

# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending April 24, 2001.

### BANKING INSTITUTIONS

#### Conversions

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
4-24-01	First Financial Savings Association Downingtown Chester County  <i>To:</i> First Financial Bank Downingtown Chester County  Represents a conversion from a State-chartered stock savings association to a State-chartered commercial banking institution.	Downingtown	Approved

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-23-01	First Star Savings Bank Bethlehem Northampton County  Purchase of assets/assumption of liabilities of one branch of Main Street Bank, Reading, located at: 1430 Jacobsburg Road Wind Gap Plainfield Township Northampton County	Bethlehem	Approved

#### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-16-01	Abington Savings Bank Jenkintown Montgomery County	521 Stump Road North Wales Montgomery County	Opened
4-16-01	The Fidelity Deposit and Discount Bank Dunmore Lackawanna County	247 Wyoming Avenue Kingston Luzerne County	Opened
4-18-01	Stonebridge Bank Exton Chester County	624 Willowbrook Lane West Goshen Chester County	Approved
4-23-01	Greater Delaware Valley Savings Bank Broomall Delaware County	Shoppes at Brinton Lake Baltimore Pike & Brinton Lake Road Glen Mills Delaware County	Approved

**Articles of Amendment**

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
4-18-01	Community Trust Company Camp Hill Cumberland County	Amendment to Article 2 provides for the relocation of the principle place of Business <i>from</i> : 1013 Mumma Road, Suite 202, Lemoyne; <i>to</i> : 3907 Market Street, Camp Hill, both locations in Cumberland County, Pennsylvania.	Effective

**SAVINGS INSTITUTIONS****Branch Applications**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
4-23-01	East Stroudsburg Savings Association Stroudsburg Monroe County	1309 Blue Valley Dr. Pen Argyl Northampton County	Approved

**CREDIT UNIONS**

No activity.

JAMES B. KAUFFMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-785. Filed for public inspection May 4, 2001, 9:00 a.m.]

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### Approval of Little Nescopeck Creek Watershed Conservation Management Plan

The Department of Conservation and Natural Resources (DCNR), Bureau of Recreation and Conservation has approved the Little Nescopeck Creek Watershed Conservation Management Plan (Plan) and is placing the Little Nescopeck Creek, the watershed and all tributaries covered in the Plan in Luzerne County, on the Pennsylvania Rivers Conservation Registry (Registry).

The Wildlands Conservancy submitted the Plan and other required information to gain Registry status.

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

1. The watershed area of Little Nescopeck Creek (Luzerne County) from the headwaters to its confluence with Nescopeck Creek—14 square miles.
2. All tributary streams within the Little Nescopeck Creek Watershed.

This action becomes effective today, May 5, 2001. Projects identified in the Plan become eligible for implementation, development or acquisition grant funding through the Keystone Rivers Conservation Program.

A copy of the Final Plan is available for review at:

Wildlands Conservancy  
3701 Orchid Place  
Emmaus, PA 18049  
(610) 965-4397

and

Department of Conservation and Natural Resources  
Rachel Carson State Office Building  
400 Market Street, 6th floor  
Harrisburg, PA 17101  
(717) 787-2316

Maps and supporting data are on file at the Wildlands Conservancy.

JOHN C. OLIVER,  
*Secretary*

[Pa.B. Doc. No. 01-786. Filed for public inspection May 4, 2001, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

### APPLICATIONS

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

#### NPDES APPLICATIONS

#### PART I PERMITS

Under the Federal Clean Water Act and the Pennsylvania Clean Streams Law, the following parties have applied for an NPDES permit or to renew their current permit to discharge controlled wastewaters into the waters of this

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

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

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

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

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

#### **I. NPDES Renewal Applications**

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0084506	Kitch, Inc. dba Starlite Camping Resort 1500 Furnace Hill Road Stevens, PA 17578	Lancaster County Clay Township	Dry swale to Middle Creek/7J	Yes
PA0035653	PA Dept. of Transportation Safety Rest Area 3 P. O. Box 3060 Harrisburg, PA 17105-3060	Fulton County Brush Creek Township	UNT to Brush Creek/13B	Yes
PA0087173	High Point Baptist Chapel P. O. Box 188 Geigertown, PA 19523	Berks County Robeson Township	Hay Creek/3C	Yes
PA0083801	Gateway Unlimited 871 Range End Road Dillsburg, PA 17019	York County Franklin Township	UNT North Branch Bermu- dian Creek/7F	Yes
PA0034886	Wolverine Tube-Small Tube Products Company, Inc. P. O. Box 1674 Altoona, PA 16603-1674	Blair County Allegheny Township	Beaverdam Branch Little Juniata River/11A	Yes
PA0042781	Mount Joy Wire Corporation 1000 East Main Street Mount Joy, PA 17552	Lancaster County Rapho Township	Little Chickies Creek/7G	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0013182	Albert A. Drobka Al Mar Acres MHP P. O. Box 256 State College, PA 16804- 0256	Centre County Harris Township	Unnamed tributary of Spring Creek 9C	Renewal Yes

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0111112	HH Knoebel Sons, Inc. R. R. 1, P. O. Box 317 Elysburg, PA 17824	Columbia County Franklin Township	South Branch of Roaring Creek 5E	Renewal Yes
PA0041327	Penn College of Technology 2245 Reach Road Williamsport, PA 17701-5587	Lycoming County Clinton Township	Unnamed tributary to Black Hole Creek 10C	Renewal
PA0032492	DCNR Bald Eagle State Park 149 Main Park Road Howard, PA 16841	Centre County Liberty Township	Bald Eagle Creek	Renewal
PA0113212	J. William Moore 300 Fairfield Road Lewisburg, PA 17837	Northumberland County West Chillisquaque Township	Unnamed tributary to W Br. Susquehanna River 10D	Renewal
PA0111759	Taylor Packing Company, Inc. P. O. Box 188 Wyalusing, PA 18853	Bradford County Wyalusing Township	Wyalusing Creek 4D	Amendment
PA0209287	Wanderland Trails, Inc. P. O. Box 2684 Collegeville, PA 19426	Tioga County Richmond Township	Tioga & Cowanesque Rivers 4A	Renewal

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

**PA0209996**, Sewage. **The Salvation Army—Camp Allegheny**, 424 Third Avenue, Pittsburgh, PA 15219.

This facility is located in Wayne Township, **Lawrence County**.

Description of Proposed Activity: renewal of sewage discharge.

The receiving stream, Slippery Rock Creek, is in watershed 20C and classified for: cold water fishes, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.06 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
Fecal Coliform (5-01 to 09-30) (10-01 to 4-30)		200/100 ml as a geometric average 100,000/100 ml as a geometric average	
Total Residual Chlorine	0.5		1.17
Dissolved Oxygen		Minimum of 3.0 mg/l at all times.	
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

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

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

**No. PA0058327**, Sewage, **FMC Corporation**, 200 East Randolph Drive, Chicago, IL 60056.

This application is for renewal of an NPDES permit to discharge treated process wastewater from a single residence sewage treatment plant in Plymouth Township, **Montgomery County**. This is a new discharge to an unnamed tributary of Plymouth Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 0.0004 gpd, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10	20
Suspended Solids	20	40
Total Residual Chlorine	Monitor/Report	
Coliform	200 colonies/100 ml as a geometric average	
pH	Within limits of 6.0—9.0 Standard Units at all times	

Other Conditions:

The EPA Waiver is in effect.

Effective disinfection.

The first downstream potable water intake is Queen Lane Intake.

**No. PA0022411**, Sewage, **Naval Air Station Joint Reserve Base**, P. O. Box 21, Willow Grove, PA 19090-5021.

This application is for Renewal of an NPDES permit to discharge Treated Sewage from the sewage treatment plant in Horsham Township, **Montgomery County**. This is an existing discharge to unnamed tributary to Park Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 1.0 MGD, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10	20
(5-1 to 10-31)	20	40
(11-1 to 4-30)	30	60
Suspended Solids		
Ammonia (as N)	1.5	3.0
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.5	19.0
Nitrate & Nitrate (as N)		
(7-1 to 10-31)	2.0	4.0
Phosphorus (as P)		
(4-1 to 10-31)	0.44	1.18
Total Residual Chlorine	200 colonies/100 ml as a geometric average	
Fecal Coliform	Minimum of 5.0 mg/l at all times	
Dissolved Oxygen	Within limits of 6.0—9.0 Standard Units at all times	
pH		

The EPA Waiver is in effect.

**No. PA0034487**, Industrial Waste, **Meenan Oil Company**, 113 Main Street, Tullytown, PA 19007.

This application is for renewal of an NPDES permit to discharge treated stormwater in Tullytown Borough, **Bucks County**. This is an existing discharge to the Delaware River and an unnamed tributary to the Delaware River.

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

The proposed effluent limits for stormwater for Outfalls 001 and 002 are as follows:

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

Other Requirements:

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

The EPA Waiver is in effect.

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

**PA0062090**, Industrial Waste, **Anemostat**, 888 North Keyser Avenue, Scranton, PA 18508.

This facility is located in the City of Scranton, **Lackawanna County**.

Description of Proposed Activity: Renewal of an NPDES permit to discharge noncontact cooling water.

The receiving stream, unnamed tributary to Keyser Creek, is in the State Water Plan watershed 5A—Lackawanna and is classified for: cold water fishery. The nearest downstream public water supply intake for Danville Borough Water Supply is located on the North Branch Susquehanna River is over 50 miles downstream miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.00525 MGD.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>
Oil and Grease			15.0	30.0
pH		6.0 to 9.0 standard units at all times		

**PA0051632**, Sewage, **City of Easton**, One South Third Street, Easton, PA 18042.

This proposed facility is located in City of Easton, **Northampton County**.

Description of Proposed Activity: Discharge of treated industrial wastewater from the City of Easton Water Treatment Plant.

The receiving stream, Delaware River, is in the State Water Plan watershed 1F and is classified for: warm water fishery. The nearest downstream public water supply intake for Keystone Water Company is located on Delaware River is 46 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0014 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
Total Suspended Solids		30.0	60.0
Total Aluminum		4.0	8.0
Total Iron		2.0	4.0
Total Manganese		1.0	2.0
Total Residual Chlorine		0.5	1.6
pH	6.0 to 9.0 standard units at all times.		

The proposed effluent limits for Outfall 002 based on a design flow of 0.400 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>
Total Suspended Solids		30.0	60.0
Total Aluminum		4.0	8.0
Total Iron		2.0	4.0
Total Manganese		1.0	2.0
Total Residual Chlorine		0.5	1.6
pH	6.0 to 9.0 standard units at all times.		

**PA0061484-A1**, Sewerage, **Corning, Inc.**, Benton Park—Photonics, Franklin Valley Road, Fleetville, PA 18420-0228.

This proposed facility is located in Benton, **Lackawanna County**.

Description of Proposed Activity: Amendment of NDPEs permit to discharge treated sewage into an unnamed tributary to S. Branch Tunkhannock Creek.

The receiving stream, unnamed tributary to South Branch Tunkhannock Creek is in watershed 4F and classified for: cold water fishery, aquatic life, water supply and recreation. The nearest downstream public water supply intake is Danville Water Supply located on Susquehanna River approximately 100 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .048 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
NH <sub>3</sub> -N			
(5-1 to 10-31)	12.8		25.6
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		

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine	1.2		2.8

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

**Application No. PA 0088765**, SIC Code 6515, Sewage, **Millbrook Manor Mobile Home Park**, 100 East Queen Street, Stevens, PA 17578.

This application is for issuance of an NPDES permit for a new discharge of treated sewage to Indian Run, in West Cocalico Creek, **Lancaster County**.

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

The proposed effluent limits for Outfall 001 for a design flow of 0.02 MGD are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Suspended Solids	30	60
NH <sub>3</sub> -N		
(5-1 to 10-31)	7	14
(11-1 to 4-30)	21	42
Total Residual Chlorine	0.5	1.6
Dissolved Oxygen	Minimum of 5.0 at all times	
pH	From 6.0 to 9.0 inclusive	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	26,000/100 ml as a geometric average	

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

The EPA waiver is in effect.

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

**PA0228362**, Sewerage, SIC Code 4952, **The Gateway Store and Restaurant**, 5198 Route 87 Highway, Williamsport, PA 17701.

This proposed facility is located in Plunketts Creek Township, **Lycoming County**.

Description of Proposed Activity: This proposed action is for the Issuance of an NPDES permit for the discharge of Treated Sewage Effluent

The receiving stream, Loyalsock Creek, is in the 10B—Loyalsock Creek Watershed and classified for CWF.

The proposed effluent limits for Outfall 001 based on a design flow of 0.002 MGD:

<i>Parameter</i>	<i>Average Monthly</i>	<i>Concentration (mg/l)</i> <i>Average Weekly</i>	<i>Maximum Daily</i>
CBOD <sub>5</sub>	10		
TSS	20		
Free Chlorine Residual		Monitor and Report	
Fecal Coliforms		200/100 mL as a Geometric Average	
pH		6 to 9 at All Times	

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

**PA0238520**, Sewage. **Dr. Frank W. Preston Environmental Center/Camp Bucoco**, 150 Bucoco Lane, Slippery Rock, PA 16057.

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

Description of Proposed Activity: a minor discharge of treated sewage

The receiving stream, an unnamed tributary to Slippery Rock Creek, is in watershed 20-C and classified for: cold water fishes, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.002 MGD.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	Monitor and Report		
CBOD <sub>5</sub>	25		30
Total Suspended Solids	30		60
Fecal Coliform			
(5-01 to 09-30)		200/100 ml as a geometric average	
(10-01 to 4-30)		31,700/100 ml as a geometric average	
Total Residual Chlorine	1.4		3.3
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

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

**PART II PERMITS**

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

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

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

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

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

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

**WQM Permit No. 2301406.** Sewage. **Dave Clark**, P. O. Box 239, Concordville, PA 19331. Applicant is requesting approval for the construction and operation of a small flow treatment facility to serve Lot 8 of the Clark Property located in Concord Township, **Delaware County**.

**WQM Permit No. 1501412.** Sewage. **Birmingham Township**, 1040 West Street Road, West Chester, PA 19382. Applicant is requesting approval for the construction of a sewage pump station and forcemain to serve the Shoppes at Dilworthtown Crossing located in Birmingham and Thornbury Townships, **Chester County**.

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

**WQM Permit No. 1301402.** Sewerage, **Weissport Municipal Authority**, 406 Shite Street, Lehighton, PA 18235.

This proposed facility is located in Weissport Borough, **Carbon County**.

Description of Proposed Action/Activity: The project consists of replacing the existing gravity sanitary sewer collection system with a low-pressure sewer system. The low-pressure collection system will include approximately 7,000 ft. of 2, 2½ and 3 inch low-pressure sewer main and approximately 125 individual grinder pumps. The existing pumps in the pumping station will be replaced together with the installation of a new metering vault. The pump station will serve approximately 450 residents of Weissport Borough and 2,275 residents of Franklin Township. The pump station modifications will not change existing or proposed pump station capacity.

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

**WQM Permit No. 6771423 Transfer 2.** Sewerage, **The York Water Company**, 130 East Market Street, Box 15089, York, PA 17405-7089.

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

Description of Proposed Action/Activity: transfer of permit for Chanceford Manor Village Sewer Company from Chanceford Manor Village Sewer Company to the York Water Company.

**WQM Permit No. 0601405.** Sewerage, **North Heidelberg Sewer Company**, P. O. Box 477, Bernville, PA 19506.

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

Description of Proposed Action/Activity: to construct the Jefferson Heights—Section 2 Pump Station.

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

**WQM Permit No 0801202**, Industrial Waste. **Taylor Packing Company, Inc.**, P. O. Box 188 Wyalusing PA 18853. Modifications of existing Industrial Wastewater Treatment facilities located at Wyalusing Township, **Bradford County**. Application received April 9, 2001 at the Northcentral Regional Office.

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

**WQM Permit No. 1001405**, Sewerage, **Preston Environmental Center**, Camp Bucoco, Moraine Trails Council, Boy Scouts of America, 830 Morton Avenue Extension, Butler, PA 16001.

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

Description of Proposed Action/Activity: This project is for the installation and operation of a small flow treatment facility to serve the proposed environmental center and several camp buildings.

**WQM Permit No. 1001406**, Sewerage, **Timberlee Valley Sanitary Co., Inc.**, 120 Brennan Lane, Evans City, PA 16033.

This proposed facility is located in Connoquenessing and Lancaster Townships, **Butler County**.

Description of Proposed Action/Activity: This project is for the expansion of an existing wastewater treatment facility to serve Timberlee Farms Plan of Lots and Timber Ridge Plan of Lots.

**WQM Permit No. 6201404**, Sewerage, **D & D Subdivision**, R. D. 1, Box 53 A, Pittsfield, PA 16340.

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

Description of Proposed Action/Activity: This project is for a small flow treatment facility to serve two homes.

**WQM Permit No. 2501411**, Sewerage, **Victor A. and Jennie M. Berti**, 2025 Market Street, Erie, PA 16510.

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

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

**WQM Permit No. 2001409**, Sewerage, **Michael J. Filyo**, 6210 Broad Street, South Park, PA 15129.

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

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

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

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The following parties have applied for an NPDES permit to discharge stormwater associated with a construction activity into waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain limitations set forth in the permit conditions. These proposed determinations are tentative. Limitations

are provided as erosion and sediment control best management practices (BMPs) that restrict the rate and quantity of sediment discharged.

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

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

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

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the office identified in this notice.

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

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

**NPDES Permit PAS10 G465**, Stormwater. **EIM Associates**, P. O. Box 1200, Exton, PA 19341 has applied to discharge stormwater associated with a construction activity located in East Vincent Township, **Chester County** to Stoney Run (HQ-TSF).

**NPDES Permit PAS10 G466**, Stormwater. **Orleans Corporation**, 3333 Street Road, Suite 101, Bensalem, PA 19020 has applied to discharge stormwater associated with a construction activity located in Edgmont Township, **Delaware County** to Broad Run/West Branch Brandywine Creek (EV/WWF, MF).

**NPDES Permit PAS10 J013-R**, Stormwater. **National Developers**, 1604 Walnut Street, Philadelphia, PA 19103 has applied to discharge stormwater associated with a construction activity located in Edgmont Township, **Delaware County** to Crum Creek (CWF).

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

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

<i>NPDES No.</i>	<i>Applicant Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Receiving Water/Use</i>
PAS10V021-1	Sunrise Venture, Inc. Robert Ramagosa 3000 Sunrise Lake Milford, PA 18337	Pike County Dingman Township	Rattlesnake Creek HQ-CWF

## SAFE DRINKING WATER

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

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

#### Permit No. 4601506, Public Water Supply.

Applicant	<b>Superior Water Company, Inc.</b> 2960 Skippack Pike Worcester, PA 19490
Township	New Hanover
Responsible Official	David J. Milan
Type of Facility	Public Water Supply System
Consulting Engineer	Superior Environmental Management Corporation P. O. Box 127 Worcester, PA 19490
Application Received Date	April 17, 2001
Description of Action	Construction of an in-ground 400,000-gallon cast-in-place storage tank.

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

#### Permit No. 6401501, Public Water Supply.

Applicant	<b>Fox Ledge, Inc.</b>
Township or Borough	Mt Pleasant Township, <b>Wayne County</b>
Responsible Official	Alfred Alessi, President
Type of Facility	Bottled Water
Consulting Engineer	Michael J. Propst P.E.
Application Received Date	April 12, 2001
Description of Action	The modification of an existing, permitted facility by the addition of a well source and a production line for 5-gallon containers.

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

#### Permit No. 5301501, Public Water Supply.

Applicant	<b>Galeton Borough Authority</b>
Borough	Galeton Borough, <b>Potter County</b>

Responsible Official	George Bowen, Chairperson Galeton Borough Authority 2 Sherman Street Galeton, PA 16922
Type of Facility	Public Water Supply
Consulting Engineer	Larson Design Group, Inc. P. O. Box 487 Williamsport, PA 17703-0487
Application Received Date	April 18, 2001
Description of Action	Construction of two new wells and transmission main for use with existing treatment facilities

## HAZARDOUS SITES CLEAN-UP

### Under the Act of October 18, 1988

#### Notice of a Change in the Administrative Record Notice of a Change in the Public Comment Period

#### Furlong Manufacturing Company Site Doylestown and Buckingham Townships, Bucks County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), is proposing an interim response at the Furlong Manufacturing Site.

This notice serves to change the date of the Public Hearing to June 6, 2001, and to extend the public comment period to July 6, 2001.

The Furlong Manufacturing Site is located at York Road and Rodgers Road in Doylestown and Buckingham Townships, Bucks County. The Site consists of the former facility of Furlong Manufacturing, Inc. (Furlong Manufacturing, or the Site), and contaminated soil and groundwater resulting from Furlong Manufacturing's operations at this facility.

The Department has determined the following: Furlong Manufacturing is no longer in business. The current tenant of the site, Furlong Lamp and Lighting, is a related company with different owners.

A further investigation of the Site by the DEP's Hazardous Sites Cleanup Program (HSCP) identified approximately 2,000 cubic yards of soil contaminated with volatile organic compounds (VOCs) in excess of Statewide cleanup standards promulgated under the Land Recycling and Environmental Remediation Standards Act, Act 2 of 1995. The standards exceeded are those based on potential impact on groundwater that is used as a supply of potable water. The HSCP investigation also identified a number of VOC-contaminated residential wells nearby, with the Furlong Manufacturing soil the only known source. DEP installed and sampled groundwater-monitoring wells on the Site. Analytical data indicates VOCs contaminate on-site groundwater at levels higher than nearby off-site wells. To date, five nearby private

water supply wells have exceeded Maximum Contaminant Levels (MCLs) established by EPA for public water supplies. DEP provided carbon filters previously, and continues to provide filter maintenance for all five private water supply wells. The only known environmental hazard associated with the site is based on exposure to groundwater contaminated with VOCs.

The Department is considering the following alternatives in response to on-site contaminated soil at Furlong Manufacturing:

*Alternative 1, No Action:* HSCA requires the Department to consider the alternative of taking no action. Under this alternative no action would be taken to prevent continued leaching of contaminants from soil into groundwater. Continued sampling of monitoring wells would be required. This alternative would do nothing to protect public health. Contaminated soil would remain, allowing further releases to groundwater. An aquifer currently used as a source of drinking water would be subject to continuing contamination with hazardous substances leaching from contaminated soil. No estimated cost is associated with Alternative 1, No Action.

*Alternative 2, Excavation and Disposal of Contaminated Soil, Septic Tank and Waste:* Accessible soils contaminated above Statewide Human Health Standards for Soil, established under Act 2 of 1995, would be excavated and disposed of off-site. The cleanup levels exceeded are those established for certain VOCs. Each of the standards exceeded was based on the potential of contaminated soil to leach contaminants into groundwater in a leachate concentration exceeding a health-based groundwater cleanup standard. The volume of soil to be removed is estimated to be 2,000 cubic yards. The septic tank and its contents are accessible for excavation and the Department anticipates no problem in disposing of the waste. This alternative would be protective of public health in that it would eliminate a source of continuing contamination of an aquifer currently used as a source of private drinking water. The estimated cost of Alternative 2 is \$175,000.

