

# NOTICES

## DEPARTMENT OF BANKING

### Actions on Applications

The Department of Banking (Department), 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 9, 2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending September 16, 2008.

Under section 503.E of the Department of Banking Code (71 P. S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file their comments in writing with the Department of Banking, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection during regular business hours. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

### BANKING INSTITUTIONS

#### Interim Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-11-2008	Wilmington Trust Interim Savings Bank Villanova Delaware County	Villanova	Approved and Effective
	The purpose of Wilmington Trust Interim Savings Bank is to merge with Wilmington Trust of Pennsylvania, Villanova.		

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-11-2008	Wilmington Trust Interim Savings Bank, Villanova, and Wilmington Trust of Pennsylvania, Villanova Surviving Institution: Wilmington Trust Interim Savings Bank, Villanova	Villanova	Approved
	Application filed in conjunction with the proposed merger of Wilmington Trust Interim Savings Bank, Villanova, PA, and Wilmington Trust FSB, Baltimore, MD. Both institutions are wholly-owned subsidiaries of Wilmington Trust Corporation, Wilmington, DE.		

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-2-2008	PeoplesBank, A Codorus Valley Company York York County	65 Eisenhower Drive Hanover York County	Opened
9-11-2008	Brentwood Bank Bethel Park Allegheny County	The Devonshire of Mt. Lebanon 1050 McNeilly Road Pittsburgh Allegheny County (Limited Service Facility)	Filed
9-11-2008	Brentwood Bank Bethel Park Allegheny County	UPMC Vanadium Woods Village 50 Vanadium Road Bridgeville Allegheny County (Limited Service Facility)	Filed
9-11-2008	Brentwood Bank Bethel Park Allegheny County	UPMC Strabane Trails Village 317 Wellness Way Washington Washington County (Limited Service Facility)	Filed

## NOTICES

**Branch Relocations**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-8-2008	Reliance Savings Bank	<i>To:</i> 401 South Logan Boulevard Altoona Blair County <i>From:</i> 109 Logan Boulevard Altoona Blair County	Effective

**Branch Discontinuances**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-9-2008	Susquehanna Bank DV Bryn Mawr Montgomery County	3600 Fairview Street Routes 22 and 512 Bethlehem Northampton County	Filed

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS**

No activity.

The Department's web site at [www.banking.state.pa.us](http://www.banking.state.pa.us) includes public notices for more recently filed applications.

STEVEN KAPLAN,  
*Secretary*

[Pa.B. Doc. No. 08-1749. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Maximum Lawful Rate of Interest for Residential Mortgages for the Month of October 2008**

The Department of Banking (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of October, 2008, is 6 3/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. No. 96-221). Further preemption was instituted with the signing of Pub. L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 4.21 to which was added 2.50 percentage points for a total of 6.71 that by law is rounded off to the nearest quarter at 6 3/4%.

STEVEN KAPLAN,  
*Secretary*

[Pa.B. Doc. No. 08-1750. Filed for public inspection September 26, 2008, 9:00 a.m.]

**DEPARTMENT OF ENVIRONMENTAL PROTECTION****Applications, Actions and Special Notices****APPLICATIONS**

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

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a general permit. The applications concern, but are not limited to, discharges related to industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater

associated with construction activities or concentrated animal feeding operations (CAFOs). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

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

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

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

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

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

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

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

## **I. NPDES Renewal Applications**

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0060356 (Sewage)	Camp Wayne For Boys, Inc. 15 Camp Wayne Road Preston Park, PA 18455	Wayne County Buckingham Township	Lower Twin Lake 1A	Y
PA-0060712 (Sewage)	Grace & Truth Evangelistic Association Rock Mountain Bible Camp P. O. Box 64 South Gibson, PA 18842-0064	Susquehanna County Gibson Township	UNT Tunkhannock Creek 4F	Y

Chesapeake Bay nutrient monitoring requirements for ammonia nitrogen, kjeldahl nitrogen, Nitrite-Nitrate as N, Total Nitrogen and Total Phosphorus are being added to this permit.

<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>
PA0062448 (Sewage)	Charles A. Prizzi and Leda Scognomiglio 104 Florence Drive Shohola, PA 18458	Pike County Dingman Township	Nitche Pond 1D	Y
PA0063843 (Industrial)	Municipal Authority of the Borough of Milford 120 Pear Alley P. O. Box 459 Milford, PA 18337	Pike County Milford Township	Vantine Brook 1D	Y

<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>
PA-0060780 (Minor Sewage)	Leggett and Platt, Inc. 515 Salem Boulevard Berwick, PA 18603	Salem Township Luzerne County	UNT to Susquehanna River	Y

Chesapeake Bay Nutrient Monitoring Requirements for ammonia nitrogen, kjeldahl nitrogen, Nitrite-Nitrate as N, Total Nitrogen and Total Phosphorus are being added to this permit.

*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>
PA0228061 Sewerage	Total Environmental Solutions, Inc. 906 Beaver Drive DuBois, PA 15801	Sandy Township Clearfield County	Narrows Creek 17C	Y
PA0228699 (Sewage)	Walter Edwin Badeau Single Residence SFTF 7421 Mason Hill Road Driftwood, PA 15832-4325	Portage Township Cameron County	Cowley Run HQ-CWF	Y
PA0113883 (Sewage)	George and Janet Bittner Bittner's Mobile Home Park STP 68 Route 14 Highway Trout Run, PA 17771	Lewis Township Lycoming County	Lycoming Creek TSF	Y
PA0208639 (Sewage)	Hartleton Borough Municipal Authority Hartleton Borough WWTP P. O. Box 31 Hartleton, PA 17829	Hartleton Borough Union County	Cold Run TSF	Y
PA0021652 SP	Kreamer Municipal Authority P. O. Box 220 Kreamer, PA 17833-0220	Snyder County Middlecreek Township	Middle Creek 6A	Y
PA0113727	MOHOP, LLC P. O. Box 786 Clearfield, PA 16830	Clearfield County Sandy Township	Muddy Run 17C	Y
PA0110230 (Sewage)	Lycoming Country Recreation Authority White Deer Golf Course 352 Allenwood Camp Lane Montgomery, PA 17752	Clinton Township Lycoming County	UNT to Black Hole Creek TSF	Y

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

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

**PA0070289-A1**, Sewage, **Schuylkill County Municipal Authority**, 221 South Centre Street, Pottsville, PA 17901. This existing facility is located in West Brunswick Township, **Schuylkill County**.

Description of Proposed Activity: Transfer of NPDES permit for the Pinebrook II Wastewater Treatment Facility, and amendment to include conditions and average weekly effluent limits applicable to POTWs.

The receiving stream, Pine Creek, is in the State Water Plan Watershed 03A and is classified for: CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the Pottstown Borough Water Authority is located on the Schuylkill River more than 30 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.12 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25.0	40.0	50.0
Total Suspended Solids	30.0	45.0	60.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a Geometric Mean		
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean		
pH	6.0 to 9.0 Standard Units at all times.		
Total Residual Chlorine	1.0		2.0

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

**Application No. PAS 803501**, Industrial Waste, SIC Code 4581, **Susquehanna Area Regional Airport Authority and Co-Permittees**. This facility is located in Lower Swatara Township, **Dauphin County**.

Description of activity: The application is for renewal of an NPDES permit for an existing discharge of treated industrial waste.

The receiving stream, Susquehanna River and Post Run, is in Watershed 7-C, and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is Columbia Water Company located on the Susquehanna River, approximately 19 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfalls 001—011 are:

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
pH	XXX	XXX	XXX	Report	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX
Glycol	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Internal Monitoring Point 105 are:

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Total Suspended Solids	XXX	XXX	75	XXX	187
Benzene	XXX	XXX	0.005	XXX	0.0125
Vinyl Chloride	XXX	XXX	0.002	XXX	0.005
Trichloroethylene	XXX	XXX	0.005	XXX	0.0125
Cis-1,2-Dichloroethylene	XXX	XXX	0.07	XXX	0.175

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0261165**, Sewage, **Cumberland Township Authority**, 1370 Fairfield Road, Gettysburg, PA 17325. This facility is located in Cumberland Township, **Adams County**.

Description of activity: The application is for issuance of an NPDES permit for a new discharge of treated sewage.

The receiving stream, Marsh Creek, is in Watershed 13D, and classified for CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Frederick, MD is located on the Monocacy River, greater than 40 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.250 mgd are:

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	25	40	50
Total Suspended Solids	30	45	1.6
Total Residual Chlorine	0.5		1.6
Total Phosphorus	2.0		4.0
Dissolved Oxygen	Minimum of 5.0 at all times		
pH	From 6.0 to 9.0 inclusive		
Fecal Coliform	200/100 ml as a Geometric Average		
(5-1 to 9-30)	2,000/100 ml as a Geometric Average		
(10-1 to 4-30)			

*Chesapeake Bay Requirements*

	Concentration (mg/l)		Mass (lbs)
	Monthly Average	Monthly	Annual
Ammonia-N	Report	Report	Report
Kjeldahl-N	Report	Report	XXX
Nitrate-Nitrite as N	Report	Report	XXX

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	<i>Concentration (mg/l)</i>		<i>Mass (lbs)</i>	
	<i>Monthly Average</i>	<i>Monthly Report</i>	<i>Monthly Report</i>	<i>Annual Report</i>
Total Nitrogen	Report	Report	Report	Report
Total Phosphorus	Report	Report	Report	Report
Net Total Nitrogen	XXX	Report	Report	7,306*
Net Total Phosphorus	XXX	Report	Report	934*

\* The Total Nitrogen and Total Phosphorous Cap Loads in this permit may be increased by applying offsets. The offsets will be determined and included in the final permit.

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is in effect.

**Application No. PA 0259853**, CAFO, **Hillandale Gettysburg, LP**, 370 Spicer Road, Gettysburg, PA 17325. Hillandale Gettysburg, LP has submitted an application to amend the existing Individual NPDES permit for an existing CAFO known as the Hillandale Site 2 Farm, located in Tyrone Township, **Adams County**.

The CAFO is situated near UNTs of Conewago Creek, which are classified for WWF. The CAFO is currently designed to maintain an animal population of approximately 4,182 animal equivalent units (AEUs) consisting of 1,000,000 laying hens and 595,000 pullets. Hillandale has proposed expansion of the farm including construction of nine new layer barns, two new egg washwater storage facilities and two new egg processing facilities. The expansion plan also calls for the remodeling of two pullet barns and decommissioning of five pullet barns. When the proposed expansion is complete the CAFO will maintain an animal population of approximately 10,376 AEUs consisting of 2,775,000 laying hens and 500,000 pullets. Dry poultry manure will be stored in centralized manure storage buildings at the layer sites, and within the poultry houses at the pullet sites. Currently eggs are processed at the layer site, and egg washwater is stored in a storage structure with a capacity of approximately 650,000 gallons. Hillandale has proposed to construct two new storage impoundments with a total capacity of approximately 980,000 gallons to provide storage for wastewater generated at the proposed egg processing facilities.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to reissue the NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit. The permit application and draft permit are on file at the Southcentral Regional Office of the Department.

Persons may make an appointment to review the Department's files on this case by calling the file review coordinator at (717) 705-4732.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. Following the 30-day comment period, the Watershed Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

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

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

**PA0217883**, Sewage, **Encotech Incorporated**, P. O. Box 305, Eighty Four, PA 15330.

**PA0205257**, Sewage, **Greensboro Monongahela Township Joint Sewer Authority**, P. O. Box 342, Greensboro, PA 15338-0342. This application is for renewal of an NPDES permit to discharge treated sewage from Greensboro Monongahela Township Sewage Treatment Plant in Monongahela Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Back Channel of the Monongahela River, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Dunkard Valley Joint Municipal Authority.

*Outfall 001*: existing discharge, design flow of 0.110 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	37.5		50
Suspended Solids	30	45		60
Fecal Coliform	200/100 ml as a Geometric Mean			
(5-1 to 9-30)	2,000/100 ml as a Geometric Mean			
(10-1 to 4-30)	0.5			1.6
Total Residual Chlorine	not less than 6.0 nor greater than 9.0			
pH	not less than 6.0 nor greater than 9.0			

Other Conditions: The following effluent limitations will apply if/when the treatment plant is expanded to a flow of 0.165 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	37.5		50
Suspended Solids	30	45		60
Fecal Coliform	200/100 ml as a Geometric Mean			
(5-1 to 9-30)	2,000/100 ml as a Geometric Mean			
(10-1 to 4-30)	0.5			1.6
Total Residual Chlorine	not less than 6.0 nor greater than 9.0			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0094102**, Sewage, **Thom A. Yohe**, 405 Vista Valley Road, Washington, PA 15301. This application is for renewal of an NPDES permit to discharge treated sewage from Airways Mobile Home Park Sewage Treatment Plant in South Franklin Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Chartiers Creek, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Western Pennsylvania Water Company.

*Outfall 001*: existing discharge, design flow of 0.01 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen	200/100 ml as a Geometric Mean			
(5-1 to 10-31)	2,000/100 ml as a Geometric Mean			
(11-1 to 4-30)	4.5			9.0
Fecal Coliform	13.5			27.0
(5-1 to 9-30)	200/100 ml as a Geometric Mean			
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA0253766**, Sewage, **Rox Coal, Inc.**, P. O. Box 260, Friedens, PA 15541. This application is for issuance of an NPDES permit to discharge treated sewage from Kimberly Run Mine STP in Somerset Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Kimberly Run, which are classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Ohiopyle Borough Municipal Water Works.

*Outfall 001*: new discharge, design flow of 0.001925 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Fecal Coliform	200/100 ml as a Geometric Mean			
(5-1 to 9-30)	2,000/100 ml as a Geometric Mean			

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
(10-1 to 4-30)	2,000/100 ml as a Geometric Mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

**PA0240231**, Sewage, **Ernest and Joyce Beach**, 510 Pittsville Road, Kennerdell, PA 16374. This proposed facility is located in Rockland Township, **Venango County**.

Description of Proposed Activity: New NPDES permit to discharge treated sewage.

The receiving water is the Shull Run. The receiving stream is in State Water Plan 16-G and is classified for the following uses: CWF, aquatic life, water supply and recreation. The nearest downstream potable water supply, Emlenton Water Company, is located on the Allegheny River and is approximately 12 miles below the point of discharge.

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

Parameter	Concentrations		
	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	XX		
CBOD <sub>5</sub>	10		20
Total Suspended Solids	20		40
Fecal Coliform	200/100 ml as a Geometric Average		
pH	6.0 to 9.0 Standard Units at all times		

XX—Monitor and report.

The EPA waiver is in effect.

**PA0036617**, Sewage, **Mark A. Marcucci, d/b/a Remark Estates Mobile Home Park**, 26 Kirkland Road, West Middlesex, PA 16158. This proposed facility is located in Lackawannock Township, **Mercer County**.

Description of Proposed Activity: New permit for an existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Beaver Falls Municipal Authority is located on the Beaver River and is approximately 37 miles below point of discharge.

The receiving stream, the UNT to Little Neshannock Creek, is in Watershed 20-A and classified for: TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.01350 mgd.

Parameter	Concentrations		
	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	XX		
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
NH <sub>3</sub> -N			
(5-1 to 10-31)	4		8
(11-1 to 4-30)	12		24
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a Geometric Average		
(10-1 to 4-30)	2,000/100 ml as a Geometric Average		
Total Residual Chlorine	1.4		3.3
Dissolved Oxygen	minimum of 3.0 mg/l at all times		
pH	6.0 to 9.0 Standard Units at all times		

XX—Monitor and report on monthly DMRs.

The EPA waiver is in effect.

**Application No. PA 0026743**, Sewage, **City of Lancaster**, 120 North Duke Street, Lancaster, PA 17608. This facility is located in Lancaster City, **Lancaster County**.

Description of activity: The application is for amendment of an NPDES permit for existing discharge of treated sewage.



The receiving stream, Conestoga River, is in Watershed 7-J, and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Holtwood Power Plant is located on the Susquehanna River, approximately 22 miles downstream. The discharge is expected to affect the water supply.

The existing permit will be amended to include the current Chesapeake Bay nutrient trading language in the permit's Part C conditions.

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is not in effect.

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

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

**WQM Permit No. 0908402**, Sewerage, **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. This proposed facility is located in Upper Dublin Township, **Bucks County**.

Description of Action/Activity: Construction and operation of a sewage pump station to service a residential development.

**WQM Permit No. 4608412**, Sewerage, **Borough of Bryn Athyn**, P. O. Box 683, 2835 Buck Road, Bryn Athyn, PA 19009. This proposed facility is located in Bryn Athyn Borough, **Montgomery County**.

Description of Action/Activity: To rerate hydraulic capacity to treat maximum flow to 0.08 mgd.

**WQM Permit No. 2308403**, Sewerage, **Newtown Township Municipal Authority**, 209 Bishop Hollow Road, Newtown, PA 19073. This proposed facility is located in Newtown Township, **Delaware County**.

Description of Action/Activity: Development of 4.00 acres of land proposed for residential development utilizing low pressure sewer to convey sanitary waste.

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

**WQM Permit No. 3508402**, Sewerage, **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519-9068. This proposed facility is located in Throop Borough, **Lackawanna County**.

Description of Proposed Action/Activity: This project is for the expansion and rehabilitation of the existing Throop Wastewater Treatment Plant to include replacement of equipment and construction of new ancillary facility adjacent to existing treatment process.

**WQM Permit No. 1308403**, Sewerage, **Department of Conservation and Natural Resources, Bureau of State Parks**, 2950 Pohopoco Drive, Lehighton, PA 18235. This proposed facility is located in Franklin Township, **Carbon County**.

Description of Proposed Action/Activity: This project includes replacement of an existing lift station, installation of a larger flow equalization tank, installation of a new comminutor and bypass barscreen, installation of new blowers, replacement of sand filter media and replacement of the existing chlorine disinfection system with an ultraviolet disinfection system.

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

**WQM Permit No. 2170402, Amendment 08-1**, Sewerage, **Lemoyne Municipal Authority**, 3 Lowther Street, Lemoyne, PA 17403-2039. This proposed facility is located in Lemoyne Borough, **Cumberland County**.

Description of Proposed Action/Activity: Construction/Relocation of the Lower Sewer Trunk. Construct 2,800 linear feet of 30" diameter gravity sanitary sewer pipe along the abandoned railroad corridor between the Lemoyne Treatment Plant and MH 185 near Bossler Avenue and First Street. Construct additional 12" diameter gravity sanitary sewer pipe to connect the existing Hummel Avenue sewer to the new trunk sewer. Abandon 1,800 linear feet of existing 12", 15" and 18" gravity sewer located between the treatment plant and MH 185. Relocate 200 feet of 12" forcemain located in the public park north of the treatment plant. The new gravity sewer replaces structurally failed pipeline. The relocated force main is associated with a new railroad track planned for construction by Norfolk Southern.

**WQM Permit No. 0108403**, Sewerage, **Borough of Hanover**, 44 Frederick Street, Hanover, PA 17331. This proposed facility is located in Conewago Township, **Adams County**.

Description of Proposed Action/Activity: Seeking authorization for an upgrade to the Hanover Area Regional Wastewater Treatment Plant.

**WQM Permit No. 608204**, CAFO, **Rohrer Dairy Farm, LLC**, 124 Charlestown Road, Washington Borough, PA 17582. This proposed facility is located in Manor Township, **Lancaster County**.

Description of Proposed Action/Activity: Expansion at Roher Dairy Farm: Construction/Operation of a deep pit heifer facility in conjunction with the closure of two offsite heifer raising facilities. The proposed barn is 253' by 108' 4" and will have an underhouse manure storage structure located under the animal living area. In addition to the new heifer barn, there are two existing underhouse dairy freestall barns onsite with storage capacities of approximately 2.7 million gallons and 2.2 million gallons, a 62' by 23' slurry storage with a storage capacity of approximately 0.49 million gallons, and two 32' by 12' underground storage concrete manure storages with approximately 138,000 gallons of storage. Three-Hundred and fifty heifers with an average weight of 900 will be housed within the heifer barn. The animals living within the

heifer barn will generate a total of 1,064,720 gallons of manure per year which includes 20,570 gallons of bedding. No wash water is generated within the barn. The three cell storage structures inside dimensions are 107' by 83' 3" by 5' 0" deep and provide for a storage volume of 51,220 cubic feet or 383,125 gallons each. A minimum of 6" of freeboard will be maintained between the maximum storage elevation and the bottom of lintel support beam structure. The total combined storage capacity is 1,149,375 gallons. The will provide for approximately 13 months of storage.

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

**WQM Permit No. 5908401**, Sewerage 4952, **Municipal Authority of the Borough of Mansfield**, 19 East Wellsboro Street, Mansfield, PA 16933. This proposed facility is located in Mansfield Borough, **Tioga County**.

Description of Proposed Action/Activity: The applicant is proposing improvements to the existing Wastewater Treatment Plant that will increase the capacity and the performance of the facility. The proposed upgrades will convert the WWTP from an activated sludge process with secondary clarifiers to a Membrane Bioreactor system, which will provide nutrient removal capabilities. The flow will increase from 1.0 mgd design capacity to 1.3 mgd design capacity.

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

**WQM Permit No. 6308202**, Industrial Waste, **Transformer Technology, Inc.**, 30 Curry Avenue, Canonsburg, PA 15317-0440. This proposed facility is located in Canonsburg Borough and Cecil Township, **Washington County**.

Description of Proposed Action/Activity: Application for the construction and operation of an additional outfall.

**WQM Permit No. WQG016168**, Sewerage, **JoAnn Majetich**, 1634 Old Leechburg Road, New Kensington, PA 15068. This proposed facility is located in Plum Borough, **Allegheny County**.

Description of Proposed Action/Activity: Application for the construction and operation of a single-residence sewage treatment plant.

**WQM Permit No. 6308405**, Sewerage, **Wadwell Group**, 122 Cedar Lane, McMurray, PA 15317. This proposed facility is located in Peters Township, **Washington County**.

Description of Proposed Action/Activity: Application for the construction and operation of a sewer extension to serve a residential subdivision.

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

**WQM Permit No. 2508201**, Industrial Waste, **Borough of Wattsburg**, P. O. Box 136, Wattsburg, PA 16442. This proposed facility is located in Venango Township, **Erie County**.

Description of Proposed Action/Activity: An onlot seepage bed is proposed to serve an existing water treatment system owned by the Borough of Wattsburg on Lowville Street in Venango Township, Erie County. The onlot system will treat wastewater from a utility sink and backwash water from arsenic filters.

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1508057	Robert R. Berry 1779 Pickering Road Phoenixville, PA 19460	Chester	Charlestown Township	Pickering Creek HQ
PAI01 1508059	J. Loew and Associates, Inc. 55 Country Club Drive Suite 200 Downingtown, PA 19335	Chester	Willistown Township	UNT Valley Creek EV

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

*Wayne County Conservation District: 648 Park Street, Honesdale, PA 18431, (570) 253-0930.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI026408003	Central Wayne Regional Authority 100 4th Street Suite 8 Honesdale, PA 18431	Wayne	Honesdale Borough	Lackawaxen River HQ-TSF, MF

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI024808015	J.G. Petrucci Co., Inc. 171 Route 173 Suite 201 Asbury, NJ 08802	Northampton	Bushkill and Plainfield Townships	Bushkill Creek HQ-CWF

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI023908022	James Gentile Polaris Iron Run, LP 7562 Penn Drive Suite 100 Allentown, PA 18106	Lehigh	Upper Macungie Township	Iron Run HQ-CWF

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

Somerset County Conservation District, Somerset County Agricultural Center, 6024 Glades Pike, Suite 103, Somerset, PA 15501, (414) 445-4652.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI055608002	Seven Springs Mountain Resort 777 Waterwheel Drive Champion, PA 15622	Somerset	Middlecreek Township Somerset County Saltlick Township Fayette County	UNT to Blue Hole Creek EV

Washington County Conservation District, 602 Courthouse Square, Washington, PA 15301, (724) 228-6774.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI056308003	Protos Development 1370 Washington Pike Bridgeville, PA 15017	Washington	Peters Township	Canonsburg Lake Charters Creek WWF-HQ

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

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

**PUBLIC WATER SUPPLY (PWS) PERMIT**

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

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

of comments received during the 30-day public comment period.

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

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

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

## SAFE DRINKING WATER

**Applications Received under the Pennsylvania Safe Drinking Water Act**

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

**Application No. 4508504**, Public Water Supply.

Applicant **Penn Estates Utilities, Inc.**  
Stroud Township  
**Monroe County**

Responsible Official Chuck Madison  
Penn Estates Utilities, Inc.  
503 Hallet Road  
East Stroudsburg, PA

Type of Facility Public Water Supply

Consulting Engineer SAIC Engineering, Inc.  
6310 Allentown Boulevard  
Harrisburg, PA

Application Received Date September 2, 2008

Description of Action The construction of a new source, well No. 8 and a treatment building.

**Application No. 1308502**, Public Water Supply.

Applicant **Palmerton Borough**  
Palmerton Borough

Responsible Official Rodger P. Danielson  
Palmerton Borough  
443 Delaware Avenue  
Palmerton, PA 18071

Type of Facility PWS

Consulting Engineer Charles E. Volk, P. E.  
ARRO Consulting, Inc.  
1150 Glenlivet Drive  
Allentown, PA 18106

Application Received Date August 27, 2008

Description of Action The applicant proposes the construction of a new booster pumping station to provide adequate pressure to the Borough's North End Pressure District as well as meet fire flow needs to the Palmerton Village Assisted Living Center as well as the rest of the District.

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

**Permit No. 5008503**, Public Water Supply.

Applicant **Perry Manor, LLC**  
Municipality Oliver Township  
County **Perry**

Responsible Official Nicholas C. Zannis  
Project Manager  
c/o SHP Management  
7 Thomas Drive  
Cumberland Foreside, ME 04110

Type of Facility Public Water Supply

Consulting Engineer Stephen M. Yingst, P. E.  
Criterium-Yingst Engineers, Inc.  
421 West Chocolate Avenue  
Hershey, PA 17033

Application Received: August 5, 2008  
Description of Action Booster Pump Modifications.

**Permit No. 2208505**, Public Water Supply.

Applicant **United Water Pennsylvania**  
Municipality Swatara Township  
County **Dauphin**

Responsible Official John D. Hollenbach  
Vice President  
4211 East Park Circle  
Harrisburg, PA 17111-0151

Type of Facility Public Water Supply

Consulting Engineer Arthur Saunders, P. E.  
United Water Pennsylvania  
4211 East Park Circle  
Harrisburg, PA 17111

Application Received: August 21, 2008  
Description of Action Replacement of booster pumps at the Oberlin Booster Pumping Station.

**Permit No. 3608514**, Public Water Supply.

Applicant **Conestoga Wood Specialties Corporation**  
Municipality East Earl Township  
County **Lancaster**

Responsible Official Richard P. Baldauf  
Environmental Engineer  
245 Reading Road  
P. O. Box 158  
East Earl, PA 17519-0158

Type of Facility Public Water Supply

Consulting Engineer Charles A. Kehew II, P. E.  
James R. Holley & Assoc., Inc.  
18 South George Street  
York, PA 17401

Application Received: August 21, 2008  
Description of Action Installation of nitrate treatment.

**Permit No. 3108503**, Public Water Supply.

Applicant **Mary Couch**  
Municipality Jackson Township  
County **Huntingdon**

Responsible Official Mary L. Couch, Owner  
13605 Greenwood Road  
Huntingdon, PA 16652

Type of Facility Public Water Supply

Consulting Engineer Mark V. Glenn, P. E.  
Gwin, Dobson & Foreman, Inc.  
3121 Fairway Drive  
Altoona, PA 16602-4475

Application Received: August 25, 2008  
Description of Action Installation of nitrate treatment at Couch Subs and Grocery.

**Permit No. 3608515**, Public Water Supply.  
 Applicant **Gerald Cox**  
 Municipality Little Britain Township  
 County **Lancaster**  
 Responsible Official Gerald T. Cox  
 Property Owner  
 215 Fremont Road  
 Nottingham, PA 19362  
 Type of Facility Public Water Supply  
 Consulting Engineer David W. Wolfe, P. E.  
 Earth Tech  
 2 Market Plaza Way  
 Mechanicsburg, PA 17055  
 Application Received: August 27, 2008  
 Description of Action Installation of nitrate treatment  
 at Pasquale Pizza.

#### MINOR AMENDMENT

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

**Application No. 2580023MA, Minor Amendment,**  
 Public Water Supply.

Applicant **Pennsylvania American  
 Water**  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Bridgewater Township  
**Susquehanna County**  
 Responsible Official Paul Zielinski  
 Pennsylvania American Water  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Type of Facility PWS  
 Consulting Engineer Scott M. Thomas, P. E.  
 Pennsylvania American Water  
 852 Wesley Drive  
 Mechanicsburg, PA 17055  
 Application Received  
 Date September 3, 2008  
 Description of Action Applicant proposes to replace  
 existing granular activated  
 carbon (GAC) with 8 by 30 mesh  
 GAC in Montrose Filters Nos. 1  
 and 2.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environ-  
 mental Remediation Standards Act (act) require the  
 Department of Environmental Protection (Department) to  
 publish in the *Pennsylvania Bulletin* an acknowledgment  
 noting receipt of Notices of Intent to Remediate. An  
 acknowledgment of the receipt of a Notice of Intent to  
 Remediate is used to identify a site where a person  
 proposes to, or has been required to, respond to a release

of a regulated substance at a site. Persons intending to  
 use the Background Standard, Statewide Health Stan-  
 dard, the Site-Specific Standard or who intend to remedi-  
 ate a site as a special industrial area must file a Notice of  
 Intent to Remediate with the Department. A Notice of  
 Intent to Remediate filed with the Department provides a  
 brief description of the location of the site, a list of known  
 or suspected contaminants at the site, the proposed  
 remediation measures for the site and a description of the  
 intended future use of the site. A person who demon-  
 strates attainment of one, a combination of the cleanup  
 standards or who receives approval of a special industrial  
 area remediation identified under the act will be relieved  
 of further liability for the remediation of the site for any  
 contamination identified in reports submitted to and  
 approved by the Department. Furthermore, the person  
 shall not be subject to citizen suits or other contribution  
 actions brought by responsible persons not participating  
 in the remediation.

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

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

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

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

**Verizon Pennsylvania Ardmore Business Center,**  
 Lower Merion Township, **Montgomery County.** Sean M.  
 Damon, P. G., Langan Engineering & Environmental Ser-  
 vice, P. O. Box 1569, Doylestown, PA 18901 on behalf of  
 Cheryl L. Houghton, Verizon Pennsylvania, Inc., 966  
 South Matlack Street, West Chester, PA 19380 has sub-  
 mitted a Notice of Intent to Remediate. Soil and ground-  
 water at the site has been impacted with the release of  
 No. 2 fuel oil. The future use of the site will remain the  
 same. A summary of the Notice of Intent to Remediate  
 was reported to have been published in *The Main Line  
 Times* newspaper on August 7, 2008.

**2345—2351 South Swanson Street Site,** City of  
 Philadelphia, **Philadelphia County.** Michel Christie,  
 Penn E & R, Inc., 2755 Bergey Road, Hatfield, PA 19440  
 on behalf of Eli Stein and Leon Silverman, S & S Family  
 Partnership, 230 South Broad Street, Philadelphia, PA

19102 has submitted a Notice of Intent to Remediate. Groundwater and soil at the site has been impacted with the releases of inorganics and other organics. A summary of the Notice of Intent to Remediate was reported to have been published in *The Philadelphia Daily News* on August 23.

*Northeast Region: Ronald S. Brezinski, Environmental Cleanup Program Manager; 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**Mack Trucks, Inc.**, Lower Macungie Township, **Lehigh County**. John Checcio, Brinkerhoff Environmental Services, Inc., 1913 Atlantic Avenue, Suite R5, Manasquan, NJ 08736 has submitted a Notice of Intent to Remediate (on behalf of his client, Mack Trucks, Inc., 7000 Alburdis Road, Macungie, PA 18062), concerning the remediation of soils found to have been impacted by releases of ethylene glycol from newly manufactured trucks as a result of coolant system gasket failure. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soils. The proposed future use of the property will be industrial. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

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

**Former Penncast Foundry Site**, Marietta Borough, **Lancaster County**. Marks Environmental, Inc., 140 Bollinger Road, Elverson, PA 19520, on behalf of Marietta Market Street, LLC, 1903 Lititz Pike, Lancaster, PA 17601, submitted a Notice of Intent to Remediate site soils contaminated with metals. A retirement home is proposed to be built on this site. The site will be remediated to the Statewide Health Standard.

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

**R & L Carriers I-80 MM 190.5W Accident**, Green Township, **Clinton County**, Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of R & L Carriers, 600 Gilliam Road, Wilmington, OH 45177 has submitted a Notice of Intent to Remediate soil contaminated with diesel fuel. The applicant proposes to remediate the site to meet the Statewide Health Standard. The site will remain a berm area for the interstate highway.

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

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

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

**Permit Application No. 301256. PPL Martins Creek Ash Basin No. 1, PPL Martins Creek, LLC**, Two North Ninth Street, GENPL-6, Allentown, PA 18101-1179. A major permit modification to modify the closure plan for this captive, Class II residual waste disposal impoundment located in Lower Mount Bethel Township, **Northampton County**. The application was received in the Regional Office on May 19, 2008, and as of September 10, 2008, the application was deemed to be administratively complete.

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

**Permit ID No. 100592. USA South Hills Landfill, Inc.**, 3100 Hill Road, Library, PA 15129. South Hills Landfill, 3100 Hill Road, Library, PA 15129. Application for the renewal permit of a municipal waste landfill in South Park Township, **Allegheny County** and Union Township, **Washington County**. Application was received in the Regional Office on September 2, 2008.

## **AIR QUALITY**

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

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

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

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

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

Persons wishing to receive a copy of a proposed plan approval or operating permit must indicate their interest to the Department regional office within 30 days of the date of this notice and must file protests or comments on a proposed plan approval or operating permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Comments or protests filed with the Department regional offices must include a concise statement of the objections to the issuance of the Plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior 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 before the application. TDD users should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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**PLAN APPROVALS**


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

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

**17-00053A: Nydree Flooring, LLC** (4608 Quehanna Highway, Karthaus, PA 16845) for construction of a 4.2 mmBtu/hr wood waste-fired boiler in Karthaus Township, **Clearfield County**.

**08-310-005: E. A. Ward Excavating, Inc.** (R. D. 3, Box 244, Troy, PA 16947) for the construction of a stone crushing plant and associated diesel engine in West Burlington Township, **Bradford County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, M. Gorog and B. Hatch, Environmental Engineer Managers, (412) 442-4163/5226.*

**32-00059C: Reliant Energy Northeast Management Co., LLC** (121 Champion Way, Suite 200, Canonsburg, PA 15317-5817) to install a mercury sorbent injection system at their Conemaugh Power Plant in West Wheatfield Township, **Indiana County**.

