0¢ per gallon on all liquid fuels and from 19.2¢ per gallon to 24.4¢ per gallon on all fuels used or sold and delivered by distributors within this Commonwealth under 75 Pa.C.S. § 9004(b) (relating to imposition of tax, exemptions and deductions).

The rate of the oil company franchise tax imposed under 75 Pa.C.S. Chapter 95 (relating to taxes for

highway maintenance and construction), 75 Pa.C.S. § 9502 (relating to imposition of tax), and collected under 75 Pa.C.S. Chapter 90 (relating to liquid fuels and fuels tax), 75 Pa.C.S. § 9004(b), is determined annually by the Department of Revenue (Department) and announced by each December 15 for the following calendar year. The tax rate is determined on a "cents per gallon equivalent basis," which is defined by 75 Pa.C.S. § 9002 (relating to definitions) as:

The average wholesale price per gallon multiplied by the decimal equivalent of any tax imposed by section 9502 (relating to imposition of tax), the product of which is rounded to the next highest tenth of a cent per gallon. The rate of tax shall be determined by the Department of Revenue on an annual basis beginning every January 1 and shall be published as a notice in the *Pennsylvania Bulletin* no later than the preceding December 15. In the event of a change in the rate of tax imposed by section 9502, the Department shall redetermine the rate of tax as of the effective date of such change and give notice as soon as possible.

"Average wholesale price" as used previously is defined as:

The average wholesale price per gallon of all taxable liquid fuels and fuels, excluding the federal excise tax and all liquid fuels taxes, as determined by the Department of Revenue for the 12-month period ending on the September 30 immediately prior to January 1 of the year for which the rate is to be set. In no case shall the average wholesale price be less than 90¢ nor more than \$1.25 per gallon.

For the 12-month period ending September 30, 2004, the Department has determined that the average wholesale price of liquid fuels and fuels was \$1.17 per gallon.

The oil company franchise tax imposed under 75 Pa.C.S. § 9502 in terms of mills applicable to each gallon is:

<i>Imposition Section</i>	<i>Liquid Fuels</i>	<i>Fuels</i>
75 Pa.C.S. § 9502(a)(1)	60.0	60.0
75 Pa.C.S. § 9502(a)(2)	55.0	55.0
75 Pa.C.S. § 9502(a)(3)	38.5	38.5
75 Pa.C.S. § 9502(a)(4)	00.0	55.0
Total Mills per Gallon:	153.5	208.5
Decimal Equivalent:	.1535	.2085
Multiply by Average Wholesale Price:	× \$1.17	× \$1.17
Product:	17.960¢	24.395¢
Oil Company Franchise Tax per Gallon (Rounded Up to Next Highest Tenth):	18.0¢	24.4¢

The act of April 17, 1997 (P. L. 6, No. 3) provides that the oil company franchise tax as computed previously is collected at the same time as the liquid fuels and fuels tax of 12¢ per gallon; therefore, effective January 1, 2005, the combined rate of tax for liquid fuels (primarily gasoline) is 30.0¢ per gallon and for fuels (primarily undyed diesel fuel) is 36.4¢ per gallon.

Alternative Fuels Tax Rates for 2005

Under 75 Pa.C.S. § 9004(d) the Secretary is required to compute the rate of tax applicable to each alternative fuel on a gallon-equivalent-basis. Under 75 Pa.C.S. § 9002, "gallon-equivalent-basis" is defined as the "amount of any alternative fuel as determined by the Department to

* The rate of 4.7¢ per gallon consists of the 1.5¢ per gallon tax imposed by the Liquid Fuels and Fuels Tax Act, 75 Pa.C.S. § 9004(c)(1), and the 3.2¢ per gallon additional tax imposed by 74 Pa.C.S. § 6121(a). As limited by 74 Pa.C.S. § 6121(b), the combined rate of these two component taxes may never exceed 6¢ per gallon or be less than 3¢ per gallon.

contain 114,500 BTUs.” The amount determined on a “gallon-equivalent-basis” for each alternative fuel is subject to the liquid fuels and oil company franchise taxes currently imposed on 1 gallon of gasoline. The rate of tax on 1 gallon of gasoline during the period of this notice is \$.12 liquid fuels tax and \$.180 oil company franchise tax for a total tax of \$.300 per gallon of gasoline.