*Alternative 3, Excavation and Disposal of Septic Tank and Waste, Treatment of Contaminated Soils by Soil Vapor Extraction:* Soils contaminated above cleanup levels would be treated onsite vapor extraction. The cleanup levels exceeded are those established for certain VOCs. Each of the standards exceeded was based on the potential of contaminated soil to leach contaminants into groundwater in a leachate concentration exceeding a health-based groundwater cleanup standard. The volume of soil to be treated is estimated to be 2,000 cubic yards. The septic tank and its contents are accessible for excavation and the Department anticipates no problem in disposing of the waste. This alternative would be protective of public health in that it would eliminate a source of continuing contamination of an aquifer currently used as a source of drinking water. The estimated cost of alternative 3 is \$1,800,000.

The Department is proposing Alternative 2, as described above. Alternative 1 is not protective of public health or the environment, would require long-term monitoring of area groundwater, and would not meet State and Federal applicable or relevant and appropriate requirements (ARARs). Alternative 3 would protect public health and the environment, but would be much less cost effective than Alternative 2. The Department finds that Alternative 2 is a permanent, cost-effective response that is feasible and would meet ARARs.

The Administrative Record which contains the information that forms the basis for, and documents this proposed response action, is available for public review Monday through Friday from 8 a.m. to 4 p.m. at the DEP office at Lee Park, Suite 6010, 555 North Lane, Conshohocken PA 19428-2233. Written comments should be mailed or delivered to David Ewald, Project Officer, at the above address. To schedule a review of the Administrative Record at the DEP office, call David Ewald at (610) 832-6200 or John Gerdemann at (610) 832-6228.

An additional copy of the Administrative Record is available for public review at the Bucks County Library Center, located at 150 South Pine Street, Doylestown PA. The library's hours are 9 a.m. to 9 p.m., Monday through Thursday; 9 a.m. to 6 p.m. Friday; 9 a.m. to 5 p.m. Saturday; and 1 p.m. to 5 p.m. Sunday. Further details can be obtained by calling the library at (215) 348-9082.

The public will have an opportunity to present oral comments at a public hearing. The public hearing is scheduled for 7 p.m. on June 6, 2001 at the Doylestown Township Municipal Building, 425 Wells Road, Doylestown PA 18901, (215) 348-9915. Persons wishing to present oral comments may register on or before the date of the public hearing by contacting Deborah Fries, DEP Community Relations Coordinator at (610) 832-6020.

Persons with a disability who wish to attend the hearing scheduled for June 6, 2001, and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Deborah Fries directly at (610) 832-6020 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

The Department is providing this Notice under sections 505(b) and 506(b) of HSCA. The date of publication of this Notice in the *Pennsylvania Bulletin* initiates the public comment period on the administrative record, as provided under that Act. The public comment period begins on Saturday, May 5, 2001, and ends on Friday, July 6, 2001.

## **LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995**

### **Preamble 1**

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

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Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the

cleanup standards, or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

For further information concerning the content of a Notice of Intent to Remediate, contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

**Park Chase Apartments**, City of Philadelphia, **Philadelphia County**. Darryl D. Borrelli, Manko, Gold & Katcher, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of Park Chase Associates, LP, 115 New St., Glenside, PA 19038, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with BTEX, polycyclic aromatic hydrocarbons and naphthalene. The applicant proposes to remediate the site to meet the Statewide Health Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on April 17, 2001.

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

**Clifton Blume Property**, Laureldale Borough, **Berks County**. Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 1, Glenmoore, PA 19343 (on behalf of Clifton Blume, 3001 Marion Street, Reading, PA 19605) has submitted a Notice of Intent to Remediate site soils contaminated with lead. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on April 13, 2001.

**Dorothy Golden Property**, Laureldale Borough, **Berks County**. Mulry & Cresswell Environmental, Inc.,

1691 Horseshoe Pike, Suite 1, Glenmoore, PA 19343 (on behalf of Dorothy Golden, 1511 Prince Street, Reading, PA 19605) has submitted a Notice of Intent to Remediate site soils contaminated with lead. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on April 13, 2001.

**Marlene Kahn Property**, Laureldale Borough, **Berks County**. Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 1, Glenmoore, PA 19343 (on behalf of Marlene Kahn 3008 Marion Street, Reading, PA 19605) has submitted a Notice of Intent to Remediate site soils contaminated with lead. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on April 13, 2001.

**Linda Katzenmoyer Property**, Laureldale Borough, **Berks County**. Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 1, Glenmoore, PA 19343 (on behalf of Linda Katzenmoyer, 3146 Montrose Avenue, Reading, PA 19605) has submitted a Notice of Intent to Remediate site soils contaminated with lead. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on April 13, 2001.

**Walter Palmer Property**, Laureldale Borough, **Berks County**. Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 1, Glenmoore, PA 19343 (on behalf of Walter Palmer, 3152 Montrose Avenue, Reading, PA 19605) has submitted a Notice of Intent to Remediate site soils contaminated with lead. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on April 13, 2001.

**Robin Stein (formerly Rodney Tyson) Property**, Laureldale Borough, **Berks County**. Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 1, Glenmoore, PA 19343 (on behalf of Robin Stein, 1513 Prince Street, Reading, PA 19605) has submitted a Notice of Intent to Remediate site soils contaminated with lead. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on April 13, 2001.

**Donald Stibitz Property**, Muhlenberg Township, **Berks County**. Mulry & Cresswell Environmental, Inc., 1691 Horseshoe Pike, Suite 1, Glenmoore, PA 19343 (on behalf of Donald Stibitz, 48 Seminary Avenue, Reading, PA 19605) has submitted a Notice of Intent to Remediate site soils contaminated with lead. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on April 13, 2001.

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

**Greater Erie Ind. Dev. Corp. (GEIDC), for the former Currie Landfill site**, West 16th St., Millcreek Township, **Erie County** and **Pat Pontoriero**, P.G. of Harding ESE, 70 North Bell Ave., Bldg 4, Pittsburgh, PA 1516 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with PCBs, Lead, Heavy Metals, BTEX, PAHs and Solvents. The applicant pro-

poses to remediate the site to meet the Statewide Health and Site Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Erie Times News* on April 12, 2001.

### **INFECTIOUS AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES**

**Applications received or withdrawn under the Solid Waste Management Act (35 P. S. §§ 6018.101–6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1–6019.6) and regulations to transport infectious and chemotherapeutic waste.**

*Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.*

#### **Renewal Applications Received**

**NSH Network, Inc. D.B.A. Resource Management Council Services**, 3001 Expressway Drive North, Suite 300, Islandia, NY 11749. License No. **PA-HC 0197**. Received on April 23, 2001.

### **AIR QUALITY**

#### **Plan Approval and Operating Permit Applications**

##### **New Sources and Modifications**

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

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

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

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

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

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

### **OPERATING PERMITS**

#### **Notice of Intent to Issue Title V Operating Permits**

Under 25 Pa. Code §§ 127.521 and 127.424, the Department of Environmental Protection (Department) intends to issue a Title V Operating Permit to the following facilities. These facilities are major facilities subject to the operating permit requirements under Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F and G (relating to operating permit requirement and Title V Operating Permits).

Appointments to review copies of the Title V application, proposed permit and other relevant information must be made by contacting Records Management using the appropriate Regional Office telephone number noted below. For additional information, contact the appropriate Regional Office noted below.

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the Regional Office within 30 days of publication of this notice. Written comments submitted to the Department during the 30-day public comment period shall include the name, address and telephone number of the person submitting the comment, along with the reference number of the proposed permit. The commentator should also include a concise statement of any objections to the permit issuance and the relevant facts upon which the objections are based.

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

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

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Kanu Patel, Facilities Permitting Chief, (717) 705-4702.*

**38-05011: Plain 'n Fancy Kitchens, Inc.** (Oak Street, Route 501, Schaefferstown, PA 17088-0519) located in Heidelberg Township, **Lebanon County**. The facility's major sources of emissions include wood furniture coating booths, woodworking area and other sources that primarily emit VOCs.

### **PUBLIC HEARINGS**

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

**Notice of Proposed Revision to the State Implementation Plan for Oxides of Nitrogen (NO<sub>x</sub>) and Volatile Organic Compounds (VOC) and Notice of Public Hearing**

**Approval of Reasonably Available Control Technology (RACT) Plan for: Sunoco, Inc. (R&M) (Borough of Marcus Hook, Delaware County)**

DEP has made a preliminary determination to approve a RACT plan as an amendment to the State Implementation Plan (SIP) for the above facility. The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the RACT approval for this facility to comply with current regulations.

This preliminary determination, if finally approved, will be incorporated into Plan Approval(s) and/or Operating Permit(s) for the facility and will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's SIP.

The following is a summary of the preliminary RACT determination for this facility:

**Sunoco, Inc. (R&M) (Operating Permit OP-23-0001)**

Source	NO <sub>x</sub> Emission Limit	Control Technique	RACT Implementation Schedule
No. 6 Boiler	0.25 lb/MMBtu	Low NO <sub>x</sub> Burners	Within 240 days of Issuance
No. 7 Boiler	0.25 lb/MMBtu	SPUD Burners	Implemented

One public hearing will be held for the purpose of receiving comments on the proposed SIP revision. The hearing will be held at 2 p.m. on June 5, 2001 at the Department of Environmental Protection, Southeast Regional Office, Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA. The hearing will represent the opportunity for oral comment to DEP on the proposed SIP revision and will not be a question and answer session. Persons wishing to present testimony at the hearing are encouraged to contact Lynda Rebarchak, DEP Community Relations Coordinator, at (610) 832-6219 to register prior to the hearing, but may also register at the hearing. Those unable to attend the hearing but who wish to comment should send their written comments to Francine Carlini, Air Quality Program Manager, Department of Environmental Protection, Southeast Regional Office, Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA 19428 on or before June 5, 2001.

Individuals in need of accommodations as provided for in the Americans With Disabilities Act who would like to attend the hearing should contact Lynda Rebarchak at (610) 832-6219 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how DEP can meet their needs.

**PLAN APPROVALS**

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

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

**46-0005O: Merck and Co. Inc.** (Sumneytown Pike, North Wales, PA 19454) for installation of a 100 kW Emergency Generator in Upper Gwynedd Township, **Montgomery County**.

**46-0108A: Highway Materials, Inc.** (1126 Crusher Road, Perkiomenville, PA 18074) for modification of a dryer burner in Marlborough Township, **Montgomery County**.

**46-0069B: Highway Materials, Inc.** (500 Stenton Avenue, Plymouth Meeting, PA 19462) for modification of a dryer burner in Whitmarsh Township, **Montgomery County**.

**15-0054A: Highway Materials, Inc.** (680 Morehall Road, Malvern, PA 19355) for the modification of a Dryer Burner in East Whiteland Township, **Chester County**.

**15-0039: Highway Materials, Inc.** (Quarry Road, Downingtown, PA 19335) for modification of a dryer burner in East Caln Township, **Chester County**.

**09-0141: Lower Bucks County Joint Municipal Authority** (19 Kingwood Lane, Levittown, PA 19057) for installation of a packed tower air scrubber in Bristol Township, **Bucks County**.

**09-0142: Qwest Communications Corporation** (35 Runway Road, Levittown, PA 19057) for construction of four diesel emergency generators in Bristol Township, **Bucks County**.

**09-0008: TAVO Packaging, Inc.** (2 Canal Road, Fairless Hills, PA 19030) for construction of a flexographic printing press in Falls Township, **Bucks County**.

**09-0124A: S.W.E.C., LLC** (5000 Dominion Boulevard, Glen Allen, VA 23060) for construction of a 550 MW combined-cycle electric power generation plant in the USX Industrial Park in Falls Township, **Bucks County**. The plant will include two combined-cycle combustion turbines, two respective heat recovery steam generators and a single steam turbine. The emissions from the plant will be controlled by selective catalytic reduction and a catalytic oxidizer. The sources and air pollution control devices are described in the Applicant's application of December 19, 1999, and subsequent submissions.

Based on the information provided by the Applicant and DEP's own analysis, this operation will emit 296 tons per year of nitrogen oxides, 110 tons per year of volatile organic compounds, 341 tons per year of carbon monoxide, 183 tons per year of particulate matter. These emissions will consume the following the Prevention of Significant Deterioration air quality increments available in the area of the maximum impact of the source:

Pollutant	Averaging Time	Maximum Modeled Impact µg/m <sup>3</sup>
CO	1-hour	29.3
CO	8-hour	5.0
NO <sub>2</sub>	Annual	0.2
PM-10	24-hour	3.5
PM-10	Annual	0.3

In order to assure compliance with the applicable standards, DEP will place the following conditions on the plan approval:

*General Requirements*

A. This Plan Approval is issued to the owner and operator for the construction of a combined cycle electric generating plant with a nominal output of 550 mega-

watts. The plant includes the following sources and associated air pollution control devices:

i. Two GE 7FA combined cycle combustion turbines, each equipped with a heat recovery steam generator with duct burners, and one single steam turbine. The emissions are controlled by dry low NOx combustion, a selective catalytic reduction system, and an oxidation catalyst system.

ii. Cooling tower equipped with mist eliminators.

iii. One auxiliary boiler rated at 41 million Btu heat input per hour.

iv. One diesel fired emergency pump rated at 280 HP.

B. This Plan Approval authorizes temporary operation of the sources covered by this Plan Approval, provided the following conditions are met:

i. The Department must receive written notice from the owner/operator of the completion of construction and the operator's intent to commence operation at least 5 working days, prior to the completion of construction. The notice should state when construction will be completed and when operator expects to commence operation.

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

iii. This condition authorizes temporary operation of the sources for a period of 180 days from the date of commencement of operation, provided the Department receives notice from the owner/operator under Subpart (a), above.

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

v. The notice submitted by the owner/operator under Subpart i, above, prior to the expiration of this Plan Approval, shall modify the Plan Approval expiration date. The new Plan Approval expiration date shall be 180 days from the date of commencement of operation.

vi. The emission reduction credit (ERC) use and transfer are approved by the Department.

C. This approval to construct shall become invalid if:

i. Construction, as defined in 40 CFR 52.21(b)(8), has not commenced within 18 months from the issue date of this Plan Approval; or

ii. Construction is discontinued for a period of 18 months or more; or

iii. Construction is not complete within a reasonable time as defined in the Plan Approval Application.

D. The Department may grant extensions to the Plan Approval deadlines regarding commencement of construction and completion of construction. Requests for extension shall comply with the "Policy of PSD Construction Deadline and Plan Approval Extensions." The policy contains a provision that extension requests must be received by the Department prior to expiration and with

sufficient time to respond to the request prior to expiration (generally at least 4 months prior to expiration).

i. The extension request must include justification explaining why construction did not commence as scheduled. The request must include a revised schedule that shows when construction will be initiated. The schedule shall also show that construction will be continuous after construction is initiated.

ii. A responsible representative of the applicant must sign the extension request.

*New Source Review (NSR) and Emission Reduction Credits (ERC) Requirements:*

A. The owner and operator shall comply with all the requirements of 25 Pa. Code § 127.208—ERC Use and Transfer Requirements prior to the initial startup of any of the sources specified above.

B. The owner and operator shall provide ERC at a 1.3:1.0 ratio to offset the nitrogen oxides (NOx) emissions of 296 tons per year and volatile organic compounds (VOC) emissions of 110 tons per year. The required ERC are 384.8 tons of NOx and 143.0 tons of VOCs.

*New Source Performance Standards Requirements:*

The combustion turbines are subject to Subpart GG, the duct burners are subject to Subpart Da, and the auxiliary boiler is subject to Subpart Dc of the Standards of Performance for New Stationary Sources and shall comply with all applicable requirements of the Subparts. 40 CFR 60.4 requires submission of copies of all requests, reports, applications, submittals, and other communications to both the EPA and the Department. The EPA copies shall be forwarded to: Director, Air Protection Division, U.S. EPA, Region III, 1650 Arch Street, Philadelphia, PA 19103.

*Acid Rain Requirements:*

A. Upon start-up, the facility is subject to the applicable requirements contained in 40 CFR Parts 72 through 78. In addition, the facility is subject to the applicable requirements contained in 25 Pa. Code § 127.531, regarding special conditions related to acid rain.

B. The owners and operators of each affected source and each affected unit at the source shall:

i. Operate the unit in compliance with a complete Acid Rain permit application or a superseding Acid Rain permit issued by the permitting authority; and,

ii. Have an Acid Rain permit.

*NOx Allowance Requirements*

i. The facility shall comply with the applicable regulations contained in 25 Pa. Code §§ 123.101 through 123.120.

A. The owner and operator shall establish a compliance account prior to the commencement of operations and shall be responsible to acquire any required NOx allowances from those available in the NATS (25 Pa. Code § 123.117(a)).

B. The owner and operator shall comply with chapter 145 of the Department's Rules and Regulations.

*Operating Requirements:*

A. Each unit and its associated air cleaning devices shall be installed, maintained and operated in accordance with manufacturers' specifications and good air pollution control practices.

B. The combustion turbines shall fire natural gas as primary fuel and No. 2 oil as secondary fuel. Only one combustion turbine shall be allowed to fire No. 2 fuel oil at any given time. The burning of No. 2 oil shall, in total, not exceed 720 hours per year in a 12-month rolling sum.

C. The duct burners and the auxiliary boiler shall fire natural gas only.

D. The auxiliary boiler shall not be operated at any time when the combustion turbine and/or the duct burner are in operation.

E. The operation of the fire pump shall not exceed 500 hours in a consecutive 12-month rolling sum. Equipment (a timer or equivalent) shall be provided on the fire pump so that at the request of the Department the total operating hours of the fire pump can be measured.

F. The dissolved/suspended solids in the cooling tower blow down water shall not exceed 1,000 ppm by weight.

G. The following condition applies to the start-up or shutdown of each combustion turbine:

1. A cold start-up shall be defined as an event that occurs after the combustion turbine has not been operating for at least 48 hours. A cold start-up shall not last longer than 5 hours after ignition.

2. A warm start-up shall be defined as an event that occurs after the combustion turbine has not been operating for 8 to 48 hours. A warm start-up shall not last longer than 3 hours after ignition.

3. A hot start-up shall be defined as an event that occurs after the combustion turbine has not been operating for less than 8 hours. A hot start-up shall not last longer than 1.5 hours after ignition.

4. The emissions from a start-up or shutdown shall be included in the 12-month rolling sum.

5. The short-term emission limitations contained below do not apply during start-up and shutdown of the combustion turbines.

6. A shut down commences with the termination of fuel injection into the combustion chambers.

H. The catalytic oxidizer shall be operated at all times when the combustion turbines and/or the duct burners are operating. A minimum catalytic bed temperature of 800°F shall be maintained to ensure that the carbon monoxide (CO) emission limitations specified below are met.

I. The selective catalytic reduction system shall be operated at all times when the combustion turbines and/or the duct burners are operating. A minimum catalytic bed temperature of 500°F shall be maintained to ensure that the nitrogen oxides (NOx) emission limitations specified below are met.

#### *Emission Limitations*

A. The emissions from each combustion turbine firing natural gas shall not exceed the limitations specified below:

<i>Pollutants</i>	<i>ppmvd@15%O<sub>2</sub>* lb./MMBtu*</i>
Nitrogen Oxides (NOx)	3.0
Volatile Organic Compounds (VOC)**	0.002
Carbon Monoxide (CO)	3.0

<i>Pollutants</i>	<i>ppmvd@15%O<sub>2</sub>* lb./MMBtu*</i>
Particulate Matter (PM and PM-10))	0.004
Sulfur Dioxide (SO <sub>2</sub> )	0.002
Ammonia Slip Concentration	10

\* The emission limit, when firing natural gas, shall be calculated as a one-hour average.

\*\* The VOC emissions shall be reported as methane.

A. VOC emissions shall not exceed 0.0072 lb/MMBtu as methane when the turbines firing No. 2 fuel oil.

B. NOx emissions shall not exceed 10 ppmvd at 15% O<sub>2</sub>, when the turbines firing No. 2 fuel oil.

C. The emissions from the auxiliary boiler shall not exceed the limitations specified below:

<i>Pollutants</i>	<i>Emission Limits</i>
Nitrogen Oxides	0.035 lb/MMBtu
Volatile Organic Compounds (VOC)	0.003 lb/MMBtu
Carbon Monoxide (CO)	0.037 lb/MMBtu
Particulate Matters (PM)	0.010 lb/MMBtu
Sulfur Dioxide (SO <sub>2</sub> )	0.002 lb/MMBtu

A. The emissions from the fire pump shall not exceed the limitations specified below:

<i>Pollutants</i>	<i>Emission Limits</i>
Nitrogen Oxides	7.2 gm/brake horse power-hour
Volatile Organic Compounds (VOC)	0.47 gm/brake horse power
Carbon Monoxide (CO)	1.2 gm/brake horse power
Particulate Matters (PM)	0.22 gm/brake horse power
Sulfur Dioxide (SO <sub>2</sub> )	0.17 gm/brake horse power

A. The PM emissions from the cooling tower shall not exceed 1.4 pounds per hour and 6.2 tons per year as a 12-month rolling sum.

B. The combined emissions from the entire facility shall not exceed the limitations specified below:

<i>Pollutants</i>	<i>Facility Annual Emission Limits (TPY)*</i>
Nitrogen Oxides	296
Volatile Organic Compounds (VOC)	110
Carbon Monoxide (CO)	341
Particulate Matter (PM)	183
Sulfur Dioxide (SO <sub>2</sub> )	72
Sulfur Acid (H <sub>2</sub> SO <sub>4</sub> ) Mist	4

\* The facility annual emission limits are a 12-month rolling sum calculated monthly. The facility annual emission limits include the emissions during startups and shutdowns.

#### *Continuous Source Monitoring Requirements:*

A. The combustion turbines shall be equipped with continuous monitoring systems to monitor and record nitrogen oxides (NOx) emissions, carbon monoxide (CO) emissions, oxygen (O<sub>2</sub>) content in the flue gas, and the flue gas flow rate.

B. The continuous emission monitoring systems for NOx, CO, O<sub>2</sub>, and the flue gas flow rate shall be approved by the Department and installed, calibrated, operated, and maintained in accordance with the requirements of

Chapter 139 of the Rules and Regulations of the Department of Environmental Protection.

C. The continuous emission monitoring system for the parameters above must be approved by the Department. The continuous emission monitoring system shall be installed, operated and maintained in accordance with the requirements of Chapter 139 of the Rules and Regulations of the Department of Environmental Protection. Proposals containing the information as listed in Phase I section of the Department's Continuous Source Monitoring Manual for the continuous emission monitoring system must be submitted at least 180 days prior to the start-up of each combined cycle combustion turbine.

D. Testing as listed in the Phase II section of the Department's Continuous Source Monitoring Manual must be completed for the CEMs no later than 180 days after initial source start-up date and no later than 60 days after the source achieves normal process capacity.

E. The final report as listed in the Phase III section of the Department's Continuous Source Monitoring Manual must be submitted no later than 60 days after the completion of testing.