**65-00982B: T. W. Phillips Gas and Oil Co.** (205 North Main Street, Butler, PA 16001-4998) to install an additional Caterpillar G3516TALE natural gas engine and 200,000 Btu/hr tri-ethylene glycol dehydrator at their Rubright Compressor Station in Bell Township, **Westmoreland County**.

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

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

**23-0016A: PQ Corporation** (1201 West Front Street, Chester, PA 19013) for installation of replacement low-NOx burners and a batch wetting system on PQ Corporation's No. 4 Sodium Silicate Furnace, at their facility in the City of Chester, **Delaware County**. This facility is a Title V facility. Annual emissions of NOx from the furnace will remain at 8.0 lbs/ton of product produced and 275 tpy. PM emissions shall be limited to 0.04 gr/dscf. There shall be no increase in emissions of any pollutant from the No. 4 Sodium Silicate Furnace as a result of the installation of the replacement low-NOx burners and the batch wetting system. The Plan Approval will contain monitoring and recordkeeping requirements designed to keep the furnace operating within the allowable emissions and all applicable air quality requirements.

**15-0090B: National Service Industries** (303 Eagleview Boulevard, Exton, PA 19341) for installation of flexographic printing heads on an existing flexographic printing press at an envelope manufacturing and printing facility in Uwchlan Township, **Chester County**. The plan approval is for a non-Title V (State-only) facility. The process will potentially increase VOC emissions by 3.0

tons per annum. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

**41-313-003F: Lonza, Inc.** (3500 Trenton Avenue, Williamsport, PA 17701) for construction of an Acrawax grinder and rework station as well as for the installation of six air cleaning devices (cartridge collectors) in the City of Williamsport, **Lycoming County**.

The PM/PM10 emissions from the proposed Acrawax grinder will be controlled by one of the six cartridge collectors to be installed and those from the proposed Acrawax rework station will be controlled by another of the six collectors. The remaining four cartridge collectors will be installed on an existing Acrawax grinder, an existing Acrawax conveying system and two existing Acrawax storage bins.

The total combined PM/PM10 emissions from the six collectors are not expected to exceed 2.76 tpy.

The Department of Environmental Protection's (Department) review of the information submitted by Lonza, Inc. indicates that the proposed new Acrawax grinder and rework station will comply with all applicable regulatory requirements pertaining to air contamination sources and the emission of air contaminants, including 25 Pa. Code § 123.13 and the BAT requirement of 25 Pa. Code §§ 127.1 and 127.12, as will the existing Acrawax grinder, conveying system and bins, following the installation of the proposed new cartridge collectors. Based on this finding, the Department proposes to issue plan approval for the construction of the new Acrawax grinder and rework station and the installation of the six proposed cartridge collectors. Additionally, if the Department determines that the new Acrawax grinder and rework station and existing Acrawax grinder, conveying system and bins are operating in compliance with all conditions of the plan approval and all applicable regulatory requirements following construction and collector installation, the Department intends to incorporate the plan approval conditions into Operating Permit 41-313-003E in accordance with the administrative amendment requirements of 25 Pa. Code § 127.450.

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

1. The concentration of PM in the exhaust of the four cartridge collectors controlling the PM emissions from the new Acrawax grinder, new Acrawax rework station and two existing Acrawax storage bins shall not exceed .01 grain per dry standard cubic foot of effluent gas volume. The concentration of PM in the exhaust of the two cartridge collectors controlling the PM emissions from the existing Acrawax grinder and conveying system shall not exceed .04 grain per dry standard cubic foot of effluent gas volume.

2. All six cartridge collectors shall be equipped with instrumentation to monitor the pressure differential across the collectors on a continuous basis.

3. The air compressors used to supply compressed air to all six cartridge collectors shall be equipped with an air dryer and oil trap.

4. Spare filter cartridges shall be kept onsite for all six cartridge collectors.

5. Collected dust shall only be removed from the six cartridge collectors by means of enclosed systems into enclosed containers.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, M. Gorog and B. Hatch, Environmental Engineer Managers, (412) 442-4163/5226.*

1) **63-00943: Dominion Transmission, Inc.** (445 West Main Street, Clarksburg, WV 26301-2886) for installation of a new propane storage and delivery station at the Dominion Transmission, Inc. in Fallowfield Township, **Washington County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.45, notice is hereby given that the Department of Environmental Protection (Department) intends to issue a Plan Approval to allow the construction of a new propane storage and marketing facility consisting of 6—90,000 gallon underground liquid propane storage tanks, two propane truck loading racks, the associated piping for transport of the propane from the pipeline to the storage tanks and from the storage tanks to the loading racks, and other supporting equipment at the Charleroi Propane Station, located in Fallowfield Township, Washington County.

Emissions from the facility are estimated to be 5.04 tons of VOCs per year. The proposed facility is subject to the applicable requirements of 25 Pa. Code Chapter 127, related to construction, modification, reactivation and operation of sources. The Department believes that the facility will meet these requirements by complying with the following Plan Approval conditions:

2) This Plan Approval is for the installation of a new propane storage and delivery station at the Dominion Transmission, Inc. located in Fallowfield Township, Washington County. (25 Pa. Code § 127.12b)

3) This facility shall be limited to 2,300 truck load-outs over a consecutive 12-month period. (25 Pa. Code § 127.12b)

4) The storage tanks at this facility are subject to the requirements of 25 Pa. Code § 129.56. Compliance with this regulation will be achieved in accordance with § 129.56(a), by maintaining working pressures sufficient at all times to prevent vapor or gas loss to the atmosphere.

5) The owner/operator shall keep daily records of all product delivery and load-outs. These records shall be used to estimate monthly emissions from the entire facility and shall be kept onsite for a period of 5 years and be made available to the Department upon request. (25 Pa. Code § 127.12b)

6) The owner/operator shall conduct an audio, visual and olfactory leak detection and repair program performed on a weekly basis. Records of each inspection must be maintained onsite for a period of 5 years and be made available to the Department upon request. Inspection records shall, at a minimum, identify each leak and the length of time until it is repaired. All repairs shall be made within 15 calendar days unless otherwise approved by the Department in writing. (25 Pa. Code § 127.12b)

7) This facility is subject to the odor emission requirements of 25 Pa. Code § 123.31(b).

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

a) The Owner/Operator shall submit written Notice of the Completion of Construction and the Operator's intent to commence operation at least 5 days prior to the completion of construction. The Notice shall state the date when construction will be completed and the date when the Operator expects to commence operation.

b) Operation of the sources covered by this Plan Approval 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, and to permit the evaluation of the source for compliance with all applicable regulations and requirements.

c) Upon receipt of the Notice of the Completion of Construction from the Owner/Operator the Department shall authorize a 180-day Period of Temporary Operation of the sources from the date of commencement of operation. The Notice submitted by the Owner/Operator, 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.

d) Upon determination by the Owner/Operator that the sources covered by this Plan Approval are in compliance with all conditions of the Plan Approval the Owner/Operator shall contact the Department's reviewing engineer and schedule the Initial Operating Permit Inspection.

e) Upon completion of the Initial Operating Permit Inspection and determination by the Department that the sources covered by this Plan Approval are in compliance with all conditions of the Plan Approval, the Owner/Operator shall apply for a new or amend the existing Operating Permit at least 60 days prior to the expiration date of the Plan Approval. The application shall incorporate the conditions of this Plan Approval into the Operating Permit.

f) The Owner/Operator may request an extension of the 180-day Period of Temporary Operation 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. The extension request shall include a detailed schedule for establishing compliance and the reasons compliance has not been established. This Period of Temporary Operation may be extended for additional periods, each not to exceed 120-days, by submitting an extension request as described previously.

9) Upon completion of the construction of the facility, company must request that the existing Operating Permit be updated to include the new equipment and the new requirements. Notify the Department when the installation is completed so that the facility can be inspected for issuance of an operating permit.

10) Words and terms that are not otherwise defined in this plan approval shall have the meanings set forth in section 3 of the Air Pollution Control Act (APCA) (35 P. S. § 4003) and 25 Pa. Code § 121.1. (25 Pa. Code § 121.1)

11) The issuance of this plan approval does not prevent the future adoption by the Department of any rules, regulations or standards, or the issuance of orders necessary to comply with the requirements of the Federal Clean Air Act (CAA) or the APCA, or to achieve or maintain ambient air quality standards. The issuance of



this plan approval shall not be construed to limit the Department's enforcement authority. (25 Pa. Code § 127.12b(a)(b))

12) If, at any time, the Department has cause to believe that air contaminant emissions from the sources listed in this plan approval may be in excess of the limitations specified in, or established under this plan approval or the permittee's operating permit, the permittee may be required to conduct test methods and procedures deemed necessary by the Department to determine the actual emissions rate. The testing shall be conducted in accordance with 25 Pa. Code Chapter 139, where applicable, and in accordance with any restrictions or limitations established by the Department at the time as it notifies the company that testing is required. (25 Pa. Code § 127.12b)

13) The permittee shall maintain and operate the sources and associated air cleaning devices in accordance with good engineering practice as described in the plan approval application submitted to the Department. (25 Pa. Code § 127.12(a)(10))

14) The records, reports or information obtained by the Department or referred to at public hearings shall be available to the public, except as provided in paragraph (a) of this condition.

a) Upon cause shown by the permittee that the records, reports or information or a particular portion thereof, but not emission data, to which the Department has access under the act, if made public, would divulge production or sales figures or methods, processes or production unique to that person or would otherwise tend to affect adversely the competitive position of that person by revealing trade secrets, including intellectual property rights, the Department will consider the record, report or information, or particular portion thereof confidential in the administration of the act. The Department will implement this section consistent with sections 112(d) and 114(c) of the CAA (42 U.S.C.A. §§ 7412(d) and 7414(c)). Nothing in this section prevents disclosure of the report, record or information to Federal, State or local representatives as necessary for purposes of administration of Federal, State or local air pollution control laws, or when relevant in a proceeding under the act. (25 Pa. Code § 127.12(c) and (d) and 35 P. S. § 4013.2)

15) This plan approval will be valid for a limited time, as specified by the expiration date contained on page 1 of this plan approval.

a) Except as provided in §§ 127.11a and 127.215 (relating to reactivation of sources; and reactivation), at the end of the time, if the construction, modification, reactivation or installation has not been completed, a new plan approval application or an extension of the previous approval will be required.

b) If construction has commenced, but cannot be completed before the expiration of this plan approval, an extension of the plan approval must be obtained to continue construction. To allow adequate time for departmental action, a request for the extension should be postmarked at least 30 days prior to the expiration date. The Department will not issue an extension after the plan approval expires. The request for an extension should include the following:

- (i) A justification for the extension.
- (ii) A schedule for the completion of the construction.

c) If construction has not commenced before the expiration of this plan approval, then a new plan approval

application must be submitted and approval obtained before construction can commence.

d) If the construction, modification or installation is not commenced within 18-months of the issuance of this plan approval or if there is more than an 18-month lapse in construction, modification or installation, a new plan approval application that meets the requirements of 25 Pa. Code Chapter 127, Subchapters B, D and E (related to plan approval requirements; prevention of significant deterioration of air quality; and to new source review) shall be submitted. (25 Pa. Code § 127.13)

16) This plan approval may not be transferred from one person to another except when a change of ownership is demonstrated to the satisfaction of the Department and the Department approves the transfer of the plan approval in writing.

17) Section 127.12a (relating to compliance review) applies to a request for transfer of a plan approval. A compliance review form shall accompany the request.

18) This plan approval is valid only for the specific source and the specific location of the source as described in the application. (25 Pa. Code § 127.32)

19) Under 35 P. S. § 4008, no person shall hinder, obstruct, prevent or interfere with the Department or its personnel in the performance of any duty authorized under the APCA.

20) The permittee shall also allow the Department to have access at reasonable times to said sources and associated air cleaning devices with such measuring and recording equipment, including equipment recording visual observations, as the Department deems necessary and proper for performing its duties and for the effective enforcement of the APCA and regulations adopted under the act.

21) Nothing in this plan approval condition shall limit the ability of the Environmental Protection Agency (EPA) to inspect or enter the premises of the permittee in accordance with section 114 or other applicable provisions of the CAA. (25 Pa. Code § 127.12(4) and 35 P. S. § 4008 and § 114 of the CAA)

22) This plan approval may be terminated, modified, suspended or revoked and reissued if one or more of the following applies:

(a) The permittee constructs or operates the source subject to the plan approval in violation of the act, the CAA, the regulations promulgated under the act or the CAA, a plan approval or permit or in a manner that causes air pollution.

(b) The permittee fails to properly or adequately maintain or repair an air pollution control device or equipment attached to or otherwise made a part of the source.

(c) The permittee fails to submit a report required by this plan approval.

(d) The EPA determines that this plan approval is not in compliance with the CAA or the regulations thereunder. (25 Pa. Code § 127.13a)

23) The permittee, or any other person, may not circumvent the new source review requirements of 25 Pa. Code Chapter 127, Subchapter E by causing or allowing a pattern of ownership or development, including the phasing, staging, delaying or engaging in incremental construction, over a geographic area of a facility which, except for the pattern of ownership or development, would otherwise require a permit or submission of a plan approval application.

24) No person may permit the use of a device, stack height which exceeds good engineering practice stack height, dispersion technique or other technique which, without resulting in reduction of the total amount of air contaminants emitted, conceals or dilutes an emission of air contaminants which would otherwise be in violation of this plan approval, the APCA or the regulations promulgated thereunder, except that with prior approval of the Department, the device or technique may be used for control of malodors. (25 Pa. Code §§ 121.9 and 127.216)

25) Reports, test data, monitoring data, notifications shall be submitted to the:

Regional Air Program Manager  
Department of Environmental Protection  
(At the address given on the plan approval transmittal letter or otherwise notified) (25 Pa. Code § 127.12c)

26) If require by section 112(r) of the CAA, the permittee shall develop and implement an accidental release program consistent with requirements of the CAA, 40 CFR Part 68 (relating to chemical accident prevention provisions) and the Federal Chemical Safety Information, Site Security and Fuels Regulatory Relief Act (Pub. L. 106-40).

a) The permittee shall prepare and implement a Risk Management Plan (RMP) which meets the requirements of section 112(r) of the CAA, 40 CFR Part 68 and the Federal Chemical Safety Information, Site Security and Fuels Regulatory Relief Act when a regulated substance listed in 40 CFR 68.130 is present in a process in more than the listed threshold quantity at the facility. The permittee shall submit the RMP to the EPA according to the following schedule and requirements:

b) The permittee shall submit the first RMP to a central point specified by the EPA no later than the latest of the following:

(i) Three years after the date on which a regulated substance is first listed under 40 CFR 68.130; or,

(ii) The date on which a regulated substance is first present above a threshold quantity in a process.

c) The permittee shall submit any additional relevant information requested by the Department or the EPA concerning the RMP and shall make subsequent submissions of RMPs in accordance with 40 CFR 68.190.

d) The permittee shall certify that the RMP is accurate and complete in accordance with the requirements of 40 CFR Part 68, including a checklist addressing the required elements of a complete RMP.

e) As used in this plan approval condition, the term "process" shall be as defined in 40 CFR 68.3. The term "process" means any activity involving a regulated substance including any use, storage, manufacturing, handling or onsite movement of the substances or any combination of these activities. For purposes of this definition, any group of vessels that are interconnected or separate vessels that are located such that a regulated substance could be involved in a potential release shall be considered a single process. (25 Pa. Code § 127.12(9) and 40 CFR Part 68)

Those wishing to provide the Department with additional written information that they believe should be considered prior to the issuance of the Plan Approval may submit the information to Tapan Biswas, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Each written comment must contain the following:

Name, address and telephone number of the person submitting the comments.

Identification of the proposed Plan Approval (specify the Plan Approval number).

Concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval.

All comments must be received prior to the close of business 30 days after the date of this publication.

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

**AMS 08070: Kinder Morgan** (3300 North Delaware Avenue, Philadelphia, PA 19137) for installation of internal floating roofs on five storage tanks in the City of Philadelphia, **Philadelphia County**. After the installation, there will be a potential annual decrease of over 1.0 ton of VOCs from the facility. The plan approval will contain operating, monitoring, recordkeeping and reporting requirements to ensure operation within all applicable requirements.

#### OPERATING PERMITS

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

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.*

**09-00016: Exelon Generating Co.—Croydon Generation Station** (955 River Road, Bristol, PA 19007) for renewal of the Title V Operating Permit in the Bristol Township, **Bucks County**. There have been no changes since the permit was last issued on July 8, 2008. The facility is primarily used for providing electrical energy for peak demand periods. As a result of potential emissions of NOx and SOx, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not adopt any new regulations and does not reflect any change in air emissions from the facility. The renewal permit contains all applicable requirements including monitoring, recordkeeping and reporting.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Ray Kempa, New Source Review Chief, (570) 826-2507.*

**35-00007: Department of Public Welfare—Clarks Summit State Hospital** (1451 Hillside Drive, Clarks Summit, PA 18411) for renewal of a Title V Operating Permit. This facility currently operates two anthracite coal fired boilers, one No. 2 fuel oil fired boiler and 11 emergency generators ranging from 7.5 kW to 200 kW at their facility in Newton Township, **Lackawanna County**. The proposed Title V Operating Permit does not reflect any change in air emissions from the facility. This Title V Operating Permit shall include emission restrictions, monitoring, recordkeeping and reporting requirements designed to ensure this facility complies with all applicable air quality regulations.

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

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Ray Kempa, New Source Review Chief, (570) 826-2507.*

**48-00055: Mary Immaculate Center** (300 Cherryville Road, Northampton, PA 18067) for operation of three boilers fired by No. 4 fuel oil at their facility in Lehigh Township, **Northampton County**. This action is a renewal of the State-only (Synthetic Minor) Operating Permit for this facility. This Operating Permit shall include emission restrictions, monitoring, recordkeeping and reporting requirements designed to ensure this facility complies with all applicable air quality regulations.

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

**06-03113: Haines & Kibblehouse, Inc.** (P. O. Box 196, Skippack, PA 19474) for operation of a nonmetallic mineral crushing plant at their Birdsboro Quarry in Robeson Township, **Berks County**. The plant is subject to 40 CFR Part 60, Subpart OOO, Standards of Performance for New Stationary Sources. This action is a renewal of the State-only operating permit issued in 2003.

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

**37-00181: Xaloy—Tanner Plating Division** (925 Industrial Drive, New Castle, PA 16101) for a Natural Minor Operating Permit to operate the facility's air contamination source consisting of: 4.8 mmBtu/hr natural gas usage, hard chromium plating systems (three tanks and 13 rectifiers), sandblasting unit and hand wiping solvent usage in the City of New Castle, **Lawrence County**. The facility is subject to 40 CFR part 63 subpart N-Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks, classified as a "small" facility.

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application 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 address of the district mining office indicated above each application 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—34.

Written comments or objections related to a mining permit application 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, or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code §§ 77.123 or 86.34, must contain the name, address and telephone number of the requestor; the 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.

Where a National Pollutant Discharge Elimination System (NPDES) number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. The Department has made a tentative determination to issue the NPDES permit in conjunction with the mining activity permit, but the issuance of the NPDES permit is contingent upon the approval of the associated mining activity permit.

For coal mining activities, NPDES permits, when issued, will contain effluent limits that do not exceed the technology-based effluent limitations. The proposed limits are listed in Table 1.

For noncoal mining activities, the proposed limits are found in Table 2. Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description below specifies the parameters. The limits will be in the ranges specified in Table 1.

More restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining that may occur, will be incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation—Memorandum of Understanding Concerning Water Quality Management, NPDES Program Implementation and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Loads (TMDLs).

Persons wishing to comment on an NPDES permit application should submit a statement to the Department at the address of the district mining office indicated above each application within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92.61. The request or petition for a public hearing shall be filed within 30 days of this public notice and shall contain the name, address, telephone number and the interest of the party filing the request, and shall state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania*

*Bulletin* and a newspaper of general circulation within the relevant geographical area. In the case where a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

#### *Coal Applications Received*

*Effluent Limits*—The following range of effluent limits will apply to NPDES permits issued in conjunction with the associated coal mining activity permit and, in some cases, noncoal mining permits:

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
Iron (Total)	1.5 to 3.0 mg/l	3.0 to 6.0 mg/l	3.5 to 7.0 mg/l
Manganese (Total)	1.0 to 2.0 mg/l	2.0 to 4.0 mg/l	2.5 to 5.0 mg/l
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Aluminum (Total)	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l	2.0 to 5.0 mg/l
pH <sup>1</sup>		greater than 6.0; less than 9.0	
Alkalinity greater than acidity <sup>1</sup>			

<sup>1</sup>The parameter is applicable at all times.

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

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

**32020101 and NPDES No. PA0249165. Alverda Enterprises, Inc.**, P. O. Box 87, Alverda, PA 15710, permit renewal for reclamation only of a bituminous surface and auger mine in Pine Township, **Indiana County**, affecting 18.3 acres. Receiving stream: Yellow Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received September 8, 2008.

**56803020 and NPDES No. PA0121177. Action Mining, Inc.**, 1117 Shaw Mines Road, Meyersdale, PA 15552, permit renewal for the continued operation and restoration of a bituminous surface coal refuse disposal mine in Summit Township, **Somerset County**, affecting 79.5 acres. Receiving streams: Blue Lick Creek, UNT to Blue Lick Creek and a UNT to the Casselman River classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received September 4, 2008.

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, (724) 925-5500.*

**03010102 and NPDES Permit No. PA0202941. State Industries, Inc.** (P. O. Box 1022, Kittanning, PA 16201).

Renewal application for reclamation only to an existing bituminous surface mine, located in Boggs Township, **Armstrong County**, affecting 115.8 acres. Receiving stream: Scrubgrass Creek and UNTs to Scrubgrass Creek, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received September 11, 2008.

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.*

**33030104. Larry D. Baumgardner Coal Company, Inc.** (P. O. Box 186, Lanse, PA 16849). Renewal of an existing bituminous surface strip operation in Washington Township, **Jefferson County** affecting 81.4 acres. Receiving streams: UNTs to Beaver Run (HQ-CWF) and UNT to Wolf Run (CWF). The first downstream potable water supply intake from the point of discharge is Falls Creek Borough Municipal Authority. Application for reclamation only. Application received September 10, 2008.

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

**54860204R4 and PA0593486. Premium Fine Coal, Inc.**, (P. O. Box 2043, Hazleton, PA 18201), renewal of an existing anthracite coal refuse reprocessing operation and NPDES Permit for discharge of treated mine drainage in Walker Township, **Schuylkill County** affecting 57.0 acres, receiving stream: Little Schuylkill River, classified for the following use: CWF. Application received September 8, 2008.

#### *Noncoal Applications Received*

*Effluent Limits*—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

Parameter	Table 2 30-day Average	Daily Maximum	Instantaneous Maximum
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

\* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.*

**4675SM18. G. L. Carlson, Inc.** (P. O. Box 97, Turtlepoint, PA 16750). Renewal of NPDES Permit No. PA0211222, Annin Township, **McKean County**. Receiving streams: Allegheny River (CWF). There are no potable surface water supply intakes within 10 miles downstream. NPDES renewal application received September 11, 2008.

**18119-43060302-E-3. Terra Resources, LLC** (267 Gilmore Road, Enon Valley, PA 16120). Application for a stream encroachment to conduct activities within 100 feet of a UNT to Lackawannock Creek in Jefferson Township, **Mercer County**. Receiving streams: Lackawannock Creek (TSF) and UNT to Shenango River (WWF). There are no potable surface water supply intakes within 10 miles downstream. Application received September 12, 2008.

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

**22880301C8 and NPDES Permit No. PA0223948. Rocky Licensing Corp.**, (P. O. Box 3331, Harrisburg, PA 17105), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Lower Swatara Township, **Dauphin County**, receiving stream: Swatara Creek, classified for the following use: CWF. Application received September 11, 2008.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301–303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the regional office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a

concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

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

## WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E09-925. Chalfont Borough**, 40 North Main Street, Chalfont, PA 18914, Chalfont Borough, **Bucks County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain an approximately 8-foot long, 95-foot span and 5.73-foot underclearance pedestrian bridge across the North Branch of the Neshaminy Creek (TSF, MF and Tur<sub>2</sub>) associated with the proposed Lindenfield trail system.

The project will permanently impact approximately 20 linear feet of stream. The project commences near the intersection of Lindenfield Parkway and Patrick Place, and extends approximately 566 feet in the northeast direction terminating at the boundary line of Chalfont Borough and New Britain Township (Doylestown, PA USGS Quadrangle N: 8.34 inches; W: 11.56 inches).

**E23-473. Wawa Inc.**, 260 West Baltimore Pike, Wawa, PA 19063, Ridley Township, **Delaware County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain the following water obstruction and encroachment activities across/along a UNT to Little Crum Creek (WWF) associated with the proposed WAWA Food Market:

1. To relocate approximately 160 linear feet of the stream approximately 5 feet north of the original path, to accommodate the stream enclosure design.

2. To extend and maintain an existing 12-foot span, 6-foot rise open bottom culvert enclosure by approximately 259 feet on the downstream side.

3. To construct and maintain a temporary cofferdams.

4. To construct and maintain a stormwater outfall structure.

The project will impact approximately 259 linear feet of the stream. The site is located approximately 920 feet south of the intersection of Morton Avenue and MacDade Boulevard (Lansdowne, PA USGS Quadrangle N: 1.59 inches; W: 11.20 inches).

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.*

**E35-421. Carbondale Housing Authority**, 2 John Street, Carbondale, PA 18407, in City of Carbondale, **Lackawanna County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain a cantilevered 12-foot wide by 30-foot long covered deck over the east bank of the Lackawanna River (HQ-CWF). The project is located at 60 South Main Street between 7th and 8th Avenue (Carbondale, PA Quadrangle Latitude: 41° 34' 17"; Longitude: 75° 30' 12").

**E64-276. Mark Yeager**, 108 Cardinal Lane, Lake Ariel, PA 18436, in Lake Township, **Wayne County**, United States Army Corps of Engineers, Philadelphia District.

To construct and maintain a 22-foot by 24-foot boat-house on Lake Ariel. The project is located approximately 1.2 miles northeast from the intersection of SR 0191 and SR 0196 (Lake Ariel, PA Quadrangle Latitude: 41° 26' 08"; Longitude: 75° 22' 47").

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

**E36-840: Tim Keller, The Worship Center**, 2384 New Holland Pike, Lancaster, PA 17601, Upper Leacock Township, **Lancaster County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain: (1) a 6.0-inch depressed, 34.0-foot long, 22.0-foot by 7.3-foot box culvert in a UNT to the Conestoga River (WWF) (Leola, PA Quadrangle N: 14.58"; W: 14.30", Latitude: 40° 04' 49"; Longitude: 76° 13' 50"); (2) a 34.0-foot long single span pedestrian bridge having a normal span of 26.0 feet and an underclearance of 3.0 feet across a UNT to the Conestoga River (WWF) (Leola, PA Quadrangle N: 14.63"; W: 14.30", Latitude: 40° 04' 50"; Longitude: 76° 13' 38"); (3) a total of 60.0 feet of streambank grading for three stormwater swale outfalls each individually impacting a total of 20.0 linear feet of a UNT to the Conestoga River (WWF) (Leola, PA Quadrangle N: 14.58"; W: 14.65", Latitude: 40° 04' 49"; Longitude: 76° 13' 47"); and (4) 20.0 feet of bank grading for one stormwater outfall swale impacting 20.0 linear feet of open water in and along a UNT to the Conestoga River (WWF) (Leola, PA Quadrangle

N: 14.63"; W: 14.26", Latitude: 40° 04' 50"; Longitude: 76° 13' 37"), for the purpose of a new church building, associated parking areas and site improvements at a point just southeast of the intersection of New Holland Pike (Route 23) and Hartman Station Road in Upper Leacock Township, Lancaster County.

**E34-124: Larry Long**, R. R. 1, Box 1130, McAlisterville, PA 17049, Fayette Township, **Juniata County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain a 0.05-acre pond impacting 100.0 lineal feet of a UNT to the Delaware Creek (TSF) for the purpose of providing wildlife habitat as well as fire protection for the onsite residence. The project is located at R. D. 1, Box 1130 (Beaver Springs, PA Quadrangle N: 1.01; W: 16.19, Latitude 40° 37' 50"; Longitude 77° 14' 30") in Fayette Township, Juniata County.

**E34-126: Jonathan H. Miller, Miller Bridge**, R. R. 2, Box 1227, Port Royal, PA 17082, Turbett Township, **Juniata County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain a 14-foot wide by 30-foot long single span bridge with an average underclearance of 7.66 feet across Hunters Creek (CWF) for the purpose of providing access to a proposed residential home. The project is located 0.75 mile south of Port Royal Borough (Mifflintown, PA Quadrangle N: 3.80 inches; W: 2.08 inches, Latitude: 40° 31' 15"; Longitude: 77° 23' 24") in Turbett Township, Juniata County.

**E28-347: Eric H. and Denise F. Hammond, Franklin Equipment Rentals**, Greene Township, **Franklin County**, United States Army Corps of Engineers, Baltimore District.

To maintain 220.0 feet of dumped rock protection and approximately 358 cubic yards of fill on the western bank in the floodway of a water course in the basin of Conococheague Creek (CWF). The project is located at 3110 Philadelphia Avenue (Scotland, PA Quadrangle N: 18.5 inches; W: 0.2 inch, Latitude: 39° 58' 39"; Longitude: 77° 37' 37") in Greene Township, Franklin County. The permit application is the result of a violation.

#### ENVIRONMENTAL ASSESSMENTS

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

**EA14-006. Michael Davidson**, 849 Runville Road, Bellefonte, PA 16823 and **Ray Lucas**, 889 Runville Road, Bellefonte, PA 16823. Wallace Run/Lucas-Davidson Stream Stabilization Project, in Boggs Township, **Centre County**, United States Army Corps of Engineers, Baltimore District (Bellefonte, PA Quadrangle Latitude 40° 57' 15.4" N; Longitude 77° 50' 11.5" W).

To construct and maintain a 900-foot realigned reach of Wallace Run with bank full benches, 13 rock straight vanes and accompanying geofabric sills located behind 849 Runville Road (SR 144). This project proposes to permanently impact 900 linear feet of Wallace Run, which is classified as a CWF.

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**ACTIONS**


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

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

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

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted NOIs for coverage under general NPDES permits. The approval for coverage under general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. Permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

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

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

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

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**I. NPDES Renewal Permit Actions**


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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0032123 (Minor Sewage)	Department of Conservation and Natural Resources Promised Land State Park R. R. 1 Box 96 Route 390 Greentown, PA 18426-9735	Greene Township Pike County	East Branch Wallenpaupack Creek 1C	N
PA0060917 (Sewage)	Country Crest, LLC P. O. Box 510 Dillsburg, PA 17019	Luzerne County Lehman Township	UNT to Hunlock Creek 5B	Y

<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>
PA-0021547 (Minor Sewage)	Orwigsburg Borough Municipal Authority 209 North Warren Street Orwigsburg, PA 17961-1829	North Manheim Township Schuylkill County	Mahannon Creek 3A	Y

*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>
PA0036889 (Sew)	Reading Township Municipal Authority 5500 Carlisle Pike New Oxford, PA 17350	Adams County Reading Township	Conewago Creek 7-F	Y

*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>
PA0113508	David D. Valenti Shady Oaks Mobile Home Park 1343 Highway 315 Plains, PA 18702	Montour County Derry Township	UNT to Mud Creek 10D	Y

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

<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>
PA0216216 Sewage	Burgettstown Smith Township Joint Sewage Authority 100 Plaza Drive Suite 103 Atlasburg, PA 15004	Washington County Smith Township	Raccoon Creek	Y
PA0218006 Sewage	Conemaugh Township Municipal Water and Sewer Authority 16980 Route 286 Highway West Saltsburg, PA 15681-8023	Indiana County Conemaugh Township	Blacklegs Creek	Y
PA0217361 Sewage	East Huntingdon Township 2494 Route 981 P. O. Box 9 Alverton, PA 15612-0009	Westmoreland County East Huntingdon Township	Jacobs Run	Y

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

<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>
PA0210781	Hamlin Township P. O. Box 235 Hazel Hurst, PA 16733-0235	Hamlin Township McKean County	Marvin Creek 16-C	Y
PA0222585	Brokenstraw Valley Area Authority 770 Rouse Avenue Youngsville, PA 16371-1606	Pleasant Township Warren County	Allegheny River 16-B	Y
PA0222607	David Q. Steele 3462 Glen Hazel Road Wilcox, PA 15870	Jones Township Elk County	UNT to the East Branch Clarion River 17-A	Y

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

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

**NPDES Permit No. PA0042021, Amendment No. 1**, Sewage, SIC 4952, **Milford-Trumbauersville Area Sewer Authority**, 1825 Rosenberger Road, P. O. Box 126, Spinnerstown, PA 18968. The facility is located in Milford Township, **Bucks County**.

Description of Proposed Action/Activity: Permit is amended to reflect 3 years compliance time to meet final limits for copper, total. Also, an option is provided to develop a site-specific copper criterion under a Water Effect Ratio and Social or Economic Justification. The treated sewage will discharge to Unami Creek at an annual rate of 0.8 mgd.

**NPDES Permit No. PA0058955, Amendment No. 1**, Industrial Waste, **JDM Materials Company**, 851 County Line Road, Huntingdon Valley, PA 19006. This proposed facility is located in City of Philadelphia, **Philadelphia County**.



Description of Proposed Action/Activity: Approval for the amendment to revise BMPs at the Bartram Batch Plant in Watershed 3F—Lower Schuylkill River.

**NPDES Permit No. PA0058947, Amendment No. 1, Industrial Waste, JDM Materials Company, 851 County Line Road, Huntingdon Valley, PA 19006. This proposed facility is located in City of Philadelphia, Philadelphia County.**

Description of Proposed Action/Activity: Approval for the amendment to revise BMPs at the Grant Avenue Batch Plant in Watershed 3J—Pennypack Creek.

**NPDES Permit No. PA0058939, Amendment No. 3, Industrial Waste, JDM Materials Company, 851 County Line Road, Huntingdon Valley, PA 19006. This proposed facility is located in Schuylkill Township, Chester County.**

Description of Proposed Action/Activity: Approval for the amendment to revise BMPs at the Phoenixville Batch Plant in Watershed 3D—Manatawny-French Creeks.

**NPDES Permit No. PA0058963, Amendment No. 2, Industrial Waste, JDM Materials Company, 851 County Line Road, Huntingdon Valley, PA 19006. This proposed facility is located in Telford Borough, Bucks County.**

Description of Proposed Action/Activity: Approval for the amendment to revise BMPs at the Telford Batch Plant in Watershed 3E—Perkiomen.

**NPDES Permit No. PA0058971, Amendment No. 1, Industrial Waste, JDM Materials Company, 851 County Line Road, Huntingdon Valley, PA 19006. This proposed facility is located in Middletown Township, Bucks County.**

Description of Proposed Action/Activity: Approval for the amendment to revise BMPs at the Langhorne Batch Plant in Watershed 2F—Neshaminy.