The Secretary announces that the 2005 tax rates for alternative fuels are as follows:

<i>Alternative Fuel</i>	<i>Rate of Conversion (Btu/gal of alternative fuel)</i>	<i>Amount Equivalent to 1 Gallon of Gasoline @ 114,500 Btu per gallon.</i>	<i>Tax Rate per Gallon of Alternative Fuel</i>
Ethanol	76,400	1.499	\$.201
Methanol	56,560	2.024	\$.149
Propane/LPG	83,500	1.371	\$.219
E-85	80,460	1.423	\$.211
M-85	65,350	1.752	\$.172
Compressed Natural Gas (CNG)	29,000@ 3,000 PSI	3.948	\$.076
Liquefied Natural Gas (LNG)	66,640	1.718	\$.175
Electricity	3,412 Btu/KWH	33.558 KWH	\$.0090/KWH

GREGORY C. FAJT,
Secretary

[Pa.B. Doc. No. 04-2205. Filed for public inspection December 10, 2004, 9:00 a.m.]

INSURANCE DEPARTMENT

CRL Holdings, L. P.; Hearing

Appeal of CRL Holdings, L. P. under the Storage Tank and Spill Prevention Act Underground Storage Tank Indemnification Fund; USTIF File No. 99-196M; Doc. No. UT04-11-016

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501–508 and 701–704 (relating to the Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and any other relevant procedure provisions of law.

A prehearing telephone conference shall be held on January 12, 2005, at 10 a.m. A hearing shall occur on January 27, 2005, at 9 a.m. in the Administrative Hearings Office, Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

On or before November 29, 2004, each party shall file with the Administrative Hearings Office a prehearing statement which shall contain: (1) a comprehensive statement of undisputed facts to be stipulated between the parties; (2) a statement of additional contended facts; (3) names and address of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party’s case.

Contemporaneously with service of the prehearing statement on the opposing party, each party shall supply the other with a copy of any report generated by an expert witness designated on the prehearing statement. Any report subsequently received from a party’s expert witness prior to hearing shall be supplied to the other party within 2 business days. Copies of expert reports need not be filed with the Administrative Hearings Office. Experts will be permitted to testify only on matters substantially contemplated by reports supplied to the other party in accordance with this paragraph.

Motions preliminary to those at hearing, protests, petitions to intervene, notices of appearance or notices of intervention, if any, must be filed with the Hearings Administrator, at the previously listed address on or before January 3, 2005. Answers to petitions to intervene, if any, shall be filed on or before January 7, 2005.

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 Jeffrey Wallace, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-2206. Filed for public inspection December 10, 2004, 9:00 a.m.]

Cigna Health Plan; Employer Group Base Medical and Pharmacy Rate Filing

On November 22, 2004, the Insurance Department (Department) received from Cigna Health Plan a filing for rate increases ranging from 14.8% to 28.1% for the medical plans and -7.4% to 63.8% for the pharmacy plans. The proposed effective date is April 1, 2005. This filing will impact approximately 2,000 contracts and generate additional revenue of \$1.2 million for the combined plans.

Unless formal administrative action is taken prior to February 23, 2005, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department’s website at www.ins.state.pa.us. Scroll down the home page and click on “Consumer Information” located on the left side. Next scroll down to “General Information,” located in the middle of the page and click on “Notices.” The pdf copy of this filing is located at the link “Filing.pdf” following the name of the filing.

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department’s regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, csandersjo@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-2207. Filed for public inspection December 10, 2004, 9:00 a.m.]

List of Names of Qualified Unlicensed Reinsurers

Under section 319.1 of The Insurance Company Law of 1921 (40 P.S. § 442.1), the Insurance Commissioner (Commissioner) hereby lists reinsurers not licensed by the Insurance Department (Department) which shall be considered qualified to accept reinsurance from insurers licensed by the Department.