F. The continuous monitoring systems shall be installed, maintained and operated to achieve the following data availability requirements:

*Monitored Pollutants or Parameters*  
*NO<sub>x</sub>, CO, O<sub>2</sub>, Flue gas flow rate*

Data =90% valid hours/calendar month  
Availability =95% valid hours/calendar quarter

Valid Hour =75% valid readings (45 minutes/hour)

G. Equipment shall be installed, operated and maintained to continuously monitor and record the temperature of gases entering the catalytic oxidizer and the selective catalytic reduction system.

H. Equipment shall be installed, operated and maintained to continuously monitor and record the ammonia solution injection rate and the pH or ammonia concentration of the solution to the SCR system.

I. Equipment shall be installed, operated and maintained to continuously monitor and record the amount of natural gas and No. 2 fuel oil combusted in the combustion turbines and the duct burners.

*Recordkeeping Requirements*

A. The owner and operator shall maintain records on all air pollution control system performance evaluations and records of calibration checks, adjustments and maintenance performed on all equipment, which is subject to this Plan Approval.

B. The owner and operator shall maintain a copy of the manufacturer's specifications for the combustion turbines, the duct burners, cooling towers, and air cleaning devices onsite.

C. The owner and operator shall maintain a copy of the manufacturer's specifications for all CEMs that are required by this Plan Approval.

D. The owner and operator shall keep a record of all the stack tests that are required in this Plan Approval.

E. The owner and operator shall keep a monthly record of the fuel usage.

F. The owner and operator shall keep a record of the date of any malfunction, the time period of the malfunction, the cause of the malfunction and the action taken to correct the malfunction.

G. The owner and operator shall keep a record, on a monthly basis, of the facility's emissions in order to demonstrate compliance with the emission limits in Condition 8 of this Plan Approval.

H. The owner and operator shall keep all records that are required under 40 CFR Part 60 Subparts Da, Dc, and GG, and 40 CFR Parts 72 through 78.

I. The owner and operator shall keep a record of each startup and shutdown of the combustion turbines and/or duct burners.

J. The owner and operator shall keep a record of the results of the testing for cooling tower blow down water total dissolved and suspended solids.

K. The owner and operator shall, on a monthly basis, keep a record of the hours when No. 2 fuel oil is fired in the turbines.

*Testing Requirements*

L. Within 60 days after achieving the maximum production rate at which the affected facility will be operated, but no later than 180 days after the initial startup of the facility, the owner or operator shall conduct performance tests as per section 60.8 and Subparts GG and Db of 40 CFR Part 60 and Chapter 139 of the Rules and Regulations of the Department.

M. The perform test shall be conducted on the gas turbines and the duct burners for nitrogen oxides, carbon monoxide, volatile organic compounds, sulfur dioxide, ammonia slip concentration, and total particulate matter and PM<sub>10</sub>.

N. During the stack test, the following parameters shall be measured and recorded:

- i. The catalytic oxidation bed temperature;
- ii. The ammonia solution flow rate in GPM and its pH.

D. At least 60 days prior to the test, the company shall submit to the Department for approval the procedures for the test and a sketch with dimensions indicating the location of sampling ports and other data to ensure the collection of representative samples.

E. At least 30 days prior to the test, the Regional Air Quality Manager shall be informed of the date and time of the test.

F. Within 30 days after the source test, two copies of the complete test report, including all operating conditions, shall be submitted to the Regional Air Quality Manager for approval.

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

**54-399-032: Silberline Manufacturing Co., Inc.** (Lincoln Drive, P. O. Box B, Tamaqua, PA 18252) for modification of an aluminum pigment manufacturing operation in Rush Township, **Schuylkill County**.

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

**06-05088B: EJB Paving & Materials Co.** (1119 Snyder Road, West Lawn, PA 19609-1100) for modification of a batch asphalt plant controlled by a fabric collector in Ontelaunee Township, **Berks County**. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

**21-03023B: Ames True Temper, Inc.** (465 Railroad Avenue, Camp Hill, PA, 17011) for modifications to the existing wood dust collection system in Hampden Township, **Cumberland County**.

**28-03001A: GS Electric** (1051 Sheffler Drive, Chambersburg, PA 17201) for modification of the existing electric motor armature coating system in Chambersburg Borough, **Franklin County**.

**34-05001A: Triangle Pacific Corp.** (P. O. Box 146, Thompsontown, PA 17094) for installation of a spray paint booth in Delaware Township, **Juniata County**.

**36-05008A: Tyson Foods, Inc.** (403 South Custer Avenue, Lancaster, PA 17557) for construction of a vegetable oil fryer controlled by a scrubber in Earl Township, **Lancaster County**.

**38-318-036A: American LaFrance Aerials** (64 Cocalico Creek Road, Ephrata, PA 17522) for installation of a paint booth in West Lebanon Township, **Lebanon County**.

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

**55-303-003A: Meckley's Limestone Products, Inc.** (R. R. 1, Box 1682, Herndon, PA 17830) for modification of a batch asphalt plant and associated air cleaning device (a fabric collector) in Franklin Township, **Snyder County**. The modification is the use of reprocessed oil as fuel in the plant's aggregate dryer instead of virgin #2 fuel oil.

**59-00004A: Ward Manufacturing, Inc.** (P. O. Box 9, Blossburg, PA 16912-0009) for modification of various pieces of foundry equipment in Blossburg Borough, **Tioga County**. The respective modification is an increase in the allowable volatile organic compound emission limit for the respective equipment.

**08-317-006A: Leprino Foods Co.** (400 Leprino Avenue, Waverly, NY 14892-1384) for construction of a whey spray drying system and associated air cleaning devices (a venturi scrubber and two fabric collectors) in South Waverly Borough, **Bradford County**.

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

**26-00451B: Consol Docks, Inc.** (1800 Washington Road, Pittsburgh, PA 15241) for operation of Coal Stockpiling at Alicia Dock in Luzerne Township, **Fayette County**.

**56-00266B: Central City Synfuel, LLC** (P. O. Box 137, Central City, PA 44481) for operation of Synfuel Manufacturing at Central City in Shade Township, **Somerset County**.

**04-00226B: Wine Construction, Inc.** (1000 Big Sewickley Creek Road, Sewickley, PA 15143) for operation of an Asphalt Batch Plant at Asphalt Batch Plant in Economy Borough, **Beaver County**.

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

**62-161A: ARC Steel, Inc.** (1 Front Street, Irvine, PA 16329) for construction of a slag processing facility (capacity of approximately 42 tons/hour) on the property of National Forge Company in Brokenstraw Township, **Warren County**.

**25-037A: Joseph McCormick Construction Co., Inc.—Wesleyville Asphalt Plant** (1507 Wesley Avenue, Erie, PA 16510) to modify existing permit to burn alternative fuels: #2 or #4 Fuel Oil as an alternative to natural gas in Wesleyville, **Erie County**.

#### PLAN APPROVALS

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

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

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

**45-315-004: Rock-Tenn Co.** (P. O. Box 770, Delaware Water Gap, PA 18327) for their plant located in Smithfield Township, **Monroe County**. The facility currently has a Title V Permit # 45-00002. This Plan Approval No. 45-315-004 will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

Plan Approval No. 45-315-004 is for construction and operation of a polymer make-down system (chemical additive delivery system). This installation will result in increase in VOC emissions by 21.004 tons per year from the facility. The plan approval limits VOC emissions from this source to 21.004 tons per year on a 12-month rolling sum and 49.9 tons per year from the entire facility on a 12 month rolling sum. The company will use low VOC contain additives, which will minimize the VOC emissions from the source. The operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

**35-318-081: MACTAC, Inc.** (4560 Darrow Road, Stow, OH 44224) for installation and operation of a hot melt coater (509), curing ovens and a 8MMBTU hot oil boiler in Moosic Borough, **Lackawanna County**. The plan approval limits VOC emissions from the new hot melt coater to 15.0 tons per year on a 12-month rolling sum. This plan approval will be incorporated into Title V Operating Permit No. 35-00010 through an administrative amendment along with this revision at a later date. The operating permit will contain additional record keeping and operating restrictions designed to keep the source operating within all applicable air quality requirements. MACTAC, Inc. contains processes used in the manufacture of coated paper. As a result of emissions of Volatile Organic Compounds (VOCs), MACTAC is considered a major stationary source subject to the Title V Operating Permit requirements adopted in 25 Pa. Code 127, Subchapter G. The proposed revision of the Title V operating permit will incorporate applicable air quality requirements from the New Source Performance Standards (NSPS) for sources at the facility, and include DEP's revised VOC air quality regulations.

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

**14-00001: Corning Asahi Video Products Co.** (3500 East College Avenue, State College, PA 16801) for modification of two glass melt tanks and construction of two lehrs in College Township, **Centre County**. This is a

major facility for which Title V Operating Permit No. 14&#8209;00001 has been issued.

The information provided by the applicant and the Department's own analysis indicates that the subject air contamination sources may potentially emit up to 48.0 tons per year of PM10 (particulate matter with an effective aerodynamic diameter of less than or equal to 10 microns), 2,042 tons per year of nitrogen oxides, 545 tons per year of carbon monoxide, 9.35 tons per year of lead/lead compounds and 11.4 tons per year of fluorides following modifications. These air contamination sources will also emit negligible amounts of sulfur oxides and volatile organic compounds. A preliminary review of the information submitted by the applicant indicates that the proposed modification and construction will meet all applicable air quality requirements, including the Prevention of Significant Deterioration of Air Quality (PSD) requirements specified in 40 CFR 52.21 and the requirements of Subpart CC of the Federal Standards of Performance for Glass Manufacturing Plants (NSPS) specified in 40 CFR 60.290 through 60.296. Based on this finding, the Department proposes to approve the application and issue a plan approval to modify the glass melt tanks and construct the lehrs. If the plan approval is issued and if the glass melt tanks, as well as the lehrs, are subsequently found to be in compliance with all applicable regulatory requirements and plan approval conditions, the plan approval will be incorporated into Operating Permit TVOP-14-00001 via administrative amendment in accordance with 25 Pa. Code § 127.450.

In order to ensure compliance with all applicable standards, the Department proposes to place the following requirements in the respective plan approval.

1. The glass melt tanks are to be modified and the lehrs are to be constructed in accordance with the application (as approved herein).

2. This plan approval is issued for the modification of Glass Melt Tank 221 and Glass Melt Tank 222. The subject modification will be comprised of the following:

- Physically reconfiguring Glass Melt Tank 221 into two glass melt tanks, to be designated as Glass Melt Tank 221 and Glass Melt Tank 224, in order to increase the overall production capacity. The combined air contaminant emissions from Glass Melt Tanks 221 and 224 shall be controlled by a model 4HW-530 United McGill electrostatic precipitator. Additionally, gas/oxygen combustion systems will be installed in both tanks.

- Physically enlarging Glass Melt Tank 222 in order to increase the production capacity. The air contaminant emissions from Glass Melt Tank 222 shall be controlled by a model 3HW&#8209;205 United McGill electrostatic precipitator. Glass Melt Tank 222 shall also be equipped with a gas/oxygen combustion system.

This plan approval is also issued for the construction of two natural gas fired 5.0 million Btu per hour lehrs equipped with low NOx burners.

3. This plan approval shall become invalid if: (1) construction (as defined in 40 CFR 52.21(b)(8)) is not commenced within 18 months after the date of this approval; or, (2) if construction is discontinued for a period of 18 months or more; or, (3) construction is not completed within a reasonable period of time.

4. This plan approval also serves as a Prevention of Significant Deterioration (PSD) permit issued under the provisions of 40 CFR 52.21.

5. Under the best available control technology (BACT) provisions of the PSD requirements specified in 40 CFR 52.21, Glass Melt Tanks 221, 222 and 224 shall all be equipped with a natural gas/oxygen combustion system.

6. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, neither particulate matter nor PM10 shall be emitted from the combined exhaust of Glass Melt Tanks 221 and 224 in excess of 0.009 grain per dry standard cubic foot, 4.6 pounds per hour and 23.1 tons in any 12 consecutive month period following modification, except as may be allowed under condition 11 herein.

7. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, lead/lead compounds shall not be emitted from the combined exhaust of Glass Melt Tanks 221 and 224 in excess of 0.5 pound per hour following modification, except as may be allowed under condition 11 herein.

8. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, neither particulate matter nor PM10 shall be emitted from the exhaust of Glass Melt Tank 222 in excess of 0.01 grain per dry standard cubic foot, 1.5 pounds per hour, and 7.0 tons in any 12 consecutive month period following modification, except as may be allowed under condition 11 herein.

9. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, lead/lead compounds shall not be emitted from Glass Melt Tank 222 in excess of 1.1 pounds per hour following modification, except as may be allowed under condition 11 herein.

10. Under the provisions of the PSD requirements specified in 40 CFR 52.21, lead/lead compounds shall not be emitted from Glass Melt Tank 223 in excess of 0.3 pound per hour, except as may be allowed under condition 11 herein.

11. Under the provisions of the PSD requirements specified in 40 CFR 52.21, if it becomes necessary to take the electrostatic precipitator associated with Glass Melt Tanks 221/224 offline for maintenance purposes, Glass Melt Tanks 221 and 224 may continue to operate but their exhaust shall be directed to the electrostatic precipitator normally associated with Glass Melt Tank 223 which shall be used to control the air contaminant emissions from Glass Melt Tanks 221 and 224, as well as Glass Melt Tank 223, for the duration of the bypass/maintenance period. During any occurrence, neither the particulate matter nor the PM10 emissions from the Glass Melt Tank 223 electrostatic precipitator shall exceed 0.02 grain per dry standard cubic foot and 21.0 pounds per hour, and the lead/lead compound emissions shall not exceed 2.2 pounds per hour.

If it becomes necessary to take the electrostatic precipitator associated with Glass Melt Tank 222 offline for maintenance purposes, Glass Melt Tank 222 may continue to operate but its exhaust shall be directed to the electrostatic precipitator normally associated with Glass Melt Tank 223 which shall be used to control the air contaminant emissions from Glass Melt Tank 222, as well as Glass Melt Tank 223, for the duration of the bypass/maintenance period. During any occurrence, neither the particulate matter nor the PM10 emissions from the Glass Melt Tank 223 electrostatic precipitator shall exceed 0.02 grain per dry standard cubic foot and 13.5 pounds per hour, and the lead/lead compound emissions shall not exceed 3.5 pounds per hour.

If it becomes necessary to take the electrostatic precipitator associated with Glass Melt Tank 223 offline for

maintenance purposes, Glass Melt Tank 223 may continue to operate but its exhaust shall be directed to the electrostatic precipitator normally associated with Glass Melt Tanks 221/224 which shall be used to control the air contaminant emissions from Glass Melt Tank 223, as well as Glass Melt Tanks 221 and 224, for the duration of the bypass/maintenance period. During any occurrence, neither the particulate matter nor the PM10 emissions from the Glass Melt Tank 221/224 electrostatic precipitator shall exceed 0.02 grain per dry standard cubic foot and 21.0 pounds per hour, and the lead/lead compounds emissions shall not exceed 2.2 pounds per hour.

Unless the permittee is able to demonstrate, via stack testing, that the particulate matter, PM10 and lead/lead compound emissions from the exhaust of an electrostatic precipitator serving more than one glass melt tank during a precipitator bypass/maintenance episode are, for each air contaminant, in compliance with the most stringent emission limitations identified in conditions contained herein for the respective glass melt tanks, the exhaust of each of the respective four glass melt tanks shall be redirected to an alternate precipitator (that precipitator indicated above which is other than that normally used for the respective glass melt tank) for no more than 504 hours per calendar year nor shall there be a total of more than 504 hours per calendar quarter of electrostatic precipitator bypass/maintenance time for all glass melt tanks combined.

12. The permittee shall maintain comprehensive accurate records of the number of hours per month that each of the four glass melt tanks (Glass Melt Tanks 221/224, 222 and 223) is exhausted to an electrostatic precipitator other than the one to which it is normally exhausted as well as the identity of the precipitator to which it is being exhausted during each occurrence.

13. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, neither particulate matter nor PM10 shall be emitted from the combined exhausts of Glass Melt Tanks 221, 222, 223 and 224 in excess of 48.0 tons in any 12 consecutive month period.

14. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, the combined lead/lead compound emissions from Glass Melt Tanks 221, 222, 223 and 224 shall not exceed 9.35 tons in any 12 consecutive month period.

15. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, the combined emission of CO from Glass Melt Tanks 221, 222, 223 and 224 shall not exceed 3 tons per day and 545 tons in any 12 consecutive month period.

16. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, the combined emission of NOx from Glass Melt Tanks 221, 222, 223, and 224 shall not exceed 11.2 tons per day and 2,042 tons in any 12 consecutive month period.

17. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, the combined emission of fluoride from Glass Melt Tanks 221, 222, 223, and 224 shall not exceed 62.5 pounds per day and 11.4 tons in any 12 consecutive month period.

18. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, the glass melt tanks shall not be operated at fill rates in excess of the rates specified in the application and supplemental materials submitted for this plan approval. Additionally, the glass melt tanks shall not be used to produce any type of glass

other than that currently produced unless prior Department approval has been given.

19. There shall be no addition of arsenic or arsenic-bearing batch materials to Glass Melt Tanks 221, 222, 223 and 224. This prohibition does not include tramp amounts of arsenic that may be contained in common batch materials.

20. Under the BACT provisions of the PSD requirements specified in 40 CFR 52.21, as well as the best available technology (BAT) provisions of Sections 127.1 and 127.12 of Chapter 127 of Article III of the Rules and Regulations of the Department of Environmental Protection, the emission of NOx from each of the two natural gas fired lehrs identified in condition 2 herein shall not exceed 0.5 pound per hour and 2.2 tons in any 12 consecutive month period.

21. The permittee shall maintain comprehensive accurate records of tank fill rates, cullet ratio, fluoride-bearing batch material addition rates and lead/lead compound-bearing batch material addition rates for each glass melt tank as well as electrostatic precipitator secondary voltage and current for each tank's electrostatic precipitator. All records under this condition shall be retained on site for at least 5 years and be made available to the Department upon request.

22. The company shall maintain and operate continuous nitrogen oxides emission, carbon monoxide emission and exhaust gas flow monitoring systems on Glass Melt Tanks 221/224, 222, and 223 in accordance with all applicable requirements specified in Chapter 139 of Article III of the Rules and Regulations of the Department of Environmental Protection and the Department's *Continuous Source Monitoring Manual*.

23. All glass melt tanks shall continue to operate in compliance with the conditions contained in Operating Permit TVOP-14-00001, except as those conditions may be amended herein.

24. Within 180 days of startup following modification of each of the glass melt tanks, the respective glass melt tank shall be stack tested for particulate matter, PM10, lead/lead compounds and fluorides. This testing shall be performed while the respective glass melt tank is being operated at its maximum (modified) capacity while it is being ducted to the electrostatic precipitator normally used for the control of its air contaminant emissions. The company may, if it wishes, perform only particulate testing rather than particulate and PM10 testing provided it is willing to accept the results of the particulate testing as a PM10 emission value, as well as a particulate matter emission value.

25. In addition to the stack testing discussed above, stack testing shall also be performed to determine the particulate matter, PM10 and lead/lead compound emission rates during each of the three electrostatic precipitator bypass maintenance scenarios authorized under condition 11 herein. For each of these scenarios, the testing shall be performed no later than the first scheduled electrostatic precipitator bypass/maintenance episode that occurs following the modification of the tanks that would be ducted to the single electrostatic precipitator during the respective bypass/maintenance scenario. As appropriate, testing shall be accompanied by opacity data generated either by use of a certified continuous opacity monitoring system or by an observer certified to make EPA Method 9 opacity observations.

26. At least 60 days prior to the scheduled performance of testing required by condition 24 or 25 herein, the

permittee shall submit three copies of a pretest protocol to the Department for evaluation. The protocol shall contain a description of the proposed test procedures and the tank operating parameters to be monitored, as well as dimensioned sketches of the electrostatic precipitators and the outlet ducting showing the proposed locations of the sample ports.

27. The Department shall be given at least 10 days advance notice of the date and time upon which the testing required by condition 24 or 25 herein is to be performed so that Department personnel may make arrangements to be present. The Department is not obligated to accept the results of any testing performed without having been provided adequate advance notice of the test dates.

28. Within 60 days of performing the testing required by condition 24 or 25 herein, the permittee shall submit to the Department three copies of a test report which includes a copy of the test results and tank operating parameters, a description of the test procedures actually used for the performance of the testing, a copy of all raw data generated and a copy of all calculations.

29. The glass melting furnaces are subject to Subpart CC of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.290—60.296. The company shall comply with all applicable requirements of this Subpart as well as any other applicable Subpart of the Standards of Performance, including any recordkeeping and reporting requirements. Under 40 CFR 60.4 of the Standards of Performance, the submission of all requests, reports, applications, submittals and other communications required by the Standards of Performance must be made to both the Department of Environmental Protection and the Environmental Protection Agency.

30. This Plan Approval authorizes temporary operation of the sources covered by this Plan Approval provided previously established conditions are met.

In accordance with Section 127.45 of Chapter 127 of Article III of the Rules and Regulations of the Department of Environmental Protection, the conditions listed in this plan approval do one or more of the following:

1. Identify the sources and location.
2. Establish allowable emission rates.
3. Establish monitoring, recordkeeping, testing and reporting requirements.
4. Ensure proper operation and adequate maintenance.

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

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

**65-788K: Sony Electronics, Inc.** (1001 Technology Drive, Mount Pleasant, PA 15666) for the increase in permitted emission limits from the Lacquer Filming Machine in East Huntingdon Township, **Westmoreland County**.

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

*Special Conditions for Plan Approval PA-65-788K*

3. This Plan Approval is for an increase in permitted emission limits from the Lacquer Filming Machine located at the Sony Technology Center—Pittsburgh, in East Huntingdon Township, Westmoreland County.

4. Emissions of VOC from the Lacquer Filming Machine shall be limited to 4.92 tons per year.

5. Emissions of VOC from the entire facility shall be limited to 49.0 tons per year.

6. Sony shall keep records to demonstrate compliance with the emission limits established in this approval. The records shall include the amount of filming lacquer used each month and the amount disposed of each month. These records shall be kept on site for a period of 2 years and be made available to the Department upon request.

7. This Plan Approval authorizes temporary operation of the sources covered by this Plan Approval provided the following conditions are met.

a) The Department must receive written notice from the Owner/Operator of the completion of construction and the operator's intent to commence operation at least 5 working days prior to the completion of construction. The notice should state when construction will be completed and when operator expects to commence operation.

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

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

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

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

**65-00839A: Texas Eastern Transmission Corp.—Delmont Compressor Station** (P. O. Box 1642, Houston, TX 77251-1642) for modification of a stationary gas turbine in Salem Township, **Westmoreland County**.

The proposed facility is subject to the applicable requirements of 25 Pa. Code, Chapter 127 (related to construction, modification, reactivation and operation of sources) and 40 CFR, Subpart GG (New Source Performance Standards for Stationary Gas Turbines). The Department believes that the facility will meet these requirements by complying with the following Plan Approval conditions:

1. The facility is to be constructed in accordance with the plans submitted with the application (as approved herein).

2. Upon completion of the construction of the facility, an operating permit must be obtained. Notify the Department when the installation is completed so that the facility can be inspected for issuance of an operating permit.