**NPDES Permit No. PA0058921, Amendment No. 3, Industrial Waste, JDM Materials Company, 851 County Line Road, Huntingdon Valley, PA 19006. This proposed facility is located in Upper Southampton Township, Bucks County.**

Description of Proposed Action/Activity: Approval for the amendment to revise BMPs at the County Line Batch Plant in Watershed 3J—Pennypack.

**NPDES Permit No. PA0058980, Amendment No. 1, Industrial Waste, JDM Materials Company, 851 County Line Road, Huntingdon Valley, PA 19006. This proposed facility is located in Plumstead Township, Bucks County.**

Description of Proposed Action/Activity: Approval for the amendment to revise BMPs at the Doylestown Batch Plant in Watershed 2F—Neshaminy.

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

**NPDES Permit No. PA0246638, CAFO, James Breneman, Franklin View Farms, 1700 Prospect Road, Washington Borough, PA 17582. This proposed facility is located in Manor Township, Lancaster County.**

Description of Size and Scope of Proposed Operation/Activity: Authorization to operate a 1,141-Animal Equivalent Units dairy and poultry operation in Watershed 7-G.

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

**PA0229199, Sewerage, 4985 Warrensville Road, Montoursville, PA 17754. This facility will be located in Eldred Township, Lycoming County.**

Description of Proposed Activity: An NPDES permit application has been approved authorizing a discharge from a small flow treatment facility serving the Simcox residence.

The receiving stream, Mill Creek, is in the State Water Plan Watershed 10B and is classified for: CWF. The nearest downstream public water supply intake is near Milton located on the West Branch of the Susquehanna River approximately 30 miles below the point of discharge.

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

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
CBOD <sub>5</sub>			25		50
TSS			30		60
Fecal Coliforms (5-1 to 9-30)	200 colonies/100 ml as a Geometric Mean and not greater than 1,000 colonies/100 ml in more than 10% of the samples tested				
(10-1 to 4-30)	2,000 colonies/100 ml as a Geometric Mean				
pH	Within the range of 6.0 to 9.0				
Flow	Monitor and Report				
Total Chlorine Residual (Cl <sub>2</sub> )	Monitor				

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

**NPDES Permit No. PA0253669, Industrial Waste, Shallenberger Construction, Inc., 2611 Memorial Boulevard, Connellsville, PA 15425. This proposed facility is located in Dunbar Township, Fayette County.**

Description of Proposed Action/Activity: Permit issuance to discharge from Rankin Run Treatment Facility.

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

**NPDES Permit No. PA0240184**, Sewage, **Marilyn R. and Robert E. Jones**, 17473 State Highway 86, Saegertown, PA 16433. This proposed facility is located in Woodcock, **Crawford County**.

Description of Proposed Action/Activity: This is a Single-Residence Sewage Treatment Plant discharging to a UNT to Bossard Run, 16-A.

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

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

**WQM Permit No. 3608405**, Sewage, **Suburban Lancaster Sewer Authority**, P. O. Box 458, Lancaster, PA 17608-0458. This proposed facility is located in West Lampeter Township, **Lancaster County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of sewerage facilities consisting of the replacement/enlargement of the Hollinger Road interceptor.

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

**WQM Permit No. 602064**, Sewerage, 4952, **Matthew Simcox**, 4985 Warrensville Road, Montoursville, PA 17754. This facility will be located in Eldred Township, **Lycoming County**.

Description of Action/Activity: The applicant is approved to construct and operate a 400 gallon per day single-residence small flow treatment facility that will discharge to Mill Creek, a CWF. The treatment system will be comprised of a 900 gallon capacity concrete septic tank, twin 400 gallon intermittent free access sand filters and chlorine disinfection. The 100 feet of discharge pipe prior to outfall will be perforated.

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

**WQM Permit No. 6302401-A1**, Sewerage, **Peters Township Sanitary Authority**, 3244 Washington Road, McMurray, PA 15317. This existing facility is located in Peters Township, **Washington County**.

Description of Proposed Action/Activity: Permit issuance for the replacement and operation of an existing interceptor sewer.

**WQM Permit No. 3279406-A7**, Sewerage, **Borough of Indiana**, 80 North Eighth Street, Indiana, PA 15701. This existing facility is located in Indiana Borough, **Indiana County**.

Description of Proposed Action/Activity: Permit amendment issuance for the installation of a roll-off container dewatering filter.

**WQM Permit No. 6508402**, Sewerage, **Municipal Sewerage Authority of the Township of Sewickley**, P. O. Box 46, Herminie, PA 15637. This proposed facility is located in Sewickley Township, **Westmoreland County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of a sewage collection, conveyance and treatment system.

**WQM Permit No. 1108401**, Sewerage, **Stonycreek Township**, 1610 Bedford Street, Johnstown, PA 15902. This proposed facility is located in Stonycreek Township, **Cambria County**.

Description of Proposed Action/Activity: Permit issuance for the renovations and modifications to the existing Riverside Pump Station.

**WQM Permit No. 0408402**, Sewerage, **Maronda Homes, Inc.**, 202 Park West Drive, Pittsburgh, PA 15275. This proposed facility is located in Hopewell Township, **Beaver County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of sanitary sewers, pump station and force main.

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

**WQM Permit No. WQG018638**, Sewerage, **Donald Schwenk**, 11177 US Route 19, Waterford, PA 16441-5111. This proposed facility is located in Waterford Township, **Erie County**.

Description of Proposed Action/Activity: A Single-Residence Sewage Treatment Plant.

**WQM Permit No. WQG018629**, Sewerage, **Marilyn R. and Robert E. Jones**, 17473 State Highway 86, Saegertown, PA 16433. This proposed facility is located in Woodcock Township, **Crawford County**.

Description of Proposed Action/Activity: A Single-Residence Sewage Treatment Plant.

### **IV. NPDES Stormwater Discharges from MS4 Permit Actions**

### **V. NPDES Waiver Stormwater Discharges from MS4 Actions**

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011508058	AmeriCorp Homes One South State Street Newtown, PA 18940	Chester	West Caln Township	UNT Birch Run HQ

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023907022	Sal Lapio 104 Old Mill Road Sellersville, PA 18960	Lehigh	Upper Macungie Township	Little Lehigh Creek HQ-CWF
PAS10U170R(3)	Sterling Oaks II, LLC 600 South Livingston Avenue Livingston, NJ 07039	Northampton	Lower Nazareth Township	Monocacy Creek HQ-CWF
PAI023907031	Macungie Medical Realty P. O. Box 487 Macungie, PA 18062	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF
PAI023907032	Polaris Properties, Inc. 7562 Penn Drive Suite 100 Allentown, PA 18106	Lehigh	South Whitehall Township	Cedar Creek/Little Lehigh Creek Watershed HQ-CWF
PAI025208006	Dingman Township 118 Fisher Lane Milford, PA 18337	Pike	Dingman Township	Raymondskill HQ-CWF
PAS10S056R(6)	Sanofi Pasteur, Inc. Discovery Drive Route 611 Swiftwater, PA 18370	Monroe	Pocono Township	Swiftwater Creek EV

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

*Clearfield County Conservation District: 650 Leonard Street, Clearfield, PA 16830, (814) 765-2629.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041708002	Thomas Stojek The Clearfield Foundation 125 East Market Street Clearfield, PA 16830	Clearfield	Lawrence Township	West Branch Susquehanna River WWF

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

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

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

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
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 Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines

PAG-11 (To Be Announced)  
 PAG-12 Concentrated Animal Feeding Operations (CAFOs)  
 PAG-13 Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

*General Permit Type—PAG-2*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
East and West Bradford Townships Chester County	PAG200 1508029	West Bradford Township 1385 Campus Drive Downingtown, PA 19335	East Branch Brandywine Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Tredyffrin Township Chester County	PAG200 1508034	Tredyffrin Township 1100 Duportail Road Berwyn, PA 19312-1079	Darby Creek CWF, MF and Trout Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900 Municipality & County
East Marlborough Township Chester County	PAG200 1508037	Grace Fellowship Church P. O. Box 604 Unionville, PA 19375	Pocopson Creek and UNT West Branch Red Clay Creek TSF, TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Newtown Township Delaware County	PAG200 2308001	Brad Dever 388 Bishop Hollow Road Newtown Square, PA 19013	Crum Creek CWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Highspire Borough Dauphin County	PAG2002208024	Von E. Hess Highspire Borough Authority 540 Eshelman Street Highspire, PA 17034	Susquehanna River WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Lower Swatara Township Dauphin County	PAG2002208016	James A. Nardo Linden Centre, LLC P. O. Box 442 Hershey, PA 17033	Susquehanna River WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Londonderry Township Dauphin County	PAG2002208029	Stephen Wolf Shipley Fuels, LTD 415 Norway Street P. O. Box 1509 York, PA 17405	Swatara Creek WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 (717) 921-8100
Southampton Township Franklin County	PAG2002803043R	Thornwood Village Grove Farm Development 139 West High Street Carlisle, PA 17013	Rowe Run CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5
Southampton Township Franklin County	PAG2002803042R	Thornwood Grove Farm Development 139 West High Street Carlisle, PA 17013	Conococheague CWF	Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5

NOTICES

5347

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving Water/Use*

*Contact Office &  
Phone No.*

Antrim Township  
Franklin County

PAG20028030381R

Melrose Meadows  
Salem Zaru  
SF Zaru Developers  
3159 Smart Heiress Drive  
Mt. Airy, MD 21771

Paddy Run  
WWF

Franklin County  
Conservation District  
100 Sunset Boulevard  
West  
Chambersburg, PA  
17201  
(717) 264-8074, Ext. 5

Newport  
Perry County

PAG2035008005

Newport Plaza Associates, LP  
3307 Trindle Road  
Camp Hill, PA 17011

UNT to Juniata  
River  
WWF

Perry County  
Conservation District  
P. O. Box 36  
31 West Main Street  
New Bloomfield, PA  
17068

Bradford County  
Wells Township

PAG2000808005

Sandro C. Bassanini  
Country View Family Farms,  
LLC  
Pine Hill Farm  
6360 Flank Drive  
Suite 100  
Harrisburg, PA 17112-2766

Mill Creek  
CWF

Bradford County  
Conservation District  
Stoll Natural  
Resource Center  
R. R. 5  
Box 5030C  
Towanda, PA 18848  
(570) 265-5539, Ext. 6  
Municipality &  
County

Butler County  
Fairview Township

PAG2001008022

URS Corporation  
Hemlock Road Dump  
Remediation  
Foster Plaza  
501 Holiday Drive  
Pittsburgh, PA 15220

UNT South Branch  
Bear Creek  
WWF

Department of  
Environmental  
Protection  
(814) 332-6984

Erie County  
Harborcreek  
Township

PAG2002508017

Cleveland Brothers  
Equipment Co., Inc.  
4565 Murrysville, PA 15668

Six Mile Creek  
CWF, MF

Erie County  
Conservation District  
(814) 825-6403

Mercer County  
City of Hermitage

PAG2004308008

City of Hermitage  
Gary Hinkson  
800 North Hermitage Road  
Hermitage, PA 16148

UNT Hogback and  
Golden Run  
WWF

Mercer County  
Conservation District  
(724) 662-2242

*General Permit Type—PAG-3*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving Water/Use*

*Contact Office &  
Phone No.*

Archbald Borough  
Lackawanna County

PAR112215

Lockheed Martin  
459 Kennedy Drive  
Archbald, PA 18403-1598

Swale to  
Lackawanna River

DEP—NERO  
Water Management  
Program  
2 Public Square  
Wilkes-Barre, PA  
18711-2511  
(570) 826-2511

Shamokin Township  
Lycoming County

PAR604843

Stoneroads Iron and Metal, Inc.  
699 Holly Road  
Paxinos, PA 17860

Shamokin Creek  
WWF

Northcentral  
Regional Office  
Water Management  
Program  
208 West Third  
Street  
Suite 101  
Williamsport, PA  
17701  
(570) 327-3664

*Facility Location:  
Municipality &  
County*Oakmont Borough  
Allegheny County*Permit No.*  
PAR236101*Applicant Name &  
Address*  
Chelsea Building Products, Inc.  
565 Cedar Way  
Oakmont, PA 15139*Receiving Water/Use*  
Allegheny River*Contact Office &  
Phone No.*  
Southwest  
Regional Office  
Water Management  
Program Manager  
400 Waterfront Drive  
Pittsburgh, PA  
15222-4745  
(412) 442-4000City of Pittsburgh  
Allegheny County

PAR606203

Pittsburgh Recycling Services,  
LLC  
50 Vespuccius Street  
Pittsburgh, PA 15207

Monongahela River

Southwest  
Regional Office  
Water Management  
Program Manager  
400 Waterfront Drive  
Pittsburgh, PA  
15222-4745  
(412) 442-4000Cranberry Township  
Butler County

PAR208373

GA Industries, LLC  
P. O. Box 838  
Mars, PA 16046

Breakneck Creek

DEP—NWRO  
Water Management  
230 Chestnut Street  
Meadville, PA  
16335-3481  
(814) 332-6942*General Permit Type—PAG-4**Facility Location:  
Municipality &  
County*Waterford Township  
Erie County*Permit No.*  
PAG049449*Applicant Name &  
Address*  
Donald Schwenk  
11177 US Route 19  
Waterford, PA 16441-5111*Receiving Water/Use*  
UNT to Elk Creek  
15-EC*Contact Office &  
Phone No.*  
DEP—NWRO  
Water Management  
230 Chestnut Street  
Meadville, PA  
16335-3481  
(814) 332-6942*General Permit Type—PAG-5**Facility Location:  
Municipality &  
County*City of Washington  
Washington County*Permit No.*  
PAG056231*Applicant Name &  
Address*  
Coen Oil Company  
P. O. Box 34  
1045 West Chestnut Street  
Washington, PA 15301*Receiving Water/Use*  
Catfish Creek*Contact Office &  
Phone No.*  
Southwest  
Regional Office  
Water Management  
Program Manager  
400 Waterfront Drive  
Pittsburgh, PA  
15222-4745  
(412) 442-4000Linesville Borough  
Crawford County

PAG058383

United Refining Company of PA  
P. O. Box 688  
Warren, PA 16365Storm Sewer to  
Linesville CreekDEP—NWRO  
Water Management  
230 Chestnut Street  
Meadville, PA  
16335-3481  
(814) 332-6942*General Permit Type—PAG-7**Facility Location:  
Municipality &  
County*East Drumore  
Township  
Lancaster County*Permit No.*  
PAG070003  
PAG070005  
PAG073508*Applicant Name &  
Address*  
Synagro  
1605 Dooley Road  
P. O. Box B  
Whiteford, MD 21160*Site Name &  
Location*  
Gary Akers Farm  
East Drumore  
Township  
Lancaster County*Contact Office &  
Phone No.*  
DEP—SCRO  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
(717) 705-4707

*General Permit Type—PAG-8 (SSN)**Facility Location:  
Municipality &  
County*East Drumore  
Township  
Lancaster County*Permit No.*PAG080002  
PAG080003  
PAG080004  
PAG080006  
PAG080008  
PAG080018  
PAG082201  
PAG082203  
PAG082211  
PAG083501  
PAG083502  
PAG083506  
PAG083510  
PAG083515  
PAG083517  
PAG083518  
PAG083522  
PAG083535  
PAG083540  
PAG083542  
PAG083547  
PAG083551  
PAG083556  
PAG083565  
PAG083567  
PAG083573  
PAG083596  
PAG083600  
PAG089904  
PAG089905  
PAGBIG9903*Applicant Name &  
Address*Synagro  
1605 Dooley Road  
P. O. Box B  
Whiteford, MD 21160*Site Name &  
Location*

Gary Akers Farm

*Contact Office &  
Phone No.*DEP—SCRO  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
(717) 705-4707*General Permit Type—PAG-9**Facility Location:  
Municipality &  
County*Southampton  
Township  
Franklin County*Permit No.*

PAG093548

*Applicant Name &  
Address*Superior Septic Service, Inc.  
8885 Pineville Road  
Shippensburg, PA 17257*Site Name &  
Location*Southampton  
Township  
Franklin County*Contact Office &  
Phone No.*DEP—SCRO  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
(717) 705-4707Southampton  
Township  
Franklin County

PAG093532T

Superior Septic Service, Inc.  
8885 Pineville Road  
Shippensburg, PA 17257Southampton  
Township  
Franklin CountyDEP—SCRO  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
(717) 705-4707**STATE CONSERVATION COMMISSION****NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR  
NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES)  
PERMITS FOR CONCENTRATED ANIMAL FEEDING OPERATIONS (CAFO)**

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under the act of July 6, 2005 (Act 38 of 2005, 3 Pa.C.S. §§ 501—522) (hereinafter referred to as Act 38), for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92. This notice is provided in accordance with 25 Pa. Code Chapter 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

Persons aggrieved by any action may appeal under section 517 of Act 38, 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, Second Floor, Rachael Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may

be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

**NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET  
CAFO PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Theodore L. Esbenshade Shady Brae Farms 29 Engle Road Marietta, PA 17547	Lancaster	382.4	4,384	Layers	NA	Approved
Harold Weaver 2717 North Colebrook Road Manheim, PA 17545	Lancaster	129.1	471.97	Broilers, heifers	NA	Approved
Joel Frey Chick Valley Farms 1170 Breneman Road Conestoga, PA 17516	Lancaster	74	214.4	Pullets	NA	Approved
Larry Musser L & T Pullets 80 Creek Road East Berlin, PA 17316-9119	York	6	159.3	Pullets	N/A	Approved

**PUBLIC WATER SUPPLY (PWS)  
PERMITS**

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

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

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

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

**SAFE DRINKING WATER**

**Actions taken under the Pennsylvania Safe Drinking Water Act**

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

**Permit No. 3540054, Operations Permit, Public Water Supply.**

Applicant	<b>Schuylkill County Municipal Authority</b> Pine Brook Development 221 South Centre Street Pottsville, PA 17901 West Brunswick Township
County	<b>Schuylkill</b>
Type of Facility	PWS
Consulting Engineer	Patrick M. Caulfield, P. E. Schuylkill County Municipal Authority 221 South Centre Street Pottsville, PA 17901
Permit to Operate Issued	September 8, 2008



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

**Permit No. 3407502**, Public Water Supply.  
 Applicant **Richfield Area Joint Authority**  
 Municipality Monroe Township  
 County **Juniata**  
 Type of Facility This permit application is for the addition of the Mountain Road Well as a new well source. In addition to the new well source the Authority will be adding a chemical feed room to the existing treatment facilities and repainting a existing storage tank.  
 Consulting Engineer Edward J. Brown, P. E.  
 Larson Design Group  
 1000 Commerce Park Drive  
 Williamsport, PA 17701  
 Permit to Construct Issued September 5, 2008

**Permit No. 3808501**, Public Water Supply.  
 Applicant **Gretna Springs**  
 Municipality West Cornwall Township  
 County **Lebanon**  
 Type of Facility Construction of Well 3 as a new source of supply to replace Well 1.  
 Consulting Engineer David J. Gettle  
 Kohl Bros., Inc.  
 P. O. Box 350  
 Myerstown, PA 17067  
 Permit to Construct Issued August 28, 2008

**Permit No. 5008501**, Public Water Supply.  
 Applicant **Creekview Farms Mobile Home Park**  
 Municipality Carroll Township  
 County **Perry**  
 Type of Facility New Well No. 8  
 Consulting Engineer Charles A. Kehew II, P. E.  
 James R. Holley & Assoc., Inc.  
 18 South George Street  
 York, PA 17401  
 Permit to Construct Issued September 12, 2008

**Permit No. 6708503**, Public Water Supply.  
 Applicant **New Freedom Borough**  
 Municipality New Freedom Borough  
 County **York**  
 Type of Facility New .750 mg Storage Tank  
 Consulting Engineer Paul Gross, P. E.  
 Buchart Horn, Inc.  
 445 West Philadelphia Street  
 York, PA 17405-7040

Permit to Construct Issued September 10, 2008

**Permit No. 3808504 MA, Minor Amendment**, Public Water Supply.  
 Applicant **City of Lebanon Authority**  
 Municipality Swatara Township  
 County **Lebanon**  
 Type of Facility Replacement of filter media in filter Nos. 1—6.  
 Consulting Engineer James C. Elliot, P. E.  
 Gannett Fleming, Inc.  
 P. O. Box 67100  
 Harrisburg, PA 17106-7100

Permit to Construct Issued August 18, 2008

**Permit No. 3608513 MA, Minor Amendment**, Public Water Supply.  
 Applicant **Warwick Township Municipal Authority**  
 Municipality Warwick Township  
 County **Lancaster**  
 Type of Facility Installation of chlorine feed flow pacing at the Rothsville Wellhouse No. 1.  
 Consulting Engineer 1-Not Available  
 Permit to Construct Issued September 5, 2008

**Operations Permit** issued to **Loyalton Water Association**, 7220047, Washington Township, **Dauphin County** on August 27, 2008, for the operation of facilities approved under Construction Permit No. 2207509.

**Operations Permit** issued to **Columbia Water Company**, 7360123, West Hempfield Township, **Lancaster County** on September 5, 2008, for the operation of facilities approved under Construction Permit No. 3607517.

**Operations Permit** issued to **West Earl Water Authority**, 7360143, West Earl Township, **Lancaster County** on September 5, 2008, for the operation of facilities approved under Construction Permit No. 3606520.

**Operations Permit** issued to **United Water Pennsylvania**, 7220015, Lower Paxton Township, **Dauphin County** on September 5, 2008, for the operation of facilities approved under Construction Permit No. 2207508.

**Operations Permit** issued to **United Water Pennsylvania**, 7220015, Susquahanna Township, **Dauphin County** on September 5, 2008, for the operation of facilities approved under Construction Permit No. 2207513 MA.

**Operations Permit** issued to **JoAnn Realty Associates, Ltd.**, 7360183, Salisbury Township, **Lancaster County** on August 28, 2008, for the operation of facilities approved under Construction Permit No. 3607518.

**Operations Permit** issued to **Conestoga MHP, Inc.**, 7360014, Conestoga Township, **Lancaster County** on September 5, 2008, for the operation of facilities approved under Construction Permit No. 3608501.

**Operations Permit** issued to **Possum Valley Municipal Authority**, 7010034, Menallen Township, **Adams**

**County** on September 5, 2008, for the operation of facilities approved under Construction Permit No. 0108511 MA.

**Operations Permit** issued to **City of Lancaster**, 7360058, Manor Township, **Lancaster County** on September 9, 2008, for the operation of facilities approved under Construction Permit No. 3608516 E.

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

**Permit No. 5505501—Operation**, Public Water Supply.

Applicant	<b>Aqua Pennsylvania, Inc.—Pennsview Water System</b>
Township or Borough	Penn Township
County	<b>Snyder</b>
Responsible Official	Patrick Burke, P. E. Aqua Pennsylvania, Inc. 50 East Woodhaven Drive White Haven, PA 18661
Type of Facility	Public Water Supply—Operation
Consulting Engineer	N/A
Permit Issued Date	September 12, 2008
Description of Action	Operation of Well No. 3, its treatment building, including sodium hypochlorite and AquaMag facilities and the rehabilitated 74,000 gallon finished water storage tank.

**Dushore Water Authority (Public Water Supply), Sullivan County:** The Wellhead Protection (WHP) program for this authority has been approved on September 15, 2008. Dushore Water Authority personnel are to be commended for taking these proactive steps to protect these water sources for their community. Development of the program was funded, in part by a WHP grant. (L. Richard Adams, (570) 321-6581).

**SEWAGE FACILITIES ACT PLAN APPROVAL**

**Plan Approvals Granted under section 5 of the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)**

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

*Plan Location:* at 945 Baltimore Pike in Gettysburg Borough, **Adams County**.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Cumberland Township	1370 Fairfield Road Gettysburg, PA 17325	Adams County

*Plan Description:* The approved plan provides for the replacement of an existing 45 unit hotel with a new 70 unit structure and the public sewer connection of an existing restaurant, insurance agency and single-family home. The plan includes the construction of new collection lines and a new pump station and force main tributary to the Gettysburg Municipal Sewage Treatment Plant. The name of the project is Jayjyoti Corporation and the Department of Environmental Protection (Department) code No. is A3-01911-274-3. 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, authority or owner as appropriate.

*Plan Location:* on South Second Street in McSherrystown Borough, **Adams County**.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
McSherrystown Borough	338 Main Street McSherrystown, PA 17344	Adams County

*Plan Description:* The approved plan provides for a new subdivision of 13 single-family homes generating an estimated 3,133 gpd tributary to the Hanover Borough Regional Sewage Treatment Plant. The name of the project is the Sheaffer Property and the Department of Environmental Protection (Department) code No. is A3-01803-013-3. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. The project is approved with the following conditions:

1. Approval of this project will constitute a depletion of all allocated sewer taps issued under the Department's June 28, 2007, sewer allocation letter to the Borough. The Department will not be able to approve future planning modules for projects tributary to the Hanover Borough Wastewater Treatment Plant until the Department receives and approves the future public sewer need for all contributing municipalities and the Department issues a Water Quality Permit for the construction of the North Side and West Side interceptors.

2. The approved project qualifies for a CSL permit exemption in accordance with Act 40. However, this planning approval is given on the condition that all sewerage facilities qualifying for the permit exemption must be designed, constructed and operated in accordance with the technical standards and practices contained in the Department's Sewerage Manual and that the municipality and/or authority accepts full responsibility for continuing operation and maintenance.

3. Other Department permits may be required for construction if encroachment to streams or wetlands will result. Information regarding the requirements for those permits or approvals can be obtained from the Department Permitting and Technical Services Section, Water Management Program, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110.

4. We assume that the developers intend to construct the collection system at their own expense and dedicate it to the municipality upon completion for maintenance and operation.

5. All connections tributary to the Hanover Regional Sewage Treatment Plant must be in accordance with the Consent Order and Agreement made between the Department and Hanover Borough.

*Plan Location:* on Chapel Road in Conewago Township, **Adams County**.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Conewago Township	541 Oxford Avenue Hanover, PA 17331	Adams County

*Plan Description:* The approved plan provides for the construction of a new pump station, force main and collection system to serve 52 single-family homes. The

name of the project is Chapel View Phase 2 and the Department of Environmental Protection (Department) code No. is A3-01910-071-3. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. The project is approved with the following conditions:

1. Approval of this project will constitute a depletion of all allocated sewer taps issued under the Department's June 28, 2007, sewer allocation letter to the Borough. The Department will not be able to approve future planning modules for projects tributary to the Hanover Borough Wastewater Treatment Plant until the Department receives and approves the future public sewer need for all contributing municipalities and the Department issues a Water Quality Permit for the construction of the North Side and West Side interceptors.

2. The approved project will require a Clean Streams Law (CSL) permit for the construction and operation of the proposed sewerage facilities. The permit application must be submitted in the name of Conewago Township Municipal Authority. Approval of this planning module is only approval of the preliminary concept of the proposed project and does not assure that a permit application will be acted upon favorably by the Department. Issuance of a CSL permit will be based upon a technical evaluation of the permit application and supporting information. Starting construction prior to obtaining a permit is a violation of the CSL.

3. This plan approval does not include approval of the system design that will be evaluated and approved as part of the CSL permit application review.

4. Other Department permits may be required for construction if encroachment to streams or wetlands will result. Information regarding the requirements for such permits or approvals can be obtained from the Department Permitting and Technical Services Section, Water Management Program, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110.

5. The Department assumes that the developers intend to construct the collection system at their own expense and dedicate it to the municipality upon completion for maintenance and operation.

6. All connections tributary to the Hanover Regional Sewage Treatment Plant must be in accordance with the Consent Order and Agreement made between the Department and Hanover Borough.

**SEWAGE FACILITIES ACT PLAN DISAPPROVAL**

**Plan Disapprovals Granted under section 5 of the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)**

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
East Hanover Township	8848 Jonestown Road Grantville, PA 17028	Dauphin County

*Plan Description:* The Component 3M Minor Act 537 Plan Update for the Englewood and Partridge Hills areas of the Township was disapproved because the Plan failed to demonstrate that the chosen alternative can meet the long-term sewage disposal needs of the study areas. The

Plan also failed to support the conclusion that increased pumping and inspections of septic tanks could serve to address the confirmed and suspected malfunctions in the subject areas.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995**

**PREAMBLE 2**

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

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

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

The Department has received the following plans and reports:

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

**Schramm & Schramm Estate**, East Bradford Township, **Chester County**. David Evans, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**South Philadelphia Shopping Center**, City of Philadelphia, **Philadelphia County**. Michael Christie, Penn

Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440, Darryl Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004 on behalf of William Frutkin, SPSP Corporation, 44 West Lancaster Avenue, Ardmore, PA 19003 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site-Specific Standard and Statewide Health Standard.

**Inglis Apartments at Elmwood**, City of Philadelphia, **Philadelphia County**. Emily Dippold, Kleinfelder East Inc., 180 Sheree Boulevard, Suite 3800, Exton, PA 19341 on behalf of Shirley Thrower, Inglis Housing Corporation, 2600 Belmont Avenue, Philadelphia, PA 19131 has submitted a Final Report concerning remediation of site soil contaminated with lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Keaveney Residence**, Solebury Township, **Bucks County**. Thomas Hippensteal, Envirosearch Consultants, Inc., P. O. Box 940, Springhouse, PA 19477 on behalf of Richard Keaveney, 3241 Comfort Road, New Hope, PA 18938 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead and petroleum products. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

**OIP Pizza**, Williamsburg Borough, **Blair County**. Mounain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of George Camaroto, OIP Pizza, 417 West 2nd Street, Williamsburg, PA 16693 submitted a Final Report concerning remediation of site soils contaminated with heating oil. The report was submitted within 90 days of the release and is intended to document remediation of the site to the Statewide Health Standard.

**Mount Union Creosote Site AOC-1**, Mount Union Borough, **Huntingdon County**. Environmental Alliance, Inc., 1812 Newport Gap Pike, Wilmington, DE 19808, on behalf of Mount Union School Area School District, 28 West Market Street, Mount Union, PA 17066, submitted a cleanup plan concerning remediation of site soils and groundwater contaminated with PAHs. The site will be remediated to the Site-Specific Standard.

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

**Clearfield Former MGP Site**, Clearfield Borough, **Clearfield County**. The Mahfood Group, LLC, 260 Millers Run Road, Bridgeville, PA 15017 on behalf of PPL Electric Utilities Corp., 2 North 9th Street, GENTW17, Allentown, PA 18101-1179 has submitted a Remedial Investigation Report concerning remediation of soil and groundwater contaminated with PAHs and benzene, toluene, ethylbenzene and xylenes. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

**American Meter**, City of Erie, **Erie County**. Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205, on behalf of American Meter Company (Elster Group), 2 West Liberty Boulevard, Malvern, PA 19355 has submitted a Final Report concerning remediation of site soils contaminated with antimony,

arsenic, lead and site groundwater contaminated with 1,1-Dichloroethane, CIS-1,2-Dichloroethylene, Trans-1,2-Dichloroethylene, Tetrachloroethylene (PCE), Toluene, 1,1,1-Trichloroethane, Trichloroethylene, Xylenes (Total). The report is intended to document remediation of the site to meet the Site-Specific Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 3

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**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).**

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Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by provisions of the act for compliance with selection of remediation to a Site-Specific Standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

**Keaveney Residence, Solebury Township, Bucks County.** Thomas Hippensteal, Envirosearch Consultants, Inc. P. O. Box 940, Springhouse, PA 19477 on behalf of Richard Keaveney, 220 West Washington Square, Philadelphia, PA 19106 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with lead and petroleum products. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on August 22, 2008.

**1702—1708 Tulip Street, City of Philadelphia, Philadelphia County.** Guy Sheets Malcolm Pirnie, 640 Freedom Business Center, Suite 310, King of Prussia, PA 19406 on behalf of Kenneth Chadwick Temple East, Inc. d/b/a Northeastern Hospital, 2301 East Allegheny Avenue, Philadelphia, PA 19134 has submitted a Final Report concerning the remediation of site soil contaminated with No. 4 fuel oil and petroleum. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on September 3, 2008.

*Northeast Region: Ronald S. Brezinski, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**Christine Smith Residence, Jenkins Township, Luzerne County.** Thomas Jones, Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440 submitted a Final Report package (on behalf of his client, Christine Smith, 1277 Main Street, Pittston, PA 18640), concerning the remediation of soils found to have been impacted by No. 2 fuel oil constituents as a result of a release from an aboveground storage tank. The report demonstrated attainment of the Statewide Health Standard for soils, relating the compounds analyzed and was approved on September 8, 2008. The report was originally submitted within 90 days of the release

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

**Department of Transportation Maintenance Facility Hollidaysburg, Blair Township, Blair County.** L. Robert Kimball & Associates, Inc., 615 West Highland Avenue, Ebensburg, PA 15931, on behalf of Department of Transportation, 400 North Street, 7th Floor, P.O. Box 3790, Harrisburg, PA 17105, submitted a Final Report concerning remediation of site soils and groundwater contaminated with motor fuels, heating oil and used motor oil. The Final Report demonstrated attainment of the residential Statewide Health Standard and was approved by the Department of Environmental Protection on September 11, 2008.

**Armstrong World Industries—Lancaster's Northwest Gateway, City of Lancaster and Manheim Township, Lancaster County.** EDC Finance Corporation, 100 South Queen Street, Lancaster, PA 17608-1558, submitted a "Request for Determination of Nonuse Aquifer" to demonstrate compliance with 25 Pa. Code § 250.303 of the Land Recycling and Environmental Remediation Standards Act (Act 2). The request was approved by the Department of Environmental Protection on September 15, 2008.

Permits terminated and bonds released under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003)

and regulations to operate a hazardous and residual waste treatment, storage or disposal facility.

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

### Hazardous Waste Action

Proposed action on a permit and bond under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous and residual waste storage and treatment facility.

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

Following the 45-day comment period and/or public hearing, the Department will make a final determination regarding the proposed permit and bond actions. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

### Intent to Terminate Permit and Release Bond

*Regional Office: Regional Manager, Waste Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**Permit ID No. PAD980707087, Siemens Water Technologies, Inc.,** 24th and 31st Streets Extension, Beaver Falls, PA 16115. Operation of a spent carbon regeneration facility in Beaver Falls, **Beaver County.** Siemens certified clean of the facility in August 2008. Siemens' request to terminate its hazardous and residual waste storage and treatment permit and release a \$166,566 closure bond was considered for intent to approve by the Regional Office on September 15, 2008.

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.*

**Permit Application No. 101494, Waste Management of Pennsylvania, Inc.,** 1000 New Ford Mill Road, Morrisville, PA 19067, Falls Township and Tullytown Borough, **Bucks County.** This minor permit modification application is for the modification to the Tullytown Resource Recovery Facility (TRRF) Landfill gas management system by installing a second landfill gas transmission pipeline from the TRRF Compressor Station to the Exelon Pennsbury Power Plant on Bordentown Road. The application was received by the Southeast Regional Office on June 12, 2008.