This listing of qualified unlicensed reinsurers shall be published in the *Pennsylvania Bulletin* when additions to or deletions from such listing are made by the Insurance Commissioner. This present listing shall replace in their entirety previously published listings of qualified unlicensed reinsurers which appeared at 6 Pa.B. 2423 (September 25, 1976); 6 Pa.B. 3140 (December 18, 1976); 7 Pa.B. 501 (February 19, 1977); 7 Pa.B. 1766 (June 25, 1977); 8 Pa.B. 276 (January 28, 1978); 8 Pa.B. 1646 (June 17, 1978); 8 Pa.B. 1646 (June 17, 1978); 8 Pa.B. 1646 (June 17, 1978); 8 Pa.B. 3461 (December 2, 1978); 9 Pa.B. 4235 (December 22, 1979); 11 Pa.B. 38 (January 3, 1981); 12 Pa.B. 37 (January 2, 1982); 12 Pa.B. 2368 (July 23, 1982); 13 Pa.B. 657 (February 5, 1983); 13 Pa.B. 2826 (September 10, 1983); 14 Pa. B. 1053 (March 24, 1984); 14 Pa.B. 3065 (August 18, 1984); 15 Pa.B. 402 (February 2, 1985); 15 Pa.B. 3214 (September 7, 1985); 16 Pa.B. 290 (January 25, 1986); 17 Pa.B. 461 (January 24, 1987); 17 Pa.B. 5368 (December 26, 1987); 18 Pa.B. 5540 (December 10, 1988); 19 Pa.B. 713 (February 18, 1989); 19 Pa.B. 3129 (July 22, 1989); 19 Pa.B. 5476 (December 23, 1989); 20 Pa.B. 6227 (December 15, 1990); 21 Pa.B. 3286 (July 20, 1991); 21 Pa.B. 5445 (November 23, 1991); 22 Pa.B. 4591 (September 5, 1992); 23 Pa.B. 60 (January 2, 1993); 23 Pa.B. 5678 (November 27, 1993); 24 Pa.B. 4151 (August 13, 1994); 24 Pa.B. 6033 (December 3, 1994); 25 Pa.B. 5799 (December 16, 1995); 46 Pa.B. 5665 (November 16, 1996); 21 Pa.B. 2593 (May 24, 1997); 46 Pa.B. 6019 (November 15, 1997); 46 Pa.B. 5733 (November 14, 1998); 28 Pa.B. 5922 (December 5, 1998); 47 Pa.B. 5965 (November 20, 1999); 47 Pa.B. 5033 (November 18, 2000); 2 Pa.B. 205 (January 13, 2001); 45 Pa.B. 6251 (November 10, 2001); 52 Pa.B. 7083 (December 29, 2001); 33 Pa.B. 92 (January 4, 2003); and 33 Pa.B. 6474 (December 27, 2003).

Qualified Reinsurers List

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|-----|-------|---|-----|-------|--|
| 1. | 10651 | AIG Global Trade & Political Risk Insurance Company, Parsippany, New Jersey | 12. | 40371 | Columbia Mutual Insurance Company, Columbia, Missouri |
| 2. | 37990 | American Empire Insurance Company, Cincinnati, Ohio | 13. | 27955 | Commercial Risk Re-Insurance Company, South Burlington, Vermont |
| 3. | 26883 | American International Specialty Lines Insurance Company, Anchorage, Alaska | 14. | 40509 | EMC Reinsurance Company, Des Moines, Iowa |
| 4. | 10316 | Appalachian Insurance Company, Johnston, Rhode Island | 15. | 39020 | Essex Insurance Company, Wilmington, Delaware |
| 5. | 22680 | Aspen Insurance UK Limited, London, England | 16. | 35378 | Evanston Insurance Company, Evanston, Illinois |
| 6. | 27189 | Associated International Insurance Company, Woodland Hills, California | 17. | 97071 | Generali USA Life Reassurance Company, Lansing, Michigan |
| 7. | 50687 | Attorneys' Title Insurance Fund, Inc., Orlando, Florida | 18. | 37532 | Great American E & S Insurance Company, Wilmington, Delaware |
| 8. | 19925 | Audubon Indemnity Company, Ridgeland, Mississippi | 19. | 41858 | Great American Fidelity Insurance Company, Wilmington, Delaware |
| 9. | 36552 | AXA Corporate Solutions Reinsurance Company, Wilmington, Delaware | 20. | 88340 | Hannover Life Reassurance Company of America, Orlando, Florida |
| 10. | 36951 | Century Surety Company, Columbus, Ohio | 21. | 10241 | Hannover Ruckversicherungs-Aktiengesellschaft, Hannover, Germany |
| 11. | 39993 | Colony Insurance Company, Richmond, Virginia | 22. | 93505 | Hartford International Life Reassurance Corporation, Hartford, Connecticut |
| | | | 23. | 78972 | Healthy Alliance Life Insurance Company, St. Louis, Missouri |
| | | | 24. | 42374 | Houston Casualty Company, Houston, Texas |
| | | | 25. | 27960 | Illinois Union Insurance Company, Chicago, Illinois |
| | | | 26. | 22829 | Interstate Fire & Casualty Company, Chicago, Illinois |
| | | | 27. | 35637 | Landmark Insurance Company, Los Angeles, California |
| | | | 28. | 19437 | Lexington Insurance Company, Wilmington, Delaware |
| | | | 29. | 41939 | Liberty Northwest Insurance Corporation, Portland, Oregon |
| | | | 30. | | Lloyd's Underwriters, London, England |
| | | | 31. | 10744 | Markel International Insurance Company Limited, London, England |
| | | | 32. | 32089 | Medmarc Mutual Insurance Company, Montpelier, Vermont |
| | | | 33. | 14591 | Milwaukee Mutual Insurance Company, Milwaukee, Wisconsin |
| | | | 34. | 33189 | Monticello Insurance Company, Wilmington, Delaware |
| | | | 35. | 20079 | National Fire & Marine Insurance Company, Omaha, Nebraska |
| | | | 36. | 41629 | New England Reinsurance Corporation, Hartford, Connecticut |
| | | | 37. | 17400 | Noetic Specialty Insurance Company, Chicago, Illinois |
| | | | 38. | 31143 | Old Republic Union Insurance Company, Chicago, Illinois |
| | | | 39. | 88099 | Optimum Re Insurance Company, Dallas, Texas |
| | | | 40. | 38636 | Partner Reinsurance Company of the U. S., New York, New York |