3. This Plan Approval is to allow the replacement of the existing Pratt & Whitney GG3 turbine with a Solar Mars 100 stationary gas turbine rated at 15,000 hp, equipped with SoLoNOx low NOx combustors at the Texas Eastern Delmont Compressor Station Located in Salem Township, Westmoreland County.

4. The source shall comply with the fugitive emission regulations [25 Pa. Code §§ 123.1 and 123.2].

5. Visible emissions from the source shall not equal or exceed 10% opacity at any time [25 Pa. Code § 127.1].

6. The Owner/Operator shall not permit the emission to the outdoor atmosphere of any malodorous air contaminants from any source, in a manner that the malodors are detectable outside the property of the Owner/Operator [25 Pa. Code § 123.31].

7. Emissions from the source to the atmosphere of these pollutants shall not exceed the following rates:

<i>Pollutant</i>	<i>Pounds Per Hour</i>	<i>Tons Per Year*</i>
NO <sub>x</sub> (as NO <sub>2</sub> )	13.29	58.22
CO	16.18	70.89
NM VOC (as propane)	0.49	2.13
Formaldehyde	0.17	0.72

\*Compliance with the yearly limit shall be based on a 12-month rolling total.

8. Particulate emissions shall not exceed 0.02 grain per dry standard cubic foot [25 Pa. Code § 127.1].

9. Visible emissions from the source shall not exceed 10% opacity [25 Pa. Code § 127.1].

10. As established in RACT Operating Permit #65-000-839, a minimum of one stack test in accordance with 25 Pa. Code Ch. 139 and the Department's source Testing Manual shall be performed during the 5 year Operating Permit to verify the emission rates for NO<sub>x</sub> (as NO<sub>2</sub>), CO and NM VOC (as propane). Testing shall be conducted while the engines are operating at full load and full speed during the ozone season (May 1 to September 30) [25 Pa. Code § 127.12b].

11. Compliance with the particulate emission rate above shall be demonstrated by stack testing in accordance with 25 Pa. Code Ch. 139 and the Department's Source Testing Manual [25 Pa. Code § 127.12b].

12. The Owner/Operator shall submit a pre-test protocol to the Department for approval at least 60 days prior to the performance of stack testing [25 Pa. Code § 127.12b].

13. Stack testing shall be performed within 60 days of achieving the maximum firing rate but no later than 180 days after the initial start up [25 Pa. Code § 127.12b].

14. The Owner/Operator shall submit a stack test report to the Department within 60 days of completion of the testing [25 Pa. Code § 127.12b].

15. The Owner/Operator shall also test the source at least once every 6 months to verify the rates of NO<sub>x</sub> (as NO<sub>2</sub>) and CO through either an EPA Method stack test or through the use of portable analyzers [25 Pa. Code § 127.12b].

16. In accordance with RACT Operating Permit #65-000-839, for those tests utilizing portable analyzers, the company shall submit a complete operating procedure including calibration, QA/QC and emission calculations to the Department at least 60 days prior to the test. The accuracy of the portable analyzer readings shall be verified

by operation and recording of readings during the EPA method stack test of Condition #10. Results from stack tests using portable analyzers shall be retained by the Owner/Operator at the test location and shall be provided to the Department annually with the emission statements.

The conversion from ppm to lbs/hr shall be determined using the following equations provided that:

(a) Readings are corrected to 3% oxygen (15.1% in excess air)

(b) Readings are determined volumetrically

Equation 1: (ppm NO<sub>x</sub>)(0.001208)(mmbtu/hr) = lbs/hr NO<sub>x</sub>

Equation 2: (ppm CO)(0.000735)(mmbtu/hr) = lbs/hr CO

17. The Owner/Operator shall notify the Department at least 2 weeks prior to any source testing so that an observer may be present at the time of testing [25 Pa. Code § 127.12b].

18. The source shall combust only natural gas with a sulfur content of 0.0036 weight percent or less [25 Pa. Code § 127.12b].

19. Total consumption of natural gas by this source shall not exceed 1,115,000,000 cubic feet for any consecutive 12-month period [25 Pa. Code § 127.12b].

20. The Owner/Operator shall maintain the following records for the source: operating hours, daily fuel consumption, daily operating pressures, daily operating temperatures, 12-month rolling fuel consumption and 12-month rolling emissions for each pollutant listed in Condition #7 [25 Pa. Code § 127.12b].

21. The facility is subject to New Source Performance Standards for Stationary Gas Turbines 40 CFR, Subpart GG.

22. The Owner/Operator shall monitor fuel sulfur content in accordance with the custom system-wide schedule and maintain the results on-site [40 CFR § 60.344(b)(2)].

23. The Owner/Operator shall comply with the applicable reporting requirements of 40 CFR 60.7 and 60.334(c).

24. All logs and required records shall be maintained on site for a minimum of 5 years and be made available to the Department upon request [25 Pa. Code § 127.12b].

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

Director  
Air Toxics and Radiation  
US EPA, Region III  
1650 Arch Street  
Philadelphia, PA 19103-2029

PADEP  
Air Quality Control  
400 Waterfront Drive  
Pittsburgh, PA 15222

26. If construction has not commenced within 18 months of issuance of this Plan Approval, or if there is more than an 18-month lapse in construction, a new Plan Approval application shall be submitted [25 Pa. Code § 127.13].

27. The Owner/Operator shall submit a revision to the Title V Operating Permit, TV-65-00839, to include this modification within 120 days of startup of the source [25 Pa. Code § 127.12b].

28. This Plan Approval authorizes the temporary operation of the source covered by this Plan Approval provided the following conditions are met [25 Pa. Code § 127.12b]:

(a) The Department must receive written notice from the Owner/Operator of the completion of construction and the Operator's intent to commence operation at least 5 days prior to the completion of construction. This notice should state when construction will be completed and when the Operator expects to commence operation.

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

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

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

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

## MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to 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 certification.

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

notices of filing of permit applications, opportunity for comment, and informal conferences).

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

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

### Coal Applications Received

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209.*

**17960106. Bell Resources, Inc.** (R. R. 2, Box 281, Curwensville, PA 16833), transfer of an existing bituminous surface mine permit from Cloe Mining Company, Inc. The permit is located in Penn and Pike Townships, **Clearfield County** and affects 124.8 acres. Receiving stream—unnamed tributary to Passmore Run, unnamed tributary to Kratzer Run, Porter Run. Application received April 5, 2001.

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

**03970103. Marquise Mining Corporation** (3889 Menoher Boulevard, Johnstown, PA 15905). Application received to revise the permit for a land use change from forestland to cropland at a bituminous surface mining site located in Kiskiminetas Township, **Armstrong County**, affecting 184 acres. Receiving streams: unnamed tributary to Sulphur Run, unnamed tributary to Long Run. Application received: April 13, 2001.

**63010101. Kerry Coal Company** (R. D. 2, Box 2139, Wampum, PA 16157). Application received for commencement, operation and reclamation of a bituminous surface mine located in Hanover Township, **Washington County** affecting 78.6 acres. Receiving streams: unnamed tributaries to Kings Creek to Ohio River. Application received: April 12, 2001.

**63980103. Joseph Rostosky Coal Company** (2578 Country Lane, Monongahela, PA 15063). Revision application received for an additional 2.7 acres on an existing bituminous surface mine located in California Borough,

**Washington County** affecting 24.4 acres. Receiving streams: Pike Run to Monongahela River. Revision application received: April 19, 2001.

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

**56960106.** Permit Renewal for reclamation only, **Senate Coal Mines, Inc.** (One Energy Place, Suite 5100, Latrobe, PA 15650), for continued restoration of a bituminous surface and auger mine in Lincoln Township, **Somerset County**, affecting 351.6 acres, receiving stream North Branch Quemahoning Creek and Horner Run. Application received April 16, 2001.

**56980103.** Permit Revision, **Godin Brothers, Inc.** (136 Godin Drive, Boswell, PA 15531), the permit application includes a request for three stream variances. The first stream variance is requested for unnamed tributary B to include mining and the construction of a collection ditch within 100 feet but no closer than 25 feet of unnamed tributary B. This variance area begins at the confluence with unnamed tributary A and continues upstream for a distance of 2,900 feet. The second stream variance includes mining and sediment pond and ditch installation within 100 feet but no closer than 25 feet of unnamed tributary A. This variance area begins at the confluence with unnamed tributary B and continues for a distance of 3,000 feet to the confluence with unnamed tributary C to include mining and the construction of a collection ditch within 100 feet but no closer than 25 feet of unnamed tributary C. The third variance area is along unnamed tributary C to include mining and the construction of a collection ditch within 100 feet, but no closer than 25 feet of unnamed tributary C. This variance area begins at the confluence with unnamed tributary A and continues upstream for a distance of 1,350 feet in Lincoln & Jenner Townships, **Somerset County**, affecting 143.3 acres, receiving stream unnamed tributaries to Quemahoning Creek. Application received April 19, 2001.

*Noncoal Applications Received*

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

**10010305. Glacial Sand & Gravel Co.** (P. O. Box 1022, Kittanning, PA 16201). Commencement, operation, and restoration of a sand and gravel operation in Worth Township, **Butler County** affecting 104.6 acres. Receiving streams: unnamed tributary to Hogue Run. Application to include a landuse change from cropland to undeveloped water impoundment and unmanaged wildlife habitat on lands of Elton P. Scheidemantle and Wayne A. and Kathryn J. Pizor. Application received April 12, 2001.

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

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

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

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

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

#### **Applications Received Under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1–693.27) and Section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification Under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).**

#### **WATER OBSTRUCTIONS & ENCROACHMENTS**

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

**E15-665. R.E.I. Inc.**, 935 West Miner Street, West Chester, PA 19382, East Bradford Township, **Chester County**, ACOE Philadelphia District.

To fill in a 2.2-acre off-stream man-made pond which is located adjacent to Black Horse Run (TSF, MF) within the West End Swim and Tennis Club. The site is located approximately 500 feet northeast of the intersection of Birmingham Road and Miner Street (Unionville, PA Quadrangle N: 12.1 inches; West: 0.6 inch).

**E15-666. Tredyffrin Township Municipal Authority**, 1100 DuPortail Road, Berwyn, PA 19312, Tredyffrin Township, **Chester County**, ACOE Philadelphia District.

To install and maintain the following three sanitary sewer crossings associated with the Tredyffrin Township Church Road Sewer Extension and Pump Station Project:

1. An 8-inch sanitary sewer force main across Cedar Hollow Run (EV) and to install and maintain a watertight manhole in this area
2. A sanitary sewer force main by attaching it to an existing bridge deck carrying Church Road across Valley Creek (EV)
3. A sanitary sewer force main by method of directional drilling across Little Valley Creek (EV)

The new force main extends along Church Road beginning southeast of the crossing of PA Route 202 (Malvern, PA Quadrangle N: 9.65 inches; W: 0.85 inch) and ending just south of its intersection with Yellow Springs Road (Malvern, PA Quadrangle N: 12.85 inches; W: 2.85 inches).

**E15-667. The Hankin Group**, P. O. Box 562, Exton, PA 19341, Uwchland Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain a 12-feet by 4-feet open bottom culvert across 0.22 acre of wetland (PEM) located along an unnamed tributary to Shamona Creek (HQ, TSF-MF) to facilitate access to a proposed development within Eagleview Corporate Center. The site is located approximately 900 feet southwest of the intersection of Pottstown Pike (S. R. 0100) and Eagleview Boulevard, (Downingtown, PA USGS Quadrangle N: 11.5 inches; W: 7.0 inches).

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

**E05-292. Margaret Koenig**, Bedford County Commissioners, 211 South Juniata Street, Bedford, PA 15522 in West St. Clair, **Bedford County**, ACOE Baltimore District.

To remove the existing timber deck of Bedford County Bridge 11, clean and paint the existing steel beams and construct a new fiber reinforced polymer deck for the bridge over Dunning Creek (WWF) at a point at T-565 (Alum Bank, PA Quadrangle N: 5.0 inches; W: 16.5 inches).

**E31-171. Thomas Murphy**, Spruce Creek Rod & Gun Club, 616 Berkshire Drive, Pittsburgh, PA 15215 in Franklin Township, **Huntingdon County**, ACOE Baltimore District.

To maintain existing bank stabilization and in stream habitat structures and to construct and maintain initial phases of a watershed wide stream restoration project in and along a 4.6 mile reach of Spruce Creek (HQ-CWF). The project purpose is to stabilize severely eroded banks, improve water quality and improve fisheries habitat. The watershed project will implement a natural stream channel design approach and construction activities will include rock dams, tip deflectors, pinned logs, jack dams, mud sills, mid-channel boulders, riprap protection and outlet structures, ford crossing, bank cover cribs, stone cattle access, minor gravel bar removal and maintenance dredging of existing pond. The first two restoration sites of this multi-phase project are located near the upstream limit of the site (Franklinville, PA Quadrangle N: 9.9 inches; W: 5.5 inches) and near the downstream end of the site (Franklinville, PA Quadrangle N: 5.5 inches; W: 10.1 inches).

**E34-100. Chester Strausser**, R. R. 1 Box 146, Liverpool, PA 17045 in Susquehanna Township, **Juniata County**, ACOE Baltimore District.

To remove a 30-feet by 40-feet gravel bar and to stabilize and restore approximately 300 feet of stream bank with used heavy equipment tires along the channel of West Branch of Mahontango Creek (WWF) at a point approximately 14,800 feet upstream of Route 104 (Richfield, PA Quadrangle N: 2.5 inches; W: 0.5 inch).

**E36-705. Gary Trostle**, Hammer Creek Watershed Association, 21 Buch Mill Road, Lititz, PA 17543 in Warwick and Ephrata Townships, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a stream restoration project by means of constructing five rock cross vanes at the channel of Hammer Creek (TSF) and associated grading along the floodway located immediately downstream of Carpenter Road bridge (T-931) which continues downstream for about 800 feet (Lititz, PA Quadrangle N: 10.35 inches; W: 1.55 inches and N: 9.9 inches; W: 1.5 inches).

**E36-706. Kenneth Kuhns**, PPL Utilities, GENN-4, 2 North 9th Street, Allentown, PA 18101 in Brecknock and Caernarvon Townships, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a ford crossing across the channel of Black Creek (HQ-WWF) located about 1,500 feet east from the intersection of PA 625 and T-823 (Terre Hill, PA Quadrangle N: 8.25 inches; W: 0.5 inch).

**E67-697. Mark Burkhead**, PennDOT 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Penn Township and Hanover Borough, **York County**, ACOE Baltimore District.

To remove two existing structures, construct and maintain a 12-feet wide by 2.83-feet high reinforced concrete box culvert in Gitts Run, and an 8-feet wide by 2.5-feet high reinforced concrete box culvert in an unnamed tributary to Gitts Run located on SR 3072, Segment 0020, Offset 0011 (Moulstown Road) and SR 3072, Segment 0020, Offset 0640. The replacement of the culverts will impact a deminimis area of wetlands equal to 0.002 acre. The improvement project begins at SR 0194 (Broadway Street to T-344 (Youngs Road) (Hanover, PA Quadrangle N: 14.75 inches; W: 12.1 inches and N: 14.9; W: 11.9 respectively).

**E36-707. James Baney**, 389 Pine Grove Road, Nottingham, PA 19362 in Colerain and Little Britain Townships, **Lancaster County**, PA (Kirkwood, PA Quadrangle N: 16.8 inches; W: 15.2 inches), ACOE Baltimore District.

To construct and maintain initial phases of a watershed wide stream restoration project along the West Branch of Octoraro Creek (HQ-CWF; MF). The project's purpose is to improve sediment transport, create additional floodplain wetlands, establish riparian buffers and improve aquatic habitat. The watershed projects will implement a natural stream channel design approach and construction activities will include channel restoration, in-stream rock veins, cross rock veins and floodway grading. The first restoration site of this multi-phase project is located approximately 2,000-feet downstream of Puseyville Road (SR 2010).

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

**E03-397. Lincroft, Inc.**, 207 Iron Bridge Road, Freeport, PA 16229. South Buffalo Township, **Armstrong County**, ACOE Pittsburgh District.

To construct and maintain a dual 8-inch pipe gravity intake structure, gabion basket headwall, concrete man-hole pump station, and bottom excavation of stream to develop a 10 x 20 x 4 cubic feet hole in Buffalo Creek (TSF) located approximately 1.5 miles west of the intersection of SR 28 and Furnace Run Road for the purpose of irrigation of a proposed Golf Course (Freeport, PA Quadrangle N: 20.8 inches; W: 6.67 inches).

**E65-775. Keith A. Whipkey**, Chairperson, Ligonier Township, 18 Old Lincoln Highway West, Ligonier, PA 15658. Ligonier Township, **Westmoreland County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a 32-feet long arch pipe culvert having a span of 10.7 feet and an underclearance of 6.9 feet in an unnamed tributary to Loyalhanna Creek (CWF). Also to construct and maintain rock riprap at the culvert's inlet and outlet. The project is located on T-950 (Old Lincoln Highway East) at a point approximately 100 feet east of

East Main Street Extension (Ligonier, PA Quadrangle N: 20.65 inches; W: 14.7 inches).

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

**E24-217, Pennsylvania Game Commission**, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797. Mosquito Creek Crossing and Water Treatment Structure, in Benezette Township, **Elk County**, ACOE Pittsburgh District (The Knobs, PA Quadrangle N: 20.5 inches; W: 4.34 inches).

To remove a dual 24.0-inch diameter CMP crossing and to construct and maintain a gabion and rock fill combined ford stream crossing to maintain access to Pennsylvania Game Commission land located approximately 0.2 mile north of the Elk County and Clearfield County line on Ardell Dam Road.

**E43-294, Lake Latonka Property Owners Association**. Lake Latonka Footbridge, in Coolspring Township, **Mercer County**, ACOE Pittsburgh District (Jackson Center, PA Quadrangle N: 3.25 inches; W: 8.25 inches).

To construct and maintain a footbridge with a 50-foot span, 6-foot width, and 6-foot clearance to provide a shorter and safer route for foot and bike traffic across Coolspring Creek (CWF) located approximately 600 feet south of Lake Latonka Dam.

#### ENVIRONMENTAL ASSESSMENTS

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

**EA02-008SW. U.S. Army Corps of Engineers**, 1000 Liberty Avenue, Pittsburgh, PA 15222-4186. Borough of Plum, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a streambank rehabilitation and protection project along a 140 feet section of Little Plum Creek (WWF). The left bank will be stabilized with an approximately 8 feet high, precast concrete retaining wall. The opposite bank will be regraded, and stabilized with a turf reinforcement mat. The streambed will be regraded to a uniform width of 16 feet between the two banks. The project site is located along the parking lot of borough's municipal complex, on New Texas Road (New Kensington West, PA Quadrangle N: 0.6 inch; W: 1.97 inches).

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

**EA10-015NW, Aquascape Wetland and Environmental Services**, 114 Deer Road, Boyers, PA 16020. SR 81 Restoration Project, in Washington Township, **Butler County**, ACOE Pittsburgh District (Hilliards, PA Quadrangle N: 18 inches; W: 14.75 inches).

To fill approximately 1 acre of severely degraded wetland for the reclamation of approximately 2,000 cubic yards of gob/coal refuse and the construction of a passive treatment system consisting of an Anoxic Limestone Drain (1,300 tons AASHTO #1 limestone), a Settling Pond (0.22 acre), and a Treatment Wetland (0.44 acre) for the remediation of abandoned mine drainage that currently impacts surrounding wetlands and Slippery Rock Creek (CWF) to the north. The project is located in State Game Lands No. 95 approximately 0.4 mile southwest of Higgins Corner.

*Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105.*

**D40-047EA, Bear Creek Association**, P. O. Box 184, Bear Creek, PA 18602. Bear Creek Township, **Luzerne County**, ACOE Philadelphia District.

Project proposes to replace the existing, timber crib Bear Creek Lake Dam with a roller-compacted concrete (RCC)/fill dam covered with timber facing to maintain the original historical appearance of the dam. The project will directly and indirectly impact approximately 1.8 acres of the reservoir and stream as a result of fill materials placed to construct the dam and temporary de-watering during construction. The project will not change normal pool elevation. The existing dam is located approximately 100 feet upstream from the State Route 115 bridge across Bear Creek (HQ-CWF) (Wilkes-Barre East, PA Quadrangle N: 9.80 inches; W: 0.85 inch).

## ACTIONS

### FINAL ACTIONS TAKEN UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT—NPDES AND WQM PART II PERMITS

#### INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications and requests for plan approval. The actions are listed in two categories. Section I lists all municipal and industrial permits and Section II lists oil and gas related permits.

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

#### I. Municipal and Industrial Permit Actions under The Clean Streams Law (35 P. S. §§ 691.1— 691.1001).

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

**NPDES Permit No. PA0058297.** Sewage. **Casimir and Suzanne Wolanin**, 1210 Darby Road, Havertown, PA 19083. Is authorized to discharge from a facility located in Newtown Township, **Delaware County** to an unnamed tributary to Lewis Run.

**NPDES Permit No. PA0058190.** Sewage. **Mark and Brenda Phelan**, 191 Hill Road, Green Lane, PA 18054. Is authorized to discharge from a facility located in Salford Township, **Montgomery County** to an unnamed tributary to Unamin Creek-Perkiomen Watershed.

**WQM Permit No. 2301405.** Sewerage. **Casimir and Suzanne Wolanin**, 1210 Darby Road, Havertown, PA 19083. Applicant is granted approval for the construction and operation of a single residence sewage treatment plant located in Newtown Township, **Delaware County**.

**WQM Permit No. 1500422.** Sewage. **West Bradford Township**, 1385 Campus Drive, Downingtown, PA 193358. Applicant is granted approval for the construction and operation of a sewer collection system, pump station forcemain, lagoon wastewater treatment plant and sprayfield to serve the Marshallton area and proposed Tattersall development located in West Bradford Township, **Chester County**.

**WQM Permit No. 4600435.** Sewage. **Mark and Brenda Phelan**, 191 Hill Road, Green Lane, PA 18054. Applicant is granted approval for the construction and operation of a 400 gpd single residential STP located in Salford Township, **Montgomery County**.

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

**NPDES Permit No. PA-0062839,** Sewage, **Lake Adventure Community Association**, 5000 Lake Adventure Drive, Milford, PA 18337.

This proposed facility is located in Dingman Township, **Pike County**.

Description of Proposed Action/Activity: to discharge from a facility to an unnamed tributary to Birch Creek.

**NPDES Permit No. PA-0044709,** Sewage, **B'nai Brith Perlman Camp**, 47 Pacific Avenue, Franklin Square, NY 11010-2911.

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

Description of Proposed Action/Activity: renewal of NPDES Permit.

**NPDES Permit No. PA-0036382,** Sewage, **Camp Morasha, Inc.**, 1318 Avenue J, Brooklyn, NY 11230.

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

Description of Proposed Action/Activity: renewal of NPDES Permit.

**NPDES Permit No. PA-0060313,** Sewage, **Clean Treatment Sewage Company**, 118 Armstrong Road, Suite 2, Pittston, PA 18640-9628.

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

Description of Proposed Action/Activity: renewal of NPDES Permit.

**NPDES Permit No. PA-0032140,** Sewage, **Commonwealth of Pennsylvania, Bureau of State Parks (Lackawanna State Park)**, P. O. Box 8851, Harrisburg, PA 17105.