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

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

**Permit No. 301295. Hazleton Oil & Environmental, Inc.**, 300 South Tamaqua Street, Route 309, Hazleton, PA 18201-7913. A permit renewal authorizing the continued operation of this residual waste (oil) processing facility located in Banks Township, **Carbon County**. The permit renewal was issued by the Regional Office on September 13, 2008.

*Northwest Region: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**Permit Application No. 100691. Waste Management of Pennsylvania Inc.**, 1154 West 16th Street, Erie, PA 16502, City of Erie, **Erie County**. The application was for a Permit Renewal for the Greater Erie Transfer Station and Recycling Center. The permit was issued by the Northwest Regional Office on September 9, 2008.

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

**Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage, or Disposal Facility.**

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

**PAD067098822. Cycle Chem, Inc.**, 550 Industrial Drive, Lewisberry, PA 17333-9537, Fairview Township, **York County**. Permit for the treatment and storage of hazardous waste issued on September 26, 2008.

**AIR QUALITY**

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

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

**GP3-21-03087: Pennsy Supply, Inc.** (Corporate Office, 1001 Paxton Street, Harrisburg, PA 17105) on September 8, 2008, for Portable Nonmetallic Mineral Processing Plant under GP3 in Silver Spring Township, **Cumberland County**.

**GP6-07-03056: Stevenson's, Inc.** (2501 18th Street, Altoona, PA 16601) on September 10, 2008, for Petroleum Dry Cleaning under GP6 in the City of Altoona, **Blair County**.

**GP9-21-03087: Pennsy Supply, Inc.** (Corporate Office, 1001 Paxton Street, Harrisburg, PA 17105) on September 8, 2008, for Diesel or No. 2 Fuel-fired Internal Combustion Engines under GP9 in Silver Spring Township, **Cumberland County**.

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

**GP-61-214A: Reinsel Funeral Home & Cremation** (116 Bissell Avenue, Oil City, PA 16301) on September 10, 2008, for a human crematory (BAQ-GPA/GP-14) in Oil City, **Venango County**.

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

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

**46-0241A: Gibraltar Rock, Inc.** (355 Newbold Road, Fairless Hills, PA 19030-4314) on September 11, 2008, for issuance of a Plan Approval to construct a nonmetallic mineral processing plant and install two wet suppression systems. The rock crushing plant will be located off Route 73 (Big Road) between Route 663 and Church Road, New Hanover Township, **Montgomery County**. The crushing plant will consist of the following air contamination sources: primary crushing system, secondary crushing system, tertiary crushing system, paved and unpaved roads and stockpiles. The rock crushing plant shall be limited to processing a maximum of 500,000 tons of rocks per year (on a 12-month rolling sum basis). The facility is a minor source for PM, PM10 and PM2.5. The crushers, screens and conveyors are subject to 40 CFR Part 60, Subpart OOO of the Standards of Performance for New Stationary Sources (NSPS).

The permittee will incorporate the following control measures and work practice standards as BAT:

- (a) Secondary and tertiary crushers shall be enclosed on all four sides.
- (b) All screens shall be enclosed on all sides
- (c) The primary crusher shall be enclosed on three sides.
- (d) All conveyors shall be fully covered (with access doors for maintenance).
- (e) All paved roads shall be vac swept (vacuumed and swept to remove silt from the surface of the road) and wetted on daily basis when the plant is operating.
- (f) Unpaved roads shall be limited to the quarry area and the overburden transport roads.
- (g) All unpaved roads shall be wetted on daily basis when the plant is operating.
- (h) A wheel washing station shall be installed at the transition point from the unpaved area to the paved road. All wheels of vehicles entering the paved roads from an unpaved area shall be washed irrespective of weather condition.
- (i) Both sides of the paved roads shall have vegetative cover to reduce wind erosion of soil cover and to minimize silt loading of the roads. The Department of Environmental Protection may request additional vegetative cover if silt re-entrainment is determined to cause fugitive emissions. Vegetative cover shall be provided/planted before the crushing plant starts operation irrespective of weather condition.
- (j) All loaded trucks leaving the facility shall be tarped.

(k) Nozzles of the wet suppression systems shall be located at all fugitive emission points (crushers and belt conveyor transfer points).

(l) All fugitive emissions from the belt conveyor transfer points shall be limited to 10% opacity and all fugitive emissions from the crushers without a capture system shall be limited to 15% opacity.

The Permittee will comply with the monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

**09-0010B: TEVA Pharmaceuticals USA, Inc.** (650 Cathill Road, Sellersville, PA 18960) on September 15, 2008, for addition of ethanol and isopropyl alcohol granulation formulations to an existing Glatt 120 Fluid Bed Processor at its facility in West Rockhill Township, **Bucks County**. The potential VOC emissions from this project were estimated to be 11.7 tpy on a 12-month rolling sum basis. The facility limit for VOC emissions is 24 tpy on a 12-month rolling sum basis.

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

**06-05069N: East Penn Manufacturing Company, Inc.** (Deka Road, P. O. Box 147, Lyon Station, PA 19536) on September 5, 2008, for modification of various sources at the assembly plant S-1 in Richmond Township, **Berks County**.

**38-03035B: V & S Lebanon Galvanizing, LLC** (1000 Buckeye Park Road, Columbus, OH 43207-2509) on September 9, 2008, for an increase in the annual galvanized steel throughput from 36,000 to 46,000 tons during any consecutive 12-month period at their facility in Union Township, **Lebanon County**.

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

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

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

**15-0078D: Centocor, Inc.** (200 Great Valley Parkway, Malvern, PA 19355) on September 8, 2008, to operate an electric generator in East Whiteland Township, **Chester County**.

**46-0254: Campania International, Inc.** (2452 Quakertown Road, Suite 100, Pennsburg, PA 18073) on September 8, 2008, to operate a spray booth in Upper Hanover Township, **Montgomery County**.

**09-0126A: Air Liquide Electronics U.S., LP** (19 Steel Road West, Morrisville, PA 19067) on September 8, 2008, to operate a wet scrubber S-7 in Falls Township, **Bucks County**.

**15-0078C: Centocor, Inc.** (200 Great Valley Parkway, Malvern, PA 19355) on September 8, 2008, to operate the No. 2 MW electric generator in East Whiteland Township, **Chester County**.

**15-0015C: Sartomer Co., Inc.** (502 Thomas Jones Way, Exton, PA 19341) on September 9, 2008, for modifi-

cation of an existing chemical manufacturing plant at West Chester Borough, **Chester County**. The modification involves the emissions from its exiting utility vacuums.

**09-0156: Oldcastle Lawn and Garden Inc.** (500 East Pumping Station Road, Quakertown, PA 18951) on September 11, 2008, to operate two diesel engines and wood processing in Richland Township, **Bucks County**.

**09-0189A: Eureka Stone Quarry, Inc.** (P. O. Box 249, Chalfont, PA 18914) on September 15, 2008, to operate a processing plant and water suppression system in Warrington Township, **Bucks County**.

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

**06-05069H: East Penn Manufacturing Company, Inc.** (Deka Road, P. O. Box 147, Lyon Station, PA 19536) on August 1, 2008, to modify their lead/acid battery assembly facility in Richmond Township, **Berks County**. This plan approval was extended.

**44-05001B: Standard Steel, LLC** (500 North Walnut Street, Burnham, PA 17009-1644) on September 1, 2008, for construction of a continuous wheel heat treating line with two furnaces in Burnham Borough, **Mifflin County**. This plan approval was extended.

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

**17-302-024: Clearfield Area School District** (428 River Road, Clearfield, PA 16830) on September 15, 2008, to extend the authorization to operate a 10 mmBtu/hr wood-fired boiler on a temporary basis to March 14, 2009, in Lawrence Township, **Clearfield County**.

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

**62-032B: Ellwood National Forge-Irvine Plant** (One Front Street, P. O. Box 303, Irvine, PA 16329) on August 31, 2008, for installation of a new ladle furnace and increase production from 46,200 tpy to 150,000 tpy at facility in Brokenstraw Township, **Warren County**.

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

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

**21-05038: Holy Spirit Hospital** (503 North 21st Street, Camp Hill, PA 17011-2288) on September 9, 2008, for operation of a medical care facility in East Pennsboro Township, **Cumberland County**. This is a renewal of the Title V operating permit.

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

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.*

**46-00116: Pecora Corp.** (165 Wambold Road, Harleysville, PA 19438) on September 9, 2008, for operation of mixers and cold cleaning degreasers in Lower



Salford Township, **Montgomery County**. This action is a renewal of the State-only Operating Permit (Natural Minor). The original State-only Operating Permit was issued on August 27, 2003. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting designed to keep the facility operating within all applicable air quality requirements.

**46-00230: East Norriton-Plymouth-Whitpain Joint Sewer Authority** (200 Ross Street, Plymouth Meeting, PA 19462) on September 9, 2008, for operation of their sewage processing plant in Plymouth Township, **Montgomery County**. The permit is for a non-Title V (State-only) facility. No changes have taken place at the facility since the permit was last issued on September 24, 2003. Major sources of air emissions include a sewage sludge incinerator and associated control devices. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

**07-05025: Sunoco Partners & Marketing Terminals, LP** (5733 Butler Street, Pittsburgh, PA 15201-2115) on September 9, 2008, for a gasoline terminal in Allegheny Township, **Blair County**. This is a renewal of the State-only operating permit.

**44-05017: Overhead Door Corporation** (23 Industrial Park Road, P. O. Box 110, Lewistown, PA 17044) on September 10, 2008, for operation of a steel door manufacturing facility in Granville Township, **Mifflin County**.

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

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.*

**46-00013: Hatfield Quality Meats, Inc.—A Subsidiary of The Clemens Family** (2700 Funks Road, P. O. Box 902, Hatfield, PA 19440-0902) on September 9, 2008, to amend the conditions of Title V Operating Permit for all facility NO<sub>x</sub> sources at 2700 Funks Road, Hatfield Township, **Montgomery County**. This Title V Operating Permit was administratively amended to incorporate Plan Approval Nos. PA-46-0013A and 46-0013B.

**46-00167: Parkhouse** (1600 Black Rock Road, Royersford, PA 19468) on September 11, 2008, this permit was revised for a change in ownership from Montgomery County Geriatric and Rehabilitation Center to Parkhouse and this permit was revised to incorporate a plan approval for the replacement of two boilers at this facility located in Upper Providence Township, **Montgomery County**. This Administrative Amendment of the State-only Operating Permit was issued in accordance with the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450.

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

**36-05100: Pennsy Supply, Inc.** (P. O. Box 4688, Lancaster, PA 17604-4688) on September 10, 2008, to operate an asphalt plant in Manheim Township,

**Lancaster County**. This State-only operating permit was administratively amended due to a change of ownership. This is Revision No. 2.

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

**32-00157: T. W. Phillips Gas and Oil Co.** (205 North Main Street, Butler, PA 16001-4998) on September 10, 2008, for operation of Kinter Compressor Station in Rayne Township, **Indiana County**. The Title V Operating Permit was administratively amended to update the facility's responsible official and permit contact person.

**65-00207: OMNOVA Solutions, Inc.** (1001 Chambers Avenue, Jeannette, PA 15644-3207) on September 11, 2008, for operation of their Jeannette Plant in Jeannette City, **Westmoreland County**. The Title V Operating Permit was administratively amended to update the facility's responsible official.

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

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

*Coal Permits Actions*

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

**14743701 and NPDES Permit No. PA0600156, Pennsylvania Mines, LLC and PPL Generation, LLC** (2 North Ninth Street, GEN PL6, Allentown, PA 18101), to renew the permit for the Pauline Hollow Refuse Disposal Site in Rush Township, **Centre County** and related NPDES permit. No additional discharges. Application received March 31, 2008. Permit issued September 12, 2008.

**30901601 and NPDES Permit No. PA0214035, Chess Coal Company**, (155 Chess Road, Smithfield, PA 15478), to renew the permit for the Poland Dock in Monongahela Township, **Greene County** and related NPDES permit. No additional discharges. Application received February 8, 2008. Permit issued September 12, 2008.

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

**56930112 and NPDES No. PA0212636. Future Industries, Inc.**, P. O. Box 157, Meyersdale, PA 15552, permit renewal for reclamation only of a bituminous surface mine in Black Township, **Somerset County**, affecting 316 acres. Receiving streams: UNTs to/and



Rhodes Creek classified for the following use: WWF. There are no potable water supply intakes within 10 miles downstream. Application received July 22, 2008. Permit issued September 8, 2008.

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, (724) 925-5500.*

**03860110 and NPDES Permit No. PA0589144. State Industries, Inc.** (P. O. Box 1022, Kittanning, PA 16201). Permit revision for the E & S plans to include an additional pond and mining the Lower Freeport coal seam to an existing bituminous surface/auger mine, located in East Franklin Township, **Armstrong County**, affecting 667.4 acres. Revision application received February 4, 2008. Revision permit issued September 10, 2008.

**26070105 and NPDES Permit No. PA0251232. Amerikohl Mining, Inc.** (1384 SR 711, Stahlstown, PA 15687). Permit for commencement, operation and reclamation of a bituminous surface mine, located in Saltlick Township, **Fayette County**, affecting 71.6 acres. Receiving streams: UNTs to Little Champion Creek. Application received October 5, 2007. Permit issued September 12, 2008.

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

**17010104 and NPDES No. PA0243060. RES Coal, LLC** (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). Transfer of an existing bituminous surface mine from Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849), located in Morris Township, **Clearfield County**, affecting 55.9 acres. Receiving stream UNT to Moshannon Creek, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received May 30, 2008. Permit issued September 3, 2008.

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

**54070104. South Tamaqua Coal Pockets, Inc.**, (804 West Penn Pike, Tamaqua, PA 18252), commencement, operation and restoration of an anthracite coal refuse reprocessing operation in Blythe Township, **Schuylkill County** affecting 55.1 acres, receiving stream: none. Application received November 20, 2007. Permit issued September 9, 2008.

**54-305-004GP12. South Tamaqua Coal Pockets, Inc.**, (804 West Penn Pike, Tamaqua, PA 18252), general operating permit to operate a coal preparation plant on Surface Mining Permit No. 54070104 in Blythe Township, **Schuylkill County**. Application received November 20, 2007. Permit issued September 9, 2008.

**40-305-005GP12. Mineral Reclamation, LLC**, (30 Market Street, Pittston, PA 18640), general operating permit to operate a coal preparation plant on Surface Mining Permit No. 40070201 in Hanover Township, **Luzerne County**. Application received March 31, 2008. Permit issued September 15, 2008.

#### *Noncoal Permits Actions*

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

**56070301 and NPDES No. PA0262340. Keystone Lime Company, Inc.**, P. O. Box 278, Springs, PA 15562, commencement, operation and restoration of a sandstone surface mine in Elk Lick Township, **Somerset County**, affecting 9.5 acres. Receiving streams: UNT to Laurel Run classified for the following use: CWF. There are no

potable water supply intakes within 10 miles downstream. Application received February 27, 2007. Permit issued September 8, 2008.

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

**58070849. Richard D. Phillips**, (R. R. 3, Box 324A3, Montrose, PA 18801), commencement, operation and restoration of a bluestone quarry operation in Oakland Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received August 15, 2007. Permit issued September 11, 2008.

#### **ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

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

#### *Blasting Permits Actions*

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

**21084151. M & J Explosives, Inc.**, P. O. Box 608, Carlisle, PA 17013-0608, blasting activity permit issued for commercial development in Silver Spring Township, **Cumberland County**. Blasting activity permit end date is September 30, 2009. Permit issued September 4, 2008.

**21084152. M & J Explosives, Inc.**, P. O. Box 608, Carlisle, PA 17013-0608, blasting activity permit issued for residential development in Silver Spring Township, **Cumberland County**. Blasting activity permit end date is September 30, 2009. Permit issued September 4, 2008.

**28084124. M & J Explosives, Inc.**, P. O. Box 608, Carlisle, PA 17013-0608, blasting activity permit issued for residential development in Guilford Township, **Franklin County**. Blasting activity permit end date is September 30, 2009. Permit issued September 4, 2008.

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

**08084003. John Brainard Explosives** (R. R. 1, Box 275, Kingsley, PA 18826), blasting for Chancellor No. 1 well located in Asylum Township, **Bradford County**. Permit issued September 4, 2008. Permit expires December 31, 2008.

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

**09084107. American Rock Mechanics, Inc.**, (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Doylestown Hospital in Doylestown Township, **Bucks County** with an expiration date of September 1, 2009. Permit issued September 8, 2008.

**58084002. John Brainard**, (R. R. 1, Box 275, Kingsley, PA 18826), construction blasting for the Benscoter Well Site in Auburn Township, **Susquehanna County** with an expiration date of December 31, 2008. Permit issued September 9, 2008.

**06084123. Warren's Excavating & Drilling, Inc.**, (P. O. Box 1022, Honey Brook, PA 19344), construction blasting for utilities 202 Museum Road in Shillington Borough, **Berks County** with an expiration date of September 1, 2009. Permit issued September 9, 2008.

**06084124. Keystone Blasting Service**, (381 Reifsnyder Road, Lititz, PA 17543), construction blasting for a parking lot in Marion Township, **Berks County** with an expiration date of December 30, 2008. Permit issued September 9, 2008.

**360841100. Abel Construction Co., Inc.**, (P. O. Box 476, Mountville, PA 17554), construction blasting at the Lancaster Airport in Manheim Township, **Lancaster County** with an expiration date of September 30, 2009. Permit issued September 9, 2008.

**360841101. Keystone Blasting Service**, (381 Reifsnyder Road, Lititz, PA 17543), construction blasting for Bethany Gardens in Clay Township, **Lancaster County** with an expiration date of December 30, 2009. Permit issued September 9, 2008.

**38084125. Abel Construction Co., Inc.**, (P. O. Box 476, Mountville, PA 17554), construction blasting for Fox Ridge Subdivision in South Lebanon Township, **Lebanon County** with an expiration date of September 30, 2009. Permit issued September 9, 2008.

**58084101. Austin Powder Company**, (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Cabot Oil & Gas Corp. pipeline in Dimock and Springville Townships, **Susquehanna County** with an expiration date of September 8, 2009. Permit issued September 9, 2008.

**58084003. Dawson Geophysical Company**, (508 West Wall, Suite 800, Midland, TX 79701) and Gregory N. Dembowski, (11019 Mill Road, East Bethany, NY 14054), construction blasting for Mehoopany 3D—Seismic Program in Rush, Auburn and Meshoppen Townships, **Susquehanna and Wyoming Counties** with an expiration date of March 31, 2009. Permit issued September 10, 2008.

**06084125. Warren's Excavating & Drilling, Inc.**, (P. O. Box 1022, Honey Brook, PA 19344), construction blasting for Kutztown Sewer Treatment Plant expansion in Maxatawny Township, **Berks County** with an expiration date of September 1, 2009. Permit issued September 11, 2008.

**45084146. Explosive Services, Inc.**, (7 Pine Street, Bethany, PA 18431), construction blasting for Castle Rock Acres in Middle Smithfield Township, **Monroe County** with an expiration date of September 30, 2009. Permit issued September 12, 2008.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel

Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

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

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued*

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E15-773. John D. Reid**, 480 West Christine Road, Nottingham, PA 19362, West Nottingham Township, **Chester County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain a driveway bridge located in and across Black Run (TSF, MF). This bridge will provide access to a single-family dwelling. The proposed bridge and driveway will impact wetlands 0.01 acre (PEM). The project is located east of the intersection of Park and Deer Path Roads (Rising Sun, MD-PA Quadrangle N: 21.1 inches; W: 7.8 inches).

The issuance of this permit also constitutes approval of a Water Quality Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 134(a)).

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

**E21-402: Anne Shambaugh**, Camp Hill Borough, 2145 Walnut Street, Camp Hill, PA 17011, Camp Hill Borough, **Cumberland County**, United States Army Corps of Engineers, Baltimore District.

To construct and maintain: 1) eleven 8.0-foot long by 8.0-foot wide rock weirs permanently impacting 704.0 square feet of stream channel; 2) bank regrading permanently impacting 931.0 cubic feet of stream bank; 3) twelve boulder bank revetments permanently impacting 1,676.0 square feet of stream channel; 4) regrading flood bench permanently impacting 846.0 square feet of

floodway; 5) four stacked boulder walls permanently impacting 747.0 square feet of stream channel; 6) channel reconstruction permanently impacting 2,210.0 square feet of stream channel; 7) one stepped boulder bank permanently impacting 216.0 square feet of stream channel; 8) boulder paved outlet apron permanently impacting 40.0 square feet of stream channel; 9) stacked boulder abutments permanently impacting 320.0 square feet of stream channel; 10) 109.0 linear feet split rail fence permanently impacting the floodway; 11) an 8.0-foot long by 6.5-foot wide puncheon bridge permanently impacting 52.0 square feet of floodway; 12) two stepped swales permanently impacting 440.0 square feet of floodway; 13) a 55.0-foot long by 5.0-foot wide gravel walking path permanently impacting 275.0 linear feet of floodway; 14) a flagstone terrace permanently impacting 445.0 square feet of floodway; 15) two rain gardens permanently impacting 757.0 square feet of floodway; 16) removal of an abandoned dam permanently impacting 24.0 square feet of stream channel; 17) a headwall removal permanently impacting 8.0 square feet of stream channel headwall; 18) removal of railroad tie wall permanently impacting 40.0 square feet of floodway; 19) removal of four culvert pipes permanently impacting 111.0 linear feet of stream channel; 20) excavation in two palustrine emergent wetlands permanently impacting 206.3 square feet of wetland; 21) two rock construction entrances temporarily impacting 1,242.0 square feet of floodway; 22) one stockpile of fill temporarily impacting 4,008.0 square feet of floodway; and 23) a silt fence temporarily impacting 264.0 linear feet of floodway.

All activities are related to the rehabilitation and maintenance of a UNT to Cedar Run (CWF-WT) located downstream of Logan Street culvert to the Market Street culvert (Lemoyne, PA Quadrangle N: 21.55 inches; W: 7.0 inches, Latitude: 40° 14' 37"; Longitude: 76° 55' 31" and N: 20.95 inches; W: 7.1 inches, Latitude: 40° 14' 25"; Longitude: 76° 55' 33") in Camp Hill Borough, Cumberland County. The permittee is required to provide a minimum of 0.005 acre of replacement wetland for impacting exceptional value wetlands.

**E67-814: Timothy Pasch**, 2645 Carnegie Road, York, PA 17402, Springettsbury Township, **York County**, United States Army Corps of Engineers, Baltimore District.

To replace two existing 50-foot long, 48-inch CMPs and one 50-foot long, 36-inch RCP with a single cell 140-foot long, 14-foot wide by 4-foot high concrete box culvert, depressed 6-inches with baffles in a UNT to Kreutz Creek (WWF) for the purpose of developing a commercial building lot (York, PA Quadrangle N: 19.35 inches; W: 3.75 inches, Latitude: 39° 58' 53"; Longitude: 76° 35' 53") in Springettsbury Township, York County. The project will result in an additional 90 feet of permanent channel impacts from the stream enclosure.

**E22-514: Mount Calvary Christian School**, 629 North Holley Street, P. O. Box 508, Elizabethtown, PA 17033, Conewago Township, **York County**, United States Army Corps of Engineers, Baltimore District.

To perform excavation and filling in the floodway of both Brills Run (TSF) and Conewago Creek (TSF) to construct athletic fields for the Mount Calvary Christian School. The project is located near the intersection of South Hertzler and Hoffer Road in Elizabethtown, PA (Middleton, PA Quadrangle N: 10.6 inches; W: 1.0 inch, Latitude: 40° 10' 49"; Longitude: 76° 37' 98") in Conewago Township, Dauphin County.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.*

**E60-181. Arthur Keister**, 150 Silver Moon Lane, Lewisburg, PA 17837. Water Obstruction and Encroachment Joint Permit, Silver Moon Development, in Kelly Township, **Union County**, United States Army Corps of Engineers, Baltimore District (Lewisburg, PA Quadrangle N: 40° 59' 29"; W: 76° 53' 03").

To construct and maintain 91 linear feet of 36-inch diameter HDPE culvert, 85 linear feet of 77-inch by 55-inch steel arch pipe, 17 linear feet of 10-inch diameter SDR PVC sewer pipe, all of which are located along a UNT to the West Branch of the Susquehanna River; 135 linear feet of 5 foot high concrete retaining wall, to include R-4 riprap protection along the toe, within the floodway of a UNT to the West Branch of the Susquehanna River. The project will permanently impact 0.42 acre of jurisdictional wetlands and 298 linear feet of waterway. The project is located 1.2 miles north of Lewisburg along the western right-of-way of SR 0015 in Kelly Township, Union County.

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335.*

**E25-722, Millcreek Township**, 3608 West 26th Street, Millcreek, PA 16506-2037. Edgevale Drive Pipe, in Millcreek Township, **Erie County**, United States Army Corps of Engineers, Pittsburgh District (Erie, PA Quadrangle N: 42° 4' 54.55"; W: 80° 4' 28.11").

To construct and maintain a 60-foot long 5-foot diameter CMP extension of an existing stream enclosure in a UNT Mill Creek approximately 600 feet SW of the intersection of Edgevale Drive and Heidi Avenue (Erie, PA Quadrangle N: 42° 4' 54.55"; W: 80° 4' 28.11") in Millcreek Township, Erie County. The UNT Mill Creek is a perennial stream classified as a WWF and MF.

**E33-230, Winslow Township**, 1277 Yellow Brick Road, Reynoldsville, PA 15851. Village of Soldier Wastewater Collection and Water Supply System, in Winslow Township and Sykesville Borough, **Jefferson County**, United States Army Corps of Engineers, Pittsburgh District (DuBois, PA Quadrangle N: 41° 03' 45"; W: 78° 50' 38").

To construct and maintain wastewater collection and drinking water distribution systems to serve the Village of Soldier and surrounding area including the installation of approximately 23,000 feet of sanitary sewer force mains and gravity lines, two pump stations and approximately 20,000 feet of potable water lines. The project includes the following impacts:

1. Seven sanitary sewer line and three water line crossings of tributaries to Soldier Run (CWF).
2. Two sanitary sewer line and three water line crossings of tributaries to Sugarcamp Run (HQ-CWF).
3. Two water line crossings, two gravity sanitary sewer line crossings and two sanitary sewer force main crossings of three wetland areas in the Soldier Run watershed.
4. Two sanitary sewer pump stations and associated fill within the 100-year floodplain of a tributary to Soldier Run.

**E42-338, Paul Wittenbrink**, 434 Hammock Drive, Orchard Park, NY 14127. Wittenbrink Residence Small Flow Treatment Facility Outfall to Chandler Run, in Corydon Township, **McKean County**, United States Army Corps of Engineers, Pittsburgh District (Stickney, PA-NY Quadrangle N: 41° 58' 55.8"; W: 78° 49' 7.4").

To construct and maintain a 4-inch-diameter PVC outfall pipe from a small flow treatment facility along the left side of Chandler Run (HQ-CWF) at a private residence along the east side of Wolf Run Road approximately 4.5 miles north of SR 346.

#### DAM SAFETY

*Central Office: Bureau of Waterways Engineering, 400 Market Street, Floor 3, P. O. Box 8554, Harrisburg, PA 17105-8554.*

**D40-244. Wyoming Valley Inflatable Dam. Luzerne County Flood Protection Authority,** Luzerne County Courthouse, 200 North River Street, Wilkes-Barre, PA 18711.

To construct, operate and maintain Wyoming Valley Inflatable Dam across the Susquehanna River (WWF), impacting 1.06 acres of wetlands (Palustrine Emergent and Palustrine Forested) and 4.5 miles of river and providing 1.06 acres of wetland mitigation, for the purpose of revitalizing interest in the river through new recreation, scenic and economic opportunities. Work includes construction of a 9.5-foot high 960-foot long inflatable run-of-the-river dam (Wilkes-Barre West, PA Quad-range N: 22.0 inches; W: 5.9 inches) in the City of Wilkes-Barre and Borough of Larksville, **Luzerne County**. This dam permit application has been denied.

### SPECIAL NOTICES

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

#### **Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Load (TMDL) for the Watershed of Pumpkin Run (Greene County)**

The Department of Environmental Protection (Department) will accept comments on the proposed TMDL developed for the watershed of Pumpkin Run in Greene County. The TMDL was established in accordance with the requirements of section 303(d) of The Clean Water Act. Streams within this watershed are listed in Pennsylvania's Integrated Water Quality Monitoring and Assessment Report as being impaired due to excessive nutrient loading and organic enrichment/low dissolved oxygen levels resulting from agricultural activities.

Impairments were addressed by establishing a TMDL of phosphorus, which was calculated to be the limiting nutrient. There currently are no State or Federal in-stream numerical water quality criteria for phosphorus. Therefore, the Department utilized a reference watershed approach to implement the applicable narrative criteria. The proposed TMDL sets allowable loadings of phosphorus in the watershed of Pumpkin Run. Phosphorus loadings were allocated among all land use categories present in the watershed and to existing point sources. Data used in establishing this TMDL were generated using a water quality analysis model designed by the Pennsylvania State University.

The data and all supporting documentation used to develop the proposed TMDL are available from the Department. The proposed TMDL and information on the TMDL program can be viewed on the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (PA Keyword: TMDL). To request a copy of this TMDL, contact: Joe Boylan at [joboylan@state.pa.us](mailto:joboylan@state.pa.us) or 400 Waterfront Drive, Pittsburgh, PA 15222.

The Department will consider all comments in developing the final TMDL, which will be submitted to the Environmental Protection Agency for approval. Written comments will be accepted at the previous address and must be received by November 2, 2008. A public meeting to discuss the technical merits of the TMDL will be held on Wednesday, October 15, 2008, at 6 p.m. at the Rices Landing Borough Community Building, 100 Water Street, Rices Landing, PA 15317.

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191.*

#### **Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Load (TMDL) for the Licking Creek Watershed in Clarion County**

The Department of Environmental Protection (Department) is holding a public meeting to discuss and accept comments on a proposed TMDL for the Licking Creek Watershed in Clarion County. The meeting will be held on October 2, 2008, beginning at 1 p.m. at the Knox District Mining Office in Knox, PA. The proposed TMDL was developed in accordance with the requirements of The Clean Water Act, section 303(d). Eighty-one segments in the Licking Creek Watershed (including Anderson, Cherry and Craggs Runs, Little Licking Creek and Mineral Run) have been identified as impaired on the 1996, 1998, 2002, 2004 and 2006 Pennsylvania 303(d) lists due to depressed pH and high concentrations of metals.

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0 to 9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the late 19th century and mining occurs on a smaller scale today. The effects of this are still present. The TMDL consists of load allocations, which are made to nonpoint sources of pollution and waste load allocations which are established for permitted point sources.

The TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a data set based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected over a 2 year period.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Ely Heferle, Water Pollution Biologist, Knox District Mining Office, White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814)

797-1191. E-mail will be received at eheferle@state.pa.us. Directions to the Knox District Mining Office can also be obtained by contacting this address.

The proposed TMDL for the Licking Creek Watershed can be accessed through the Department's web site, [www.dep.state.pa.us](http://www.dep.state.pa.us), by typing "TMDL" in the DEP Keyword field and clicking GO.

Written comments will be accepted at the previous address and must be postmarked by November 26, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m., Wednesday, October 1, 2008. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

Persons with a disability who require accommodations to attend this meeting should contact the Department at (814) 797-1191 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

**Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Load (TMDL) for the Mill Creek Watershed in Clarion and Jefferson Counties**

The Department of Environmental Protection (Department) is holding a public meeting to discuss and accept comments on a proposed TMDL for the Mill Creek Watershed in Clarion County (Clarion and Millcreek Townships) and Jefferson County (Eldred and Union Townships). The meeting will be held on October 2, 2008, beginning at 10 a.m. at the Knox District Mining Office in Knox, PA. The proposed TMDL was developed in accordance with the requirements of The Clean Water Act, section 303(d). Four stream segments in the Mill Creek Watershed have been identified as impaired on the 1996, 1998, 2002, 2004 and 2006 Pennsylvania 303(d) lists due to depressed pH and high concentrations of metals. The listed segments and miles degraded are shown in the following table:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
49706	Mill Creek	20.6
49715	UNT Mill Creek	1.1
49716	UNT Mill Creek	0.8
49766	UNT Mill Creek	0.6

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0 to 9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the late 19th century and mining continues on a smaller scale today. The effects of this are still present. The TMDL consists of load allocations, which are made to nonpoint sources of pollution and waste load allocations which are established for permitted point sources.

The TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that

each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a data set based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected over a 10-year period.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Ely Heferle, Water Pollution Biologist, Knox District Mining Office, White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191. E-mail will be received at eheferle@state.pa.us. Directions to the Knox District Mining Office can also be obtained by contacting this address.

The proposed TMDL for the Mill Creek Watershed can be accessed through the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) by typing "TMDL" in the DEP Keyword field and clicking GO.

Written comments will be accepted at the previous address and must be postmarked by November 26, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m., Wednesday, October 1, 2008. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

Persons with a disability who require accommodations to attend this meeting should contact the Department at (814) 797-1191 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

**Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Load (TMDL) for the Little Toby Creek Watershed in Elk and Jefferson Counties**

The Department of Environmental Protection (Department) is holding a public meeting to discuss and accept comments on a proposed TMDL for the Little Toby Creek Watershed in Elk and Jefferson Counties. The meeting will be held on October 7, 2008, beginning at 10 a.m. at the Knox District Mining Office in Knox, PA. The proposed TMDL was developed in accordance with the requirements of The Clean Water Act, section 303(d). Sixty-eight stream segments in the Little Toby Creek Watershed have been identified as impaired on the 1996, 1998, 2002, 2004 and 2006 Pennsylvania 303(d) lists due to depressed pH and high concentrations of metals.

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron, manganese and acidity), pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0 to 9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily

mined for coal in the late 19th century and mining continues on a smaller scale today. The effects of this are still present. The TMDL consists of load allocations, which are made to nonpoint sources of pollution and waste load allocations which are established for permitted point sources.

The TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a data set based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected over a 10-year period.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Ely Heferle, Water Pollution Biologist, Knox District Mining Office, White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191. E-mail will be received at eheferle@state.pa.us. Directions to the Knox District Mining Office can also be obtained by contacting this address.

The proposed TMDL for the Little Toby Creek Watershed can be accessed through the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) by typing "TMDL" in the Department Keyword field and clicking GO.

Written comments will be accepted at the previous address and must be postmarked by November 26, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m., Monday, October 6, 2008. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

Persons with a disability who require accommodations to attend this meeting should contact the Department at (814) 797-1191 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

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

**Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Loads (TMDL) for the Pond Creek and Sandy Run Watersheds in Luzerne County**

The Department of Environmental Protection (Department) is holding a public meeting on October 30, 2008, beginning at 10 a.m. at the Pottsville District Office in Pottsville, PA to discuss and accept comments on a proposed TMDL. The proposed TMDL was established in accordance with the requirements of the 1996 section 303(d) of The Clean Water Act. The Pond Creek and Sandy Run Watersheds have been identified as impaired on the 1996 Pennsylvania 303(d) list due to high concentrations of metals.