41. 88536 Protective Life and Annuity Insurance Company, Birmingham, Alabama
42. 29807 PXRE Reinsurance Company, Hartford, Connecticut
43. 92673 Revios Reinsurance Canada Ltd, Los Angeles, California
44. 87017 Revios Reinsurance U.S. Inc., Los Angeles, California
45. 10679 St. Paul Reinsurance Company, Limited, London, England
46. 21911 San Francisco Reinsurance Company, Novato, California
47. 90670 Scottish Re Life Corporation, Jefferson City, Missouri
48. 41297 Scottsdale Insurance Company, Columbus, Ohio
49. 23388 Shelter Mutual Insurance Company, Columbia, Missouri
50. 26557 Shelter Reinsurance Company, Columbia, Missouri
51. 10743 Sphere Drake Insurance Company Limited, Brighton, England
52. 10932 Starr Excess Liability Insurance Company, Ltd., Wilmington, Delaware
53. 39187 Suecia Insurance Company, Nanuet, New York
54. 19887 Trinity Universal Insurance Company, Dallas, Texas
55. 37982 Tudor Insurance Company, Keene, New Hampshire
56. 10292 Unionamerica Insurance Company Limited, London, England
57. 36048 Unione Italiana Reinsurance Company of America, Inc., New York, New York
58. 28053 United Coastal Insurance Company, Phoenix, Arizona
59. 13021 United Fire & Casualty Company, Cedar Rapids, Iowa
60. 10172 Westchester Surplus Lines Insurance Company, Atlanta, Georgia
61. 13196 Western World Insurance Company, Keene, New Hampshire
62. 10242 Zurich Specialties London Limited, London, England

The following company has been added since the list was published on December 27, 2003:

Shelter Reinsurance Company, Columbia, Missouri

The following company has been removed from the list since it was published on December 27, 2003:

Scottish Re (U.S.), Inc., Wilmington, Delaware

The following companies have changed their names since the list was published on December 27, 2003:

ERC Life Reinsurance Corporation, Jefferson City, Missouri changed its name to Scottish Re Life Corporation, Jefferson City, Missouri

Gerling Global Life Insurance Company, Los Angeles, California changed its name to Revios Reinsurance Canada Ltd., Los Angeles, California

Gerling Global Life Reinsurance Company, Los Angeles, California changed its name to Revios Reinsurance U.S. Inc., Los Angeles, California

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-2208. Filed for public inspection December 10, 2004, 9:00 a.m.]

Paul Dubiel, D. O.; Prehearing

Appeal of Paul Dubiel, D. O. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM04-11-009

On or before December 15, 2004, the appellant shall file a concise statement setting forth the factual and/or legal basis for his disagreement with MCARE's October 1, 2004, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for January 5, 2005, at 10:30 p.m. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before December 10, 2004. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before December 22, 2004, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before December 30, 2004.

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 Jeffrey Wallace, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-2209. Filed for public inspection December 10, 2004, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insured has requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insured's automobile policy. The hearing 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 hearing will be held in the Insurance Department's regional offices in Harrisburg, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Harley C. Estep; file no. 04-193-10454; Mutual Benefit Insurance Company; doc. no. P04-11-010; December 29, 2004, 1:30 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-2210. Filed for public inspection December 10, 2004, 9:00 a.m.]

Appeal of Robert P. Steckbeck; file no. 04-182-10272; Litz Mutual Insurance Company; doc. no. P04-11-012; December 22, 2004, 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 Joseph P. Maher, Esquire; file no. 04-181-09626; Erie Insurance Exchange; doc. no. P04-11-017; January 13, 2005, 2:30 p.m.