This proposed facility is located in Benton Township, **Lackawanna County**.

Description of Proposed Action/Activity: to discharge from a facility to South Branch Tunkhannock Creek.

**NPDES Permit No. PA-0045985,** Sewage, **Mountain-top Area Joint Sanitary Authority**, R. R. 4, Morio Drive, Mountaintop, PA 18707.

This proposed facility is located in Dorrance Township, **Luzerne County**.

Description of Proposed Action/Activity: to discharge from a facility to Big Wapwallopen Creek.

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

**NPDES Permit No. PA0086487,** Industrial Waste, **PPG Industries, Inc.**, (Works No. 6), 400 Park Drive, Carlisle, PA 17013.

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

Description of Proposed Action/Activity: Authorization to discharge to a drainage ditch to Yellow Breeches Creek in Watershed 7-E.

**NPDES Permit No. PA0083704,** Industrial Waste, **Shippensburg Borough Authority**, Water Filtration Plant, 111 North Fayette Street, Shippensburg, PA 17257-0129.

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

Description of Proposed Action/Activity: Authorization to discharge to Trout Run in Watershed 7-B.

**NPDES Permit No. PA0086754,** Industrial Waste, **East Penn Manufacturing Company, Inc.**, Deka Road, Lyon Station, PA 19536.

This proposed facility is located in Richmond Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to the receiving waters named Sacony Creek in Watershed 3-B.

**NPDES Permit No. PA0081582,** Sewage, **Possum Valley Municipal Authority**, P. O. Box 420, Bendersville, PA 17306-0420.

This proposed facility is located in Menallen Township, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge to Opossum Creek in Watershed 7-F.

**NPDES Permit No. PA0088609,** Sewage, **Broad Top Township**, Municipal Loop, P. O. Box 57, Defiance, PA 16633-0057.

This proposed facility is located in Broad Top Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to Raystown Branch Juniata River in Watershed 11-D.

**NPDES Permit No. PA0088251,** Sewage, **Upper Bern Township**, Upper Bern Sewage Treatment Plant, P. O. Box 185, Shartlesville, PA 19554.

This proposed facility is located in Upper Bern Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to the receiving waters named Tulpehocken Creek in Watershed 3-C.

**NPDES Permit No. PA0088731,** CAFO, **Mark Wagner**, Longacre Farm, 6397 High Street, East Petersburg, PA 17520.

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

Description of Size and Scope of Proposed Operation/Activity: Authorization to operate a 577-AEU swine farm.

**NPDES Permit No. PA0088544**, CAFO, **Randall B. and Karen L. Huntsman**, R. D. 2, Box 161, Martinsburg, PA 16662-9112.

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

Description of Size and Scope of Proposed Operation/Activity: Authorization to operate a 678-AEU dairy farm.

**WQM Permit No. 3801402**, Sewerage, **South Londonderry Township Municipal Authority**, 20 West Market Street, P. O. Box 3, Campbelltown, PA 17010-0003.

This proposed facility is located in South Londonderry Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization for construction/operation of a Pump Station.

**WQM Permit No. 0500409**, Sewerage, **Broad Top Township**, Municipal Loop, P. O. Box 57, Defiance, PA 16633-0057.

This proposed facility is located in Broad Top Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization for construction/operation of Sewage Treatment Facilities.

**WQM Permit No. 0600408**, Sewerage, **Upper Bern Township**, P. O. Box 185, Shartlesville, PA 19554.

This proposed facility is located in Upper Bern Township, **Berks County**.

Description of Proposed Action/Activity: Authorization for construction/operation of Sewage Treatment Facilities and Sewers and Appurtenances.

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

**NPDES Permit No. 5901401**, Sewerage, **Richard Hummer**, 571 Stauffer Church Rd., Palmyra, PA 17078.

This proposed facility is located in Charleston Township, **Tioga County**.

Description of Proposed Action/Activity: Is authorized to discharge treated effluent to receiving waters named Little Marsh Creek.

**NPDES Permit No. 1700407**, Sewerage, **Huston Township Sewer Authority**, P. O. Box 121, Penfield, PA 15849.

This proposed facility is located in Huston Township, **Clearfield County**.

Description of Proposed Action/Activity: Construct and operate a new sewage treatment plant. Screening, Bio-Wheel Reactor, Sedimentation, Disinfection, Aerobic Digestion, Sludge Storage.

**NPDES Permit No. 1401403**, Sewerage, **The Pennsylvania State University**, Physical Plant Building, University Park, PA 16802.

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

Description of Proposed Action/Activity: New sewer line extends from South of Bryce Jordan Center to SW of the University Drive/College Ave., interchange. Provide new pumps for E Campus Steam plant and Porter Road pump Stations. New sewer line will alleviate surcharging of manhole where opposing flows from College Ave., and University Drive meet at the intersection of College Avenue and the SW ramp of University Drive and provide additionally capacity for expansion of Beaver Stadium.

The pumps at the E Campus steam plant and Porter Road pump station need replacement as well as the force main that flow between the pump stations.

**WQM Permit No. 1991401**, Sewerage, **Hemlock Municipal Sewer Cooperative**, P. O. Box 243, Bloomsburg PA 17815.

This proposed facility is located in Montour Township, **Columbia County**.

Description of Proposed Action/Activity: Hydraulic re-rating of the maximum monthly design flow of the Hemlock MSC wastewater treatment plant. Chapter 94 requirement.

**WQM Permit No. 4901402**, Sewerage, **West Chillisquaque Township Municipal Authority**, P. O. Box 168, Montandon, PA 17850-0168.

This proposed facility is located in West Chillisquaque Township, **Northumberland County**.

Description of Proposed Action/Activity: Construction of collection sewers and pump station. Eliminate malfunctioning on-lot systems at Countryside Manor and Clymer MHP and the abandonment of a private treatment plant at Astro Village MHP.

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

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

This proposed facility is located in Hickory Township, **Forest County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to East Hickory Creek and to an unnamed tributary to East Hickory Creek.

**NPDES Permit No. PA0220817**, Industrial Waste, **TA Operating Corporation, d/b/a Travel Centers of America**, 24601 Center Ridge Road, Suite 200, Westlake, OH 44145-5634.

This proposed facility is located in Barkeyville Borough, **Venango County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to the East Branch of Wolf Creek.

**NPDES Permit No. PA0005762**, Industrial Waste, **Electrallowy, a G. O. Carlson, Inc., Company**, 175 Main Street, Oil City, PA 16301.

This proposed facility is located in Oil City, **Venango County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to the Allegheny River.

**NPDES Permit No. PA0238457**, Sewage, **Sue A. Brown and Amy J. Wagner**, R. R. 1 Box 480, New Wilmington, PA 16142.

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

Description of Proposed Action/Activity: This facility is authorized to discharge to unnamed tributary to Little Neshannock Creek.

**WQM Permit No. 3700405**, Sewerage, **Sue A. Brown and Amy J. Wagner**, R. R. 1 Box 480, New Wilmington, PA 16142.

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

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

**WQM Permit No. 2501408**, Sewerage, **Steven R. Sawin**, 10145 Kidder Road, Cranesville, PA 16410.

This proposed facility is located in Cranesville Borough, **Erie County**.

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

#### **NPDES STORMWATER INDIVIDUAL PERMITS—(PAS)**

The following NPDES Individual Permits for Discharges of Stormwater Associated with Construction Activities have been issued.

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q184	Anthony W. Danner & Walter F. Frisch 5664 Railroad Rd. Germansville, PA 18053	Lehigh	Heidelberg Township	Unnamed tributary to Jordan Creek HQ-CWF
PAS10V035	Michael Berardi, Sr. Vice President Better Homes & Properties, Inc. R. R. 5, Box 5199 East Stroudsburg, PA 18301	Pike	Milford Township	Sawkill Creek EV

#### **APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS**

The following parties have submitted: (1) Notices of Intent (NOIs) for Coverage Under (1) General NPDES Permits to Discharge Wastewater into the Waters of the Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations. Monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; (3) General NPDES Permit Authorizing the Discharge of Stormwater Associated with Construction Activities to Waters of the Commonwealth; (4) Notification for First Use Application of Sewage Sludge.

The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. The Department of Environmental Protection approves the following coverage under the specific General Permit.

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

The application and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted.

#### **List of NPDES and/or Other General Permit Types**

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, or a Land Reclamation Site

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

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

PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

*General Permit Type—PAG-2*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Whitpain Township Montgomery County	PAR10-T703	ACTS, Inc. 375 Morris Rd. P. O. Box 90 West Point, PA 19486	Wissahickon Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
West Norriton Township Montgomery County	PAR10-T723	Vincent Piazza 1100 Ridge Pike Conshohocken, PA 19428	Schuylkill River (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Lower Salford Township Montgomery County	PAR10-T668	WB Homes, Inc. 538 East Main Street Lansdale, PA 19446	West Branch Skeppack Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Skippack Township Montgomery County	PAR10-T502-1	Philomeno & Salamone 450 South Gravers Road Plymouth Meeting, PA	Perkiomen Creek (WF, M)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6131
Bethel Township Berks County	PAR10C354	Art Wilkens 1480 S. Highway 183 Stockton, KS 67669	UNT Little Swatara Creek	Berks County Conser- vation District P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Antis Township Blair County	PAR100719	N. Blair County Rec. Comm. 302 St. Thomas Street Gallitzin, PA 16641	Little Juniata River (WWF)	Blair County Conser- vation District 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877
Upper Allen Township Cumberland County	PAR10H257	The McNaughton Co. 4400 Deer Path Road Harrisburg, PA 17110	Yellow Breeches Creek (CWF)	Cumberland County Conservation District 43 Brookwood Avenue, Suite 4 Carlisle, PA 17013 (717) 240-7812

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
North Codorus Township York County	PAR10Y511	Cornerstone Dev. Group, Inc. P. O. Box 179 Felton, PA 17322	UNT West Branch Codorus Creek (WWF)	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Springettsbury Township Hellam Township York County	PAR10Y519	Abel Construction Company, Inc. P. O. Box 476 Mountville, PA 17554	UNT Kreutz Creek (WWF)	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
West Manchester Township York County	PAR10Y528	Orchard Hill Real Estate 450 Spangler Road New Oxford, PA 17350	UNT to Little Conewago Creek (TSF)	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
West Manchester Township York County	PAR10Y506	Home Depot USA, Inc. 3096 Hamilton Blvd South Plainfield, NJ 07080	Willis Run (WWF)	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Spring Garden Township York County	PAR10Y525	Regents Glen Building and Development LLC 1190 Regents Glen Blvd. York, PA 17403	Codorus Creek (CWF)	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Springettsbury Township York County	PAR10Y504	Timothy F. Pasch 2645 Carnegie Road York, PA 17402	UNT to Kreutz Creek	York County Conservation District 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430

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

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Allegheny County Leetsdale Borough	PAR10A203-2	Leetsdale Industrial Corporation 100 Leetsdale Ind. Drive Leetsdale, PA 15056	Ohio River/WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Richland Township	PAR10A490	Glenmoor Associates, LLC 1120 Perry Highway P. O. Box 11067 Pittsburgh, PA 15237	Crouse Run/CWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Bethel Park Borough	PAR10A495	Allegheny County Dept. of Public Works 501 County Office Bldg. 542 Forbes Avenue Pittsburgh, PA 15219-2904	Peters Creek/TSF	Allegheny County Conservation District (412) 241-7645
Allegheny County City of Pittsburgh	PAR10A496	Brayman Construction Company 100 John Roeblong Way Saxonburg, PA 16056	Saw Mill Run/WWF	Allegheny County Conservation District (412) 241-7645

# NOTICES

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<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Westmoreland County Rostraver Township	PAR10X246	Pete Magerko 1001 Lafayette Drive Farmington, PA 15437	Pollock Run/WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County South Huntingdon Township	PAR10X253	Westmoreland County Industrial Development Courthouse Square Suite 601 Greensburg, PA 15644	UNT to Youghiogheny River/ WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Upper Burrell Township	PAR10X255	Bernard Dickum 470 Old Frankstown Road Monroeville, PA 15146	UNT to Pucketa Creek/TSF	Westmoreland County Conservation District (724) 837-5271

## *General Permit Type—PAG-3*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Warminster Township Bucks County	PAR110030	Alfa Laval Separation, Inc. 955 Mearns Road Warminster, PA 18974	Little Neshaminy Creek	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
New Garden Township Chester County	PAR800014	P. E. KRAMME, Inc. P. O. Box 937 Monroeville, NJ 08343- 0937	Trout Run	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131
City of Philadelphia Philadelphia County	PAR900017	Soil Remediation of Philadelphia, Inc. 3201 South 61st Street Philadelphia, PA 19153- 3592	Schuylkill River	DEP Southeast Region Lee Park, Suite 6010 555 North Lane Conshohocken, PA 19428 (610) 832-6131

## *General Permit Type—PAG-4*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Cranesville Borough Erie County	PAG048725	Steven R. Sawin 10145 Kidder Road Cranesville, PA 16410	Unnamed tributary to East Branch Conneaut Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942
Limestone Township Warren County	PAG048391	Daniel J. Adamovich R. R. 1, Box 24 AB Tidioute, PA 16351	Unnamed tributary to Waid Run	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335- 3481 (814) 332-6942

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Harborcreek Township Erie County	PAG048379	Richard C. Kelley 445 Bartlett Road Harborcreek, PA 16421	Unnamed tributary to Lake Erie	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG-8 (SSN)</i>				
<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Telephone No.</i>
Windsor Township Lower Windsor Township York County	PAG083505	Springettsbury Township 1501 Mount Zion Road York, PA 17402	Rexroth II Farm Windsor and Lower Windsor Townships York County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
<i>General Permit Type—PAG-10</i>				
<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Lehigh County Whitehall Township	PAG102202	Gulf Oil Limited Partnership 90 Everett Avenue Chelsea, MA 02150-2337	Unnamed tributary to Lehigh River	DEP—NERO 2 Public Square Wilkes-Barre, PA 18711

## SAFE DRINKING WATER

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

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

#### **Permit No. 5101501**, Public Water Supply.

Applicant	<b>Philadelphia Water Department</b> 1101 Market Street Philadelphia, PA 19107 City of Philadelphia
County	<b>Philadelphia</b>
Type of Facility	Public Water Supply System
Consulting Engineer	Hazen and Sawyer, Suite 500 Philadelphia, PA 19107
Permit to Construct Issued	April 17, 2001

#### **Permit No. 2300504**, Public Water Supply.

Applicant	<b>Philadelphia Suburban Water Company</b> 762 W. Lancaster Avenue Bryn Mawr, PA 19010
Township	Tinicum
County	<b>Delaware</b>
Type of Facility	Public Water Supply System
Consulting Engineer	CET Engineering Services 1240 N. Mountain Road Harrisburg, PA 17112
Permit to Construct Issued	April 17, 2001

#### **Permit No. 4601503, Minor Amendment.** Public Water Supply.

Applicant	<b>Superior Water Company</b> 2960 Skippack Pike Worcester, PA 19490
Township	New Hanover
County	<b>Montgomery</b>

Type of Facility                      Public Water Supply System  
 Consulting Engineer                Superior Environmental Management Corp.  
    P. O. Box 127  
    Worcester, PA 19490

Permit to Construct Issued        April 17, 2001

**Permit No. 0901505, Minor Amendment.** Public Water Supply.

Applicant                              **Doylestown Borough Water Department**  
    57 West Court Street  
    Doylestown, PA 18901

Borough                                Doylestown

County                                  **Bucks**

Type of Facility                      Public Water Supply system

Consulting Engineer                CKS Engineers, Inc.  
    88 South Main Street  
    Doylestown, PA 18901

Permit to Operate Issued        April 17, 2001

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

**Permit No. 1297501,** Public Water Supply.

Applicant                              **Driftwood Borough**  
    P. O. Box 235  
    Driftwood, PA 15832

Borough                                Driftwood Borough

County                                  **Cameron**

Type of Facility                      Public Water Supply

Consulting Engineer                Gwin, Dobson, & Foreman, Inc.  
    3121 Fairway Drive  
    Altoona, PA 16602

Permit to Operate Issued        April 17, 2001

#### **SEWAGE FACILITIES ACT PLAN APPROVAL**

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Cumru Township	1775 Welsh Rd. Mohnnton, PA 19540	Berks County

Plan Description: The approved plan provides for a proposed low-pressure sewer line and individual grinder pumps to serve 10 new residential lots and approximately 20 existing homes along Vermont Rd. between the proposed subdivision and Old Lancaster Pike. The proposed sewer line will connect to an existing sewer line in Gouglersville, Cumru Township with treatment to occur at the City Of Reading Sewage Treatment Plant. The plan revision DEP number is C1-06928-PMC. 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.

#### **Public Notice of Proposed Consent Orders and Agreements Central Chemical Site Butler Township, Butler County**

Under Section 1113 of the Pennsylvania Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) (HSCA), notice is hereby provided that the Pennsylvania Department of Environmental Protection (Department) has agreed to a Consent Order and Agreement with Central Chemical Corporation (Corporation) concerning the Corporation's liability for the Central Chemical Site (the Site). The Site is located on approximately 9 acres along U. S. Route 422 in Butler Township, Butler County.

In the past, hazardous substances were disposed at the Site, and these substances have contaminated the environment at the Site. The Department estimates that it will cost \$132,000 to conduct the further investigation at the Site, and \$185,000 to demolish and properly dispose of the buildings there. A realistic estimate of the cost for the clean up of the Site cannot be made until the further investigation has been completed.

As the owner and operator of the Site during the time of the release and threatened release of hazardous substances, the Corporation is a "responsible person" as defined under Section 103 of HSCA. Based upon the Corporation's available assets and their certification con-

cerning their financial condition, the Department has determined that the Corporation cannot pay for all or any substantial portion of the investigation and clean up of the Site. Accordingly, to resolve this matter without litigation, the Department and the Corporation have agreed to enter into an inability to pay settlement whereby the Corporation has donated the Site to CDC Environmental, Inc. (CDC) free and clear of liens. The Department obtained a report by a licensed real estate appraiser that the fair market value of the Site in a clean condition is \$62,000.

The Department and CDC have entered into a Consent Order and Agreement whereby CDC will investigate the Site, and will conduct any necessary clean up of the Site, either by itself or with the Department. Approximately 3 acres of the Site will also be preserved as forestland for the public benefit in perpetuity. Upon completion of the clean up of the Site, CDC can then redevelop the non-forested areas within the Site for commercial and/or industrial uses to create jobs for public benefit.

The specific terms of the settlements with the Corporation and CDC are set forth in their respective Consent Orders and Agreements with the Department. The Department will receive and consider comments relating to the two Agreements for 60 days from the date of this Public Notice. The Department has the right to withdraw its consent to the Consent Orders and Agreements if the comments concerning these Agreements disclose facts or considerations that indicate that the Agreements are inappropriate, improper, or not in the public interest.

After the public comment period, the Department's settlement with the Corporation and the CDC shall be effective upon the date that the Department notifies the Corporation and CDC, in writing, that their respective Consent Orders and Agreements are final and effective in their present form, and that the Department has filed a response to significant written comments to the Agreements, or that no comments were received.

Both Consent Orders and Agreements are available for inspection and copying at the Department's office at 230 Chestnut Street, Meadville, PA 16335. Comments may be submitted, in writing, to Anthony Talak, Project Manager, at the address above. Further information may be obtained by contacting Anthony Talak at (814) 332-6648. TDD users may contact the Department through the PA Relay Service at (800) 645-5984.

## **LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995**

### **PREAMBLE 2**

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site where one of the Act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure fac-

tors, a description of the remediation performed, and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected.

For further information concerning the final report, contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports:

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

**Caparo Steel Company AOC-2, City of Farrell, Mercer County.** Paul Wojciak of Environmental Management Associates, 10925 Perry Highway, Wexford, PA on behalf of Caparo Steel has submitted a Final report concerning remediation of Soil contaminated with Lead and Heavy Metals. The report is intended to document remediation of the site to meet the Statewide Health Standard.

## **LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995**

### **PREAMBLE 3**

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

Provisions of 25 Pa. Code § 250.8, Administration of the Land Recycling and Environmental Remediation Standards Act (Act) requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Land Recycling and Environmental Remediation Standards Act. Plans and reports required by provisions of the Act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. The Department may approve or disapprove plans and reports submitted.

This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports:

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

**Nelson Albert Property**, Taylor Township, **Centre County**. Blazosky Associates, Inc., on behalf of Nelson Albert, Box 1, Beckwith Drive, Tyrone, PA 16686 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 12, 2001.

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

**Arco Chemical Company, Beaver Valley Plant**, Potter Township, **Beaver County**. ARCO Chemical Company, 3801 West Chester Pike, Newtown Square, PA 19073 and Beazer East, Inc., One Oxford Centre, Suite 3000, Pittsburgh, PA 15219, have withdrawn Final Reports for the Over the Hill Tank Farm Area and Central Plant/Styrene II Area submitted to the Department on January 5, 2001. The Department published the denials of the referenced Final Reports in the PA Bulletin on April 14, 2001, and rescinded these denials on April 23, 2001 based on these withdrawals.

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

**Permit reinstated 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.**

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

**Permit No. 100346. David Brown, P.E.**, FR&S Inc., 727 Red Lane Road, Birdsboro, PA 19508, Exeter Township, **Berks County**. Permit modification reinstatement for the operation of the Eastside Borrow Area of Pioneer Crossing Landfill. The permit was reinstated by the Southcentral Regional Office on April 19, 2001.

Persons interested in reviewing the general permit may contact Keith Kerns, Program Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

#### **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.**

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

**48-310-041GP: Haines and Kibblehouse, Inc.** (ABE Materials Division, P. O. Box 196, Skippack, PA 19474) for construction and operation of a portable stone crushing plant and associated air cleaning device at 5137 Lower Mud Run Road in Lower Mount Bethel Township, **Northampton County**.

**48-310-042GP: Keystone Cement Co.** (P. O. Box A, Bath, PA 18014) for construction and operation of a portable stone crushing plant and associated air cleaning device in East Allen Township, **Northampton County**.

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

**30-00140: Greene Energy LLC** (1800 Washington Road, Pittsburgh, PA 15241) on April 16, 2001, for construction and operation of one Compressor Engine at Compressor Station #9 in Gilmore Township, **Greene County**.

**30-00139: Greene Energy LLC** (1800 Washington Road, Pittsburgh, PA 15241) on April 16, 2001, for construction and operation of one Compressor Engine at Compressor Station #8 in Gilmore Township, **Greene County**.

**30-00138: Greene Energy LLC** (1800 Washington Road, Pittsburgh, PA 15241) on April 16, 2001, for construction and operation of one Compressor Engine at Compressor Station #4 in Gilmore Township, **Greene County**.

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

**62-00017: United Refining Co.** (Bradley and Dobson Street, Warren, PA 16365) on April 30, 2001, for installation of an internal floating roof on Tank 430 in Warren, **Warren County**.

**Operating permit administrative amendments issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450 (relating to administrative operating permit amendments).**

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

**07-05015: Altoona Hospital** (620 Howard Avenue, Altoona, PA 16601) on April 12, 2001, for a Synthetic Minor Operating Permit—Revision 1 in the City of Altoona, **Blair County**.