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron and manganese) and pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0 to 9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the 19th and 20th centuries. The effects of this are still present. The TMDL consists of load allocations, which are made to nonpoint sources of pollution and waste load allocations, which are made to permitted point sources.

The TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a dataset based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals, sediment and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data between 2006 and 2008.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact James Andrews at (570) 621-3118 between 8 a.m. and 4 p.m., Monday through Friday, at Pottsville District Mining Office, 5 West Laurel Boulevard, Pottsville, PA 17901. E-mail will be received at [jameandrew@state.pa.us](mailto:jameandrew@state.pa.us). Directions to the meeting place can also be obtained through this contact.

The TMDL can be viewed and printed by accessing the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (PA Keyword: TMDL).

Written comments will be accepted at the previous address and must be postmarked by November 20, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m., Friday, October 24, 2008. The Department will consider all comments in developing the final TMDL, which will be submitted to the EPA for approval.

**Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Loads (TMDL) for the Bucks Mountain Watershed in Carbon and Luzerne Counties**

The Department of Environmental Protection (Department) is holding a public meeting on October 30, 2008, beginning at 1 p.m. at the Pottsville District Office in Pottsville, PA to discuss and accept comments on a proposed TMDL. The proposed TMDL was established in accordance with the requirements of the 1996 section 303(d) of The Clean Water Act. The Buck Mountain Watershed has been identified as impaired on the 1996 Pennsylvania 303(d) list due to high concentrations of metals. The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron and manganese) and pH, and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0 to 9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the 19th and 20th centuries. The effects of this are still present. The TMDL consists of load allocations, which are made to nonpoint sources of pollution and waste load allocations, which are made to permitted point sources.

The TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a dataset based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals, sediment and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data between 2006 and 2008.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact James Andrews at (570) 621-3118 between 8 a.m. and 4 p.m., Monday through Friday, at Pottsville District Mining Office, 5 West Laurel Boulevard, Pottsville, PA 17901. E-mail will be received at [jameandrew@state.pa.us](mailto:jameandrew@state.pa.us). Directions to the meeting place can also be obtained through this contact.

The TMDL can be viewed and printed by accessing the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (PA Keyword: TMDL).

Written comments will be accepted at the previous address and must be postmarked by November 20, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m., Friday, October 24, 2008. The Department will consider all comments in developing the final TMDL, which will be submitted to the Environmental Protection Agency for approval.

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

**Request for Comment and Notice of Public Meeting  
for the Proposed Total Maximum Daily Loads  
(TMDL) for Buffalo Creek Watershed  
in Somerset County**

The Department of Environmental Protection (Department) is holding a public meeting on October 28, 2008, beginning at 1 p.m. at the Ebensburg District Office in Ebensburg, PA to discuss and accept comments on a proposed TMDL. The proposed TMDL was established in accordance with the requirements of the 1996 section 303(d) of The Clean Water Act. One stream segment in the Buffalo Creek Watershed has been identified as impaired on the 1996 Pennsylvania 303(d) list due to high concentrations of metals; additional segments were identified in 1998, 2002, 2004 and 2006. The listed segment and miles degraded are shown in the following table:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
39075	Buffalo Creek	7.5

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron and manganese) and pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0 to 9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the 20th century. The effects of this are still present. The TMDL consists of load allocations, which are made to nonpoint sources of pollution and waste load allocations, which are made to permitted point sources.

The TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a dataset based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected throughout 2006 and 2007.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Miles Baird at (814) 472-1889 between 8 a.m. and 3 p.m., Monday through Friday, at Ebensburg District Mining Office, 286 Industrial Park Road, Ebensburg, PA 15931. E-mail will be received at [mbaird@state.pa.us](mailto:mbaird@state.pa.us). Directions to the meeting place can also be obtained through this contact.

The TMDL can be viewed and printed by accessing the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (PA Keyword: TMDL).

Written comments will be accepted at the previous address and must be postmarked by November 27, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 3 p.m., Friday, October 24, 2008. The Department will consider all comments in developing the final TMDL, which will be submitted to the Environmental Protection Agency for approval.

**Request for Comment and Notice of Public Meeting  
for the Proposed Total Maximum Daily Loads  
(TMDL) for Coxes Creek Watershed  
in Somerset County**

The Department of Environmental Protection (Department) is holding a public meeting on October 28, 2008, beginning at 1 p.m. at the Ebensburg District Office in Ebensburg, PA to discuss and accept comments on a proposed TMDL. The proposed TMDL was established in accordance with the requirements of the 1996 section 303(d) of The Clean Water Act. Two stream segments in



the Coxes Creek Watershed has been identified as impaired on the 1996 Pennsylvania 303(d) list due to high concentrations of metals; additional segments were identified in 1998, 2002, 2004 and 2006. The listed segments and miles degraded are shown in the following table:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
38944	Coxes Creek	1
39012	East Branch Coxes Creek	1

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron and manganese) and pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0 to 9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the 20th century. The effects of this are still present. The TMDL consists of load allocations, which are made to nonpoint sources of pollution and waste load allocations, which are made to permitted point sources.

The TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a dataset based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals, sediment and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected throughout 2007 and 2008.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Mike Timcik at (814) 472-1936 between 8 a.m. and 3 p.m., Monday through Friday, at Ebensburg District Mining Office, 286 Industrial Park Road, Ebensburg, PA 15931. E-mail will be received at [mtimcik@state.pa.us](mailto:mtimcik@state.pa.us). Directions to the meeting place can also be obtained through this contact.

The TMDL can be viewed and printed by accessing the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (PA Keyword: TMDL).

Written comments will be accepted at the previous address and must be postmarked by November 27, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 3 p.m., Friday, October 24, 2008. The Department will consider all comments in developing the final TMDL, which will be submitted to the Environmental Protection Agency for approval.

### **Request for Comment and Notice of Public Meeting for the Proposed Total Maximum Daily Loads (TMDL) for Rock Run Watershed in Cambria County**

The Department of Environmental Protection (Department) is making available for public comment a revised TMDL for the Rock Run Watershed. The proposed TMDL was established in accordance with the requirements of the 1996 section 303(d) of The Clean Water Act. One stream segment in the Rock Run Watershed has been identified as impaired on the 1996 Pennsylvania 303(d) list due to high concentrations of metals; additional segments were identified in 1998, 2002, 2004 and 2006. The listed segments and miles degraded are shown in the following table:

<i>Stream Code</i>	<i>Stream Name</i>
26872	Rock Run

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron and manganese) and pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0 to 9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the 20th century. The effects of this are still present. The TMDL consists of load allocations, which are made to nonpoint sources of pollution and waste load allocations, which are made to permitted point sources.

The TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a dataset based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected throughout 2005.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Tim Kania at (814) 472-1891 between 8 a.m. and 3 p.m., Monday through Friday, at Ebensburg District Mining Office, 286 Industrial Park Road, Ebensburg, PA 15931. E-mail will be received at [tkania@state.pa.us](mailto:tkania@state.pa.us).

The TMDL can be viewed and printed by accessing the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (PA Keyword: TMDL).

Written comments will be accepted at the previous address and must be postmarked by November 27, 2008. The Department will consider all comments in developing the final TMDL, which will be submitted to the Environmental Protection Agency for approval.



**Request for Comment and Notice of Public Meeting  
for the Proposed Total Maximum Daily Loads  
(TMDL) for Whites Creek Watershed  
in Somerset County**

The Department of Environmental Protection (Department) is holding a public meeting on October 28, 2008, beginning at 1 p.m. at the Ebensburg District Office in Ebensburg, PA to discuss and accept comments on a proposed TMDL. The proposed TMDL was established in accordance with the requirements of the 1996 section 303(d) of The Clean Water Act. One stream segment in the Whites Creek Watershed has been identified as impaired on the 1996 Pennsylvania 303(d) list due to high concentrations of metals; additional segments were identified in 1998, 2002, 2004 and 2006. The listed segments and miles degraded are shown in the following table:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
38778	Whites Creek	2

The proposed plan provides calculations of the stream's total capacity to accept metals (aluminum, iron and manganese) and pH and maintain levels below water quality criteria. The applicable water quality criteria are as follows:

<i>Parameter</i>	<i>Criterion value (mg/l)</i>	<i>Total Recoverable/ Dissolved</i>
Aluminum	0.75	Total Recoverable
Iron	1.5	Total Recoverable
Manganese	1.00	Total Recoverable
pH	6.0 to 9.0	NA

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the 20th century. The effects of this are still present. The TMDL consists of load allocations, which are made to nonpoint sources of pollution and waste load allocations, which are made to permitted point sources.

The TMDL was developed using Monte Carlo Simulation to determine long-term average concentrations that each stream segment could accept and still meet water quality criteria 99% of the time. Monte Carlo Simulation allows for the expansion of a dataset based on its statistical makeup. Since there was no critical flow condition where criteria were exceeded, the Department used the average flow to express the loading values in the TMDL.

The TMDL sets allowable loading rates for metals and acidity at specified points in the watershed. The basis of information used in the establishment of this TMDL is field data collected throughout 2007 and 2008.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Mike Timcik at (814) 472-1936 between 8 a.m. and 3 p.m., Monday through Friday, at Ebensburg District Mining Office, 286 Industrial Park Road, Ebensburg, PA 15931. E-mail will be received at [mtimcik@state.pa.us](mailto:mtimcik@state.pa.us). Directions to the meeting place can also be obtained through this contact.

The TMDL can be viewed and printed by accessing the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (PA Keyword: TMDL).

Written comments will be accepted at the previous address and must be postmarked by November 27, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 3

p.m., Friday, October 24, 2008. The Department will consider all comments in developing the final TMDL, which will be submitted to the Environmental Protection Agency for approval.

*Knox District Mining Office: White Memorial Building,  
310 Best Avenue, Knox, PA 16232.*

**Request for Comment and Notice of Public Meeting  
for the Proposed Total Maximum Daily Loads  
(TMDL) for UNT to Connoquenessing Creek  
Watershed in Butler County**

The Department of Environmental Protection (Department) is accepting comments on a proposed TMDL. The proposed TMDL was established in accordance with the requirements of the 1996 section 303(d) of The Clean Water Act. One stream segment in the UNT to Connoquenessing Creek Watershed has been identified as impaired on the 1996 Pennsylvania 303(d) list due to siltation; additional segments were identified in 1998, 2002, 2004 and 2006. The listed segment and miles degraded are shown in the following table:

<i>Stream Code</i>	<i>Stream Name</i>	<i>Miles Degraded</i>
35314	UNT to Connoquenessing Creek	1.5

There currently are no State or Federal instream numerical water quality criteria for siltation or suspended solids. Therefore, the Department utilized a reference watershed approach to implement the applicable narrative criteria. These proposed TMDLs set allowable loadings of sediment in the UNT to Connoquenessing Creek Watershed. The sediment loadings were allocated among all land use categories present in the watersheds. Data used in establishing these TMDLs was generated using a water quality analysis model designed by the Pennsylvania State University.

The data and all supporting information used to develop the proposed TMDL are available from the Department. To request a copy of the proposed TMDL and an information sheet, contact Bill Brown at (717) 783-2951 between 8 a.m. and 3 p.m., Monday through Friday, at 400 Market Street, 10th Floor RCSOB, Harrisburg, PA 17105.

The TMDL can be viewed and printed by accessing the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (PA Keyword: TMDL).

Written comments will be accepted at the previous address and must be postmarked by November 20, 2008. The Department will consider all comments in developing the final TMDL, which will be submitted to the Environmental Protection Agency for approval.

[Pa.B. Doc. No. 08-1751. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Keywords: Technical Guidance). The "Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2008.

#### *Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

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

#### *Changes to Technical Guidance Documents*

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

#### *Interim Final Technical Guidance*

DEP ID: 274-0300-006. Title: Interim Technical Guidance Pertaining to Continuous Source Monitoring Systems for Mercury. Description: This interim final technical guidance is needed to enable owners and operators of electric generating units (EGUs) subject to 25 Pa. Code §§ 123.201—123.215 (relating to standards for contaminants mercury emissions) to meet the January 1, 2009, deadline established in § 123.210(e) and (f) (relating to general monitoring and reporting requirements) for certification, operation and reporting of continuous source monitoring systems and excepted monitoring technologies. Sections 123.210—123.215 establish requirements for monitoring, certification, sampling and recordkeeping and reporting for continuous source monitoring systems. Many of these requirements reference provisions of 40 CFR Part 75, Subpart I (relating to Hg Mass Emission Provisions) and 40 CFR 63.7521 (relating to What fuel analyses and procedures must I use?).

This interim final technical guidance document will provide specifications and procedures for mercury continuous source monitoring systems. The guidance will be used by owners and operators of EGUs subject to §§ 123.201—123.215 and by Department personnel responsible for ensuring compliance. The interim technical guidance will remain in effect until the Department adopts revisions to the Continuous Source Monitoring Manual referenced in 25 Pa. Code § 139.102(3) (relating to references). Written Comments: Interested persons may submit written comments on the interim final technical guidance document until October 27, 2008. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Tony A. Pitts, Air Quality Program Specialist, Continuous Source Monitoring Section, Department of Environmental Protection, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468 or tpitts@state.pa.us. Interim Final Effective Date: September 27, 2008. Contact: Questions regarding the draft interim technical guidance document should be directed to Tony A. Pitts at (717) 772-3973 or tpitts@state.pa.us.

#### *Notice To Rescind Technical Guidance*

DEP ID: 012-5500-001. Title: 2008 Environmental Education Grants Program Manual and Forms. Description: The 2008 Environmental Education Grants Program

Manual and Forms was formerly issued by the Department on October 1, 2008, to provide guidance to organizations interested in applying for the Department's Environmental Education grants program. The Pennsylvania Environmental Education Act (35 P.S. §§ 7521—7528), which authorized that the guidance be provided for public comment, was amended on July 9, 2008. Under the amendments enacted, the Department is no longer required to provide a public comment review period concerning any proposed changes to the guidance. In lieu of retaining the guidance as a Technical Guidance document, with ensuing public comment requirements, the Department is rescinding the guidance. Guidance to apply for future Environmental Education Grants will be announced in the *Pennsylvania Bulletin* and will be available from the Department (see 38 Pa.B. for information on the 2009 Environmental Education Grants Program). Contact: Lisa Zell, Department of Environmental Protection, Environmental Education and Information Center, Rachel Carson State Office Building, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 705-4086 or lzell@state.pa.us. Effective Date: September 27, 2008.

JOHN HANGER,  
*Acting Secretary*

[Pa.B. Doc. No. 08-1752. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Bid Opportunity

**OSM 40(1333)101.1, Abandoned Mine Reclamation Project, Pittston Plaza Mall, Pittston Township, Luzerne County.** The principal items of work and approximate quantities include 654,680 cubic yards of grading, 2,550 cubic yards of ditch excavation, 2,080 square yards of Rock Lining and 78.0 acres of seeding. This project issues on September 26, 2008, and bids will be opened on October 23, 2008, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. This project is financed by the Federal Government under the authority given it by Pub. L. No. 95-87 dated August 3, 1977, The Surface Mining Control and Reclamation Act of 1977, and is subject to that Law, and to the Federal Grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

JOHN HANGER,  
*Acting Secretary*

[Pa.B. Doc. No. 08-1753. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Oil and Gas Technical Advisory Board; Meeting Cancellation

The October 9, 2008, meeting of the Oil and Gas Technical Advisory Board has been cancelled. Details concerning the rescheduling of the meeting will appear in a future issue of the *Pennsylvania Bulletin*.

Questions concerning the cancellation of the October 9, 2008, meeting may be directed to Carol Daniels at (717) 772-2199, cardaniels@state.pa.us.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Carol Daniels directly at (717) 772-2199 or

through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department of Environmental Protection may accommodate their needs.

JOHN HANGER,  
*Acting Secretary*

[Pa.B. Doc. No. 08-1754. Filed for public inspection September 26, 2008, 9:00 a.m.]

## 2009 Environmental Education Grants Program; Application Announcement

Applications for the 2009 Environmental Education Grants Program are now available from the Department of Environmental Protection (Department). The grants provide funding to schools, universities, nonprofit organizations and county conservation districts to create or develop projects that support environmental education in this Commonwealth. Grant amounts vary from \$3,000 for mini-grants to up to \$20,000 to provide environmental education on timely and critically important topics, including the following:

- Sustainable energy sources, such as solar, wind, biomass and geothermal and alternative transportation fuels.
- Air quality, with a focus on improvements in transportation and electric-generation to reduce ground-level ozone or smog.
- Watersheds and wetlands, focusing on abating acid mine drainage, reducing nonpoint source pollution and enhancing water conservation in this Commonwealth.

The Environmental Education Grants Program was established by the Environmental Education Act of 1993 (35 P. S. §§ 7521—7528), which mandates setting aside 5% of the pollution fines and penalties collected annually by the Department for environmental education in this Commonwealth. Grant applications submitted to the Department must be postmarked by December 12, 2008, to be eligible for consideration.

Applications may be obtained by contacting the Department of Environmental Protection Environmental Education Grants Program, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 772-1828. Applications are also available electronically on the Department's web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Keyword: EE Grants).

JOHN HANGER,  
*Acting Secretary*

[Pa.B. Doc. No. 08-1755. Filed for public inspection September 26, 2008, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Establishment of Minimum Standard Requirements for Sexual Assault Evidence Collection

On November 29, 2006, Governor Edward G. Rendell approved the Sexual Assault Testing and Evidence Collection Act (Act) (35 P. S. §§ 10172.1—10172.4). Section 3 of the act establishes a Statewide sexual assault evidence collection program to be administered by the Department of Health (Department). See 35 P. S. § 10172.3. Under this program the Department is to consult with the

Pennsylvania Coalition Against Rape (PCAR) and the Pennsylvania State Police (PSP), to develop and review on a scheduled basis the minimum standard requirements for all rape kits used in hospitals and health care facilities in this Commonwealth, to test and approve commercially available rape kits for use in this Commonwealth and establish a program to train appropriate personnel in the correct use and application of rape kits.

Under the act, the Department, in consultation with PCAR and PSP, established a Sexual Assault Evidence Collection Committee (SAEC). The SAEC included representatives of the Department, PCAR, PSP, the Hospital and Healthsystem Association of Pennsylvania (HAP), forensic nurse examiners, members of sexual assault response teams (SART) and law enforcement.

In accordance with the act, the SAEC formulated minimum standard requirements for sexual assault evidence collection in the Commonwealth. Beginning October 1, 2008, the minimum standards requirements established by the SAEC should be observed by all health care facilities and child advocacy centers in the Commonwealth, and these facilities and centers should meet or exceed those minimum standard requirements.

Under 28 Pa. Code § 117.52(a)(1) (relating to minimum requirements for sexual assault emergency services), all hospitals providing sexual assault emergency services under the Department's Sexual Assault Victim Emergency Services regulations (28 Pa. Code §§ 117.51—117.58) "shall utilize a rape kit that complies with the minimum standard requirements developed by the Department or that is otherwise approved by the Department under the [Act]." See 28 Pa. Code § 117.52(a)(1). Accordingly, this publication shall serve as notice to those hospitals of the minimum standard requirements developed by the Department under the act.

### Minimum Standard Requirements Sexual Assault Evidence Collection Kit Contents

#### PACKAGING: 1 Sealed Kit

#### STEP 1: Consent for Collection and Release of Evidence and Information.

#### STEP 2: 1 Paper Drop Sheet located in bag labeled "Foreign Material."

#### 4 Total Clothing Bags.

#### 1 Bag labeled "UNDERPANTS."

- One flat bottom small bag.

#### 3 Bags labeled "CLOTHING."

- One flat bottom small bag.
- Two medium bags.

#### 1 Unsealed Self-Adhesive Envelope.

#### STEP 3: ORAL ASSAULT COLLECTION SAMPLES.

- One slide with frosted ends in plastic case.
- One set of sterile swabs.
- One box with hole, to mark "Oral."

#### 1 Unsealed Self-Adhesive Envelope.

#### STEP 4: MISCELLANEOUS COLLECTION.

- One piece folded paper.
- One set of sterile swabs.
- One box with hole.
- Wax paper bag for collection of tampon or sanitary napkin.

**1 Unsealed Self-Adhesive Envelope.****STEP 5: FINGERNAIL CLIPPINGS/SCRAPINGS.**

- Clippers.
- Two folded pieces of paper.
- Two nail scrapers.

**1 Unsealed Self-Adhesive Envelope.****STEP 6: PUBIC HAIR COMBINGS.**

- Plastic comb.
- Folded paper.

**1 Unsealed Self-Adhesive Envelope.****STEP 7: VAGINAL ASSAULT COLLECTION SAMPLES.**

- Two sets of sterile swabs.
- One slide with frosted ends in plastic case.
- Two boxes with holes; one to mark "Vaginal", one to mark "Cervical."

**1 Unsealed Self-Adhesive Envelope****STEP 8: RECTAL ASSAULT COLLECTION SAMPLES.**

- One set of sterile swabs.
- One slide with frosted ends in plastic case.
- One box with hole, to mark "Rectal."

**STEP 9: BUCCAL SWAB COLLECTOR.**

- Bode's integrated Buccal DNA Collector only.

**STEP 10: TRANSFER OF EVIDENCE/CHAIN OF CUSTODY FORM.****OTHER REQUIRED CONTENTS.**

- Collection instructions, available at [www.health.state.pa.us/saforms](http://www.health.state.pa.us/saforms)
  - How to collect each sample.
  - When to collect each sample.
- One (1) biohazard sticker.
  - To be used on outside of box after collection.
- Six (6) Evidence Tape Seals.
  - Two (2) to be used to seal the kit (Across bottom of kit attached to each side of lid).
  - Four (4) to be used to seal the bags for Step 1: Clothing and Underpants (Fold tops of bags and tape shut).

**ADDITIONAL CONSIDERATIONS**

\*\* Optional forms for use in documenting consent and findings can be found at: [www.health.state.pa.us/saforms](http://www.health.state.pa.us/saforms)

\*\* All packaging in kit must have sufficient space to write the patient's name, the date and time of collection of the item, and the initials of the person collecting the item. If a sample is not collected, the reason why a sample is not being collected.

\*\* Kit box: Cover should have area for recording victim's and healthcare providers' names; whether tampon/sanitary napkin is included in kit; and chain of custody information. The two sides of the kit should have areas outlined where the seal included in the kit should be attached to properly seal the kit. The bottom end of the kit should have an area outlined where a label generated by the laboratory could be placed.

\*\* Do not collect clothing if victim changed clothes prior to exam.

\*\* All boxes with holes would have check-off for "Oral, Cervical, Rectal, Vaginal."

\*\* Fingernail clippings preferred as provides a better visual aid for lab analysis. Recommend collection of this evidence even if patient cannot remember scratching perpetrator.

\*\* Pubic hair—Collect if genital and/or rectal contact.

\*\* Vaginal and Cervical evidence should be collected even if patient not sure of the method of assault.

\*\* Slides should be prepared using "S" method.

\*\* Vaginal/Cervical swabs and smears can be collected separately but included in the same envelope since they are both collected as evidence of a vaginal assault.

\*\* Rectal assault collection samples. Note: Encourage collection since leakage from vaginal cavity to rectal cavity possible even without rectal penetration.

\*\* Penile swabs, if indicated, can be collected in any of the available envelopes and the envelope relabeled to indicate penile swab.

\*\* Buccal Swab Collector. Note: Rinse mouth thoroughly with water before swabbing for Patient's DNA sample. PSP Lab recommends that buccal swab be the last step in the examination for the best sample of the patient's DNA.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Sandra Knoble, Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0701, (717) 783-8980 or for speech and/or hearing impaired persons V/TT (717) 783-6414 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M. D., M.P.H.,

*Secretary*

[Pa.B. Doc. No. 08-1756. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Long-Term Care Nursing Facilities; Request for Exception**

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.9 (relating to corridors).

Rest Haven-York  
1050 South George Street  
York, PA 17403

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(f) (relating to resident bedrooms).

Barbara J. Egan Nursing and Rehabilitation Center  
200 Luther Road  
Shrewsbury, PA 17361

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, [ra-paexcept@state.pa.us](mailto:ra-paexcept@state.pa.us).

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

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who require an alternative format of this document or who desire to comment in an alternative format (for example, large print, audiotape, Braille), should contact the Division of Nursing Care Facilities at the address listed previously or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M.D., M.P.H.,  
Secretary

[Pa.B. Doc. No. 08-1757. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); Maximum Allowable Prices and Competitive Prices**

**Maximum Allowable Prices and Competitive Prices for Type 1 Stores in Regular Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) (relating to selection criteria for authorization and reauthorization; and terms and conditions of participation) and 7 CFR 246.12 (relating to food delivery system), the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 1 Stores in Regular Cost Counties.

**Maximum Allowable Prices**

Effective October 1, 2008, through December 31, 2008, the Maximum Allowable Prices the Department of Health (Department) will pay Type 1 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.47
12 oz. Evaporated Milk .....	\$1.17
16 oz. Dry Milk .....	\$6.01
1 qt. Lactose Reduced Milk .....	\$2.05
1/2 gal. Kosher Milk .....	\$2.81
4 oz. Kosher Infant Juice .....	\$0.71
8 oz. Kosher Infant Cereal .....	\$2.10
1 doz. Grade A Eggs .....	\$1.67
1 lb. Fresh Carrots .....	\$1.08
14 to 16 oz. Canned Carrots .....	\$1.08
1 lb. Cheese .....	\$6.63
1 lb. Kosher Cheese .....	\$6.63
1 lb. Dry Beans or Peas .....	\$1.78
1 oz. Adult WIC Cereal .....	\$0.34
8 oz. Gerber Infant Cereal .....	\$2.10
15 to 18 oz. Peanut Butter .....	\$3.19
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate .....	\$3.12
6 oz. Cans Juice .....	\$1.61
6 to 6.5 oz. Chunk Light Tuna Packed in Water .....	\$1.05

<i>Description</i>	<i>Maximum Allowable Price</i>
4 oz. Gerber Infant Juice .....	\$0.71
32 oz. Alimentum Advance Ready-to-Feed Formula .....	\$8.91
16 oz. Alimentum Advance Powder Formula ...	\$25.27
12.8 oz. EnfaCare LIPIL w/Iron Powder Formula .....	\$13.86
13 oz. Isomil Advance Concentrate Formula ...	\$4.82
32 oz. Isomil Advance Ready-to-Feed Formula ..	\$5.97
12.9 oz. Isomil Advance Powder Formula .....	\$14.48
12.9 oz. Similac Go and Grow Soy Formula ...	\$12.61
24 oz. Similac Go & Grow Soy Formula .....	\$22.58
13 oz. Isomil with Iron Concentrate Formula ...	\$4.56
12.9 oz. Isomil with Iron Powder Formula .....	\$13.66
32 oz. Isomil DF Ready-to-Feed Formula .....	\$6.21
13 oz. Nutramigen Lipil Concentrate Formula .	\$7.01
32 oz. Nutramigen Lipil Ready-to-Feed Formula .....	\$8.98
16 oz. Nutramigen Lipil Powder Formula .....	\$25.26
8 oz. Pediasure Ready-to-Feed Formula .....	\$1.80
8 oz. Pediasure with Fiber Ready-to-Feed Formula .....	\$1.84
13 oz. Similac Advance Concentrate Formula ..	\$4.32
32 oz. Similac Advance Ready-to-Feed Formula .....	\$6.25
12.9 oz. Similac Advance Powder Formula .....	\$13.20
12.9 oz. Similac Go & Grow Milk Formula .....	\$12.44
24 oz. Similac Go & Grow Milk Formula .....	\$22.27
13 oz. Similac with Iron Concentrate Formula .	\$4.19
32 oz. Similac with Iron Ready-to-Feed Formula .....	\$5.60
12.9 oz. Similac with Iron Powder Formula ....	\$12.75
13 oz. Similac Sensitive Concentrate Formula ..	\$4.83
32 oz. Similac Sensitive Ready-to-Feed Formula .....	\$5.94
12.9 oz. Similac Sensitive RS Ready-to-Feed Formula .....	\$5.96
12.9 oz. Similac Sensitive Powder .....	\$14.62
12.8 oz. Similac Neosure Advance Powder Formula .....	\$15.03
32 oz. Similac Neosure Advance RTF Formula .	\$7.40
12 oz. Nestlé Good Start DHA/ARA Powder—Orange .....	\$12.77
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange .....	\$4.13
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange .....	\$6.19
24 oz. Nestlé Good Start DHA/ARA Powder—Yellow .....	\$20.56
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue .....	\$13.46
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue .....	\$4.37
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue .....	\$6.43
24 oz. Nestlé Good Start 2 Soy DHA/ARA Powder—Teal .....	\$20.56
12 oz. Nestlé Good Start Natural Cultures DHA/ARA Powder—Green .....	\$14.02
24 oz. Nestlé Good Start 2 Natural Cultures DHA/ARA Powder—White .....	\$24.91
12 oz. Nestlé Good Start Powder—Purple .....	\$10.79

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the

store on a quarterly basis in accordance with 28 Pa. Code § 1105.2 (relating to price adjustments).

**Competitive Prices**

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective October 1, 2008, through December 31, 2008, the Competitive Prices for WIC Authorization for Type 1 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim . . . . .	\$2.33
1/2 Gallon of Kosher Milk: Whole, Reduced Fat, Low Fat or Skim . . . . .	\$2.33
12 oz. Evaporated Milk . . . . .	\$1.11
16 oz. Dry Milk . . . . .	\$5.76
1 doz. Grade A Eggs . . . . .	\$1.60
1 lb. Fresh Carrots . . . . .	\$1.07
14 to 16 oz. Canned Carrots . . . . .	\$1.07
1 lb. Cheese . . . . .	\$6.03
1 lb. Kosher Cheese . . . . .	\$6.03
1 lb. Dry Beans or Peas . . . . .	\$1.58
1 oz. Adult WIC Cereal . . . . .	\$0.33
8 oz. Gerber Infant Cereal . . . . .	\$2.10
15 to 18 oz. Peanut Butter . . . . .	\$2.84
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate . . . . .	\$2.85
6 to 6.5 oz. Chunk Light Tuna Packed in Water . . . . .	\$0.98
4 oz. Gerber Infant Juice . . . . .	\$0.71
13 oz. Isomil Advance Concentrate Formula . . . . .	\$4.82
32 oz. Isomil Advance Ready-to-Feed Formula . . . . .	\$5.97
12.9 oz. Isomil Advance Powder Formula . . . . .	\$14.48
13 oz. Similac Advance Concentrate Formula . . . . .	\$4.32
32 oz. Similac Advance Ready-to-Feed Formula . . . . .	\$6.25
12.9 oz. Similac Advance Powder Formula . . . . .	\$13.20
12 oz. Nestlé Good Start DHA/ARA Powder—Orange . . . . .	\$12.77
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange . . . . .	\$4.13
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange . . . . .	\$6.19
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue . . . . .	\$13.46
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue . . . . .	\$4.37
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue . . . . .	\$6.43

**Maximum Allowable Prices and Competitive Prices for Type 2 Stores in Regular Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 2 Stores in Regular Cost Counties.

**Maximum Allowable Prices**

Effective October 1, 2008, through December 31, 2008, the Maximum Allowable Prices the Department will pay Type 2 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim . . . . .	\$2.47
12 oz. Evaporated Milk . . . . .	\$1.33
16 oz. Dry Milk . . . . .	\$6.27
1 qt. Lactose Reduced Milk . . . . .	\$2.14
1/2 gal. Kosher Milk . . . . .	\$2.81
4 oz. Kosher Infant Juice . . . . .	\$0.75
8 oz. Kosher Infant Cereal . . . . .	\$2.17
1 doz. Grade A Eggs . . . . .	\$1.68
1 lb. Fresh Carrots . . . . .	\$1.12
14 to 16 oz. Canned Carrots . . . . .	\$1.12
1 lb. Cheese . . . . .	\$6.63
1 lb. Kosher Cheese . . . . .	\$6.63
1 lb. Dry Beans or Peas . . . . .	\$1.96
1 oz. Adult WIC Cereal . . . . .	\$0.34
8 oz. Gerber Infant Cereal . . . . .	\$2.17
15 to 18 oz. Peanut Butter . . . . .	\$3.19
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate . . . . .	\$3.31
6 oz. Cans Juice . . . . .	\$1.61
6 to 6.5 oz. Chunk Light Tuna Packed in Water . . . . .	\$1.11
4 oz. Gerber Infant Juice . . . . .	\$0.75
32 oz. Alimentum Advance Ready-to-Feed Formula . . . . .	\$9.43
16 oz. Alimentum Advance Powder Formula . . . . .	\$26.86
12.8 oz. EnfaCare LIPIL w/Iron Powder Formula . . . . .	\$14.44
13 oz. Isomil Advance Concentrate Formula . . . . .	\$4.95
32 oz. Isomil Advance Ready-to-Feed Formula . . . . .	\$6.16
12.9 oz. Isomil Advance Powder Formula . . . . .	\$14.83
12.9 oz. Similac Go and Grow Soy Formula . . . . .	\$12.66
24 oz. Similac Go & Grow Soy Formula . . . . .	\$22.67
13 oz. Isomil with Iron Concentrate Formula . . . . .	\$4.81
12.9 oz. Isomil with Iron Powder Formula . . . . .	\$13.88
32 oz. Isomil DF Ready-to-Feed Formula . . . . .	\$6.34
13 oz. Nutramigen Lipil Concentrate Formula . . . . .	\$7.30
32 oz. Nutramigen Lipil Ready-to-Feed Formula . . . . .	\$9.20
16 oz. Nutramigen Lipil Powder Formula . . . . .	\$26.93
8 oz. Pediasure Ready-to-Feed Formula . . . . .	\$2.13
8 oz. Pediasure with Fiber Ready-to-Feed Formula . . . . .	\$2.09
13 oz. Similac Advance Concentrate Formula . . . . .	\$4.49
32 oz. Similac Advance Ready-to-Feed Formula . . . . .	\$6.38
12.9 oz. Similac Advance Powder Formula . . . . .	\$13.72
12.9 oz. Similac Go & Grow Milk Formula . . . . .	\$12.44
24 oz. Similac Go & Grow Milk Formula . . . . .	\$22.27
13 oz. Similac with Iron Concentrate Formula . . . . .	\$4.23
32 oz. Similac with Iron Ready-to-Feed Formula . . . . .	\$5.60
12.9 oz. Similac with Iron Powder Formula . . . . .	\$13.20
13 oz. Similac Sensitive Concentrate Formula . . . . .	\$5.21
32 oz. Similac Sensitive Ready-to-Feed Formula . . . . .	\$6.18
12.9 oz. Similac Sensitive RS Ready-to-Feed Formula . . . . .	\$6.32
12.9 oz. Similac Sensitive Powder . . . . .	\$15.07
12.8 oz. Similac Neosure Advance Powder Formula . . . . .	\$15.89
32 oz. Similac Neosure Advance RTF Formula . . . . .	\$7.65
12 oz. Nestlé Good Start DHA/ARA Powder—Orange . . . . .	\$12.77
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange . . . . .	\$4.64

<i>Description</i>	<i>Maximum Allowable Price</i>
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange .....	\$6.44
24 oz. Nestlé Good Start DHA/ARA Powder—Yellow.....	\$22.19
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue .....	\$13.52
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue.....	\$4.80
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue.....	\$6.78
24 oz. Nestlé Good Start 2 Soy DHA/ARA Powder—Teal.....	\$22.19
12 oz. Nestlé Good Start Natural Cultures DHA/ARA Powder—Green.....	\$14.76
24 oz. Nestlé Good Start 2 Natural Cultures DHA/ARA Powder—White.....	\$25.99
12 oz. Nestlé Good Start Powder—Purple.....	\$10.79

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

**Competitive Prices**

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective October 1, 2008, through December 31, 2008, the Competitive Prices for WIC Authorization for Type 2 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.33
1/2 Gallon of Kosher Milk: Whole, Reduced Fat, Low Fat or Skim.....	\$2.33
12 oz. Evaporated Milk.....	\$1.25
16 oz. Dry Milk.....	\$6.27
1 doz. Grade A Eggs.....	\$1.60
1 lb. Fresh Carrots.....	\$1.11
14 to 16 oz. Canned Carrots .....	\$1.11
1 lb. Cheese .....	\$6.03
1 lb. Kosher Cheese .....	\$6.03
1 lb. Dry Beans or Peas .....	\$1.73
1 oz. Adult WIC Cereal.....	\$0.34
8 oz. Gerber Infant Cereal.....	\$2.17
15 to 18 oz. Peanut Butter.....	\$2.84
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate.....	\$2.98
6 to 6.5 oz. Chunk Light Tuna Packed in Water.....	\$1.04
4 oz. Gerber Infant Juice .....	\$0.75
13 oz. Isomil Advance Concentrate Formula....	\$4.95
32 oz. Isomil Advance Ready-to-Feed Formula..	\$6.16
12.9 oz. Isomil Advance Powder Formula .....	\$14.83
13 oz. Similac Advance Concentrate Formula ..	\$4.49
32 oz. Similac Advance Ready-to-Feed Formula .....	\$6.38
12.9 oz. Similac Advance Powder Formula .....	\$13.72
12 oz. Nestlé Good Start DHA/ARA Powder—Orange.....	\$12.77
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange .....	\$4.64

<i>Description</i>	<i>Competitive Prices</i>
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange .....	\$6.44
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue .....	\$13.52
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue.....	\$4.80
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue.....	\$6.78

**Maximum Allowable Prices and Competitive Prices for Type 3 Stores in Regular Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 3 Stores in Regular Cost Counties.