Appeal of Rev Christopher Neilson and Sharon Neilson; file no. 04-215-04211; Mutual Benefit Insurance Company; doc. no. PH04-11-018; January 14, 2005, 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 Jeffrey Wallace, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 04-2211. Filed for public inspection December 10, 2004, 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 Harrisburg and 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 Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Eva A. Boyer; file no. 04-188-10504; State Farm Fire & Casualty Insurance Co.; doc. no. P04-11-013; December 21, 2004, 10 a.m.

Appeal of Christine Ziomek; file no. 04-181-09838; Pennsylvania National Mutual Casualty Insurance Company; doc. no. P04-11-014; December 22, 2004, 10 a.m.

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Philadelphia County, Wine & Spirits Shoppe #5195, 7702 City Avenue, Philadelphia, PA 19151.

Lease Expiration Date: June 30, 2006

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space in a 1-mile radius of the intersection of City Avenue and Havertown Road, Philadelphia.

Proposals due: December 29, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: Robert Jolly, (215) 482-9671

Bucks County, Wine & Spirits Shoppe #0933, Buckingham Green, 4950 Old York Road, Holicong, PA 18928.

Lease Expiration Date: September 30, 2006

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space in a 1-mile radius of the intersection of Route 202 and Route 413, Buckingham Township.

Proposals due: December 29, 2004, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: Robert Jolly, (215) 482-9671

JONATHAN H. NEWMAN,
Chairperson

[Pa.B. Doc. No. 04-2212. Filed for public inspection December 10, 2004, 9:00 a.m.]

MILK MARKETING BOARD

Public Hearings For Regulatory Proposals

Dealer Loans to Customers; Full Payment Before Accounts May Change Suppliers; Direct Load of Raw Milk from Milking Parlor to Milk Tankers

The Milk Marketing Board (Board) will conduct a series of public hearings on December 15, 2004, beginning at 10 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearings is to receive testimony and comments regarding three proposed regulatory initiatives: (1) prohibition of dealer loans to customers and prospective customers, (2) requiring full payment to milk dealers by wholesale accounts before the accounts may change suppliers, and (3) a regulation providing for weighing and sampling procedures for raw milk that is loaded directly from the milking parlor to bulk milk tank trucks.

The hearings will begin at 10 a.m. and will be conducted in the order noted previously. The hearings will take place serially, with each hearing beginning at the conclusion of the previous hearing. There is no requirement for prior notification or entry of appearance to be able to provide testimony or comments at any of the hearings. Details concerning the conduct of each of the hearings may be obtained at the Board's website at www.mmb.state.pa.us or by contacting the Board office at (717) 787-4194. Draft proposed regulations regarding dealer loans and direct load of milk may also be obtained at the Board's website or by contacting the Board office.

Persons who require this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (Pennsylvania Relay Service for TDD users).

KEITH BIERLY,
Secretary

[Pa.B. Doc. No. 04-2213. Filed for public inspection December 10, 2004, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Opinion and Order

Public Meeting held
 November 18, 2004

Commissioners Present: Wendell F. Holland, Chairperson; Robert K. Bloom, Vice Chairperson; Glen R. Thomas; Kim Pizzigrilli

Petition of the Brotherhood of Unified Taxi Drivers/Owners; S.P. 28208

Opinion and Order

By the Commission:

Before us for consideration is the Letter/Petition for Reconsideration (Petition filed on October 14, 2004 by "The Brotherhood of Unified Taxi Drivers/Owners" (Brotherhood)).

History of the Proceeding

By Order entered June 15, 2004, the Commission approved a temporary fuel surcharge for motor carriers providing call or demand service, airport transfer service and paratransit service. See Special Permission No. 28208. The fuel surcharge was granted in response to the recent, unanticipated rise in retail gasoline prices. Call or demand carriers were authorized to charge a temporary fuel surcharge of \$.30 per trip for each paying passenger. Paratransit and airport transfer carriers were authorized to charge a temporary fuel surcharge of \$.70 per trip for each paying passenger. The fuel surcharge was effective June 14, 2004, and will terminate on June 12, 2005. The Bureau of Transportation and Safety was directed to investigate the merits of the fuel surcharge on a quarterly basis, beginning September 30, 2004, or as otherwise directed by the Commission.