**Operating permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements).**

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

**46-0197: Hershey Foods Corp.** (2452 Quakertown Road, Pennsburg, PA 18073) on April 20, 2001 for opera-

tion of a Corn Starch Deduster, Starch Dryer in Upper Hanover Township, **Montgomery County**.

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

**24-00012: Carbide Graphite Group, Inc.** (800 Theresia Street, St. Marys, PA 15857) issued a Title V Operating Permit on April 16, 2001, for their facility St. Marys, **Elk County**.

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

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

**13-313-033: AMETEK/Westchester Plastics** (P. O. Box 9, Mountain Avenue, Nesquehoning, PA 18240) on April 16, 2001, for construction of an extrusion line and associated air cleaning device in Nesquehoning Borough, **Carbon County**.

**54-310-027A: Wheelabrator Culm Services, Inc.** (500 Morea Road, Frackville, PA 17934) on April 18, 2001, for construction of a coal crushing operation with associated air cleaning device in Mahanoy Township, **Schuylkill County**.

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

**21-05064A: Atlas Roofing Corp.** (802 Highway 19 North, Suite 190, Meridian, MS 39307) on April 18, 2001, for modification of the insulated foam board manufacturing operation by converting to a different blowing agent (that is, pentane) in Camp Hill Borough, **Cumberland County**.

**36-05115: MGS, Inc.** (178 Muddy Creek Church Road, Denver, PA 17517) on April 19, 2001, for construction of a surface coating and curing system in East Cocalico Township, **Lancaster County**.

**67-03100: Iris Energy, LLC** (100 Nyala Farm, Westport, CT 06880) on April 16, 2001, for construction of a syn-fuel processing facility controlled by wet suppression located in East Manchester Township, **York County**. This source is subject to 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels.

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

**65-00938A: Amerikohl Mining, Inc.** (P. O. Box 427, Acme, PA 15601) on April 16, 2001, for operation of a Portable Coal Crusher at Short Surface Mine in Derry Township, **Westmoreland County**.

**32-040B: Reliant Energy Mid-Atlantic Power Holdings, LLC** (1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907) on April 23, 2001, for operation of a Repowering Project at Seward Station in East Wheatfield Township, **Indiana County**.

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

**24-106A: Allegheny Color Corp.** (Gillis Avenue, Ridgway, PA 15853) on April 9, 2001, for operation of three ball mills in Ridgway, **Elk County**.

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**Plan Approvals Extensions Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.13 (relating to extensions).**

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

**46-313-147: Cabot Corp.** (County Line Road, Boyertown, PA 19512) on April 18, 2001, for operation of a Refrigerated Condenser in Douglass Township, **Montgomery County**.

**46-313-057E: Republic Environmental Systems, Inc.** (2869 Sandstone Drive, Hatfield, PA 19440) on April 18, 2001, for operation of a Hazardous Waste TSD in Hatfield Township, **Montgomery County**.

**15-0014C: Saint Gobain Performance Plastics Corp.** (57 Morehall Road, Malvern, PA 19355) on April 19, 2001, for operation of a Air Cleaning Control Device in East Whiteland Township, **Chester County**.

**09-0013: Wheelabrator Falls, Inc.** (1201 New Ford Mill Road, Morrisville, PA 19067) on April 19, 2001, for operation of a Municipal Waste Incinerator in Falls Township, **Bucks County**.

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

**44-05014: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) on April 10, 2001, to authorize temporary operation of a drum mix asphalt plant controlled by a fabric collector, covered under this Plan Approval until August 8, 2001, in Armagh Township, **Mifflin County**. This source is subject to 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels and 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

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

**41-303-008: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) on April 19, 2001, to extend the authorization to operate a drum mix asphalt plant and associated air cleaning device (a fabric collector) on a temporary basis until August 17, 2001, in Loyalsock Township, **Lycoming County**.

**41-0007A: Coastal Aluminum Rolling Mills, Inc.** (2475 Trenton Avenue, Williamsport, PA 17701) on April 19, 2001, to extend the authorization to operate a cold aluminum rolling mill (# 3 Mill) and associated air cleaning devices (a filter system and a thermal oxidizer) on a temporary basis until August 17, 2001, as well as to extend the deadline for the performance of volatile organic compound stack testing and a volatile organic compound capture efficiency determination until December 20, 2001, in the City of Williamsport, **Lycoming County**.

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

**10-313-028B: Indspec Chemical Corp.** (133 Main Street, P. O. Box 307, Petrolia, PA 16050) on April 30,

2001, for a resorcinol flaker/bagging and packaging system in Petrolia, **Butler County**.

**10-399-018: Resolite, A United Dominion Co.** (Route 19 North, Box 338, Zelienople, PA 16063) on April 30, 2001, for a fiberglass pultrusion process in Jackson Township, **Butler County**.

**25-066D: AKW, L. P.** (1015 East 12th Street, Suite 200, Erie, PA 16503) on April 30, 2001, for ton forging presses in Erie, **Erie County**.

**25-648B: Welch Foods, Inc.** (South Lake Street, 10915 Ackerman, North East, PA 16428) on April 30, 2001, for a boiler in North East, **Erie County**.

**33-125A: Energy Resources, Inc.** (Route 219, P. O. Box 259, Brockway, PA 15824) on March 31, 2001, for a coal processing crusher/screener in Snyder Township, **Jefferson County**.

**43-310C: Duferco Farrell Corp.** (15 Roemer Boulevard, Farrell, PA 16121) on April 30, 2001, for a No. 4 Tandem Mill in Farrell, **Mercer County**.

**43-310D: Duferco Farrell Corp.** (15 Roemer Boulevard, Farrell, PA 16121) on April 30, 2001, for a No. 7 Pickle Line in Farrell, **Mercer County**.

**61-004B: Electralloy, A GO Carlson, Inc. Co.** (175 Main Street, P. O. Box 381, Oil City, PA 16301) on March 30, 2001, for a granular metal process in Oil City, **Venango County**.

**Plan Approval Minor Modification Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).**

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

**19-304-006D: Benton Foundry, Inc.** (R. R. 2, Box 110, Benton, PA 17814-9550) on April 12, 2001, to extend the deadline for the performance of particulate stack testing on three iron foundry equipment fabric collectors to July 2, 2001, in Sugarloaf Township, **Columbia County**.

**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).**

*Coal Permits Issued*

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

**40733203T. UGI Development Company,** (P. O. Box 224, 390 Route 11, Hunlock Creek, PA 18621), transfer of an existing coal refuse reprocessing operation in Hanover Township, **Luzerne County** affecting 38.8 acres, receiving stream—none. Transfer issued April 17, 2001.

**40733203R3. UGI Development Company,** (P. O. Box 224, 390 Route 11, Hunlock Creek, PA 18621), renewal of an existing coal refuse reprocessing operation in Hanover Township, **Luzerne County** affecting 38.8 acres, receiving stream—none. Renewal issued April 17, 2001.

**49921301C. Chestnut Coal,** (R. R. 3 Box 142B, Sunbury, PA 17801), correction to an existing anthracite underground mine operation in Zerbe Township, **Northumberland County** affecting 5.0 acres, receiving stream—unnamed tributary to Zerbe Run. Correction issued April 17, 2001.

**54683045T. Blaschak Coal Corp.,** (P. O. Box 12, Mahanoy City, PA 17948), transfer of an existing anthracite surface mine operation in Butler, Union and West Mahanoy Townships, **Schuylkill County** affecting 743.0 acres, receiving stream—none. Transfer issued April 17, 2001.

**40823205R3. HUD, Inc., t/a Emerald Anthracite II,** (P. O. Box 27, 200 East Front Street, Nanticoke, PA 18634-0027), renewal of an existing coal refuse reprocessing operation in Hanover Township, **Luzerne County** affecting 239.2 acres, receiving stream—none. Renewal issued April 18, 2001.

**54851319R3. K & C Coal Company,** (540 East Centre Street, Ashland, PA 17921), renewal of an existing anthracite underground mine operation in Porter Township, **Schuylkill County** affecting 7.94 acres, receiving stream—East Branch Rausch Creek. Renewal issued April 19, 2001.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209.*

**41940101. Fisher Mining Company** (40 Choate Circle, Montoursville, PA 17753), major permit revision to an existing bituminous surface mine permit to apply biosolids (stabilized sewage sludge) to enhance vegetation. The permit is located in Pine and McHenry Townships, **Lycoming County** and affects 616 acres. Receiving stream—Buckeye Run, Otter Run, Little Pine Creek, Pine Creek, West Branch Susquehanna River, Chesapeake Bay. Application received June 16, 2000. Permit issued April 6, 2001.

**17000905. Shud's Coal Hounds, Inc.** (R. R. 1, Box 301, Houtzdale, PA 16651), commencement, operation and restoration of an Incidental Coal Extraction permit in Bigler Township, **Clearfield County** affecting 5.7 acres. Receiving stream—unnamed stream to Upper Morgan Run. Application received September 28, 2000. Permit issued April 17, 2001.

**17900104. Hepburnia Coal Company** (P. O. Box I, Grampian, PA 16838), renewal of an existing bituminous surface mine permit in Brady Township, **Clearfield County** affecting 537.6 acres. Receiving stream—Beech Run to Laurel Branch Run, Laurel Branch Run and Buck Run to Laurel Branch Run; Laurel Branch Run to East Branch Mahoning Creek; East Branch Mahoning Creek to Mahoning Creek; Mahoning Creek to the Allegheny River; Allegheny River to the Ohio River. Application received January 24, 2001. Permit issued April 17, 2001.

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

**26960101. Patterson Coal Company** (20 Elizabeth Drive, Smithfield, PA 15478). Permit renewed issued for continued operation and reclamation of a bituminous surface mine located in Georges Township, **Fayette County**, affecting 48 acres. Receiving streams: unnamed tributary to York Run. Application received: January 3, 2001. Renewal issued: April 17, 2001.

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

**11970106. Permit Revision, Laurel Land Development, Inc.** (P. O. Box 629, Carrolltown, PA 15722), to permit additional Lower Kittanning Coal within the existing permit in Jackson Township, **Cambria County**, affecting 73.5 acres, receiving stream unnamed tributary to South Branch of Blacklick Creek; unnamed tributaries to Hinckston Run; and Bracken Run. Application received January 29, 2001. Issued April 16, 2001.

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

**43910102. Ambrosia Coal & Construction Co.** (R. D. 1, Box 422, Edinburgh, PA 16116). Renewal of an existing bituminous strip and auger operation in Mill Creek Township, **Mercer County** affecting 350.0 acres. Receiving streams: Three unnamed tributaries to Little Sandy Creek. Application received: February 14, 2001. Permit Issued: April 11, 2001.

**10803018. Western Hickory Coal Co., Inc.** (R. R. 2, Box 2139, Wampum, PA 16157). Renewal of an existing bituminous strip and auger operation in Venango Township, **Butler County** affecting 509.9 acres. This renewal is issued for reclamation only. Receiving streams: Three unnamed tributaries of Seaton Creek and two unnamed tributaries to Little Scrubgrass Creek and Little Scrubgrass Creek. Application received: December 21, 2000. Permit Issued: April 11, 2001.

#### *Noncoal Permits Issued*

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

**58010804. Charles H. Cook** (R. D. 1, Box 1857, Brackney, PA 18812), commencement, operation and restoration of a small bluestone quarry operation in Silver Lake Township, **Susquehanna County**, affecting 1.0 acre, receiving stream—tributary to Choconut Creek. Permit issued April 20, 2001.

**28000804. Randy Walls Excavating** (1308 Shields Road, St. Thomas, PA 17252), commencement, operation and restoration of a small shale quarry operation in St. Thomas Township, **Franklin County**, affecting 1.5 acres, receiving stream—unnamed tributary to Back Creek. Permit issued April 20, 2001.

**8073SM4A2C4. Reading Materials, Inc.**, (P. O. Box 79, Skippack, PA 19474-0079), correction to an existing quarry operation and renewal of NPDES Permit # PA0594849 in Lower Pottsgrove Township, **Montgomery County** affecting 52.93 acres, receiving stream—Sanatogo Creek. Correction/Renewal issued April 18, 2001.

**7373SM3C4. Lehigh Asphalt Paving & Construction Co.**, (P. O. Box 549, Tamaqua, PA 18282), renewal of NPDES Permit # PA0593206 in East Penn Township, **Carbon County**, receiving stream—unnamed tributary to Lizard Creek. Renewal issued April 18, 2001.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209.*

**08000810. Dana Gardner** (R. R. 1, Box 586-A, Warren Center, PA 18851), commencement, operation and restoration of a Small Industrial Minerals (Bluestone) permit in Warren Township, **Bradford County** affecting 2.0 acres. Receiving stream—unnamed tributaries to Wappasening Creek and Pendleton Creek. Application received December 1, 2000. Permit issued April 12, 2001.

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

**32010801. Alverda Enterprises, Inc.** (P. O. Box 87, Alverda, PA 15710), commencement, operation and restoration of a small noncoal (industrial minerals) operation in Pine Township, **Indiana County**, affecting 7.9 acres, receiving stream unnamed tributaries to Yellow Creek and Dutch Run. Application received February 1, 2001. Issued April 17, 2001.

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

**61012801. Louis M. Heath, Jr.** (R. R. 1, Box 221, Cooperstown, PA 16317). Commencement, operation and restoration of a small noncoal sandstone operation in Oakland Township, **Venango County** affecting 5.0 acres. Receiving streams: None. Application received: January 29, 2001. Permit Issued: April 6, 2001.

**61992804. McKissick Trucking** (P. O. Box 62, Venus, PA 16364). Commencement, operation and restoration of a small noncoal shale operation in Pinegrove Township, **Venango County** affecting 2.0 acres. Receiving streams: Prairie Run. Application received: December 16, 1999. Permit Issued: April 16, 2001.

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

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

Except as otherwise noted, the Department certifies that the construction and operation herein described will comply with the applicable provisions of Sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), and that the construction will not violate applicable Federal and State Water Quality Standards.

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

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), Section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law (35 P.S. §§ 691.1—691.702) and Notice of Final Action for Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).** (Note: Water Obstruction and Encroachment Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.)

*Permits Issued and Actions on 401 Certifications:*

#### **WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E15-657. West Bradford Township**, 1385 Campus Drive, Downingtown, PA 19335. West Bradford Township, **Chester County**, ACOE Philadelphia District.

To install and maintain six sanitary sewer force mains, by method of directional drilling, across Broad Run (EV/MF), unnamed tributaries to Broad Run (EV/MF), and an unnamed tributary to the West Branch of Brandywine Creek (WWF/MF) for the construction of the Strasburg Corridor Wastewater Facilities to accommodate the Village of Marshallton and the proposed Tattersall Development, located (Unionville, PA Quadrangle N: 12.9 inches; W: 10.95 inches).

**E15-659. PennDOT District 6-0**, 7000 Geerdes Road, King of Prussia, PA 19406-1525. West Caln Township, **Chester County**, ACOE Philadelphia District.

To perform the following activities associated with the bridge replacement and roadway improvements for Cedar Knoll Road:

1. To remove an existing two-span steel I-beam bridge and to construct and maintain, to its left, a single span pretressed concrete I-beam bridge across West Branch of Brandywine Creek (TSF, MF) and to construct and maintain associated stormwater facilities. The proposed structure will have a clear span of 92.0 feet and an under clearance of 13.0 feet. This work also includes placement and maintenance of associated riprap scour protection at both abutments.

The site is located approximately 1,600 feet west of the intersection of Cedar Knoll Road (S. R. 4005, Section 34S) and Hibernia Road (Wagontown, PA USGS Quadrangle N: 5.9 inches; W: 11.7 inches).

**E46-882. County of Montgomery Department of Roads and Bridges**, P. O. Box 311, Norristown, PA 19404-0311. Horsham Township, **Montgomery County**, ACOE Philadelphia District.

To perform the following activities associated with the bridge replacement and roadway improvements for Cedar Hill Road:

1. To remove an existing simple span steel truss bridge and to construct and maintain, in its place, a single span pretressed concrete spread box beam bridge across Park Creek (WWF-MF), and to place and maintain associated riprap scour protection at both abutments. The proposed structure will have a clear span of 62.32-feet and an underclearance of 9.6-feet. The amount of wetland impact is considered a de minimis impact and wetland mitigation is not required.

The applicant also proposes to construct and maintain a temporary cofferdam associated with the diversion of stream flow through the project area. The site is located approximately 2,800 feet northeast of the intersection of Cedar Hill Road and Strong Lane (Ambler, PA USGS Quadrangle N: 16.1 inches; W: 10.2 inches).

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

**E39-395. Borough of Emmaus**, 28 South Fourth Street, Emmaus, PA 18049. Borough of Emmaus, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To remove the existing structure and to construct and maintain a twin 48-inch SLCPP stormwater outfall structure along a tributary to Leibert Creek. The project is located on the north side of Broad Street, approximately 250 feet east of the intersection of Broad Street and Tenth Street (Allentown West, PA Quadrangle N: 5.1 inches; W: 0.3 inch).

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

**E07-334. Logan Township**, 800 39th Street, Altoona, PA 16601 in Antis Township, **Blair County**, ACOE Baltimore District.

To construct and maintain additions and improvements to the existing Greenwood Sewage Treatment Plant and to construct a 24-inch outfall pipe in the floodway of Little Juniata River TSF) at a point approximately 2,000 feet upstream of SR 4018 (Bellwood, PA Quadrangle N: 13.5 inches; W: 14.1 inches).

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

**E02-1315. Millvale Borough**, 501 Lincoln Avenue, Millvale, PA 15209. City of Pittsburgh, Millvale Borough and Shaler Township, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a paved access ramp and a sheet pile wall and rip rap in front of an existing sunken barge to provide a canoe/kayak landing area, a floating dock with access ramps, and a gazebo with a sheet pile wall on the river side as part of a river trail located along the right bank of the Allegheny River (WWF). The project begins at River Mile 2.9 and ends at River Mile 3.9 (Pittsburgh East, PA Quadrangle, the project begins at N: 17.1 inches; W: 13.8 inches and ends at N: 19.4 inches; W: 12.1 inches).

**E02-1330. Allegheny County Sanitary Authority**, 3300 Preble Avenue, Pittsburgh, PA 15233-1092. City of Pittsburgh, **Allegheny County**, ACOE Pittsburgh District.

To construct and maintain a 141 feet diameter final clarifier with its associated appurtenances and approximately 470 feet of sheet pile wall and bank slope protection along the right bank of the Ohio River (WWF). The project is located within the existing Allegheny County Sanitary Wastewater Treatment Plant at the end of Preble Avenue (Pittsburgh West, PA Quadrangle N: 19.2 inches; W: 6.6 inches).

**E26-269. Fay-Penn Economic Development Council**, 2 West Main Street, Suite 407, P. O. Box 2101, Uniontown, PA 15401-1701. North Union Township, **Fayette County**, ACOE Pittsburgh District.

To construct and maintain a 112-feet long, 8-feet by 6.5-feet box culvert (invert of the structure depressed 1 foot) and eight 18-inch diameter HDPE pipes under the proposed road A in an unnamed tributary to Redstone Creek (WWF). Also, to construct and maintain baffles inside the culvert to facilitate fish passage and rock

riprap at the structure's inlet and outlet. The project impacts 0.28 acre of wetlands, which will be replaced by constructing 0.28 acre of wetlands on site. The project is part of the development of Fayette Technology Park and

is located approximately 250 feet downstream of the S. R. 119 culvert (Uniontown, PA Quadrangle N: 11.5 inches; W: 6.6 inches) in North Union Township, Fayette County).

### STORAGE TANKS SITE-SPECIFIC INSTALLATION PERMITS

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

<i>SSIP Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
01-24-001	Robert H. Fetter General Chemical Corporation 90 East Halsey Road Parsippany, NJ 07054	Elk	Johnsonburg Borough	2 ASTs storing-Aluminum Sulfate	24,000 gallons each

### BUREAU OF DEEP MINE SAFETY APPROVAL OF REQUEST FOR VARIANCE

The Department of Environmental Protection, Bureau of Deep Mine Safety (BDMS), has approved DLR Mining, Inc.'s request for a variance from the requirements of Section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Nolo Mine. This notification contains a summary of this request and the basis for the Department's approval. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

*Summary of the Request:* DLR Mining, Inc. requested a variance from Section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of the belt conveyor entry with other entries at the Nolo Mine. The proposal accords protection to persons and property substantially equal to or greater than the requirements of Section 242(c).

The basis for the Bureau's approval is summarized in the following conclusion:

1. Nolo's plan provides early warning fire detection by the use of the Pyott-Boone Carbon Monoxide (CO) Mine Wide Monitoring System. The system will notify the affected mining sections with an audible and visual alarm. The system will then also alarm at the computer control station located on the surface. An outside employee will then also notify the affected areas via the mine communication system.

2. Nolo's plan provides a separate, isolated intake escapeway that will be maintained at a higher ventilation pressure than the belt and common entries.

3. Nolo's plan provides for the belt and common entries to serve as an alternate intake escapeway.

4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Repair and maintenance work in the belt entry is afforded safer access. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in Section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of Section 242(c) shall remain in effect. Continued

authorization for operation under the approval is contingent upon compliance with the measures described in the approved plan.

### SPECIAL NOTICES

#### NOTICE OF PERMIT TRANSFERS FOR FACILITIES

The Department of Environmental Protection has approved the transfer of all permits, licenses and approvals for the following facilities. The transfer will become effective upon completion of the transaction between Citizens Utilities Water Company and Pennsylvania-Water Company. All of the listed permits, licenses and approvals previously issued to Citizens Utilities Water Company of Pennsylvania, or its predecessors in interest, have been approved for transfer to Pennsylvania-American Water Company. In the case of the water allocation permits, a succession to water rights was also included. A complete listing of the permits, licenses and approvals approved for transfer and the water rights succession by facility appears below. This list is also available on the web at [www.dep.state.pa.us](http://www.dep.state.pa.us) (choose hot topics). Questions should be directed to Karen Bassett, Assistant Regional Director for the South Central Region at (717) 705-4703.

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

*Notice of Succession to Water Rights*

Permit WA-149C; All Withdrawals; Home Water District; Chester and Montgomery Counties

Permit WA-149D; Subsidiary Allocation-Phoenixville; Home Water District; Chester County

Permit WA-174A; All Withdrawals; Blue Mountain Water District; Northampton and Monroe Counties

Permit WA06-1101; Subsidiary Allocation—RAWA; Glen Alsace Water District; Berks County

*Water Supply Permits*

3060069; All Facilities; Penn Water District; Berks County

3060088; All Facilities—Exeter Township; Glen Alsace Water District; Berks County

0698506-T1; Construction Permit—Golden Oaks Water System; Berks County

3060023; All Facilities—Douglassville; Glen Alsace Water District; Berks County

565W27-T1; All Facilities Except Well 2A; Lake Heritage Water District; Adams County

0184501-T1; Well 2A; Lake Heritage Water District; Adams County

3480055; All Facilities; Blue Mountain Water District; Northampton and Monroe Counties

1150166; All Facilities; Home Water District; Chester and Montgomery Counties

1150170; Merlin Hills—Well EP-1, Pump Station & Dist. System; Home Water District; Chester County

1150206; Phoenixville—Contiguous System; Home Water District; Chester County

*Dam Permits*

D45-144; Ross Common Reservoir; Blue Mountain Water District; Monroe County

D45-7; Stony Garden Reservoir; Blue Mountain Water District; Monroe County

*NPDES Permit*

0051616; Schuylkill River; Home Water District; Chester County

*105 General Permits*

BDWW-GP-4 Water Obstruction & Encroachment Permit Intake & Outfall Structures General Permit

BDWW-GP-5 Water Obstruction & Encroachment Permit Utility Line Stream Crossings General Permit

BDWW-GP-7 Water Obstruction & Encroachment Permit Minor Road Crossings General Permit

Penn Water District, Home Water District, Merlin Hills Water System, Phoenixville Water System, Glen Alsace District, Douglassville District, Blue Mountain District, and Lake Heritage District; Monroe, Northampton, Berks, Adams, Montgomery and Chester Counties.