**Maximum Allowable Prices**

Effective October 1, 2008, through December 31, 2008, the Maximum Allowable Prices the Department will pay Type 3 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.47
12 oz. Evaporated Milk.....	\$1.36
16 oz. Dry Milk.....	\$6.27
1 qt. Lactose Reduced Milk .....	\$2.14
1/2 gal. Kosher Milk .....	\$2.99
4 oz. Kosher Infant Juice .....	\$0.78
8 oz. Kosher Infant Cereal.....	\$2.30
1 doz. Grade A Eggs.....	\$1.91
1 lb. Fresh Carrots.....	\$1.12
14 to 16 oz. Canned Carrots .....	\$1.12
1 lb. Cheese .....	\$6.63
1 lb. Kosher Cheese .....	\$6.89
1 lb. Dry Beans or Peas .....	\$1.96
1 oz. Adult WIC Cereal.....	\$0.38
8 oz. Gerber Infant Cereal.....	\$2.30
15 to 18 oz. Peanut Butter.....	\$3.19
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate.....	\$3.31
6 oz. Cans Juice .....	\$1.69
6 to 6.5 oz. Chunk Light Tuna Packed in Water.....	\$1.11
4 oz. Gerber Infant Juice .....	\$0.78
32 oz. Alimentum Advance Ready-to-Feed Formula.....	\$9.43
16 oz. Alimentum Advance Powder Formula ...	\$26.99
12.8 oz. EnfaCare LIPIL w/Iron Powder Formula.....	\$14.44
13 oz. Isomil Advance Concentrate Formula....	\$5.45
32 oz. Isomil Advance Ready-to-Feed Formula..	\$7.39
12.9 oz. Isomil Advance Powder Formula .....	\$16.09
12.9 oz. Similac Go and Grow Soy Formula .....	\$12.66
24 oz. Similac Go & Grow Soy Formula.....	\$22.67
13 oz. Isomil with Iron Concentrate Formula..	\$5.41
12.9 oz. Isomil with Iron Powder Formula .....	\$14.74
32 oz. Isomil DF Ready-to-Feed Formula .....	\$8.19
13 oz. Nutramigen Lipil Concentrate Formula ..	\$7.79
32 oz. Nutramigen Lipil Ready-to-Feed Formula.....	\$9.20
16 oz. Nutramigen Lipil Powder Formula.....	\$28.36
8 oz. Pediasure Ready-to-Feed Formula.....	\$2.58

Description	Maximum Allowable Price
8 oz. Pediasure with Fiber Ready-to-Feed Formula . . . . .	\$2.63
13 oz. Similac Advance Concentrate Formula . . . . .	\$5.17
32 oz. Similac Advance Ready-to-Feed Formula . . . . .	\$7.18
12.9 oz. Similac Advance Powder Formula . . . . .	\$15.02
12.9 oz. Similac Go & Grow Milk Formula . . . . .	\$12.44
24 oz. Similac Go & Grow Milk Formula . . . . .	\$22.27
13 oz. Similac with Iron Concentrate Formula . . . . .	\$4.86
32 oz. Similac with Iron Ready-to-Feed Formula . . . . .	\$6.95
12.9 oz. Similac with Iron Powder Formula . . . . .	\$14.64
13 oz. Similac Sensitive Concentrate Formula . . . . .	\$5.21
32 oz. Similac Sensitive Ready-to-Feed Formula . . . . .	\$6.63
12.9 oz. Similac Sensitive RS Ready-to-Feed Formula . . . . .	\$7.50
12.9 oz. Similac Sensitive Powder . . . . .	\$15.12
12.8 oz. Similac Neosure Advance Powder Formula . . . . .	\$15.89
32 oz. Similac Neosure Advance RTF Formula . . . . .	\$9.23
12 oz. Nestlé Good Start DHA/ARA Powder—Orange . . . . .	\$12.77
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange . . . . .	\$4.64
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange . . . . .	\$6.62
24 oz. Nestlé Good Start DHA/ARA Powder—Yellow . . . . .	\$22.19
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue . . . . .	\$14.19
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue . . . . .	\$4.99
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue . . . . .	\$7.12
24 oz. Nestlé Good Start 2 Soy DHA/ARA Powder—Teal . . . . .	\$22.19
12 oz. Nestlé Good Start Natural Cultures DHA/ARA Powder—Green . . . . .	\$14.76
24 oz. Nestlé Good Start 2 Natural Cultures DHA/ARA Powder—White . . . . .	\$25.99
12 oz. Nestlé Good Start Powder—Purple . . . . .	\$10.79

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

**Competitive Prices**

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective October 1, 2008, through December 31, 2008, the Competitive Prices for WIC Authorization for Type 3 Stores in Regular Cost Counties are as follows:

Description	Competitive Prices
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim . . . . .	\$2.33
1/2 Gallon of Kosher Milk: Whole, Reduced Fat, Low Fat or Skim . . . . .	\$2.99
12 oz. Evaporated Milk . . . . .	\$1.30
16 oz. Dry Milk . . . . .	\$6.27

Description	Competitive Prices
1 doz. Grade A Eggs . . . . .	\$1.85
1 lb. Fresh Carrots . . . . .	\$1.11
14 to 16 oz. Canned Carrots . . . . .	\$1.11
1 lb. Cheese . . . . .	\$6.03
1 lb. Kosher Cheese . . . . .	\$6.03
1 lb. Dry Beans or Peas . . . . .	\$1.73
1 oz. Adult WIC Cereal . . . . .	\$0.36
8 oz. Gerber Infant Cereal . . . . .	\$2.30
15 to 18 oz. Peanut Butter . . . . .	\$2.84
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate . . . . .	\$3.00
6 to 6.5 oz. Chunk Light Tuna Packed in Water . . . . .	\$1.04
4 oz. Gerber Infant Juice . . . . .	\$0.78
13 oz. Isomil Advance Concentrate Formula . . . . .	\$5.45
32 oz. Isomil Advance Ready-to-Feed Formula . . . . .	\$7.39
12.9 oz. Isomil Advance Powder Formula . . . . .	\$16.09
13 oz. Similac Advance Concentrate Formula . . . . .	\$5.17
32 oz. Similac Advance Ready-to-Feed Formula . . . . .	\$7.18
12.9 oz. Similac Advance Powder Formula . . . . .	\$15.02
12 oz. Nestlé Good Start DHA/ARA Powder—Orange . . . . .	\$12.77
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange . . . . .	\$4.64
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange . . . . .	\$6.62
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue . . . . .	\$14.19
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue . . . . .	\$4.99
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue . . . . .	\$7.12

**Maximum Allowable Prices and Competitive Prices for Type 1 Stores in High Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 1 Stores in High Cost Counties.

**Maximum Allowable Prices**

Effective October 1, 2008, through December 31, 2008, the Maximum Allowable Prices the Department will pay Type 1 Stores in Regular Cost Counties for WIC allowable foods are as follows:

Description	Maximum Allowable Price
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim . . . . .	\$2.58
12 oz. Evaporated Milk . . . . .	\$1.28
16 oz. Dry Milk . . . . .	\$6.01
1 qt. Lactose Reduced Milk . . . . .	\$2.10
1/2 gal. Kosher Milk . . . . .	\$2.81
4 oz. Kosher Infant Juice . . . . .	\$0.75
8 oz. Kosher Infant Cereal . . . . .	\$2.15
1 doz. Grade A Eggs . . . . .	\$1.83
1 lb. Fresh Carrots . . . . .	\$1.10
14 to 16 oz. Canned Carrots . . . . .	\$1.10
1 lb. Cheese . . . . .	\$6.86
1 lb. Kosher Cheese . . . . .	\$6.86
1 lb. Dry Beans or Peas . . . . .	\$2.02
1 oz. Adult WIC Cereal . . . . .	\$0.35
8 oz. Gerber Infant Cereal . . . . .	\$2.15
15 to 18 oz. Peanut Butter . . . . .	\$3.44



<i>Description</i>	<i>Maximum Allowable Price</i>
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate.....	\$3.30
6 oz. Cans Juice .....	\$1.61
6 to 6.5 oz. Chunk Light Tuna Packed in Water .....	\$1.24
4 oz. Gerber Infant Juice .....	\$0.75
32 oz. Alimentum Advance Ready-to-Feed Formula .....	\$9.18
16 oz. Alimentum Advance Powder Formula ...	\$26.21
12.8 oz. EnfaCare LIPIL w/Iron Powder Formula .....	\$14.39
13 oz. Isomil Advance Concentrate Formula ...	\$4.88
32 oz. Isomil Advance Ready-to-Feed Formula ..	\$6.00
12.9 oz. Isomil Advance Powder Formula .....	\$14.68
12.9 oz. Similac Go and Grow Soy Formula ....	\$12.81
24 oz. Similac Go & Grow Soy Formula .....	\$22.93
13 oz. Isomil with Iron Concentrate Formula ..	\$4.61
12.9 oz. Isomil with Iron Powder Formula .....	\$13.71
32 oz. Isomil DF Ready-to-Feed Formula .....	\$6.32
13 oz. Nutramigen Lipil Concentrate Formula ..	\$7.17
32 oz. Nutramigen Lipil Ready-to-Feed Formula .....	\$9.02
16 oz. Nutramigen Lipil Powder Formula .....	\$26.02
8 oz. PediaSure Ready-to-Feed Formula .....	\$1.85
8 oz. PediaSure with Fiber Ready-to-Feed Formula .....	\$1.92
13 oz. Similac Advance Concentrate Formula ..	\$4.43
32 oz. Similac Advance Ready-to-Feed Formula ..	\$6.34
12.9 oz. Similac Advance Powder Formula .....	\$13.60
12.9 oz. Similac Go & Grow Milk Formula .....	\$12.62
24 oz. Similac Go & Grow Milk Formula .....	\$22.59
13 oz. Similac with Iron Concentrate Formula ..	\$4.23
32 oz. Similac with Iron Ready-to-Feed Formula .....	\$5.62
12.9 oz. Similac with Iron Powder Formula ....	\$12.99
13 oz. Similac Sensitive Concentrate Formula ..	\$4.94
32 oz. Similac Sensitive Ready-to-Feed Formula .....	\$6.10
12.9 oz. Similac Sensitive RS Ready-to-Feed Formula .....	\$6.14
12.9 oz. Similac Sensitive Powder .....	\$14.86
12.8 oz. Similac Neosure Advance Powder Formula .....	\$15.60
32 oz. Similac Neosure Advance RTF Formula ..	\$7.62
12 oz. Nestlé Good Start DHA/ARA Powder—Orange .....	\$12.77
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange .....	\$4.39
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange .....	\$6.36
24 oz. Nestlé Good Start DHA/ARA Powder—Yellow .....	\$21.44
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue .....	\$13.62
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue .....	\$4.55
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue .....	\$6.51
24 oz. Nestlé Good Start 2 Soy DHA/ARA Powder—Teal .....	\$21.65
12 oz. Nestlé Good Start Natural Cultures DHA/ARA Powder—Green .....	\$14.21
24 oz. Nestlé Good Start 2 Natural Cultures DHA/ARA Powder—White .....	\$25.11
12 oz. Nestlé Good Start Powder—Purple .....	\$10.79

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

**Competitive Prices**

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective October 1, 2008, through December 31, 2008, the Competitive Prices for WIC Authorization for Type 1 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.43
1/2 Gallon of Kosher Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.43
12 oz. Evaporated Milk .....	\$1.20
16 oz. Dry Milk .....	\$5.83
1 doz. Grade A Eggs .....	\$1.76
1 lb. Fresh Carrots .....	\$1.08
14 to 16 oz. Canned Carrots .....	\$1.08
1 lb. Cheese .....	\$6.22
1 lb. Kosher Cheese .....	\$6.22
1 lb. Dry Beans or Peas .....	\$1.75
1 oz. Adult WIC Cereal .....	\$0.33
8 oz. Gerber Infant Cereal .....	\$2.15
15 to 18 oz. Peanut Butter .....	\$3.07
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate .....	\$2.97
6 to 6.5 oz. Chunk Light Tuna Packed in Water .....	\$1.11
4 oz. Gerber Infant Juice .....	\$0.75
13 oz. Isomil Advance Concentrate Formula .....	\$4.88
32 oz. Isomil Advance Ready-to-Feed Formula ..	\$6.00
12.9 oz. Isomil Advance Powder Formula .....	\$14.68
13 oz. Similac Advance Concentrate Formula ..	\$4.43
32 oz. Similac Advance Ready-to-Feed Formula .....	\$6.34
12.9 oz. Similac Advance Powder Formula .....	\$13.60
12 oz. Nestlé Good Start DHA/ARA Powder—Orange .....	\$12.77
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange .....	\$4.39
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange .....	\$6.36
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue .....	\$13.62
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue .....	\$4.55
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue .....	\$6.51

**Maximum Allowable Prices and Competitive Prices for Type 2 Stores in High Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 2 Stores in High Cost Counties.

**Maximum Allowable Prices**

Effective October 1, 2008, through December 31, 2008, the Maximum Allowable Prices the Department will pay Type 2 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.58
12 oz. Evaporated Milk .....	\$1.37
16 oz. Dry Milk .....	\$6.27
1 qt. Lactose Reduced Milk .....	\$2.23
1/2 gal. Kosher Milk .....	\$2.81
4 oz. Kosher Infant Juice .....	\$0.79
8 oz. Kosher Infant Cereal .....	\$2.30
1 doz. Grade A Eggs .....	\$1.84
1 lb. Fresh Carrots .....	\$1.12
14 to 16 oz. Canned Carrots .....	\$1.12
1 lb. Cheese .....	\$6.86
1 lb. Kosher Cheese .....	\$6.86
1 lb. Dry Beans or Peas .....	\$2.02
1 oz. Adult WIC Cereal .....	\$0.36
8 oz. Gerber Infant Cereal .....	\$2.30
15 to 18 oz. Peanut Butter .....	\$3.44
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate .....	\$3.32
6 oz. Cans Juice .....	\$1.75
6 to 6.5 oz. Chunk Light Tuna Packed in Water .....	\$1.24
4 oz. Gerber Infant Juice .....	\$0.79
32 oz. Alimentum Advance Ready-to-Feed Formula .....	\$9.74
16 oz. Alimentum Advance Powder Formula ..	\$27.51
12.8 oz. EnfaCare LIPIL w/Iron Powder Formula .....	\$15.12
13 oz. Isomil Advance Concentrate Formula ..	\$5.24
32 oz. Isomil Advance Ready-to-Feed Formula ..	\$6.47
12.9 oz. Isomil Advance Powder Formula .....	\$15.48
12.9 oz. Similac Go and Grow Soy Formula .....	\$13.21
24 oz. Similac Go & Grow Soy Formula .....	\$23.58
13 oz. Isomil with Iron Concentrate Formula ..	\$5.00
12.9 oz. Isomil with Iron Powder Formula .....	\$14.29
32 oz. Isomil DF Ready-to-Feed Formula .....	\$6.34
13 oz. Nutramigen Lipil Concentrate Formula ..	\$7.51
32 oz. Nutramigen Lipil Ready-to-Feed Formula .....	\$9.20
16 oz. Nutramigen Lipil Powder Formula .....	\$27.39
8 oz. Pediasure Ready-to-Feed Formula .....	\$2.17
8 oz. Pediasure with Fiber Ready-to-Feed Formula .....	\$2.22
13 oz. Similac Advance Concentrate Formula ..	\$4.70
32 oz. Similac Advance Ready-to-Feed Formula ..	\$6.71
12.9 oz. Similac Advance Powder Formula .....	\$14.44
12.9 oz. Similac Go & Grow Milk Formula .....	\$13.04
24 oz. Similac Go & Grow Milk Formula .....	\$23.27
13 oz. Similac with Iron Concentrate Formula ..	\$4.35
32 oz. Similac with Iron Ready-to-Feed Formula .....	\$5.81
12.9 oz. Similac with Iron Powder Formula .....	\$13.61
13 oz. Similac Sensitive Concentrate Formula ..	\$5.21
32 oz. Similac Sensitive Ready-to-Feed Formula .....	\$6.51
12.9 oz. Similac Sensitive RS Ready-to-Feed Formula .....	\$6.56
12.9 oz. Similac Sensitive Powder .....	\$15.58
12.8 oz. Similac Neosure Advance Powder Formula .....	\$16.68
32 oz. Similac Neosure Advance RTF Formula ..	\$7.93
12 oz. Nestlé Good Start DHA/ARA Powder—Orange .....	\$12.77
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange .....	\$4.69

<i>Description</i>	<i>Maximum Allowable Price</i>
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange .....	\$6.73
24 oz. Nestlé Good Start DHA/ARA Powder—Yellow .....	\$22.19
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue .....	\$14.19
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue .....	\$4.85
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue .....	\$6.78
24 oz. Nestlé Good Start 2 Soy DHA/ARA Powder—Teal .....	\$22.34
12 oz. Nestlé Good Start Natural Cultures DHA/ARA Powder—Green .....	\$14.85
24 oz. Nestlé Good Start 2 Natural Cultures DHA/ARA Powder—White .....	\$26.05
12 oz. Nestlé Good Start Powder—Purple .....	\$10.79

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2 (relating to price adjustments).

**Competitive Prices**

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective October 1, 2008, through December 31, 2008, the Competitive Prices for WIC Authorization for Type 2 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.43
1/2 Gallon of Kosher Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.43
12 oz. Evaporated Milk .....	\$1.29
16 oz. Dry Milk .....	\$6.27
1 doz. Grade A Eggs .....	\$1.76
1 lb. Fresh Carrots .....	\$1.11
14 to 16 oz. Canned Carrots .....	\$1.11
1 lb. Cheese .....	\$6.22
1 lb. Kosher Cheese .....	\$6.22
1 lb. Dry Beans or Peas .....	\$1.75
1 oz. Adult WIC Cereal .....	\$0.36
8 oz. Gerber Infant Cereal .....	\$2.30
15 to 18 oz. Peanut Butter .....	\$3.07
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate .....	\$3.07
6 to 6.5 oz. Chunk Light Tuna Packed in Water .....	\$1.11
4 oz. Gerber Infant Juice .....	\$0.79
13 oz. Isomil Advance Concentrate Formula .....	\$5.24
32 oz. Isomil Advance Ready-to-Feed Formula ..	\$6.47
12.9 oz. Isomil Advance Powder Formula .....	\$15.48
13 oz. Similac Advance Concentrate Formula ..	\$4.70
32 oz. Similac Advance Ready-to-Feed Formula ..	\$6.71
12.9 oz. Similac Advance Powder Formula .....	\$14.44
12 oz. Nestlé Good Start DHA/ARA Powder—Orange .....	\$12.77
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange .....	\$4.69

<i>Description</i>	<i>Competitive Prices</i>
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange .....	\$6.73
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue .....	\$14.19
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue .....	\$4.85
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue .....	\$6.78

**Maximum Allowable Prices and Competitive Prices for Type 3 Stores in High Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 3 Stores in High Cost Counties.

**Maximum Allowable Prices**

Effective October 1, 2008, through December 31, 2008, the Maximum Allowable Prices the Department will pay Type 3 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.60
12 oz. Evaporated Milk .....	\$1.37
16 oz. Dry Milk .....	\$6.27
1 qt. Lactose Reduced Milk .....	\$2.25
1/2 gal. Kosher Milk .....	\$3.01
4 oz. Kosher Infant Juice .....	\$0.83
8 oz. Kosher Infant Cereal .....	\$2.46
1 doz. Grade A Eggs .....	\$2.11
1 lb. Fresh Carrots .....	\$1.13
14 to 16 oz. Canned Carrots .....	\$1.13
1 lb. Cheese .....	\$6.86
1 lb. Kosher Cheese .....	\$7.01
1 lb. Dry Beans or Peas .....	\$2.02
1 oz. Adult WIC Cereal .....	\$0.38
8 oz. Gerber Infant Cereal .....	\$2.46
15 to 18 oz. Peanut Butter .....	\$3.44
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate .....	\$3.32
6 oz. Cans Juice .....	\$1.75
6 to 6.5 oz. Chunk Light Tuna Packed in Water .....	\$1.24
4 oz. Gerber Infant Juice .....	\$0.83
32 oz. Alimentum Advance Ready-to-Feed Formula .....	\$10.33
16 oz. Alimentum Advance Powder Formula .....	\$30.11
12.8 oz. EnfaCare LIPIL w/Iron Powder Formula .....	\$17.26
13 oz. Isomil Advance Concentrate Formula .....	\$6.03
32 oz. Isomil Advance Ready-to-Feed Formula .....	\$8.26
12.9 oz. Isomil Advance Powder Formula .....	\$17.42
12.9 oz. Similac Go and Grow Soy Formula .....	\$15.39
24 oz. Similac Go & Grow Soy Formula .....	\$27.14
13 oz. Isomil with Iron Concentrate Formula .....	\$6.10
12.9 oz. Isomil with Iron Powder Formula .....	\$16.08
32 oz. Isomil DF Ready-to-Feed Formula .....	\$8.22
13 oz. Nutramigen Lipil Concentrate Formula .....	\$8.63
32 oz. Nutramigen Lipil Ready-to-Feed Formula .....	\$10.94
16 oz. Nutramigen Lipil Powder Formula .....	\$30.29
8 oz. Pediasure Ready-to-Feed Formula .....	\$2.64

<i>Description</i>	<i>Maximum Allowable Price</i>
8 oz. Pediasure with Fiber Ready-to-Feed Formula .....	\$2.63
13 oz. Similac Advance Concentrate Formula .....	\$5.59
32 oz. Similac Advance Ready-to-Feed Formula .....	\$8.04
12.9 oz. Similac Advance Powder Formula .....	\$16.51
12.9 oz. Similac Go & Grow Milk Formula .....	\$15.17
24 oz. Similac Go & Grow Milk Formula .....	\$26.76
13 oz. Similac with Iron Concentrate Formula .....	\$5.58
32 oz. Similac with Iron Ready-to-Feed Formula .....	\$7.91
12.9 oz. Similac with Iron Powder Formula .....	\$16.18
13 oz. Similac Sensitive Concentrate Formula .....	\$6.03
32 oz. Similac Sensitive Ready-to-Feed Formula .....	\$8.42
12.9 oz. Similac Sensitive RS Ready-to-Feed Formula .....	\$8.43
12.9 oz. Similac Sensitive Powder .....	\$17.38
12.8 oz. Similac Neosure Advance Powder Formula .....	\$19.19
32 oz. Similac Neosure Advance RTF Formula .....	\$9.99
12 oz. Nestlé Good Start DHA/ARA Powder—Orange .....	\$14.98
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange .....	\$5.40
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange .....	\$7.98
24 oz. Nestlé Good Start DHA/ARA Powder—Yellow .....	\$22.19
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue .....	\$16.04
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue .....	\$5.37
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue .....	\$7.32
24 oz. Nestlé Good Start 2 Soy DHA/ARA Powder—Teal .....	\$22.34
12 oz. Nestlé Good Start Natural Cultures DHA/ARA Powder—Green .....	\$15.89
24 oz. Nestlé Good Start 2 Natural Cultures DHA/ARA Powder—White .....	\$26.05
12 oz. Nestlé Good Start Powder—Purple .....	\$12.48

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

**Competitive Prices**

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group effective October 1, 2008, through December 31, 2008, the Competitive Prices for WIC Authorization for Type 3 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
1/2 Gallon of Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.58
1/2 Gallon of Kosher Milk: Whole, Reduced Fat, Low Fat or Skim .....	\$2.99
12 oz. Evaporated Milk .....	\$1.31
16 oz. Dry Milk .....	\$6.27
1 doz. Grade A Eggs .....	\$2.08

<i>Description</i>	<i>Competitive Prices</i>
1 lb. Fresh Carrots.....	\$1.13
14 to 16 oz. Canned Carrots .....	\$1.13
1 lb. Cheese .....	\$6.38
1 lb. Kosher Cheese .....	\$6.38
1 lb. Dry Beans or Peas .....	\$1.75
1 oz. Adult WIC Cereal.....	\$0.38
8 oz. Gerber Infant Cereal.....	\$2.46
15 to 18 oz. Peanut Butter.....	\$3.07
46 oz. Single Strength Juice or 11.5 or 12 oz. Juice Concentrate.....	\$3.07
6 to 6.5 oz. Chunk Light Tuna Packed in Water.....	\$1.11
4 oz. Gerber Infant Juice .....	\$0.83
13 oz. Isomil Advance Concentrate Formula....	\$6.03
32 oz. Isomil Advance Ready-to-Feed Formula..	\$8.26
12.9 oz. Isomil Advance Powder Formula .....	\$17.42
13 oz. Similac Advance Concentrate Formula ..	\$5.59
32 oz. Similac Advance Ready-to-Feed Formula	\$8.04
12.9 oz. Similac Advance Powder Formula .....	\$16.51
12 oz. Nestlé Good Start DHA/ARA Powder— Orange .....	\$14.98
13 oz. Nestlé Good Start DHA/ARA Concentrate—Orange .....	\$5.40
32 oz. Nestlé Good Start DHA/ARA Ready-to-Feed—Orange .....	\$7.98
12.9 oz. Nestlé Good Start Soy DHA/ARA Powder—Blue .....	\$16.04
13 oz. Nestlé Good Start Soy DHA/ARA Concentrate—Blue .....	\$5.37
32 oz. Nestlé Good Start Soy DHA/ARA Ready-to-Feed—Blue.....	\$7.32

Persons with a disability who require an alternative format of this listing (for example, large print, audiotape, Braille), should contact Chris Harr, Department of Health, Division of WIC, 2150 Herr Street, 1st Floor, Harrisburg, PA 17105, (717) 783-1289 or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

CALVIN B. JOHNSON, M. D., M.P.H.,  
*Secretary*

[Pa.B. Doc. No. 08-1758. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); Minimum Inventory Requirements**

Under 28 Pa. Code § 1103.5(a)(3) (relating to minimum inventory), the WIC Program hereby publishes notice of the minimum inventory requirements. Effective October 1, 2008, a store shall have available on the premises, at the time of an onsite review and at all times thereafter while participating as a WIC authorized store, the following foods at shelf prices equal to or less than the competitive prices:

*Formula*

Thirty-one 13 ounce cans of Nestlé Good Start DHA&ARA liquid concentrate.

Twenty-five 32 ounce cans of Nestlé Good Start DHA&ARA ready-to feed.

Ten 12 ounce cans of Nestlé Good Start DHA&ARA powdered.

Thirty-one 13 ounce cans of Nestlé Good Start Soy DHA&ARA liquid concentrate.

Twenty-five 32 ounce cans of Nestlé Good Start Soy DHA&ARA ready-to-feed.

Nine 12.9 ounce cans of Nestlé Good Start Soy DHA&ARA powdered.

Other standard formulas specified on the WIC check are not minimum inventory requirements. The store must be able to provide these within 72 hours after a participant makes a request for such formula.

*Milk*

Fluid Whole, Vitamin D Fortified: Ten 1/2 gallons.

Fluid Skim, Low Fat or Reduced Fat: Four 1/2 gallons.

Nonfat Dry: Four pounds in 1 or 2 pound containers.

Evaporated: Twenty-four 12 ounce cans.

*Eggs*

Grade "A" Eggs: Three 1 dozen containers large or smaller raw shell eggs.

*Cheese*

Three WIC allowable varieties prepackaged in 8 or 16 ounce containers, totaling at least 4 pounds of cheese.

*Juices*

Two WIC allowable single strength varieties with a total of seven 46 ounce containers.

Two WIC allowable varieties frozen concentrated or shelf stable concentrated, with a total of seven 11.5 to 12 ounce containers.

Infant, three Gerber varieties with a total of fifteen 4 ounce individual containers.

*Cereal*

Adult, five WIC allowable varieties in 8 ounce or larger packages totaling at least 40 ounces.

Infant, two Gerber varieties in 8 ounce packages, totaling at least 24 ounces.

*Peanut Butter*

One 15 to 18 ounce WIC allowable container.

*Dried Peas and Beans*

Two varieties WIC allowable, 1 pound each.

*Tuna*

At least 24 ounces in 5 to 6.5 oz. cans, chunk, light, packed in water.

*Carrots*

Two pounds of whole, unpeeled fresh carrots in 1 or 2 pound cello pack, or two cans of sliced carrots in 14 to 20 ounce cans.

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CALVIN B. JOHNSON, M. D., M.P.H.,  
*Secretary*

[Pa.B. Doc. No. 08-1759. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); 2008-2009 Food List**

Under 28 Pa. Code § 1103.5(a) (relating to minimum inventory), the WIC Program publishes notice of the 2008-2009 WIC Food List which contains the required types of foods, and if applicable, names of the allowable brands of foods. Effective October 1, 2008, the 2008-2009 WIC Food List authorizes the following as allowable foods for the purpose of the WIC Program.

*Cheese*

Regular, reduced fat, low fat or fat free, low cholesterol, low sodium. If from the dairy case, the cheese must be marked with weight, type and cost. Cheese must be in the form of a block, sliced, shredded, stick or string cheese. Package size must be 8 or 16 ounces.

American (Pasteurized Process)	Cheddar
Cheddarella	Cojack
Colby (Longhorn)	Monterey Jack
Mozzarella	Muenster
Provolone	Swiss

*Not Allowed:* Individually wrapped slices, imported, deli service, cheese foods, imitation cheese, cheese products or spreads, cheese with added ingredients.

*Cow's Milk*

Fluid (pasteurized; half gallons or gallons). Any fat level allowed; acidophilus allowed. Lactose reduced or lactose free if specified on the WIC check. Evaporated (12 ounce cans) if specified on the WIC check. Dry (packages) if specified on the WIC check.

*Not Allowed:* Flavored milk, buttermilk, goat's milk, milk with added calcium or protein.

*Chicken Eggs*

Regular large, medium or small raw shell brown or white chicken eggs in one dozen package.

*Juice*

*Single Strength (46 ounce container, 100% pure juice):*

Orange	any brand
Apple	Seneca, Lucky Leaf, Musselman's, Giant Eagle, Great Value, Red and White, Shurfine or White House
Pineapple	Dole, Flavorite, Food Club, Great Value, IGA, Libby's, Red and White, Rich Food, Shop-N-Save, Shurfine or White Rose
100% Grape	Welch's (regular or white), Seneca
V8 (all tomato flavors except spicy hot)	Campbell's
Juicy Juice (any flavor)	Nestlé
Northland	Any cranberry flavor

*Frozen Concentrated (11.5 to 12 ounce container, 100% pure juice):*

Apple	Seneca, Flavorite, Great Value, IGA, Rich Food, Shop-N-Save, Shurfine, Sunrise Valley, Weis, Old Orchard (all flavors with green pull tab top)
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Orange	Any brand (including calcium fortified)
Pineapple and Pineapple Blends	Any Dole 100% juice
100% Grape	Seneca, Welch's with yellow pull tab top
White Grape Juice Blends	Welch's with yellow pull tab top
<i>Shelf Stable Concentrated (11.5 to 12 ounce container, 100% pure juice):</i>	
Juicy Juice any flavor	Welch's any flavor with yellow trim
<i>Not Allowed:</i> Juices with added sugar, alcohol or carbonation.	

*Dry Beans and Peas*

Any kind in 1-pound package  
*Not Allowed:* Beans with seasonings

*Cereal*

*Adult/Child Cereals:*

Minimum package size 8 ounces

*General Mills:*

Cheerios (regular, multigrain)  
Chex (wheat, corn, rice, multi bran)  
Kix (regular only)  
Total (whole grain)  
Wheaties (regular flavor)

*Kashi:* Mighty Bites: Honey Crunch or Cinnamon

*Kellogg Co.:*

All Bran Complete Wheat Flakes  
Corn Flakes  
Frosted Mini Wheats (Bite Size, Big Bite or unfrosted)  
Special K (regular flavor)  
Crispix

*Malto Meal, bag or box:*

Corn Flakes  
Scooters  
Crispy rice

*Nabisco:*

Cream of Wheat (Instant original, 1 minute, 2 1/2 minutes, 10 minutes)

*Post:*

Banana Nut Crunch  
Grape-Nuts Flakes  
Honey Bunches of Oats (Honey Roasted, with Almonds, Cinnamon Clusters, Vanilla Clusters)

*Quaker Co.:*

Instant Grits (Original flavor)  
Crunchy Corn Bran  
Instant Quaker Oatmeal (regular flavor individual packets)  
King Vitamin  
Life (regular flavor)

*Store Brand Cereal:*

Crisp(y) Rice, Corn Flakes, Toasted Oats/Tasteos, Corn Squares-Biscuits, Rice Squares-Biscuits: (Acme, Flavorite, Food Club, Giant, Giant Eagle, Great Value, IGA, Krasdale, Pathmark, Ralston, Red and White, Richfood,

Safeway, Shop-N-Save, Shoprite, Shurfine, Value Time, Wegmans, Weis Quality, White Rose)

*Not Allowed:* Individual serving boxes.