On July 14, 2004, the Brotherhood filed a Petition with the Commission requesting reconsideration of the amount of the fuel surcharge for Medallion taxicabs providing transportation in Philadelphia. The basis for the Brotherhood's request was the increased cost of premium fuel used in Medallion vehicles. By Order entered August 19, 2004, the Commission denied the petition, finding that the \$0.30 fuel surcharge amount was proper for Medallion taxicabs regardless of the type of fuel used in the vehicles. The Commission also clarified that the fuel surcharge could be applied to the \$20.00 flat rate charged to passengers traveling from the Philadelphia International Airport to the downtown area, and vice versa. Finally the Commission used the opportunity in its August 19, 2004 Order to permit call and demand carriers to add the fuel surcharge to the initial mile increment or flag drop of their metered rates.

On October 13, 2004, the Brotherhood filed a second Petition requesting the Commission reconsider the amount of the fuel surcharge for Medallion taxicabs. On October 14, 2004, the Brotherhood amended its second Petition. Currently, the Brotherhood requests that the fuel surcharge for Medallion taxicabs be increased to \$.50 per passenger for metered fares, and \$2.00 for all airport trips subject to the \$20.00 flat rate.

Discussion

The Public Utility Code establishes a party's right to seek relief following the issuance of our final decisions

pursuant to Subsections 703(f) and (g) of the Public Utility Code, 66 Pa.C.S. § 703(f) and (g), relating to re-hearings, rescission and amendment of orders. Such requests for relief must be consistent with Section 5.572(b) of our Regulations, 52 Pa. Code § 5.572(b), relating to petitions for relief following the issuance of a final decision. The standards for a petition for relief following a final decision were addressed in *Duick v. PG&W*, 56 Pa. PUC 553 (1982), (*Duick*).

Duick held that a petition for rehearing under Subsection 703(f) of the Public Utility Code must allege newly discovered evidence not discoverable through the exercise of due diligence prior to the close of the record. *Duick*, at 558. A petition for reconsideration or modification under Subsection 703(g), however, may properly raise any matter designed to convince us that we should exercise our discretion to amend, modify, or rescind a prior Order, in whole or in part. Furthermore, such petitions are likely to succeed only when they raise "new and novel arguments" not previously heard or considerations which appear to have been overlooked or not addressed by us. *Duick*, at 559. *AT&T v. Pa. PUC*, 568 A.2d 1362 (Pa. Cmwlth Ct. 1990), further elucidated the standards for rehearing, reconsideration, revision, or rescission.

The Brotherhood offers three reasons why we should grant reconsideration and, on the merits, an increased fuel surcharge to Medallion taxicabs. First, the Brotherhood alleges that the time frame used by the Commission in examining retail prices for gasoline should be expanded beyond the May, 2002, through May, 2004 period, since the Medallion industry's rates, established in 1990, are based, in part, on the price of gasoline in 1990. Second, the Brotherhood avers that current Philadelphia Medallion taxicab tariff encourages that industry to seek a fuel recovery when the price for unleaded gasoline exceeds \$1.20 per gallon. Third, the Brotherhood alleges that the current retail price of gasoline in the Philadelphia metropolitan area is higher than other regions of the State. These factors warrant reconsideration.

In our June 15 Order, the Surcharge was based on the May 2002 gas price of \$1.35 per gallon relative to current prices. Also, the June 15 Order, used an average of 15.04 miles per gallon, which is a national average figure provided by the Pennsylvania Taxicab and Paratransit Association

The Commission's 1990 investigation at Docket No. I-900003, which last established rates for Medallion taxicabs, based the rates charged on an average price per gallon of \$1.20 for unleaded gasoline in the Philadelphia area. Upon further review of the merits, we believe the requested relief should be based on the \$1.20 per gallon agreed upon in the general rate proceeding for Medallion cabs in 1990. There has been no general rate increase for Medallion cabs since that time. Using the 1990 cost of \$1.20 per gallon warrants a \$.20 increase in the current Surcharge of \$.30 to a total of \$.50 per trip for metered trips. The surcharge for airport trips subject to the \$20.00 flat rate should be increased by this same amount, per trip. The \$.50 is based upon an average trip distance of 6.8 miles and 11.5 average miles per gallon. It is appropriate to use 11.5 miles per gallon as this resulted from a survey by the Pennsylvania Taxicab and Paratransit Association of its members and is reflective of over 1,000 vehicles in Pennsylvania.

However, we are not persuaded that the record warrants increasing the Surcharge for airport trips above \$.50 to the \$2.00 requested, since the approximate trip length from the Airport to the Philadelphia downtown

area nears the 6.8 mile average trip length. Nor is there any justification on the record supporting a Surcharge applicable to each passenger in a metered trip.