[Pa.B. Doc. No. 01-787. Filed for public inspection May 4, 2001, 9:00 a.m.]

**Availability of Technical Guidance**

Technical guidance documents are on DEP's website ([www.dep.state.pa.us](http://www.dep.state.pa.us)) at the public participation center.

The "March 2001 Inventory" heading is the governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will continue to revise its nonregulatory documents, as necessary, throughout 2001.

*Ordering Paper Copies Of DEP Technical Guidance*

DEP encourages the use of the Internet to view guidance documents. When this option is not available, persons can order a bound paper copy of the latest inventory or an unbound paper copy of any of the final documents listed on the inventory by calling DEP at (717) 783-8727.

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

*Changes To Technical Guidance Documents*

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

*Draft Technical Guidance- Substantive Revision*

DEP ID: 013-2000-001 Title: Policy for Implementing the DEP Money-Back Guarantee Program Description: The DEP Money-Back Guarantee Program established a uniform process for the implementation of Executive Order 1995-5, which set processing times for DEP to review permits. The revisions of this revised draft include the following:

1. Bureau of Waste Management & Land Recycling regulation changes prompted revisions to 'Alternative Projects Processing Times' information on page 4.

2. Bureau of Waste Management & Land Recycling regulation changes prompted revisions to related items on Attachment A.

3. With the establishment of the Office of Information Technology, the process and approval to be excluded from the Money-Back program is now under the responsible authority of the Chief Information Officer. See revisions to 'Application Tracking' on Pages 5&6, as well as Attach. D.

4. Other minor changes in formatting and sentence structure.

Anticipated Effective Date: June 16, 2001 Comment Period Ends: June 5, 2001

Contact: Patricia Hammaker at (717) 772-4784, or e-mail at [Phammaker@state.pa.us](mailto:Phammaker@state.pa.us).

DAVID E. HESS,  
*Acting Secretary*

[Pa.B. Doc. No. 01-788. Filed for public inspection May 4, 2001, 9:00 a.m.]

**Coastal Zone Management Program; Minor Changes**

The Department of Environmental Protection (Department) has received a favorable decision from the Federal

Office of Ocean and Coastal Resource Management (OCRM) concerning its proposal to make several minor changes to Pennsylvania's Coastal Zone Management (CZM) Program, as announced at 31 Pa.B. 886 (February 10, 2001). The Department determined these revisions to be routine program changes (RPC) and requested concurrence from OCRM. An RPC is defined in 15 CFR 923.84 as a minor action taken by a state to further detail the implementation of its Federally approved CZM Program.

Pennsylvania received the requested concurrence on March 15, 2001, for the following CZM Program changes:

- amendments to and renumbering of State regulations currently networked into the CZM Program's enforceable policies,
- minor boundary changes in Delaware County and
- the addition of five geographic areas of particular concern.

As of this notification date, the Federal consistency aspects of the Federal CZM Act of 1972, as amended, shall apply to these aforementioned changes.

For further information, contact Larry Toth of the CZM Program at (717) 772-5622, or by e-mail at [latoth@state.pa.us](mailto:latoth@state.pa.us).

DAVID E. HESS,  
*Acting Secretary*

[Pa.B. Doc. No. 01-789. Filed for public inspection May 4, 2001, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Request for Proposals; Construction Manager

The Department of General Services is seeking interested firms to submit sealed proposals for consideration for the following project:

**DGS 407-66.OA**—Construction Management, New Convocation Center, Indiana University of PA, Indiana, Indiana County, PA. A brief description of the project is as follows: Professional Construction Manager Consultant Services for a variety of disciplines for the New Convocation Center at the Indiana University of PA.

**RFP PRICE**—\$50.00 (Includes 6% PA Sales Tax) per RFP. Checks must be made payable to the Commonwealth of Pennsylvania. This price is nonrefundable. Requests for the RFP should be mailed to the Department of General Services, Bureau of Professional Selections and Administrative Services, Room 107, Headquarters Building, 18th & Herr Streets, Harrisburg, PA 17125. Contact Bidders Services at (717) 787-3923 or [www.dgs.state.pa.us](http://www.dgs.state.pa.us) for the names of those who have secured the RFP.

**PRE-PROPOSAL CONFERENCE**—A preproposal conference is scheduled to be held on Wednesday, May 9, 2001, at 10 a.m. at the Indiana University of PA, Robert Shaw Building, Engineering & Construction Office, Conference Room 1. Contact the Indiana University of PA Site Administrator, Robert Marx at (724) 357-2289 and the DGS Construction Coordinator, Martin Barkey at (412) 820-0215 at the Western PA Regional Office.

All questions regarding the RFP or to clarify matters concerning the RFP must be submitted in writing to the

issuing office by no later than 5 p.m., Wednesday, May 14, 2001. Only firms requesting the RFP will receive a copy of all submitted questions and answers.

All proposals are due Friday, May 25, 2001, no later than 2 p.m., in Room 107, Headquarters Building, 18th & Herr Streets, Harrisburg, PA 17125. Responses received after this due date and time will be returned unopened.

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 01-790. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Request for Proposals; Project No. DGS 570-27; Construction of a New Close Security State Correctional Institution; Luzerne Township, Fayette County, PA

P. J. Dick Incorporated will receive written proposals for final commissioning services for the State Correctional Institution Fayette, which is currently under construction. The facility is located approximately 50 miles from the city of Pittsburgh, PA and approximately 10 miles from the city of Brownsville, PA.

Separate and sealed proposals will be received by the Construction Manager (CM), P. J. Dick Incorporated, 1020 Lebanon Road, West Mifflin, PA 15122, until 2 p.m., on Thursday, May 24, 2001. Proposals will be opened privately and reviewed by the CM. At the CM's option, one or more of the proposers may be required to make an oral presentation at the offices of the CM. The presentation will be within 10 calendar days of the date established for receipt of written proposals.

Copies of the request for proposals may be obtained at the office of P. J. Dick Incorporated, 1020 Lebanon Road, West Mifflin, PA 15122, upon written request on or after April 30, 2001.

A preproposal conference will be held in the office of P. J. Dick Incorporated on Thursday, May 10, 2001, at 10 a.m.

Proposals shall be submitted in the form described in the request for proposal and must include responses to all items as described therein in order to be considered.

For purposes of clarification the following information is provided:

<i>Owner of Project:</i>	Commonwealth of Pennsylvania Department of General Services
<i>Construction Manager:</i>	P.J. Dick Incorporated (412-462-9300)
<i>Design Professional:</i>	L. Robert Kimball & Associates

The CM reserves the right to accept or reject any or all proposals.

Work under this aforementioned contract is subject to the requirements of the Pennsylvania Prevailing Wage Act.

P. J. Dick Incorporated is an Equal Opportunity Employer and does not discriminate against any applicant for employment, any independent contractor or any other

person because of race, color, religion, creed, ancestry, national origin, age or sex.

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 01-791. Filed for public inspection May 4, 2001, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of Bucktail Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Bucktail Medical Center has requested an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

The 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, e-mail address: DDITLOW@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 previously listed.

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aide, service or other accommodation to do so, should contact, 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].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-792. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Application of Community Hospital of Lancaster for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Community Hospital of Lancaster 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 the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requested exemption from the following standard contained in this publication: 7.10.H, which requires two medical air outlets in the cardiac catheterization lab.

The 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, e-mail address: DDITLOW@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 previously listed.

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide, service or other accommodation to do so, should contact, 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].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-793. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Application of HealthSouth Rehabilitation Hospital for Special Services for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that HealthSouth Rehabilitation Hospital for Special Services has requested an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

The 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, e-mail address: DDITLOW@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 previously listed.

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aide, service or other accommodation to do so, should contact, 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].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-794. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Application of HealthSouth Rehabilitation Hospital of York for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department)

hereby gives notice that HealthSouth Rehabilitation Hospital of York 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 the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 9.1, relating to outpatient facilities.

The 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, e-mail address: DDITLOW@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 previously listed.

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide, service or other accommodation to do so, should contact, 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].

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 01-795. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Application of Lancaster General Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Lancaster General 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 the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 7.2.A6, which states that each patient shall have within his or her room a separate wardrobe, locker or closet suitable for hanging full-length garments and for storing personal effects.

The 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, e-mail address: DDITLOW@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 previously listed.

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aide, service or other accommodation to do so, should contact, 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].

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 01-796. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Application of Mercy Hospital of Philadelphia for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Mercy Hospital of Philadelphia has requested an exception to the requirements of 28 Pa. Code § 51.3 (relating to notification).

The 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, e-mail address: DDITLOW@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 previously listed.

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aide, service or other accommodation to do so, should contact, 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].

ROBERT S. ZIMMERMAN, Jr.,  
Secretary

[Pa.B. Doc. No. 01-797. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Application of Monongahela Valley Hospital, Inc. for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Monongahela Valley Hospital, Inc. has requested an exception to the requirements of 28 Pa. Code § 51.23 (relating to positron emission tomography).

The 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, e-mail address: DDITLOW@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 previously listed.

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aide, service or other accommodation to do so, should contact, 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].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-798. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Health Policy Board Meeting

The Health Policy Board is scheduled to hold a meeting on Friday, May 18, 2001, at 10 a.m., in Room 802A Health and Welfare Building, Seventh and Forster Streets, Harrisburg, PA.

For additional information or persons with a disability who desire to attend the meeting and require an auxiliary aid service or other accommodation to do so, contact Joseph May at (717) 772-5298, for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

This meeting is subject to cancellation without notice.

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-799. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Required Ambulance and Rotorcraft Equipment and Supplies

Under 28 Pa. Code §§ 1005.10 (c) and 1007.7 (c) (relating to licensure and general operating standards; and licensure and general operating requirements), the following equipment and supplies shall be carried and readily available in working order for use on basic and advanced life support ambulances, which also includes air (rotorcraft) ambulances.

#### A. Ground and Air Ambulance Requirements

*Ground Ambulances: Basic Life Support/ALS Mobile Care Unit /ALS Squad Unit*

The ambulance must:

1. Meet the requirements of current Federal Specifications KKK 1822 in effect at the time of its manufacture regarding design type, floor plan, general configuration and exterior markings. (Does not apply to an ALS squad unit.)

2. Meet the Pennsylvania Vehicle Code requirements, especially 67 Pa. Code Chapter 173 (relating to flashing or revolving lights on emergency and authorized vehicles).

3. Have the following sizes and numbers of "Stars of Life" affixed to its exterior:

- a. 3" on the front (2)
- b. 12" on the rear (2)
- c. 16" on the sides (2)—one on each side of the vehicle.

*Note:* An ALS squad unit is required to have only 3" sizes, but it must have the required number, that is, six.

4. Have the words "Emergency Medical Services," in lettering at least 3" or larger on both exterior sides of the vehicle.

5. The name of the ambulance service or its fictitious name in letters at least 3" in size on both the right and left exterior sides of the vehicle. Service name must be the dominant lettering.

6. Be equipped with an audible warning device that is electronically operated.

7. Have red flashing or revolving exterior emergency lighting visible 360 degrees around the vehicle. Two white lights are permissible. If a light bar assembly is present, there can be no more than two flashing/revolving white lights in the assembly or one single flashing white light on the front of the ambulance box. The vehicle is permitted to have two amber lights other than the turn signal indicators. Lighting must be in conformance with the Pennsylvania Vehicle Code, especially 67 Pa. Code Chapter 173.

8. Have overhead interior lighting that illuminates the entire top surface of the patient litter, stair well lighting and courtesy lights that must illuminate the EMS personnel's controls. (Does not apply to an ALS squad unit.)

9. Have a dual battery system. (Does not apply to an ALS squad unit.)

10. Have one fully charged fire extinguisher, rated at least 2 A: 10 B: C, easily accessible from the outside of the vehicle. The fire extinguisher must be intact with safety seal and have been inspected within the previous 12 calendar months, and have the appropriate and completed inspection tag attached.

11. Have a power supply to generate sufficient current to operate all accessories without excessive demand to the generating system.

12. Have a floor that is flat, reasonably unencumbered, free of equipment in the walk through areas, nonskid and well maintained. (Does not apply to an ALS squad unit.)

13. Have minimum interior dimensions of 60" from floor to ceiling. (Does not apply to an ALS squad unit.)

14. Have an installed patient partition to separate the patient area from the driver area. (Does not apply to an ALS squad unit.)

15. Have storage cabinets with sliding doors or with latches to ensure against opening during vehicle movement. (Does not apply to an ALS squad unit.) Bulky items such as portable radios and AEDs must be secured to prevent them from becoming projectiles. Equipment on an ALS squad unit must be in cabinets or secured down with straps.

16. Have two IV hangers mounted flush with the ceiling. (Does not apply to an ALS squad unit.)

17. Have a litter for transporting a patient and at least three patient restraint straps in good operating condition secured to the litter. (Does not apply to an ALS squad unit.)

18. Have doors that function properly with door seals that are in good condition; that is, not cracked, broken or missing pieces.

19. Have a "No Smoking" sign in both the driver and the patient compartment. On an ALS squad unit only one sign in the driver's compartment is required.

20. Have operational heating, cooling and ventilation equipment.

21. Have a current vehicle inspection validation issued by the state where the vehicle is registered.

22. Have operational radio equipment for communication with a public safety answering point (PSAP) and hospitals in the ambulance service's emergency service areas. A cellular phone may be used as a backup means of communication.

23. Have an installed, on-board oxygen system with the following (Does not apply to an ALS squad unit):

a. At least 122 cubic feet supply of oxygen in a cylinder that is secured to provide maximum safety for patients and personnel. The securing brackets must be mounted to the vehicle frame. Services may use a liquid oxygen system that provides the same volume.

b. The cylinder must have more than 500 psi (500 liters of oxygen) of pressure at all times.

c. The unit must be equipped with a reducing valve (from 2,000 psi to 50 psi line pressure).

d. The unit must be equipped with 1 flow meter with a range of 0—25 lpm delivery.

e. The unit must be equipped with a nonbreakable humidifier and, if attached, must not have water in it when not in use.

24. Have an installed, on-board suctioning system with the following components and/or capabilities (Does not apply to an ALS squad unit):

a. It is fitted with a large bore, nonkinking tubing with a lumen of at least 7mm.

b. It has power enough to provide within 4 seconds a vacuum of over 300 mm/Hg or 11.8 inches of water when the tube is clamped.

c. It is controllable for use on children and intubated patients. The vacuum gauge, when attached to the tubing, must be adjustable to the amount of vacuum to ensure that the unit can maintain vacuum levels without requiring continuous increase in control.

d. It is equipped with a lateral opening between the suction tube and the suction source.

e. The tubing must be able to reach airways of patients regardless of the patient's position in the ambulance and must be able to reach the head and foot of the litter.

25. Must show proof of current motor vehicle insurance.

#### **Air (Rotorcraft) Ambulance Requirements**

The following will apply to all air ambulances. The air ambulance must have:

1. The name of the air ambulance service or its registered fictitious name prominently displayed on its exterior.

2. Exterior lighting that illuminates the tail rotor and includes a controllable searchlight able to rotate 180 degrees.

3. An "Air Worthiness Certificate" from the FAA.

4. A patient litter capable of carrying one adult in the supine position and capable of being secured according to FAA requirements.

5. Have an FAA Form 337 with items #1(which identifies the aircraft), #2 (which identifies the aircraft owner) and #7 (which shows that the aircraft is approved to "return to service") completed and signed by the appropriate FAA official.

6. Climate controls for maintaining an ambient cabin temperature of between 65—85 degrees during flight.

7. Sufficient interior lighting to allow for close observation of patients.

8. A pilot partition to prevent patient interference with flight controls.

9. A barrier or an FAA approved mechanism for securing a patient's chest, pelvis, legs, wrist and ankles.

10. A 110-volt electrical outlet for each patient transported and a backup power supply.

11. Two-way radio communications for the pilot to be able to communicate with hospitals, PSAPs and ground ambulances.

12. At least three headsets to allow for voice communication among the crew when the aircraft is operating and noise levels prevent normal conversation.

13. One fully charged fire extinguisher rated at least 2 A: 10 B: C. The fire extinguisher must be intact with safety seal and have been inspected within the previous 12 calendar months and have the appropriate inspection tag attached.

14. Installed, on-board suctioning equipment that meets the same requirements as a transporting ground ambulance. (See requirement 24 under Ground Ambulances.)

15. An on-board oxygen system with the following:

a. A cylinder with a capacity of 1,200 liters.

b. The cylinder must have at least 1,650 psi at time of inspection.

c. If a liquid oxygen system is used, manufacturer documentation must be provided that the system has at least a 1,200-liter capacity and that at least a 1-hour oxygen delivery capacity at 25 lpm is available.

#### **B. Required Equipment and Supplies**

Approved equipment and supplies shall be carried and readily available in working order for use on both ground and air ambulances. Some patients and crewmembers of an ambulance service may have allergies to latex. Latex free supplies are recommended, where possible. The following equipment and supplies must be carried on each ground and air ambulance, as indicated:

<i>Equipment/Supplies</i>	<i>Ambulance Type</i>			
	<i>BLS</i>	<i>ALS Mobile Care</i>	<i>ALS Squad</i>	<i>Air</i>
1. Rechargeable Portable Electric Suction Unit with wide-bore tubing. Must achieve 300 mm/Hg or 11.8" in 4 sec.	X	X	X	X
2. Suction catheters, pharyngeal: Rigid (2) Flexible: 6 and 8 (1 each) 10 or 12 (2) 14 or 16 (2) Total of 6 (Must be sterile) Size is FR for each	X	X	X	X
3. Airways: Nasopharyngeal (5 different sizes) Oropharyngeal (6 different sizes)	X	X	X	X
4. Sphygmomanometer: Child, Adult and Thigh (large) (1 each) Interchangeable gauges are permitted	X	X	X	X
5. Stethoscope (1)	X	X	X	X
6. Stethoscope Doppler (1)				X
7. Penlight (1)	X	X	X	X
8. Portable Oxygen Unit (1): Cylinder capacity of at least 300 liters/D Size/500 psi Yoke Cylinder with a minimum total pressure of 500 psi Non sparking wrench/tank opening device Gauge/flow meter not gravity dependent and can deliver 0—25 liter per minute Full spare cylinder with a 300 liter capacity  Cylinders must be secured in the vehicle	X	X	X	X
9. Oxygen Delivery Devices: Nasal Cannulae—adult/pediatric 1 each High concentration mask capable of providing 80% or greater concentration adult, pediatric, infant—1 each Pocket mask with one way valve and oxygen port (1)	X	X	X	X
10. Adhesive Tape (4 rolls assorted) 1 roll must be hypoallergenic	X	X	X	X
11. Dressings: Multi Trauma (10"x 30") (4) Occlusive (3"x 4") (4) Sterile Gauze Pads (3"x3") (25) Soft self-adhering (6 rolls)	X	X	X	X
12. Bandage Shears (1)	X	X	X	X
13. Immobilization Devices: Lateral cervical spine device (1) Long spine board (1) Short spine board (1) Rigid/Semi rigid neck immobilizer S, M, L, pediatric (1 each) Multi-size are permitted and will suffice for the S, M & L (3)	X	X	X	X  (Short board not required)

<i>Equipment/Supplies</i>	<i>Ambulance Type</i>			
	<i>BLS</i>	<i>ALS Mobile Care</i>	<i>ALS Squad</i>	<i>Air</i>
14. Bag-Valve-Mask Devices: Hand operated adult (1) Hand operated pediatric (450—700cc) (1) Must be capable of 100% oxygen delivery	X	X	X	X
15. Pediatric Equipment Sizing Tape/Chart	X	X	X	X
16. Straps—9' (5) (may substitute spider straps or speed clips for 3 straps)	X	X	X	X
17. Folding Litter/Collapsible Device (1)	X	X	X	X
18. Splinting Devices: Lower extremity mechanical traction splint adult and pediatric (1 each or combination) Padded board splints: 4.5', 3', 15"—(2 each)	X	X		
19. Sterile Water/Normal Saline (2 liters)	X	X	X	X
20. Sterile Burn Sheet (4'X4') (2)	X	X	X	
21. Cold Packs, Chemical (4)	X	X	X	X
22. Heat Packs, Chemical (4)	X	X	X	X
23. Triangular Bandages (8)	X	X	X	
24. Sterile OB Kits (2)	X	X	X	X (Only 1 required)
25. Separate Bulb Syringe (1) Sterile	X	X	X	X
26. Sterile Thermal Blanket (Silver Swaddler) (1), or 1 roll of sterile aluminum foil	X	X	X	X
27. Blankets (2)—cloth	X	X	X	X
28. Sheets (4)	X	X		X
29. Pillowcases (2)	X	X		
30. Pillow (1)	X	X		
31. Towels (4)	X	X		
32. Disposable Tissues (1 box)	X	X		
33. Emesis Container (1)	X	X		
34. Urinal (1)	X	X		
35. Bed Pan (1)	X	X		
36. Disposable Paper Drinking Cups (3oz) (4)	X	X		
37. State Approved Triage Tags (25)	X	X	X	
38. Hand-lights (6 volts) (2)	X	X	X	X
39. Hazard Warning Device (3)	X	X	X	
40. Emergency Jump Kit (1)	X	X	X	X
41. Survival Bag (1)				X
42. Emergency Response Guidebook (1) (current edition)	X	X	X	
43. Thermometer oral—(glass, electronic or tympanic)	X	X	X	X
44. Sharps Receptacle (1)—Secured	X	X	X	X
45. Instant Glucose (40% dextrose-d-glucose gel) 45 grams	X	X	X	
46. Activated Charcoal—50 grams	X	X	X	

<i>Equipment/Supplies</i>	<i>Ambulance Type</i>			
	<i>BLS</i>	<i>ALS Mobile Care</i>	<i>ALS Squad</i>	<i>Air</i>
47. Access Equipment: Large Screwdriver, Phillips and slotted (1 each) Pliers (1 each) (slip joint, lineman's needle nose, arc joint and locking) Hand-held Sledgehammer (3 lbs) (1) Impact metal Cutting Tool (1) Short pry-bar (1)—12" Cold Chisel (7" X 3/4") (1) Hacksaw w/2 extra blades (1) Adjustable Wrench—10" (1) Center Punch (1) Gloves (leather) (2 pairs) Hard-Hat (2)	X	X	X	
48. Flight Helmet (1 per crewmember)				X
49. Personal Protection Equipment: Eye protection, clear, disposable (1 per crew member) Face Mask, disposable (1 per crew member) Gown/coat (1 per crew member) Surgical Caps/Foot Coverings disposable (1 set per crewmember) Double Barrier gloves (1 set per crew member) Container (1 per vehicle) or disposable red bags (3 per vehicle) Infection Control Plan	X	X	X	X
50. Sponges, Alcohol, Prep (10)		X	X	X
51. Endotracheal Tubes Sizes/Quantities: 2.5 mm or 3.0 mm (2 uncuffed) 3.5 mm or 4.0 mm (2 uncuffed) 4.5 mm or 5.0 mm (2) 5.5 mm or 6.0 mm (2) 6.5 mm or 7.0 mm (2) 7.5 mm or 8.0 mm (2) 8.5 mm or 9.0 mm (2) Must be sterile and individually wrapped		X	X	X
52. Endotracheal Tube Placement Validation Device (1) to verify correct placement-per regional protocol * * This item will be required August 1, 2001.		X*	X*	X*

<i>Equipment/Supplies</i>	<i>Ambulance Type</i>			
	<i>BLS</i>	<i>ALS Mobile Care</i>	<i>ALS Squad</i>	<i>Air</i>
53. Laryngoscope handle with batteries and spare batteries and bulbs and the following blades:  Straight      Curved  #1 (S)      #3  #2 (M)      #4  #3 (L)  (1 each of the blades)		X	X	X
54. Meconium Aspirator (1)		X	X	X
55. Lubrication (2cc or larger tubes) sterile (2)	X	X	X	X
56. Forceps, Magill (adult/ pediatric 1 each)		X	X	X
57. IV Fluid Therapy Supplies:  Catheters (over the needle—IV): 14,16,18, 20, 22 (4 each) and 24 gauge (2), Total of 22 individually wrapped and sterile.  Micro drops (50—60 drops/ml) (2)  Macro drops (10—20 drops/ml) (2)  IV Fluids—total 2250 milliliters: such as—5% dextrose, 0.9% Sodium Chloride, Lactated Ringers  Tourniquets for IV Use (2)  Intraosseus needles 14—18 gauge (2)		X	X	X
58. Medication and Supplies: Emergency Drugs—(per regional protocols and within state rules & regulations and within expiration date)  Hypodermic needles: 16—18 gauge (4) 20—22 gauge (4) 23—25 gauge (4)  Total of 12 and each must be individually wrapped and sterile.  Syringes—per regional protocol		X	X	X
59. Defibrillator/Monitor:  (DC electric powered, 20—360 Joules, portable, battery-operated, paper readout)  ECG cables with 3 lead capability and pediatric and adult paddles with pacing capabilities or separate stand-alone pacer		X	X	X

<i>Equipment/Supplies</i>	<i>Ambulance Type</i>			
	<i>BLS</i>	<i>ALS Mobile Care</i>	<i>ALS Squad</i>	<i>Air</i>
60. Defibrillator/Monitor Supplies:  Paddle pads (4) or electric gel (2 tubes), electrodes, ECG, adult and pediatric sizes (6 each)		X	X	X
61. Automated External Defibrillator (for authorized BLS services)	X			
62. Stylette, Malleable-pediatric (2)/adult Must be sterile.		X	X	X
63. Cricothyrotomy set (surgical or needle) Must be sterile.				X
64. Phlebotomy equipment		X	X	
65. Flutter valve (1) Must be sterile.				X

All equipment must be clean and functional and no supply item may be carried beyond any expiration date assigned to it.