*Peanut Butter*

15 to 18 ounce container, labeled "Peanut Butter" only

*Not Allowed:* Reduced fat peanut butter, peanut butter spread, peanut butter mixed with jelly, marshmallow, chocolate or honey.

*Infant Formula*

*Contract Brand*

*Milk Based:* Nestlé Good Start DHA&ARA

*Soy Based:* Nestlé Good Start Soy DHA&ARA

Other brands and types of formula must be specified on the WIC check.

*Infant Juice*

Gerber 100% juice in 4 ounce container.

*Not Allowed:* Organic varieties, juice with yogurt, toddler juice or fruit smoothies.

*Infant Cereal*

Gerber in 8 or 16-ounce box.

*Not Allowed:* Organic varieties, variety pack, cereal with fruit, formula or yogurt.

*Tuna and Carrots*

These foods are only for breast-feeding women whose babies do not get formula from WIC.

*Tuna*

(Any brand, chunk light, packed in water, 5 to 6 1/2-ounce cans)

*Fresh Carrots*

(Whole, unpeeled in 1 or 2-pound cello pack)

*Canned Carrots*

(Any brand sliced, 14 to 20-ounce can)

*Not Allowed:* Baby Carrots.

*Contract Brand of Formula*

Under 28 Pa. Code § 1103.5(c), the WIC Program publishes notice of the name of the contract brand of infant formula. The WIC Program has entered into a contract with NESTLÉ to be the primary provider of infant formula for the WIC Program. The contract brand of infant formula is Nestlé Good Start DHA&ARA and Nestlé Good Start Soy DHA&ARA. Other brands and types of formula must be specified on the WIC check to be authorized for purchase with a WIC check. The information contained herein is effective October 1, 2008.

Persons with a disability who require an alternative format of this listing (for example, large print, audiotope, Braille), should contact Chris Harr, Department of Health, Division of WIC, 2150 Herr Street, 1st Floor, Harrisburg, PA 17105, (717) 783-1289 or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

CALVIN B. JOHNSON, M. D., M.P.H.,  
Secretary

[Pa.B. Doc. No. 08-1760. Filed for public inspection September 26, 2008, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Pennsylvania Conservation Corps; Grants for Projects

Grants for projects related to conservation, recreation, historical preservation, graffiti removal and the repair of institutional vandalism will be available under the Pennsylvania Conservation Corps (PCC) program.

Agencies eligible to apply for PCC projects are:

- The Departments of Labor and Industry (Department), Conservation and Natural Resources, Public Welfare, Corrections, Military and Veterans Affairs, Aging, Education and Community and Economic Development.
- The Game, Fish and Boat and Historical and Museum Commissions.
- The Pennsylvania Emergency Management Agency.
- Political subdivisions.
- Nonprofit agencies in cities of the first class (for projects involving the removal of graffiti and the repair of institutional vandalism only).

The PCC program is designed to provide work experience and educational opportunities to unemployed young adults as they undertake needed projects on Pennsylvania's public lands. Funds available through the program may be used to purchase approved construction materials and contracted services (political subdivisions must provide a 25% cash match). The wages of corpsmembers and crewleaders are paid directly by the Department.

Applications for PCC projects will be accepted from political subdivisions and eligible nonprofits through Friday, January 9, 2009. State agency applications will be accepted through Friday, February 6, 2009.

For more information or to obtain a grant application packet, contact the Pennsylvania Conservation Corps, 1304 Labor and Industry Building, 651 Boas Street, Room 1304, Harrisburg, PA 17121-0750, (717) 783-6385. E-mail inquiries may be directed to [pcc@state.pa.us](mailto:pcc@state.pa.us). Grant application materials are also available for download from the Department's web site at [www.dli.state.pa.us](http://www.dli.state.pa.us) (Keyword: pcc).

SANDI VITO,  
Acting Secretary

[Pa.B. Doc. No. 08-1761. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Request for Bids

PennSERVE announces the availability of grant funding for operation of local AmeriCorps programs beginning in August 2009. Eligible applicants are community and faith-based nonprofit organizations, government agencies and institutions of higher education. The grants support the recruitment, training and management of AmeriCorps members who meet local needs in the areas of education, the environment, public safety, homeland security and other critical needs. A cash or in-kind match is required. Complete applications are due by 3 p.m. on Monday, November 3, 2008. The AmeriCorps Application and Instructions (RFA #2009-ASC-01) are available on the

PennSERVE web site located at [www.pennserve.state.pa.us](http://www.pennserve.state.pa.us) or by calling (866) 673-7838.

SANDI VITO,  
Acting Secretary

[Pa.B. Doc. No. 08-1762. Filed for public inspection September 26, 2008. 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Deal Or No Deal™ '08 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Deal Or No Deal™ '08.

2. *Price:* The price of a Pennsylvania Deal Or No Deal™ '08 instant lottery game ticket is \$3.

3. *Play Symbols:* Each Pennsylvania Deal Or No Deal™ '08 instant lottery game ticket will contain one play area featuring a "WINNING BRIEFCASE NUMBERS" area, a "YOUR BRIEFCASE NUMBERS" area and a separate "BANKER'S BOX" play area containing a play symbol and a prize symbol. The play symbols and their captions located in the "WINNING BRIEFCASE NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR) and 24 (TWYFOR). The play symbols and their captions located in the "YOUR BRIEFCASE NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and a Phone symbol (PHONE). The play symbols and their captions, one of which will be located in the "BANKER'S BOX" play area are: DEAL symbol (DEAL), NO BONUS symbol (TRY AGAIN) and TRY AGAIN symbol (NO BONUS). The "BANKER'S BOX" is played separately from the rest of the game.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR BRIEFCASE NUMBERS" area are: \$3<sup>00</sup> (THR DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$2,500 (TWYFIVHUN), \$30,000 (TRY THO) and \$60,000 (STY THO). The prize symbols and their captions, located in the "BANKER'S BOX" play area are: \$3<sup>00</sup> (THR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN) and \$500 (FIV HUN).

5. *Prizes:* The prizes that can be won in this game are: \$3, \$4, \$5, \$10, \$20, \$40, \$50, \$100, \$500, \$1,000, \$2,500, \$30,000 and \$60,000. The prizes that can be won in the "BANKER'S BOX" area are: \$3, \$5, \$10, \$20, \$40, \$50, \$100 and \$500. A player can win up to 11 times on a ticket.

6. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct Second-Chance Drawings for non-winning Pennsylvania Deal Or No Deal™ '08 instant lottery tickets as provided for in section 11.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 6,600,000 tickets will be printed for the Pennsylvania Deal Or No Deal™ '08 instant lottery game.

#### 8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$60,000 (STY THO) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$60,000.

(b) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$30,000 (TRY THO) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30,000.

(c) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$2,500 (TWYFIVHUN) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2,500.

(d) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols is a Phone symbol (PHONE), and a prize symbol of \$1,000 (ONE THO) appears under the Phone symbol (PHONE), on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols is a Phone symbol (PHONE), and a prize symbol of \$500 (FIV HUN) appears under the Phone symbol (PHONE), on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets with a DEAL symbol (DEAL) in the "BANKER'S BOX" play area and a prize symbol of \$500 (FIV HUN) appears under the DEAL symbol (DEAL) in the "BANKER'S BOX" play area, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols is a Phone symbol (PHONE), and a prize symbol of \$100 (ONE HUN) appears under the Phone symbol (PHONE), on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets with a DEAL symbol (DEAL) in the "BANKER'S BOX" play area and a prize symbol of \$100 (ONE HUN) appears under the DEAL symbol (DEAL) in the "BANKER'S BOX" play area, on a single ticket, shall be entitled to a prize of \$100.

(l) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$50\$ (FIFTY) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(m) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols is a Phone symbol (PHONE), and a prize symbol of \$50\$ (FIFTY) appears under the Phone symbol (PHONE), on a single ticket, shall be entitled to a prize of \$50.

(n) Holders of tickets with a DEAL symbol (DEAL) in the "BANKER'S BOX" play area and a prize symbol of \$50\$ (FIFTY) appears under the DEAL symbol (DEAL) in the "BANKER'S BOX" play area, on a single ticket, shall be entitled to a prize of \$50.

(o) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$40\$ (FORTY) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(p) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols is a Phone symbol (PHONE), and a prize symbol of \$40\$ (FORTY) appears under the Phone symbol (PHONE), on a single ticket, shall be entitled to a prize of \$40.

(q) Holders of tickets with a DEAL symbol (DEAL) in the "BANKER'S BOX" play area and a prize symbol of \$40\$ (FORTY) appears under the DEAL symbol (DEAL) in the "BANKER'S BOX" play area, on a single ticket, shall be entitled to a prize of \$40.

(r) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$20\$ (TWENTY) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(s) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols is a Phone symbol (PHONE), and a prize symbol of \$20\$ (TWENTY) appears under the Phone symbol (PHONE), on a single ticket, shall be entitled to a prize of \$20.

(t) Holders of tickets with a DEAL symbol (DEAL) in the "BANKER'S BOX" play area and a prize symbol of \$20\$ (TWENTY) appears under the DEAL symbol (DEAL) in the "BANKER'S BOX" play area, on a single ticket, shall be entitled to a prize of \$20.

(u) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches

any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(v) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols is a Phone symbol (PHONE), and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the Phone symbol (PHONE), on a single ticket, shall be entitled to a prize of \$10.

(w) Holders of tickets with a DEAL symbol (DEAL) in the "BANKER'S BOX" play area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the DEAL symbol (DEAL) in the "BANKER'S BOX" play area, on a single ticket, shall be entitled to a prize of \$10.

(x) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(y) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols is a Phone symbol (PHONE), and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the Phone symbol (PHONE), on a single ticket, shall be entitled to a prize of \$5.

(z) Holders of tickets with a DEAL symbol (DEAL) in the "BANKER'S BOX" play area and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the DEAL symbol (DEAL) in the "BANKER'S BOX" play area, on a single ticket, shall be entitled to a prize of \$5.

(aa) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(bb) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols matches any of the "WINNING BRIEFCASE NUMBERS" play symbols and a prize symbol of \$3<sup>00</sup> (THR DOL) appears under the matching "YOUR BRIEFCASE NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$3.

(cc) Holders of tickets upon which any one of the "YOUR BRIEFCASE NUMBERS" play symbols is a Phone symbol (PHONE), and a prize symbol of \$3<sup>00</sup> (THR DOL) appears under the Phone symbol (PHONE), on a single ticket, shall be entitled to a prize of \$3.

(dd) Holders of tickets with a DEAL symbol (DEAL) in the "BANKER'S BOX" play area and a prize symbol of \$3<sup>00</sup> (THR DOL) appears under the DEAL symbol (DEAL) in the "BANKER'S BOX" play area, on a single ticket, shall be entitled to a prize of \$3.

9. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:



*When Any Of Your Briefcase Numbers Match Any Of The Winning Briefcase Numbers, Win With Prize(s) Of:*

	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. of Winners Per 6,600,000 Tickets</i>
\$3 w/PHONE	\$3	25	264,000
\$3 w/BANKER'S BOX	\$3	25	264,000
\$3	\$3	25	264,000
\$5 w/PHONE	\$5	50	132,000
\$5 w/BANKER'S BOX	\$5	41.67	158,400
\$5	\$5	50	132,000
\$5 × 2	\$10	200	33,000
(\$5 w/BANKER'S BOX) + \$5	\$10	200	33,000
\$10 w/PHONE	\$10	200	33,000
\$10 w/BANKER'S BOX	\$10	200	33,000
\$10	\$10	200	33,000
\$5 × 4	\$20	1,000	6,600
(\$5 w/BANKER'S BOX) + (\$5 × 3)	\$20	500	13,200
\$10 × 2	\$20	1,000	6,600
(\$10 w/BANKER'S BOX) + \$10	\$20	500	13,200
\$20 w/PHONE	\$20	1,000	6,600
\$20 w/BANKER'S BOX	\$20	500	13,200
\$20	\$20	500	13,200
\$5 × 8	\$40	2,182	3,025
\$10 × 4	\$40	2,182	3,025
\$20 × 2	\$40	2,182	3,025
(\$20 w/BANKER'S BOX) + \$20	\$40	2,182	3,025
\$40 w/PHONE	\$40	2,182	3,025
\$40 w/BANKER'S BOX	\$40	2,182	3,025
\$40	\$40	2,182	3,025
\$5 × 10	\$50	5,455	1,210
(\$10 w/BANKER'S BOX) + (\$4 × 10)	\$50	5,455	1,210
\$10 × 5	\$50	5,455	1,210
(\$10 w/BANKER'S BOX) + (\$10 × 4)	\$50	5,455	1,210
\$50 w/PHONE	\$50	5,455	1,210
\$50 w/BANKER'S BOX	\$50	5,455	1,210
\$50	\$50	5,455	1,210
\$10 × 10	\$100	6,000	1,100
\$20 × 5	\$100	6,000	1,100
(\$50 w/BANKER'S BOX) + \$50	\$100	6,000	1,100
(\$50 w/BANKER'S BOX) + (\$5 × 10)	\$100	6,000	1,100
\$100 w/PHONE	\$100	6,000	1,100
\$100 w/BANKER'S BOX	\$100	6,000	1,100
\$100	\$100	6,000	1,100
\$50 × 10	\$500	15,000	440
(\$50 w/BANKER'S BOX) + (\$50 × 9)	\$500	15,000	440
\$100 × 5	\$500	15,000	440
(\$100 w/BANKER'S BOX) + (\$100 × 4)	\$500	15,000	440
\$500 w/PHONE	\$500	15,000	440
\$500 w/BANKER'S BOX	\$500	15,000	440
\$500	\$500	15,000	440
\$100 × 10	\$1,000	40,000	165
\$500 × 2	\$1,000	40,000	165
(\$500 w/BANKER'S BOX) + \$500	\$1,000	40,000	165
\$1,000 w/PHONE	\$1,000	120,000	55
\$1,000	\$1,000	40,000	165
(\$500 w/BANKER'S BOX) + (\$500 × 4)	\$2,500	264,000	25
\$500 × 5	\$2,500	264,000	25
\$2,500	\$2,500	264,000	25
\$30,000	\$30,000	1,320,000	5
\$60,000	\$60,000	1,320,000	5

Phone (PHONE) symbol = Win prize shown under it automatically.

Banker's Box = Get a "DEAL" (DEAL) symbol and win the prize shown under it.

PA DEAL OR NO DEAL™ SECOND-CHANCE/BONUS DRAWINGS:

Lottery will award 7 second-chance drawing trips to Hollywood. Estimated value of each trip is \$7,800 and

includes Federal Withholding Credit. There is no cash equivalent for trip.

All seven trip winners will win a guaranteed prize of \$5,000 and one will win the chance to play DEAL OR NO

DEAL™ with Howie Mandel and win a prize up to \$500,000. Following play, a multiplier wheel will be spun to multiply the winnings up to 5 times resulting in a chance to win up to \$2.5 million cash.

The 7 second-chance drawing winners will audition for the opportunity for at least one of them to play the daily version of DEAL OR NO DEAL™ and the chance to win prizes ranging from \$.01 to \$500,000.

#### BONUS SECOND-CHANCE DRAWING:

Lottery will select 7 contestants in the PA Bonus Second-Chance Drawing. A final drawing consisting of entrants from all lotteries offering the DEAL OR NO DEAL™ game will determine the winner of a cash prize up to \$500,000. Following play a multiplier wheel will be spun to multiply the winnings up to 5 times resulting in a chance to win up to \$2.5 million cash.

Prizes, including the top prizes, are subject to availability at the time of purchase.

#### 10. Deal Or No Deal™ '08 Second-Chance Drawings Requirements:

(a) To be eligible for the Second-Chance Drawings, players must mail exactly three (3) non-winning Pennsylvania Deal Or No Deal™ '08 instant lottery tickets in an envelope no larger than 4 1/8 inches by 9 1/2 inches addressed to Pennsylvania Lottery, Deal Or No Deal™ Second-Chance Drawings, P. O. Box 888, Middletown, PA 17057-0888. The player shall affix proper postage to the entry.

(b) Envelopes containing less than or more than three (3) non-winning Pennsylvania Deal Or No Deal™ '08 instant lottery tickets shall be disqualified.

(c) Non-winning Pennsylvania Deal Or No Deal™ '08 instant lottery tickets received in an envelope larger than 4 1/8 inches by 9 1/2 inches shall be disqualified. The only exception is for non-winning Pennsylvania Deal Or No Deal™ '08 instant lottery tickets received in a United States Post Office "damaged-in-mail-process" envelope.

(d) Winning Pennsylvania Deal Or No Deal™ '08 instant lottery tickets submitted to the Deal Or No Deal™ '08 Second-Chance Drawings address will not be paid or honored. Entries into the Second-Chance Drawings containing winning Pennsylvania Deal Or No Deal™ '08 instant lottery tickets will be disqualified.

(e) The back of each non-winning Pennsylvania Deal Or No Deal™ '08 instant lottery ticket entered in the Second-Chance Drawings must be completed by the same player in a legible manner, including the player's name, street address, city, state, zip code, telephone number and signature. Only one claimant per ticket allowed. Claimant must be 18 years of age or older. Incomplete tickets shall be disqualified.

#### 11. Second-Chance Drawings Procedures:

(a) The Lottery will conduct a Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing and a Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing. All Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing entries received at Lottery Headquarters on or before February 20, 2009, will be eligible to participate in the Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing which will be held at Lottery Headquarters the week of February 23, 2009. All Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing entries received at Lottery Headquarters on or before August 14, 2009, including those eligible to participate in the Pennsylvania Deal Or No Deal™ '08 Second-Chance

Drawing, will be eligible to participate in the Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing which will be held at Lottery Headquarters the week of August 17, 2009. The odds of an entry being selected in either the Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing or the Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing depend upon the number of entries received.

(b) To be eligible for either the Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing or the Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing, a player must have complied with the requirements of section 10.

(1) The Lottery assumes no responsibility for a lost or misplaced entry not entered into the Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing or the Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing.

(2) If a Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing entry or a Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing entry is rejected during or following the Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing or the Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with Lottery procedure.

(c) Manner of conducting the Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing.

(1) All entries received at Lottery Headquarters on or before February 20, 2009, will be placed in numbered containers, each containing approximately 500 envelopes.

(2) A computer-generated randomizer or mechanical device may be used to select the numbered containers from which the winners will be selected, one from each container. If used, the randomizer will not be programmed to eliminate the possibility of the same container being selected more than once.

(3) One envelope will be randomly drawn from each of the selected numbered containers. As each entry envelope is selected, its contents will be qualified according to the requirements of section 10. If the entry does not meet the requirements of section 10, another entry will be selected from that container; and so on, until a qualified entry has been chosen. Once a qualified entry has been selected, further validation will take place by verifying the status of the tickets contained in the entry envelope drawn by entering the ticket information into the computerized instant ticket database. The first qualified and validated entry from each of the designated containers will entitle its owner to the Deal Or No Deal™ '08 Trip Package Prize described in section 12.

(4) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(d) Manner of conducting the Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing.

(1) All entries received at Lottery Headquarters on or before August 14, 2009, will be placed in numbered containers, each containing approximately 500 envelopes. These numbered containers along with the numbered containers containing entries from the Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing will be eligible to participate in the Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing.

(2) A computer-generated randomizer or mechanical device may be used to select the numbered containers

from which the winners will be selected, one from each container. If used, the randomizer will not be programmed to eliminate the possibility of the same container being selected more than once.

(3) One envelope will be randomly drawn from each of the selected numbered containers. As each entry envelope is selected, its contents will be qualified according to the requirements of section 10. If the entry does not meet the requirements of section 10, another entry will be selected from that container; and so on, until a qualified entry has been chosen. Once a qualified entry has been selected, further validation will take place by verifying the status of the tickets contained in the entry envelope drawn by entering the ticket information into the computerized instant ticket database. The first qualified and validated entry from each of the designated containers will entitle its owner's name to be entered into another drawing, further described in section 13.

(4) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(e) The payment of a prize awarded in either the Pennsylvania Deal Or No Deal™ '08 Second-Chance Drawing or the Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner).

*12. Deal Or No Deal™ '08 Trip Package Prize Description:*

(a) Each Deal Or No Deal™ '08 Second-Chance Drawing prize will have an average value of approximately \$7,800 including a \$1,950 Federal Withholding Credit. The Trip Package consists of the following:

(1) Round-trip coach airfare for two (2) to a major southern California airport. Departure cities include Harrisburg, Pennsylvania, Philadelphia, Pennsylvania, Pittsburgh, Pennsylvania and Baltimore, Maryland.

(2) Hotel accommodations include one (1) double room (double occupancy) for four (4) nights at a first class hotel selected by the Lottery.

(3) Ground transportation in California from and to airport/hotel and hotel/studio throughout the duration of the trip and all fulfillment and hosting services are included.

(4) One opportunity to participate in a random drawing to play the non-broadcast version of the Deal Or No Deal™ game. Each Deal Or No Deal™ '08 Trip Package winner selected by the Pennsylvania Lottery, in accordance with section 11, will be randomly mixed with the other 6 Deal Or No Deal™ '08 Trip Package winners selected by the Pennsylvania Lottery. All of the Deal Or No Deal™ '08 Trip Package winners will receive a cash prize of \$5,000. One Deal Or No Deal™ '08 Trip Package winner will be randomly selected from among the group of seven as the Grand Prize Finalist to play the non-broadcast version of the Deal Or No Deal™ game. The Grand Prize Finalist will win a cash prize of between \$.01 and \$500,000 in accordance with the game show rules. After the Grand Prize Finalist completes play of the non-broadcast version of the Deal Or No Deal™ game, a multiplier wheel will be spun for a chance to multiply the winnings by as much as five times. The multiplier wheel will consist of 30 equal slices, of which 2 slices will contain a 5x symbol, 6 slices will contain a 3x symbol, 12 slices will contain a 2x symbol and 10 slices will contain a 1x symbol. The prize won in the non-broadcast version of

the Deal Or No Deal™ game by Grand Prize Finalist will be multiplied by the number indicated on the multiplier wheel.

(5) One commemorative DVD documentary of the trip.

(6) One audition for a chance to appear on the syndicated Deal Or No Deal™ game show. One contestant from among the 7 trip prize winners will, based on Endemol's standard screening process, be selected to play the syndicated Deal Or No Deal™ game show with a chance to win a cash prize of between \$.01 and \$500,000 in accordance with the game show's official rules. The syndicated Deal Or No Deal™ game show will be broadcast on national television stations syndicated by NBC Universal during the 2009 Deal Or No Deal™ season during Lottery Winner's Week.

(b) Deal Or No Deal™ '08 Trip Package prize restrictions:

(1) The Deal Or No Deal™ '08 Trip Package prize winner must be at least eighteen years of age.

(2) The Deal Or No Deal™ '08 Trip Package prize is not redeemable for cash.

(3) Each Deal Or No Deal™ '08 Trip Package prize winner will be responsible for the following expenses: applicable travel expenses to and from the departure airport or any airport parking fees; entertainment including alcoholic beverages; fees (such as, departure fees, excess baggage fees, and the like); additional gratuities; hotel incidentals (such as, telephone calls, valet services, laundry, gift shop, and the like); additional transportation in addition to that described herein; travel accident, baggage and trip cancellation insurance. The winner will be responsible for any additional costs incurred by the following changes to the trip package: change of travel companion; staying additional nights; adding additional travelers; upgrading transportation; upgrading hotel room; upgrading class of airline; or any other applicable trip details.

(4) The Deal Or No Deal™ '08 Trip Package prize is transferable one time. Name changes are not permitted once the Deal Or No Deal™ '08 trip is booked. If the winner cancels the trip, the trip package will be void. There will be no extensions and the winner will not receive any reimbursement for the unused trip package. Airline tickets are non-refundable and all airline rules and restrictions apply. Other restrictions may apply.

(5) Federal withholding tax on cash prizes will be deducted directly from cash prizes in accordance with Internal Revenue Service rules.

(c) Pennsylvania Deal Or No Deal™ '08 Trip Package Winner Proxy:

(1) In the event that a Pennsylvania Deal Or No Deal™ '08 Trip Package winner does not wish to or cannot participate in Deal Or No Deal™ activities related to the selection of the Grand Prize Finalist to play the non-broadcast version of the Deal Or No Deal™ game, the Deal Or No Deal™ '08 Grand Prize Finalist may select a proxy to act on his or her behalf. All proxy selections must be approved by the Lottery or its designee. If the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist fails to select a proxy that is acceptable to the Lottery, or its designee, the Lottery shall appoint a proxy to act on behalf of that Deal Or No Deal™ '08 Grand Prize Finalist.

(2) A proxy appointed by the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist, or the Lottery, shall act

on behalf of the Deal Or No Deal™ '08 Grand Prize Finalist. By participating in the Pennsylvania Deal Or No Deal™ '08 instant lottery game, the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist agrees to accept all decisions made by the proxy. Any prize won by the proxy will be awarded to the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist.

(3) In the event that the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist selected to play the non-broadcast version of the Deal Or No Deal™ game does not wish to or cannot participate on the game show, the finalist may select a proxy to act on his behalf. All proxy selections must be approved by the Lottery or its designee. If the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist selected to play the non-broadcast version of the Deal Or No Deal™ game fails to select a proxy that is acceptable to the Lottery, or its designee, the Lottery shall appoint a proxy to act on behalf of the finalist selected to play the non-broadcast version of the Deal Or No Deal™ game.

(4) In the event that the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist selected to play the non-broadcast version of the Deal Or No Deal™ game or the Grand Prize Finalist designated proxy does not appear by the required time, the Lottery, or its designee, will appoint a proxy to act on behalf of the Grand Prize Finalist selected to play the non-broadcast version of the Deal Or No Deal™ game. In the event the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist selected to play the non-broadcast version of the Deal Or No Deal™ game is unable to continue play during the game show, the Lottery, or its designee, will appoint a proxy to act on behalf of the Grand Prize Finalist.

(5) A proxy appointed by the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist selected to play the non-broadcast version of the Deal Or No Deal™ game, or the Lottery, or its designee, shall act on behalf of the Grand Prize Finalist. By participating in the Pennsylvania Deal Or No Deal™ '08 instant lottery game, the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist agrees to accept all game show decisions made by the proxy. Any prize won by the proxy during the non-broadcast version of the Deal Or No Deal™ game will be awarded to the Pennsylvania Deal Or No Deal™ '08 Grand Prize Finalist selected to play Deal Or No Deal™.

### 13. Deal Or No Deal™ '08 Bonus Second-Chance Drawing Prize Description:

(a) Each Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing Prize shall consist of the opportunity for each Deal Or No Deal™ '08 Bonus Second-Chance Drawing winner selected by the Pennsylvania Lottery to be entered into a final drawing for a cash prize. The final winner will be selected from among all entries submitted by participating lotteries. A computer-generated randomizer or mechanical device may be used to select the final drawing winner. A prize amount of between \$.01 and \$500,000 will be randomly selected. Following selection of the prize amount, a multiplier wheel will be spun to multiply the winnings up to 5 times resulting in a chance to win up to \$2.5 million cash. The multiplier wheel will consist of 30 equal slices, of which 2 slices will contain a 5x symbol, 6 slices will contain a 3x symbol, 12 slices will contain a 2x symbol and 10 slices will contain a 1x symbol. The prize amount that had been randomly selected in the Deal Or No Deal™ '08 Bonus Second-Chance Drawing will be multiplied by the number indicated on the multiplier wheel. If the prize, with the

multiplier applied, is less than \$250,000 the amount awarded will automatically be increased to \$250,000.

(b) The odds of an entry being selected in the Pennsylvania Deal Or No Deal™ '08 Bonus Second-Chance Drawing depends upon the number of entries received.

(c) Federal withholding tax on this prize will be deducted directly from the cash prize in accordance with Internal Revenue Service rules.

14. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Deal Or No Deal™ '08 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

15. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Deal Or No Deal™ '08, prize money from winning Pennsylvania Deal Or No Deal™ '08 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Deal Or No Deal™ '08 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

16. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

17. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Deal Or No Deal™ '08 or through normal communications methods.

THOMAS W. WOLF,  
Secretary

[Pa.B. Doc. No. 08-1763. Filed for public inspection September 26, 2008. 9:00 a.m.]

## Pennsylvania Fast \$50s '08 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Fast \$50s '08.

2. *Price:* The price of a Pennsylvania Fast \$50s '08 instant lottery game ticket is \$1.

3. *Play Symbols:* Each Pennsylvania Fast \$50s '08 instant lottery game ticket will contain one play area containing nine prize play symbols and a "BONUS BOX" area. The prize play symbols and their captions located in the play area are: FREE (TICKET), \$1<sup>.00</sup> (ONE DOL), \$2<sup>.00</sup> (TWO DOL), \$4<sup>.00</sup> (FOR DOL), \$5<sup>.00</sup> (FIV DOL), \$10<sup>.00</sup> (TEN DOL), \$20\$ (TWENTY), \$50\$ (FIFTY), \$100 (ONE HUN) and \$1,000 (ONE THO). The play symbols located in the "BONUS BOX" area are: Moneybag symbol (MNYBAG), Bell symbol (BELL), Clover symbol (CLO-

VER), Coins symbol (COINS), Piggy Bank symbol (PIGBNK), Pot symbol (POT), Rainbow symbol (RAINBW), Safe symbol (SAFE), Shoe symbol (SHOE), Wallet symbol (WALLET) and Bill symbol (BILL). The "BONUS BOX" area is played separately from the rest of the game.

4. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$4, \$5, \$10, \$20, \$50, \$100 and \$1,000. The prize that can be won in "BONUS BOX" area is \$50.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 16,800,000 tickets will be printed for the Pennsylvania Fast \$50s '08 instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching prize play symbols of \$1,000 (ONE THO) in the play area, on a single ticket, shall be entitled to a prize of \$1,000.

(b) Holders of tickets with three matching prize play symbols of \$100 (ONE HUN) in the play area, on a single ticket, shall be entitled to a prize of \$100.

(c) Holders of tickets with three matching prize play symbols of \$50\$ (FIFTY) in the play area, on a single ticket, shall be entitled to a prize of \$50.

(d) Holders of tickets with a BILL symbol (BILL) in the "BONUS BOX," on a single ticket, shall be entitled to a prize of \$50.

(e) Holders of tickets with three matching prize play symbols of \$20\$ (TWENTY) in the play area, on a single ticket, shall be entitled to a prize of \$20.

(f) Holders of tickets with three matching prize play symbols of \$10<sup>.00</sup> (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(g) Holders of tickets with three matching prize play symbols of \$5<sup>.00</sup> (FIV DOL) in the play area, on a single ticket, shall be entitled to a prize of \$5.

(h) Holders of tickets with three matching prize play symbols of \$4<sup>.00</sup> (FOR DOL) in the play area, on a single ticket, shall be entitled to a prize of \$4.

(i) Holders of tickets with three matching prize play symbols of \$2<sup>.00</sup> (TWO DOL) in the play area, on a single ticket, shall be entitled to a prize of \$2.

(j) Holders of tickets with three matching prize play symbols of \$1<sup>.00</sup> (ONE DOL) in the play area, on a single ticket, shall be entitled to a prize of \$1.

(k) Holders of tickets with three matching prize play symbols of FREE (TICKET) in the play area, on a single ticket, shall be entitled to a prize of one Pennsylvania Fast \$50s '08 instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

7. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Get:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. of Winners Per 16,800,000 Tickets</i>
3-FREE's	FREE \$1 TICKET	11.54	1,456,000
3-\$1's	\$1	50	336,000
3-\$2's	\$2	18.18	924,000
3-\$4's	\$4	37.50	448,000
3-\$5's	\$5	100	168,000
3-\$10's	\$10	150	112,000
3-\$20's	\$20	500	33,600
3-\$50's	\$50	600	28,000
BILL (BONUS)	\$50	600	28,000
3-\$100's	\$100	17,143	980
3-\$1,000's	\$1,000	1,680,000	10

Bonus Box: Get a "Bill" (BILL) symbol and win \$50 automatically.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Fast \$50s '08 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Fast \$50s '08, prize money from winning Pennsylvania Fast \$50s '08 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Fast \$50s '08 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

10. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

11. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Fast \$50s '08 or through normal communications methods.

THOMAS W. WOLF,  
*Secretary*

[Pa.B. Doc. No. 08-1764. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Pennsylvania \$50,000 Pay Day Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania \$50,000 Pay Day.

2. *Price:* The price of a Pennsylvania \$50,000 Pay Day instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania \$50,000 Pay Day instant lottery game ticket will contain "PAY DAY NUMBERS" and "YOUR NUMBERS" areas. The play symbols and their captions located in the "PAY DAY NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT) and a 5X (5TIMES) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "prize" areas are: \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$400 (FOR HUN), \$1,000 (ONE THO) and \$50,000 (FTY THO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$50, \$100, \$200, \$400, \$1,000 and \$50,000. A player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 6,000,000 tickets will be printed for the Pennsylvania \$50,000 Pay Day instant lottery game.