Accordingly, for the above reasons, the Petition of the Brotherhood of Unified Taxi Drivers/Owners is granted in part and denied in part. *Therefore*,

It Is Ordered That:

1. The Petition of the Brotherhood of Taxi Drivers/Owners is granted in part and denied in part, effective November 22, 2004.

2. An increase of \$.20 per trip to the current \$.30 Temporary Fuel Cost Recovery Surcharge, for a total of \$.50, is granted for metered trips.

3. An increase of \$.20 per trip to the current \$.30 Temporary Fuel Cost Recovery Surcharge, for a total of \$.50, is granted for trips to and from the Philadelphia International Airport.

4. The Commission directs the Bureau of Transportation and Safety to continue to review and report to the Commission concerning the appropriateness of the level of the fuel surcharge on a quarterly basis.

5. A copy of this Order shall be served on the Philadelphia Parking Authority and published in the *Pennsylvania Bulletin*.

6. Medallion carriers shall revise the notice to the public of the fuel surcharge, as required by ordering paragraph 5 of our June 15, 2004 Order, to reflect the \$.50 per trip surcharge.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-2214. Filed for public inspection December 10, 2004, 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 January 3, 2005. 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-00121242. Yakov Kogan (136 Forge Lane, Feasterville, Bucks County, PA 19053)—persons, in limousine service, between points in the Counties of Bucks, Chester and Montgomery, and from points in said counties, to points in Pennsylvania, and return.

A-00121261. Limousine Service by Conway, Inc. (12 Donna Drive, Factoryville, Lackawanna County, PA 18419), a corporation of the Commonwealth of Pennsylvania,

nia—persons, in limousine service, between points in the Counties of Susquehanna, Wyoming and Lackawanna, and from points in said counties, to points in Pennsylvania, and return. *Attorney:* W. Boyd Hughes, 1421 E. Drinker Street, Dunmore, PA 18512.

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

A-00113582, Folder 2, Am-B. Concord Limousine, Inc., t/d/b/a Concord Coach Taxi (2752 Mount Carmel Avenue, Glenside, Montgomery County, PA 19038), a corporation of the Commonwealth of Pennsylvania—inter alia—persons, upon call or demand: (1) in the Bala-Cynwyd Section of Lower Merion Township, Montgomery County, between the Schuylkill River on the east and Wynnewood Avenue on the west and extending to Rock Hill Road, Bryn Mawr Avenue and Montgomery Avenue on the north and from points in that area to other points in Pennsylvania, and vice versa; all transportation to be on call by telephone to the carrier's office; and (2) in that part of the City of Philadelphia, Philadelphia County, beginning at the intersection of City Line Avenue and 52nd Street, thence continuing south along 52nd Street to Wynnefield Avenue, thence continuing south along Wynnefield Avenue to Belmont Avenue, thence continuing south along Belmont Avenue to its intersection with Montgomery Avenue, thence continuing in an easterly direction along Montgomery Avenue until the same intersects with the Schuylkill River, thence continuing in a northerly direction to City Line Avenue and the place of beginning; all transportation to be upon call by telephone to the carrier's office: *So As To Permit* persons and their baggage upon call or demand: (1) in the City of Allentown, the Townships of South Whitehall, North Whitehall, Whitehall, Salisbury, Lower Macungie, Upper Macungie and Hanover, and the Boroughs of Emmaus and Fountain Hill, all located in the County of Lehigh; and (2) the City of Bethlehem, located in the Counties of Northampton and Lehigh, the Townships of Bethlehem and Lower Saucon, and the Boroughs of Freemansburg and Hellertown, said townships and boroughs all located in the county of Northampton.

Application of the following for amendment to the certificate of public convenience approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.

A-00113735, Folder 1, Am-A. Valvano's Limousine, Inc. (R. D. 1, Box 476 A, Whites Ferry Road, Falls, Wyoming County, PA 18615), a corporation of the Commonwealth of Pennsylvania—discontinuance of service—persons, in limousine service, between points in Pennsylvania.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. John R. Altland, Jr., t/a Big A. Trucking; Doc. No. A-00118541C

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 John R. Altland, Jr., t/a Big A. Trucking, respondent, maintains his principal place of business at P. O. Box 242, York New Salem, PA 17371.

2. That respondent was issued a certificate of public convenience by this Commission on February 15, 2002, at Application Docket No. A-00118541.

3. That respondent abandoned or discontinued service without having first submitted a letter to this Commission containing a statement that the service is no longer being rendered. Respondent has not reported intrastate revenue for the years 2002, 2003 and 2004.