Persons with a disability who require an alternate format of this notice (for example, large print, audiotape or Braille) should contact Robert H. Gaumer, Department of Health, Emergency Medical Services Office, Room 1032, Health and Welfare Building, Harrisburg, PA, 17120, (717) 787-8740. Persons with a speech or hearing impairment may telephone V/TT: (717) 783-6154 or use the Pennsylvania AT & T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,  
*Secretary*

[Pa.B. Doc. No. 01-800. Filed for public inspection May 4, 2001, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Federal Child Care and Development Fund Block Grant Plan; Public Hearing

The Department of Public Welfare, Office of Children, Youth and Families, Bureau of Child Day Care Services will be holding a public hearing on the proposed Federal Child Care and Development Fund Block Grant (CCDFBG) Plan for the period October 1, 2001, through September 30, 2003 (Federal Fiscal Years 2002-2003). The hearing will be held on May 30, 2001, from 12 p.m. to 4:30 p.m. in the auditorium of the State Museum of Pennsylvania located at 3rd and North Streets, Harrisburg, PA. The purpose of the public hearing is to gather comments on the proposed CCDFBG plan from the general public. Based upon comments received, the Commonwealth will consider necessary revisions to the proposed plan and develop a final plan to send to the Federal government.

Individuals who would like to review and comment on the proposed plan or who would like to register to testify at the public hearing should contact: Bureau of Child Day Care Services, 1401 North 7th Street, Harrisburg, PA 17102, or call (717) 787-8691.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Persons who require another

alternative format, should contact Thomas Vracarich at (717) 783-2209.

FEATHER O. HOUSTOUN,  
*Secretary*

[Pa.B. Doc. No. 01-801. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Income Limits for the Categorically Needy Nonmoney Payment Medicaid Program

The Department of Public Welfare (Department) increased the income limits described in 55 Pa. Code § 181.1(f)(1), (2) and (4) effective January 1, 2001.

The regulations at § 181.1(f)(1), (2) and (4) establish that the income limits for the Categorically Needy Nonmoney Payment (NMP) Medicaid Program for aged, blind and disabled persons are based on the Federal benefit rate payable under Title XVI of the Social Security Act (42 U.S.C.A. §§ 1381—1383c). Effective January 1, 2001, the Federal benefit rate was increased due to the Federal cost-of-living increase.

As required under § 181.1(f), the Department revised the income limits for the NMP Medicaid Program for aged, blind and disabled persons effective January 1, 2001. Those limits are set forth in Appendices A, B and D, which are recommended for codification in 55 Pa. Code Chapter 181. Appendix A is the Federal benefit rate plus the State supplement payable under Title XVI. Appendix B is 300% of the Federal benefit rate payable under Title XVI. Appendix D is the Federal benefit rate payable

under Title XVI. Item 1 of Appendix D is 1/2 of the Federal benefit rate for one person. Item 2 of Appendix D is 1/2 of the Federal benefit rate for two persons.

FEATHER O. HOUSTOUN,  
Secretary

**Fiscal Note:** 14-NOT-281;

(1) General Fund;

	<i>Inpatient</i>	<i>Outpatient</i>	<i>Capitation</i>
(2) Implement- ing Year 2000-01 is	\$17,000	\$11,000	\$53,000

(3) 1st Succeed- ing Year 2001-02 is	\$50,000	\$32,000	\$103,000
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2nd Succeed- ing Year 2002-03 is	\$50,000	\$32,000	\$102,000
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3rd Succeed- ing Year 2003-04 is	\$50,000	\$32,000	\$102,000
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4th Succeed- ing Year 2004-05 is	\$50,000	\$32,000	\$102,000
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5th Succeed- ing Year 2005-06 is	\$50,000	\$32,000	\$102,000
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	<i>Inpatient</i>	<i>Outpatient</i>	<i>Capitation</i>
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(4) 1999-00 Pro- gram—	\$392,526,000	\$622,669,000	\$1,384,763,000
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1998-99 Pro- gram—	\$453,594,000	\$695,935,000	\$1,026,075,000
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1997-98 Pro- gram—	\$428,079,000	\$662,740,000	\$959,266,000
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(7) MA—Outpatient, MA—Inpatient and MA—Capitation; (8) recommends adoption.

[Pa.B. Doc. No. 01-802. Filed for public inspection May 4, 2001, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, April 19, 2001, and took the following actions:

#### *Regulations Approved:*

Board of Claims #105-4: Amendments to Rules of Procedure (amends the rules of practice before the Board).

Environmental Quality Board #7-342: Waste Oil (amends 25 Pa. Code Chapters 260a, 261a, 266a, and 270a and adds Chapter 298).

Department of Labor & Industry #12-54: Workers' Compensation Health and Safety (amends Chapters 123 and 125, and adds Chapter 129 in Title 34 Pa. Code).

### APPROVAL ORDER

*Commissioners Voting:* John R. McGinley, Jr., Chairperson, by proxy; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
April 19, 2001

*Board of Claims—Amendments to Rules of Procedure; Regulation No. 105-4*

On March 22, 2001, the Independent Regulatory Review Commission (Commission) received this regulation from the Board of Claims (Board). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This regulation amends the Rules of Procedure of practice before the Board. The rulemaking reduces the number of copies of a claim which must be filed to four, repeals the rule pertaining to the time period for filing and adds a provision that no post-hearing motions may be filed.

We have determined this regulation is consistent with the statutory authority of the Board of Claims (72 P. S. § 4651-10) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

*Commissioners Voting:* John R. McGinley, Jr., Chairperson, by proxy; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
April 19, 2001

*Environmental Quality Board—Waste Oil; Regulation No. 7-342*

On March 22, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board. This rulemaking amends 25 Pa. Code Chapters 260a, 261a, 266a and 270a and adds Chapter 298. The proposed regulation was published in the April 10, 1999 *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on March 23, 2001.

The regulation consolidates the requirements for recycling waste oil into one chapter. It also substantially incorporates the Federal requirements in 40 CFR Part 279 for managing used oil.

We have determined this regulation is consistent with the statutory authority of the Environmental Quality Board (35 P. S. §§ 691.5(b), 691.402 and 6018.105(a) and 58 P. S. §§ 471—480) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

*Commissioners Voting:* John R. McGinley, Jr., Chairperson, by proxy; Alvin C. Bush, Vice Chairperson; Arthur Coccodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held  
April 19, 2001

*Department of Labor and Industry—Workers' Compensation Health and Safety; Regulation No. 12-54*

On June 4, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Labor and Industry (Department). This rulemaking amends Chapters 123 and 125, and adds Chapter 129 in 34 Pa. Code. The proposed regulation was published in the June 19, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on July 12, 2000, but was withdrawn prior to Commission action. A revised final-form regulation was submitted to the Commission on March 8, 2001. This revised final-form regulation was simultaneously withdrawn prior to action and resubmitted on March 23, 2001.

This final rulemaking implements the health and safety provisions of the Workers' Compensation Act, as amended by Act 44 of 1993 and Act 57 of 1996. The proposed regulation is intended to reduce the frequency and severity of accidents and illnesses resulting from the workplace. Approximately 600 carriers that write workers' compensation in this Commonwealth, 1,100 individual self-insured employers and 20 group self-insurance funds will be affected.

We have determined this regulation is consistent with the statutory authority of the Department (77 P.S. §§ 710, 991, 1038.1 and 1038.2) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 01-803. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations on the dates indicated. To obtain the date and time of the meeting at which the Commission will consider these regulations, contact the Commission at (717) 783-5417 or visit its website at [www.irrc.state.pa.us](http://www.irrc.state.pa.us). To obtain a copy of the regulation, contact the promulgating agency.

#### Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
11-186	Insurance Department Discounting Workers' Compensation Loss Reserves	04-19-01

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
11-197	Insurance Department Discounting Medical Malpractice Loss Reserves	04-19-01
57-214	Pennsylvania Public Utility Commission Universal Service Fund	04-19-01

#### Final-Omit

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
14-447	Department of Public Welfare Safeguarding Information; Application Process; Redetermining Eligibility; Special MA Eligibility Provisions; General Eligibility Provisions; Age	04/25/01
14-448	Department of Public Welfare Restitution; Appeal and Fair Hearing Administrative Disqualification Hearings; Food Stamp Discretionary Provisions	04/25/01
14-449	Department of Public Welfare Resource Provisions for Categorically Needy NMP-MA and MNO-MA	04/25/01
14-461	Department of Public Welfare Medical Assistance Income	04/25/01

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 01-804. Filed for public inspection May 4, 2001, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Pennsylvania 2000 Private Passenger Automobile Act 6 Data Call

Each year, the Insurance Department (Department) conducts routine Data Calls to companies licensed to write motor vehicle insurance in this Commonwealth. Data Calls are used to monitor the auto insurance marketplace and to collect data for statutory reports. On May 1, 2001, the Department forwarded Data Calls to be completed by companies who are licensed to write private passenger automobile insurance in this Commonwealth. Only a cover letter will be received via the United States Postal Service. The 2000 Data Call letter, instructions and data formats are available on the Department's website and can be accessed at [www.insurance.state.pa.us](http://www.insurance.state.pa.us) under the "What's New" section.

Companies with Commonwealth private passenger automobile direct written premium in 2000 are required to complete Parts 1 and 2. Data for more than one insurance company may not be combined into a single Part 1 and a single Part 2. These parts should be submitted to the Department by September 17, 2001.

Insurance companies with no Commonwealth private passenger automobile direct written premium in 2000 are required to complete only Part 2. This should be submitted to the Department by September 17, 2001.

Consistent with previous years, the Department will protect the proprietary interest of all companies with

regards to the handling of the data that is submitted. See the instructions for additional information regarding the completion of the individual parts.

Submissions and inquires should be directed to Clinton Wright, Insurance Department, Office of Rate and Policy Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, e-mail: clwright@state.pa.us or (717) 783-0651.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-805. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insured's automobile policy. The 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). This administrative hearing will be held in the Insurance Department's Regional Office in Philadelphia, PA. Failure by the appellants to appear at the scheduled hearing may result in dismissal with prejudice.

The hearings will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Lysa Jenkins; file no. 01-280-00975; American Independent Insurance Company; doc. no. PH01-04-009; June 7, 2001, at 2:30 p.m.

Appeal of Heath and Patricia Fillmyer; file no. 01-280-00876; Newark Insurance Company; doc. no. PH01-04-010; July 12, 2001, at 12:30 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

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

Persons with a disability who wish to attend the above-referenced administrative hearing and require an

auxiliary aid, service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator, at (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 01-806. Filed for public inspection May 4, 2001, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board leases will expire:

Lackawanna County, Wine & Spirits Shoppe #3516, 233 Northern Boulevard, Clarks Summit, PA 18411-9304.

*Lease Expiration Date:* February 28, 2002

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 12,000 net useable square feet of new or existing retail commercial space within Clarks Summit, Clarks Green or South Abington Township.

*Proposals due:* May 18, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110

**Contact:** Charles D. Mooney, (717) 657-4228

Philadelphia County, Wine & Spirits Shoppe #5140, 3000 Richmond Street, Philadelphia, PA 19134-5807.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,500 net useable square feet of new or existing retail commercial space on Aramingo Avenue, North of Westmoreland Street and South of Adams Avenue, Philadelphia.

*Proposals due:* May 25, 2001 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113

**Contact:** Robert Jolly, (215) 482-9672

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 01-807. Filed for public inspection May 4, 2001, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### 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 (Commission). Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be

considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before May 29, 2001, as set forth at 52 Pa. Code § 3.381 (relating to applications for the transportation of property and persons). The protests shall also indicate whether it applies to the temporary authority application or the permanent application or both.

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

**A-00110198, Folder 1, Am-A Mid-County Transportation Service, Inc.** (P. O. Box 1488, Lansdale, Montgomery County, PA 19446), a corporation of the Commonwealth of Pennsylvania. This application seeks the right to transport persons in paratransit service between points in the boroughs of Hatfield, Lansdale, Souderton, Telford, Ambler and North Wales, and the townships of Upper Gwynedd, Lower Gwynedd, Whitpain, Montgomery, Worcester, Towamencin, Lower Salford, Hatfield, Franconia and Skippack, all located in Montgomery County: *Which is to be in lieu of its common carrier authority at A-00110198 which reads as follows: persons in paratransit service, between points in the boroughs of Hatfield, Lansdale, Souderton and Telford and the townships of Hatfield, Upper Gwynedd, Montgomery and Towamencin, Montgomery County.*

**Notice of Motor Carrier Applications—Persons in Limousine Service**

**The following applications for authority to transport persons in *limousine service between points in Pennsylvania* have been filed with the Pennsylvania Public Utility Commission. The applications will be considered without hearing in the absence of substantive protests limited to the issue of applicant fitness. Protests to these applications are due on or before May 29, 2001.**

A-00114384, F. 2 Herbert L. Joseph, II  
t/d/b/a Jeunne Noire Enterprises of PA  
423 Parkwood Road  
Pittsburgh, PA 15210

A-00116758, F. 2 Diamond Coach, Inc.  
169 North Main Street  
New Hope, PA 18938  
*Attorney:* John J. Gallagher  
1760 Market Street, Suite 1100  
Philadelphia, PA 19103

A-00117720, Folder 2 Overland Transit, Inc.  
1643 Marguret Street  
Philadelphia, PA 19124

A-00117747 Allegheny Metro Limousine Services, Inc.  
P. O. Box 9091  
Pittsburgh, PA 15224

A-00117748 Harper Transportation, Inc.  
2728 Espy Avenue  
Pittsburgh, PA 15216

A-00117749 Elmwood Limo, Inc.  
6024 Elmwood Street  
Philadelphia, PA 19142  
*Attorney:* John J. Gallagher  
1760 Market Street  
Suite 1100  
Philadelphia, PA 19103

A-00117753 Atlantic Limousine Service, Inc.  
250 Beverly Boulevard, #E-107  
Upper Darby, PA 19082  
*Attorney:* Michael Wolinsky  
The Jefferson Building  
1015 Chestnut Street, Suite 702  
Philadelphia, PA 19107

A-00117754 Chareani, Inc.  
42 Victor Drive  
Uniontown PA 15401  
*Attorney:* James E. Budzak  
1223 Long Run Road  
White Oak, PA 15131

A-00117755 Ruth Diane Sitlinger  
t/d/b/a Twilight Limousine Service  
P. O. Box 459  
Gratz, PA 17030

A-00117756 Joseph A. Miller  
t/d/b/a Gateway Limousine Service  
4215 Main Street  
Pittsburgh, PA 15224

A-00117758 MM Transportation, LLC  
t/d/b/a Yellow Limo  
1405 Pike Street  
Philadelphia, PA 19140  
*Attorney:* Jason Greshes  
1207 Chestnut Street  
Fifth Floor  
Philadelphia, PA 19107

A-00117764 Unlimited Limo by George, Inc.  
3569 Bristol Pike  
Building #1, Suite 102  
Bensalem, PA 19020  
*Attorney:* John J. Gallagher  
1760 Market Street  
Suite 1100  
Philadelphia, PA 19103

**Service of Complaint**

*Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. J. C. Smith Transport, Ltd.; Doc. No. A-00105621C0002*

**Complaint**

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within this 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 that:

1. J. C. Smith Transport, Ltd., respondent, maintains its principal place of business at 1334 Easton Road, P. O. Box 672, Warrington, Bucks County, Pennsylvania 18976.

2. Respondent was issued a certificate of public convenience by this Commission on May 14, 1985, at Docket No. A-00105621.

3. As of February 1999, respondent had a prior assessment balance due of \$246. On June 14, 1999, respondent's

account was credited the amount of \$246. A revised assessment was issued for \$192.

4. On September 28, 1999, respondent was sent an initial 1999-2000 assessment of \$198. Respondent failed to pay this assessment; therefore, a balance was due in the amount of \$390.

5. Respondent has outstanding assessments of \$390. Furthermore, respondent does not have current evidence of insurance on file with this Commission.

6. Respondent failed to file objections to the assessments, pursuant to 66 Pa.C.S.A. § 510(c).

7. Respondent, by failing to pay the assessments, violated 66 Pa.C.S.A. § 510(c).

8. Respondent, by failing to maintain evidence of insurance on file with this commission, violated 52 Pa. Code §§ 32.2 and 32.11.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission cancel the certificate of public convenience issued to respondent, direct the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, notify the Pennsylvania Department of Revenue that respondent's certificate of public convenience have been revoked and notify respondent's insurance carrier that respondent's certificate of public convenience has been revoked.

Respectfully submitted,

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

#### VERIFICATION

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

Date: \_\_\_\_\_

George T. Mahan, Director

#### Notice

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

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

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission enter an order imposing the penalty set forth in the complaint.

C. You may elect not to contest this complaint by paying your outstanding assessments and by providing

current evidence of insurance within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Bureau of Audits, Attention Steve Reed  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request the Commission to enter an order imposing the penalty set forth in the complaint.

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

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Bureau of Audits at (717) 783-6190.

JAMES J. MCNULTY,  
Secretary

[Pa.B. Doc. No. 01-808. Filed for public inspection May 4, 2001, 9:00 a.m.]

#### Telecommunications

**A-310104F0002. Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and ATX Licensing, Inc. f/k/a ATX Communications Services Ltd.** Joint petition of Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and ATX Licensing, Inc. f/k/a ATX Telecommunications Services Ltd. for approval of amendment no. 1 to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and ATX Licensing, Inc. f/k/a ATX Telecommunications Services Ltd. filed on April 24, 2001, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to 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. f/k/a Bell Atlantic-Pennsylvania, Inc. and ATX Licensing, Inc. f/k/a ATX Telecommunications Services Ltd. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
Secretary

[Pa.B. Doc. No. 01-809. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Wastewater Service Without Hearing

**A-230088 and A-230395 F2000. Ligonier Mountain Land Company t/a Ligonier Highlands Water and Sewer Company.** Application of Ligonier Mountain Land Company t/a Ligonier Highlands Water and Sewer Company, for approval to offer, render, furnish or supply wastewater service to the public in a portion of Jenner Township, Somerset County, and for Ridge Line Development Company to abandon wastewater service in a portion of Jenner Township, Somerset County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 21, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* Ligonier Mountain Land Company t/a Ligonier Highlands Water & Sewer Company Ridge Line Development Company

*Through:* Patricia Naugle, 305 Highland Drive, Boswell, PA 15532.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-810. Filed for public inspection May 4, 2001, 9:00 a.m.]

### Water Service Without Hearing

**A-212370 F0062 and A-210025F2000. Philadelphia Suburban Water Company.** Application of Philadelphia Suburban Water Company for approval of 1) the acquisition, by purchase, of the water system assets of Tafton Water Company, Inc., by Philadelphia Suburban Water Company, 2) the right of Philadelphia Suburban Water Company to furnish water service to the public in a described area of Palmyra Township, Pike County, and 3) the abandonment of water service by Tafton Water Company.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before May 21, 2001, under 52 Pa. Code (relating to public utilities).

*Applicant:* Philadelphia Suburban Water Company Tafton Water Company

*Through and By Counsel:* Mark J. Kropilak, Esquire, 762 Lancaster Avenue, Bryn Mawr, PA 19010.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 01-811. Filed for public inspection May 4, 2001, 9:00 a.m.]

## PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

### Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's (System) denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

June 7, 2001	Oram H. Tonge (Health Care Option)	1 p.m.
June 20, 2001	Yvonne Jerich-Paich (Purchase of Service)	9:30 a.m.
	Mildred M. Friel (Change of Employment Status)	1 p.m.

Persons with a disability who wish to attend the listed hearings and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Marilyn Fuller-Smith, Assistant Executive Director, at (717) 720-4700 to discuss how the System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

DALE H. EVERHART,  
*Secretary*

[Pa.B. Doc. No. 01-812. Filed for public inspection May 4, 2001, 9:00 a.m.]