4. That respondent, by failing to submit a letter to this Commission containing a statement that the service is no longer being rendered, violated 52 Pa. Code § 3.381(a)(5) and, by failing to maintain adequate, efficient and safe service and facilities, violated 66 Pa.C.S. § 1501.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke respondent's Certificate of Public Convenience at A-00118541.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

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

Date: _____
Wendy J. Keezel, Chief of Enforcement

NOTICE

A. You must file an answer within twenty 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 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 days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which will include the revocation of your Certificate of Public Convenience.

C. 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 an Order imposing a penalty, which may include the revocation of your Certificate of Public Convenience.

D. If you file an answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

E. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1168.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-2215. Filed for public inspection December 10, 2004, 9:00 a.m.]

Telecommunications

A-310633F7001. Verizon North Inc. and Level 3 Communications, LLC. Joint petition of Verizon North Inc. and Level 3 Communications, LLC for approval of amendment no. 2 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Level 3 Communications, LLC, by its counsel, filed on November 3, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Level 3 Communications, LLC 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. 04-2216. Filed for public inspection December 10, 2004, 9:00 a.m.]

Telecommunications

A-311341F7001. Verizon North Inc. and Quality Telephone, Inc. Joint petition of Verizon North Inc. and Quality Telephone, Inc. for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Quality Telephone, Inc. by its counsel, filed on November 2, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a resale agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days

after the date of publication of this notice. Copies of the Verizon North Inc. and Quality Telephone, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-2217. Filed for public inspection December 10, 2004, 9:00 a.m.]

Telecommunications

A-310633F7000. Verizon Pennsylvania Inc. and Level 3 Communications, LLC. Joint Petition of Verizon Pennsylvania Inc. and Level 3 Communications, LLC for approval of amendment no. 2 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Level 3 Communications, LLC, by its counsel, filed on November 3, 2004, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Level 3 Communications, LLC 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. 04-2218. Filed for public inspection December 10, 2004, 9:00 a.m.]

Tentative Order

Public Meeting held
November 18, 2004

Commissioners Present: Wendell F. Holland, Chairperson;
Robert K. Bloom, Vice Chairperson; Glen R. Thomas;
Kim Pizzingrilli

Telecomez Corporation (2004.0268); A-311091

Tentative Order

By the Commission:

Telecomez Corporation (Telecomez) has failed to pay its \$10 general assessment for 2004-2005 pursuant to section 510(c) of the Public Utility Code. 66 Pa.C.S. § 510(c). Telecomez is a telecommunications interexchange reseller certificated at A-311091. On October 27, 2004, Commission staff sent by certified mail a notice to Telecomez that its 2004-2005 annual assessment was overdue. The notice came back as unclaimed, return to sender. All other attempts by Commission staff to reach the company have

proven unsuccessful, and its last known telephone number is now the number for a private residence. The Commission has also never received Telecomez's 2003 Annual Report.

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Based on the above and because of Telecomez's failure to pay its general assessment for 2004-2005 and file its 2003 Annual Report, we believe it is appropriate to revoke Telecomez's certificate of public convenience without the necessity of a formal complaint, and we tentatively conclude that revocation of Telecomez's certificate of public convenience pursuant to 66 Pa.C.S. § 1102(a)(2) is in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under section 3301, in lieu of cancellation, if Telecomez seeks relief from this Tentative Order; *Therefore,*

It Is Ordered That:

1. Revocation of Telecomez Corporation's certificate of public convenience is hereby tentatively approved as being in the public interest.
2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, and the Office of Trial Staff, and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.
3. Absent the filing of adverse public comment within 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further action by the Commission.
4. Upon this order becoming final and without further action by the Commission, the certificate of public convenience held by Telecomez Corporation at A-311091 shall be canceled, and Telecomez Corporation's name stricken from all active utility lists maintained by the Commission's Bureau of Fixed Utility Services and the Assessment Section of Administrative Services.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 04-2219. Filed for public inspection December 10, 2004, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Prequalification Submittals

The Philadelphia Regional Port Authority (PRPA) is requesting prequalification submittals for Project #04-168.1, Design and Build a 200,000 (approximate s.f.) Warehouse for Paper Storage. Contractor qualification forms are available from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available December 14, 2004. The cost of the form is \$35 (includes 7% PA Sales Tax and also includes the RFP package). The cost is nonrefundable for contractors that are prequalified.

Qualification forms must be submitted by 5 p.m., December 21, 2004. RFP packages will be given to all firms qualified by the PRPA. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 04-2220. Filed for public inspection December 10, 2004, 9:00 a.m.]