#### 7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$50,000 (FTY THO) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with a play symbol of 5X (5TIMES) and a prize symbol of \$200 (TWO HUN) appears in the "prize" area to the right of that 5X (5TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the

"PAY DAY NUMBERS" play symbols and a prize symbol of \$200 (TWO HUN) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets with a play symbol of 5X (5TIMES) and a prize symbol of \$40\$ (FORTY) appears in the "prize" area to the right of that 5X (5TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$200.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets with a play symbol of 5X (5TIMES) and a prize symbol of \$20\$ (TWENTY) appears in the "prize" area to the right of that 5X (5TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$50\$ (FIFTY) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets with a play symbol of 5X (5TIMES) and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "prize" area to the right of that 5X (5TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$40\$ (FORTY) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(l) Holders of tickets with a play symbol of 5X (5TIMES) and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "prize" area to the right of that 5X (5TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$25.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$20\$ (TWENTY) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets with a play symbol of 5X (5TIMES) and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "prize" area to the right of that 5X (5TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets with a play symbol of 5X (5TIMES) and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "prize" area to the right of that 5X (5TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(r) Holders of tickets with a play symbol of 5X (5TIMES) and a prize symbol of \$1.<sup>00</sup> (ONE DOL) appears in the "prize" area to the right of that 5X (5TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$5.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "PAY DAY NUMBERS" play symbols and a prize symbol of \$1.<sup>00</sup> (ONE DOL) appears in the "prize" area to the right of the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Match Any Of Your Numbers To Either Pay Day Number; Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 6,000,000 Tickets</i>
\$1 x 2	\$2	18.75	320,000
\$2	\$2	21.43	280,000
\$1 x 4	\$4	50	120,000
\$2 x 2	\$4	50	120,000
\$4	\$4	50	120,000
\$1 x 5	\$5	150	40,000
\$1 w/5X	\$5	75	80,000
\$5	\$5	150	40,000
\$1 x 10	\$10	375	16,000
\$2 w/5X	\$10	150	40,000
\$5 x 2	\$10	500	12,000
\$10	\$10	500	12,000
\$2 x 10	\$20	750	8,000
\$4 w/5X	\$20	375	16,000
\$10 x 2	\$20	750	8,000
\$20	\$20	375	16,000
\$4 x 10	\$40	2,400	2,500
(\$5 w/5X) + (\$5 x 3)	\$40	2,400	2,500
\$10 x 4	\$40	2,400	2,500
\$20 x 2	\$40	2,400	2,500
\$40	\$40	2,400	2,500
\$5 x 10	\$50	2,400	2,500
\$10 w/5X	\$50	2,400	2,500
\$10 x 5	\$50	2,400	2,500
\$50	\$50	2,400	2,500
\$10 x 10	\$100	4,800	1,250
\$20 w/5X	\$100	4,800	1,250
\$50 x 2	\$100	4,800	1,250
\$100	\$100	4,800	1,250
\$20 x 10	\$200	17,143	350
\$40 w/5X	\$200	17,143	350
\$200	\$200	17,143	350
\$40 x 10	\$400	30,000	200
(\$40 w/5X) + (\$40 x 5)	\$400	24,000	250
\$400	\$400	30,000	200
\$200 w/5X	\$1,000	24,000	250
\$1,000	\$1,000	24,000	250
\$50,000	\$50,000	1,200,000	5

"5X" (5TIMES) = Win 5 times the prize shown to the right of that symbol.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$50,000 Pay Day instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$50,000 Pay Day, prize money from winning Pennsylvania \$50,000 Pay Day instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania \$50,000 Pay Day instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania \$50,000 Pay Day or through normal communications methods.

THOMAS W. WOLF,  
Secretary

[Pa.B. Doc. No. 08-1765. Filed for public inspection September 26, 2008, 9:00 a.m.]

## Pennsylvania \$1 Million Silver & Gold Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania \$1 Million Silver & Gold.

2. *Price:* The price of a Pennsylvania \$1 Million Silver & Gold instant lottery game ticket is \$20.

3. *Play Symbols:* Each Pennsylvania \$1 Million Silver & Gold instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area, a "YOUR NUMBERS" area and a separate "FAST CASH BONUS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions located in the "YOUR NUMBERS" area

are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY). Silver symbol (SILVER) and a Gold symbol (GOLD). The play symbols and their captions located in the "FAST CASH BONUS" area are: Cash symbol (CASH), Chest symbol (CHEST), Crown symbol (CROWN), Gift symbol (GIFT), Money Bag symbol (MNYBAG), Money symbol (MONEY), Necklace symbol (NCKLACE), Diamond symbol (DMND), Ring symbol (RING), Coin symbol (COIN) and a Gold Nugget symbol (GLDNGT). The "FAST CASH BONUS" is played separately from the rest of the game.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$2,500 (TWYFIVHUN), \$50,000 (FTY THO) and \$1MILL (ONE MIL). The prize symbols and their captions located in the "FAST CASH BONUS" area are: \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN) and \$1,000 (ONE THO).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$20, \$40, \$50, \$100, \$200, \$400, \$500, \$1,000, \$2,500, \$50,000 and \$1,000,000. The prizes that can be won in the "FAST CASH BONUS" are: \$40, \$50, \$100, \$400, \$500 and \$1,000. A player can win up to 20 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 3,000,000 tickets will be printed for the Pennsylvania \$1 Million Silver & Gold instant lottery game.

### 7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1MILL (ONE MIL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000,000. This prize shall be paid as a lump-sum cash payment.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50,000 (FTY THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2,500 (TWYFIVHUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2,500.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Silver symbol



(SILVER), and a prize symbol of \$1,000 (ONE THO) appears under the Silver symbol (SILVER), on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets with two identical "FAST CASH BONUS" play symbols, and a prize symbol of \$1,000 (ONE THO) appears immediately below the two identical "FAST CASH BONUS" play symbols, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Gold symbol (GOLD), and a prize symbol of \$100 (ONE HUN) appears under the Gold symbol (GOLD), on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Silver symbol (SILVER), and a prize symbol of \$500 (FIV HUN) appears under the Silver symbol (SILVER), on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets with two identical "FAST CASH BONUS" play symbols, and a prize symbol of \$500 (FIV HUN) appears immediately below the two identical "FAST CASH BONUS" play symbols, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Gold symbol (GOLD), and a prize symbol of \$50\$ (FIFTY) appears under the Gold symbol (GOLD), on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Silver symbol (SILVER), and a prize symbol of \$400 (FOR HUN) appears under the Silver symbol (SILVER), on a single ticket, shall be entitled to a prize of \$400.

(n) Holders of tickets with two identical "FAST CASH BONUS" play symbols, and a prize symbol of \$400 (FOR HUN) appears immediately below the two identical "FAST CASH BONUS" play symbols, on a single ticket, shall be entitled to a prize of \$400.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Gold symbol (GOLD), and a prize symbol of \$40\$ (FORTY) appears under the Gold symbol (GOLD), on a single ticket, shall be entitled to a prize of \$400.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$200 (TWO HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol

of \$100 (ONE HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Silver symbol (SILVER), and a prize symbol of \$100 (ONE HUN) appears under the Silver symbol (SILVER), on a single ticket, shall be entitled to a prize of \$100.

(s) Holders of tickets with two identical "FAST CASH BONUS" play symbols, and a prize symbol of \$100 (ONE HUN) appears immediately below the two identical "FAST CASH BONUS" play symbols, on a single ticket, shall be entitled to a prize of \$100.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Gold symbol (GOLD), and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the Gold symbol (GOLD), on a single ticket, shall be entitled to a prize of \$100.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50\$ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Silver symbol (SILVER), and a prize symbol of \$50\$ (FIFTY) appears under the Silver symbol (SILVER), on a single ticket, shall be entitled to a prize of \$50.

(w) Holders of tickets with two identical "FAST CASH BONUS" play symbols, and a prize symbol of \$50\$ (FIFTY) appears immediately below the two identical "FAST CASH BONUS" play symbols, on a single ticket, shall be entitled to a prize of \$50.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40\$ (FORTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Silver symbol (SILVER), and a prize symbol of \$40\$ (FORTY) appears under the Silver symbol (SILVER), on a single ticket, shall be entitled to a prize of \$40.

(z) Holders of tickets with two identical "FAST CASH BONUS" play symbols, and a prize symbol of \$40\$ (FORTY) appears immediately below the two identical "FAST CASH BONUS" play symbols, on a single ticket, shall be entitled to a prize of \$40.

(aa) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20\$ (TWENTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(bb) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Silver symbol (SILVER), and a prize symbol of \$20\$ (TWENTY) appears under the Silver symbol (SILVER), on a single ticket, shall be entitled to a prize of \$20.

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>When Any Of Your Numbers Match Any Of The Winning Numbers, Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 3,000,000 Tickets</i>
\$10 × 2	\$20	15	200,000
\$20 w/SILVER	\$20	20	150,000
\$20	\$20	15	200,000
\$10 × 4	\$40	75	40,000
\$20 × 2	\$40	75	40,000
\$40 w/SILVER	\$40	75	40,000
BONUS w/\$40	\$40	75	40,000
\$40	\$40	75	40,000
\$10 × 5	\$50	150	20,000
\$50 w/SILVER	\$50	150	20,000
BONUS w/\$50	\$50	75	40,000
\$50	\$50	150	20,000
\$10 × 10	\$100	150	20,000
\$10 w/GOLD	\$100	150	20,000
\$100 w/SILVER	\$100	150	20,000
BONUS w/\$100	\$100	150	20,000
\$100	\$100	150	20,000
\$20 × 20	\$400	6,000	500
\$40 × 10	\$400	6,000	500
\$100 × 4	\$400	6,000	500
\$40 w/GOLD	\$400	6,000	500
\$400 w/SILVER	\$400	6,000	500
BONUS w/\$400	\$400	3,429	875
\$400	\$400	6,000	500
(\$20 × 15) + (\$40 × 5)	\$500	8,000	375
\$50 × 10	\$500	8,000	375
\$100 × 5	\$500	8,000	375
\$50 w/GOLD	\$500	8,000	375
\$500 w/SILVER	\$500	8,000	375
BONUS w/\$500	\$500	8,000	375
\$500	\$500	8,000	375
\$50 × 20	\$1,000	20,000	150
\$100 × 10	\$1,000	24,000	125
\$200 × 5	\$1,000	30,000	100
\$100 w/GOLD	\$1,000	20,000	150
\$500 × 2	\$1,000	30,000	100
\$1,000 w/SILVER	\$1,000	24,000	125
BONUS w/\$1,000	\$1,000	20,000	150
\$1,000	\$1,000	20,000	150
\$500 × 5	\$2,500	120,000	25
\$2,500	\$2,500	120,000	25
\$50,000	\$50,000	200,000	15
\$1,000,000	\$1,000,000	600,000	5

Silver (SILVER) symbol = Win prize shown under that symbol.

Gold (GOLD) symbol = Win 10 times the prize shown under it.

Fast Cash Bonus = Get 2 identical symbols, win prize shown from \$40 to \$1,000.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$1 Million Silver & Gold instant lottery game tickets. The conduct of the game will be governed

by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$1 Million Silver & Gold, prize money from winning Pennsylvania \$1 Million Silver & Gold instant lottery game tickets will be retained by the Secretary for payment to the persons

entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania \$1 Million Silver & Gold instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania \$1 Million Silver & Gold or through normal communications methods.

THOMAS W. WOLF,  
Secretary

[Pa.B. Doc. No. 08-1766. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Pennsylvania Sleigh Bell\$ Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Sleigh Bell\$.

2. *Price:* The price of a Pennsylvania Sleigh Bell\$ instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Sleigh Bell\$ instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: Snowman symbol (SNMAN), Mitten symbol (MITTEN), Wreath symbol (WREATH), Ear Muff symbol (EARMF), Hat symbol (HAT), Drum symbol (DRUM), Candle symbol (CANDLE), Ornament symbol (ORMNT), Horn symbol (HORN), Gingerbread Man symbol (GBMAN), Candy Cane symbol (CANE), Bag of Toys symbol (TOYS), Holly symbol (HOLLY), Bell symbol (BELL), Reindeer symbol (RNDEER), Angel symbol (ANGEL), Light symbol (LIGHT), Snowflake symbol (FLAKE), Nutcracker symbol (NCRKR), Gift symbol (GIFT), Scarf symbol (SCARF), Cash symbol (CASH) and Sleigh symbol (SLEIGH).

4. *Prize Symbols:* The prize symbols and their captions, located in the 10 "Prize" areas are: \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$20,000 (TWY THO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$50, \$100, \$400, \$500, \$1,000 and \$20,000. The player can win up to 10 times on the ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 10,800,000 tickets will be printed for the Pennsylvania Sleigh Bell\$ instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$20,000 (TWY THO) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$20,000.

(b) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$400 (FOR HUN) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$400.

(e) Holders of tickets with a Sleigh (SLEIGH) play symbol, and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area to the right of that Sleigh (SLEIGH) play symbol, on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets with a Sleigh (SLEIGH) play symbol, and a prize symbol of \$50\$ (FIFTY) appears in the "Prize" area to the right of that Sleigh (SLEIGH) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$50\$ (FIFTY) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$40\$ (FORTY) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$40.

(j) Holders of tickets with a Sleigh (SLEIGH) play symbol, and a prize symbol of \$20\$ (TWENTY) appears in the "Prize" area to the right of that Sleigh (SLEIGH) play symbol, on a single ticket, shall be entitled to a prize of \$40.

(k) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$20\$ (TWENTY) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(l) Holders of tickets with a Sleigh (SLEIGH) play symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area to the right of that Sleigh (SLEIGH) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(n) Holders of tickets with a Sleigh (SLEIGH) play symbol, and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "Prize" area to the right of that Sleigh (SLEIGH) play symbol, on a single ticket, shall be entitled to a prize of \$8.

(o) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$5.

(p) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$4.

(q) Holders of tickets with a Sleigh (SLEIGH) play symbol, and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "Prize" area to the right of that Sleigh (SLEIGH) play symbol, on a single ticket, shall be entitled to a prize of \$4.

(r) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$2.

(s) Holders of tickets with a Sleigh (SLEIGH) play symbol, and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in the "Prize" area to the right of that Sleigh (SLEIGH) play symbol, on a single ticket, shall be entitled to a prize of \$2.

(t) Holders of tickets with a Cash (CASH) play symbol, and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in the "Prize" area to the right of that Cash (CASH) play symbol, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Find a "CASH" Symbol, Win Prize Shown To The Right Of That Symbol. Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets</i>
\$1 × 2	\$2	30	360,000
\$1 w/SLEIGH	\$2	30	360,000
\$2	\$2	30	360,000
\$1 × 4	\$4	75	144,000
\$2 × 2	\$4	75	144,000
\$2 w/SLEIGH	\$4	75	144,000
\$4	\$4	75	144,000
\$1 × 5	\$5	75	144,000
(\$2 w/SLEIGH) + \$1	\$5	75	144,000
\$5	\$5	150	72,000
\$2 × 5	\$10	300	36,000
\$5 × 2	\$10	300	36,000
(\$2 w/SLEIGH) + (\$2 × 3)	\$10	300	36,000
(\$4 w/SLEIGH) + \$2	\$10	300	36,000
\$10	\$10	300	36,000
\$2 × 10	\$20	750	14,400
\$4 × 5	\$20	750	14,400
\$5 × 4	\$20	750	14,400
\$10 × 2	\$20	750	14,400
\$10 w/SLEIGH	\$20	750	14,400
\$20	\$20	750	14,400
\$4 × 10	\$40	2,400	4,500
\$5 × 8	\$40	2,400	4,500
\$10 × 4	\$40	2,400	4,500
\$20 × 2	\$40	2,400	4,500
\$20 w/SLEIGH	\$40	2,400	4,500
\$40	\$40	2,400	4,500
\$5 × 10	\$50	2,400	4,500
\$10 × 5	\$50	2,400	4,500
(\$10 w/SLEIGH) + (\$10 × 3)	\$50	2,400	4,500
(\$20 w/SLEIGH) + (\$5 × 2)	\$50	2,400	4,500
\$50	\$50	2,400	4,500
\$10 × 10	\$100	4,800	2,250
\$20 × 5	\$100	4,800	2,250
\$50 × 2	\$100	4,800	2,250
\$50 w/SLEIGH	\$100	4,615	2,340
\$100	\$100	4,800	2,250
\$40 × 10	\$400	60,000	180
\$100 × 4	\$400	60,000	180
(\$100 w/SLEIGH) + (\$100 × 2)	\$400	60,000	180
\$400	\$400	60,000	180
\$50 × 10	\$500	120,000	90
\$100 × 5	\$500	120,000	90

Find a "CASH" Symbol, Win Prize Shown  
To The Right Of That Symbol. Win With  
Prize(s) Of:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 10,800,000 Tickets
(\$100 w/SLEIGH) + (\$100 × 3)	\$500	120,000	90
\$500	\$500	120,000	90
\$100 × 10	\$1,000	60,000	180
\$1,000	\$1,000	60,000	180
\$20,000	\$20,000	720,000	15

Sleigh (SLEIGH) = Win double the prize shown to the right of that symbol.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Sleigh Bell\$ instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Sleigh Bell\$, prize money from winning Pennsylvania Sleigh Bell\$ instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Sleigh Bell\$ instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Sleigh Bell\$ or through normal communications methods.

THOMAS W. WOLF,  
Secretary

[Pa.B. Doc. No. 08-1767. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Pennsylvania Stocking Stuffer '08 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Stocking Stuffer '08.

2. *Price:* The price of a Pennsylvania Stocking Stuffer '08 instant lottery game ticket is \$1.

3. *Play Symbols:* Each Pennsylvania Stocking Stuffer '08 instant lottery game ticket will contain one play area containing nine prize play symbols and a separate "QUICK \$10 BONUS" containing one play symbol. The

prize play symbols and their captions located in the play area are: FREE (TICKET), \$1<sup>.00</sup> (ONE DOL), \$2<sup>.00</sup> (TWO DOL), \$5<sup>.00</sup> (FIV DOL), \$10<sup>.00</sup> (TEN DOL), \$20\$ (TWENTY), \$30\$ (THIRTY), \$40\$ (FORTY), \$100 (ONE HUN), \$400 (FOR HUN) and \$1,000 (ONE THO). The play symbols and their captions located in the "QUICK \$10 BONUS" area are: Drum symbol (DRUM), Horn symbol (HORN), Toys symbol (TOYS), Reindeer symbol (RNDEER), Nutcracker symbol (NTRKR), Scarf symbol (SCARF) and a Santa symbol (SANTA).

4. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$5, \$10, \$20, \$30, \$40, \$100, \$400 and \$1,000. The prize that can be won in the "QUICK \$10 BONUS" is \$10.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 19,200,000 tickets will be printed for the Pennsylvania Stocking Stuffer '08 instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching prize play symbols of \$1,000 (ONE THO) in the play area, on a single ticket, shall be entitled to a prize of \$1,000.

(b) Holders of tickets with three matching prize play symbols of \$400 (FOR HUN) in the play area, on a single ticket, shall be entitled to a prize of \$400.

(c) Holders of tickets with three matching prize play symbols of \$100 (ONE HUN) in the play area, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets with three matching prize play symbols of \$40\$ (FORTY) in the play area, on a single ticket, shall be entitled to a prize of \$40.

(e) Holders of tickets with three matching prize play symbols of \$30\$ (THIRTY) in the play area, on a single ticket, shall be entitled to a prize of \$30.

(f) Holders of tickets with three matching prize play symbols of \$20\$ (TWENTY) in the play area, on a single ticket, shall be entitled to a prize of \$20.

(g) Holders of tickets with three matching prize play symbols of \$10<sup>.00</sup> (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(h) Holders of tickets with a Santa (SANTA) play symbol in the "QUICK \$10 BONUS" area, on a single ticket, shall be entitled to a prize of \$10.

(i) Holders of tickets with three matching prize play symbols of \$5<sup>.00</sup> (FIV DOL) in the play area, on a single ticket, shall be entitled to a prize of \$5.

(j) Holders of tickets with three matching prize play symbols of \$2<sup>.00</sup> (TWO DOL) in the play area, on a single ticket, shall be entitled to a prize of \$2.

(k) Holders of tickets with three matching prize play symbols of \$1<sup>00</sup> (ONE DOL) in the play area, on a single ticket, shall be entitled to a prize of \$1.

(l) Holders of tickets with three matching prize play symbols of FREE (TICKET) in the play area, on a single ticket, shall be entitled to a prize of one Pennsylvania Stocking Stuffer '08 instant game ticket or one Pennsyl-

vania Lottery instant game ticket of equivalent sale price which is currently on sale.

7. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Get Three Like Amounts, Win That Amount. Win With Prize(s) Of:</i>	<i>Win</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 19,200,000 Tickets</i>
FREE	FREE \$1 TICKET	12	1,600,000
\$1	\$1	50	384,000
\$2	\$2	15	1,280,000
\$5	\$5	42.86	448,000
\$10	\$10	300	64,000
QUICK \$10 (SANTA)	\$10	150	128,000
\$20	\$20	600	32,000
\$10 + QUICK \$10 (SANTA)	\$20	300	64,000
\$30	\$30	3,000	6,400
\$20 + QUICK \$10 (SANTA)	\$30	2,824	6,800
\$40	\$40	4,800	4,000
\$30 + QUICK \$10 (SANTA)	\$40	4,800	4,000
\$100	\$100	4,800	4,000
\$400	\$400	240,000	80
\$1,000	\$1,000	480,000	40

Quick \$10 (SANTA) Bonus = Win \$10 Automatically.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Stocking Stuffer '08 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Stocking Stuffer '08, prize money from winning Pennsylvania Stocking Stuffer '08 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Stocking Stuffer '08 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

10. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

11. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Stocking Stuffer '08 or through normal communications methods.

THOMAS W. WOLF,  
Secretary

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### Pennsylvania 10 Times The Bucks Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania 10 Times The Bucks.

2. *Price:* The price of a Pennsylvania 10 Times The Bucks instant lottery game ticket is \$3.

3. *Play Symbols:* Each Pennsylvania 10 Times The Bucks instant lottery game ticket will contain one play area featuring a "LUCKY NUMBERS" area, a "GAME 1," "GAME 2," "GAME 3," "GAME 4," "GAME 5," "GAME 6," "GAME 7," "GAME 8," "GAME 9" and "GAME 10" area. Each game is played separately. The play symbols and their captions located in the "LUCKY NUMBERS" area are: 11 (ELV), 12 (TLV), 13 (THN), 14 (FRN), 15 (FTN), 16 (SXT), 17 (SVT), 18 (EGN), 19 (NIT), 20 (TWY), 21 (TTO), 22 (TTW), 23 (TTR), 24 (TTF), 25 (TYF), 26 (TTS), 27 (TYS), 28 (TTE), 29 (TTN), 30 (TRY), 31 (TRO), 32 (TRT), 33 (TYT), 34 (TRF), 35 (TFV), 36 (TRS), 37 (TRV), 38 (TRE), 39 (TRN), 40 (FRY), 41 (FTO), 42 (FFT), 43 (FTE), 44 (FRF), 45 (FRV), 46 (FRS), 47 (FSN), 48 (FRE), 49 (FNI), 50 (FTY), 51 (FFN), 52 (FTT), 53 (FTR), 54 (FTF), 55 (FTV), 56 (FTX), 57 (FSV), 58 (FEG), 59 (FNN), 60 (SXY), 61 (SXO), 62 (SXW), 63 (SXR), 64 (SXF), 65 (SXV), 66 (SXX), 67 (SXS), 68 (SEG), 69 (SNN) and 70 (SVY). The play symbols and their captions located in "GAME 1," "GAME 2," "GAME 3," "GAME 4," "GAME 5," "GAME 6," "GAME 7," "GAME 8," "GAME 9" and "GAME 10" areas are: 11 (ELV), 12 (TLV), 13 (THN), 14 (FRN), 15 (FTN), 16 (SXT), 17 (SVT), 18 (EGN), 19 (NIT), 20 (TWY), 21 (TTO), 22 (TTW), 23 (TTR), 24 (TTF), 25 (TYF), 26

(TTS), 27 (TYS), 28 (TTE), 29 (TTN), 30 (TRY), 31 (TRO), 32 (TRT), 33 (TYT), 34 (TRF), 35 (TFV), 36 (TRS), 37 (TRV), 38 (TRE), 39 (TRN), 40 (FRY), 41 (FTO), 42 (FFT), 43 (FTE), 44 (FRF), 45 (FRV), 46 (FRS), 47 (FSN), 48 (FRE), 49 (FNI), 50 (FTY), 51 (FFN), 52 (FTT), 53 (FTR), 54 (FTF), 55 (FTV), 56 (FTX), 57 (FSV), 58 (FEG), 59 (FNN), 60 (SXY), 61 (SXO), 62 (SXW), 63 (SXR), 64 (SXF), 65 (SXV), 66 (SXX), 67 (SXS), 68 (SEG), 69 (SNN) and 70 (SVY).

4. *Prize Symbols:* The prize symbols and their captions located in the "GAME 1 PRIZE" area of "GAME 1" are: \$3.<sup>00</sup> (THR DOL), \$5.<sup>00</sup> (FIV DOL), \$6.<sup>00</sup> (SIX DOL), \$9.<sup>00</sup> (NIN DOL), \$10.<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$30\$ (THIRTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$60\$ (SIXTY), \$70\$ (SEVENTY), \$80\$ (EIGHTY), \$90\$ (NINTY), \$100 (ONE HUN), \$200 (TWO HUN), \$300 (THR HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$600 (SIX HUN), \$700 (SVN HUN), \$800 (EGT HUN), \$900 (NIN HUN), \$1,000 (ONE THO), \$5,000 (FIV THO), \$30,000 (TRY THO) and \$60,000 (STY THO). The prize symbols and their captions located in the "GAME 2 PRIZE" area of "GAME 2" are: \$3.<sup>00</sup> (THR DOL), \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$30\$ (THIRTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN) and \$500 (FIV HUN). The prize symbols and their captions located in the "GAME 3 PRIZE" area of "GAME 3" are: \$3.<sup>00</sup> (THR DOL), \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL), \$20\$ (TWENTY) and \$30\$ (THIRTY). The prize symbols and their captions located in the "GAME 4 PRIZE" area of "GAME 4" are: \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$50\$ (FIFTY), \$100 (ONE HUN) and \$200 (TWO HUN). The prize symbols and their captions located in the "GAME 5 PRIZE" area of "GAME 5" are: \$6.<sup>00</sup> (SIX DOL), \$9.<sup>00</sup> (NIN DOL), \$10.<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$60\$ (SIXTY), \$100 (ONE HUN), \$1,000 (ONE THO) and \$2,000 (TWO THO). The prize symbols and their captions located in the "GAME 6 PRIZE" area of "GAME 6" are: \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL), \$50\$ (FIFTY), \$100 (ONE HUN), and \$5,000 (FIV THO). The prize symbols and their captions located in the "GAME 7 PRIZE" area of "GAME 7" are: \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL) and \$100 (ONE HUN). The prize symbols and their captions located in the "GAME 8 PRIZE" area of "GAME 8" are: \$5.<sup>00</sup> (FIV DOL) and \$10.<sup>00</sup> (TEN DOL). The prize symbols and their captions located in the "GAME 9 PRIZE" area of "GAME 9" are: \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL) and \$100 (ONE HUN). The prize symbols and their captions located in the "GAME 10 PRIZE" area of "GAME 10" are: \$3.<sup>00</sup> (THR DOL), \$5.<sup>00</sup> (FIV DOL), \$6.<sup>00</sup> (SIX DOL), \$9.<sup>00</sup> (NIN DOL), \$10.<sup>00</sup> (TEN DOL), \$30\$ (THIRTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$60\$ (SIXTY), \$70\$ (SEVENTY), \$80\$ (EIGHTY), \$90\$ (NINTY), \$100 (ONE HUN), \$500 (FIV HUN) and \$5,000 (FIV THO).

5. *Prizes:* The prizes that can be won in this game are: \$3, \$5, \$6, \$9, \$10, \$20, \$30, \$40, \$50, \$60, \$70, \$80, \$90, \$100, \$200, \$300, \$400, \$500, \$600, \$700, \$800, \$900, \$1,000, \$2,000, \$5,000, \$30,000 and \$60,000. A player can win up to 3 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 6,000,000 tickets will be printed for the Pennsylvania 10 Times The Bucks instant lottery game.

#### 7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "LUCKY NUMBERS" play symbols matches the play

symbol number found underneath the "GAME 1" designation number shall be entitled to a prize in the amount of the prize symbol which appears in the "GAME 1 PRIZE" area.

(b) Holders of tickets upon which any one of the "LUCKY NUMBERS" play symbols matches either of the play symbol numbers found underneath the "GAME 2" designation number shall be entitled to a prize in the amount of two times the prize symbol which appears in the "GAME 2 PRIZE" area.

(c) Holders of tickets upon which any one of the "LUCKY NUMBERS" play symbols matches any one of the play symbol numbers found underneath the "GAME 3" designation number shall be entitled to a prize in the amount of three times the prize symbol which appears in the "GAME 3 PRIZE" area.

(d) Holders of tickets upon which any one of the "LUCKY NUMBERS" play symbols matches any one of the play symbol numbers found underneath the "GAME 4" designation number shall be entitled to a prize in the amount of four times the prize symbol which appears in the "GAME 4 PRIZE" area.

(e) Holders of tickets upon which any one of the "LUCKY NUMBERS" play symbols matches any one of the play symbol numbers found underneath the "GAME 5" designation number shall be entitled to a prize in the amount of five times the prize symbol which appears in the "GAME 5 PRIZE" area.

(f) Holders of tickets upon which any one of the "LUCKY NUMBERS" play symbols matches any one of the play symbol numbers found underneath the "GAME 6" designation number shall be entitled to a prize in the amount of six times the prize symbol which appears in the "GAME 6 PRIZE" area.

(g) Holders of tickets upon which any one of the "LUCKY NUMBERS" play symbols matches any one of the play symbol numbers found underneath the "GAME 7" designation number shall be entitled to a prize in the amount of seven times the prize symbol which appears in the "GAME 7 PRIZE" area.

(h) Holders of tickets upon which any one of the "LUCKY NUMBERS" play symbols matches any one of the play symbol numbers found underneath the "GAME 8" designation number shall be entitled to a prize in the amount of eight times the prize symbol which appears in the "GAME 8 PRIZE" area.

(i) Holders of tickets upon which any one of the "LUCKY NUMBERS" play symbols matches any one of the play symbol numbers found underneath the "GAME 9" designation number shall be entitled to a prize in the amount of nine times the prize symbol which appears in the "GAME 9 PRIZE" area.

(j) Holders of tickets upon which any one of the "LUCKY NUMBERS" play symbols matches any one of the play symbol numbers found underneath the "GAME 10" designation number shall be entitled to a prize in the amount of ten times the prize symbol which appears in the "GAME 10 PRIZE" area.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Get:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 6,000,000 Tickets</i>
\$3 w/1X	\$3	9.52	630,000
\$5 w/1X	\$5	16.67	360,000
\$6 w/1X	\$6	100	60,000
\$3 w/2X	\$6	50	120,000
\$9 w/1X	\$9	200	30,000
(\$3 w/1X) + (\$3 w/2X)	\$9	200	30,000
\$3 w/3X	\$9	200	30,000
\$10 w/1X	\$10	166.67	36,000
\$5 w/2X	\$10	100	60,000
\$20 w/1X	\$20	500	12,000
\$10 w/2X	\$20	500	12,000
(\$5 w/1X) + (\$5 w/3X)	\$20	333.33	18,000
\$5 w/4X	\$20	333.33	18,000
\$30 w/1X	\$30	4,000	1,500
\$10 w/3X	\$30	4,000	1,500
\$5 w/6X	\$30	4,000	1,500
\$6 w/5X	\$30	4,000	1,500
\$3 w/10X	\$30	4,000	1,500
\$40 w/1X	\$40	4,800	1,250
\$20 w/2X	\$40	4,800	1,250
\$10 w/4X	\$40	4,800	1,250
(\$5 w/1X) + (\$5 w/7X)	\$40	4,800	1,250
\$5 w/8X	\$40	4,800	1,250
\$50 w/1X	\$50	10,000	600
(\$5 w/2X) + (\$40 w/1X)	\$50	10,000	600
\$10 w/5X	\$50	10,000	600
(\$5 w/1X) + (\$5 w/9X)	\$50	10,000	600
\$5 w/10X	\$50	10,000	600
\$60 w/1X	\$60	15,000	400
\$30 w/2X	\$60	15,000	400
\$20 w/3X	\$60	15,000	400
\$10 w/6X	\$60	15,000	400
\$6 w/10X	\$60	15,000	400
\$70 w/1X	\$70	12,000	500
\$10 w/7X	\$70	12,000	500
\$80 w/1X	\$80	24,000	250
\$40 w/2X	\$80	24,000	250
\$20 w/4X	\$80	24,000	250
\$10 w/8X	\$80	24,000	250
(\$9 w/5X) + (\$5w/6X) + (\$5 w/1X)	\$80	24,000	250
\$90 w/1X	\$90	24,000	250
\$30 w/3X	\$90	24,000	250
\$10 w/9X	\$90	24,000	250
\$9 w/10X	\$90	24,000	250
\$100 w/1X	\$100	3,429	1,750
\$50 w/2X	\$100	3,429	1,750
(\$30 w/3X) + (\$5 w/2X)	\$100	3,429	1,750
\$20 w/5X	\$100	3,429	1,750
\$10 w/10X	\$100	3,429	1,750
\$200 w/1X	\$200	12,000	500
\$100 w/2X	\$200	12,000	500
\$50 w/4X	\$200	12,000	500
\$300 w/1X	\$300	120,000	50
\$60 w/5X	\$300	120,000	50
\$50 w/6X	\$300	120,000	50
\$30 w/10X	\$300	120,000	50
\$400 w/1X	\$400	120,000	50
\$200 w/2X	\$400	120,000	50
\$100 w/4X	\$400	120,000	50
\$40 w/10X	\$400	120,000	50
\$500 w/1X	\$500	120,000	50
\$100 w/5X	\$500	120,000	50
\$50 w/10X	\$500	120,000	50
\$600 w/1X	\$600	120,000	50
\$100 w/6X	\$600	120,000	50
\$60 w/10X	\$600	120,000	50



Get:	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 6,000,000 Tickets
\$700 w/1X	\$700	120,000	50
\$100 w/7X	\$700	120,000	50
\$70 w/10X	\$700	120,000	50
\$800 w/1X	\$800	120,000	50
\$200 w/4X	\$800	120,000	50
\$80 w/10X	\$800	120,000	50
\$900 w/1X	\$900	120,000	50
\$100 w/9X	\$900	120,000	50
\$90 w/10X	\$900	120,000	50
\$1,000 w/1X	\$1,000	120,000	50
\$500 w/2X	\$1,000	120,000	50
\$100 w/10X	\$1,000	120,000	50
\$5,000 w/1X	\$5,000	1,200,000	5
\$1,000 w/5X	\$5,000	1,200,000	5
\$500 w/10X	\$5,000	1,200,000	5
\$30,000 w/1X	\$30,000	1,200,000	5
\$5,000 w/6X	\$30,000	1,200,000	5
\$60,000 w/1X	\$60,000	1,200,000	5
(\$5,000 w/10X) + (\$2,000 w/5X)	\$60,000	1,200,000	5

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania 10 Times The Bucks instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania 10 Times The Bucks, prize money from winning Pennsylvania 10 Times The Bucks instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania 10 Times The Bucks instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania 10 Times The Bucks or through normal communications methods.

THOMAS W. WOLF,  
Secretary

[Pa.B. Doc. No. 08-1769. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Pennsylvania \$250,000 Holiday Treasures Instant Lottery Game**

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of

instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania \$250,000 Holiday Treasures.

2. *Price:* The price of a Pennsylvania \$250,000 Holiday Treasures instant lottery game ticket is \$10.

3. *Play Symbols:* Each Pennsylvania \$250,000 Holiday Treasures instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area, an "ORNAMENT NUMBERS" area and a separate "FAST \$50" area containing one play symbol. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTHO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). The play symbols and their captions located in the "ORNAMENT NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTHO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY) and a Gift (GIFT) symbol. The play symbols and their captions located in the "FAST \$50" area are: Snowman symbol (SNMAN), Mitten symbol (MITTEN), Wreath symbol (WREATH), Hat symbol (HAT), Candy Cane symbol (CANE), Bell symbol (BELL) and a Stocking symbol (STKNG). The "FAST \$50" area is played separately from the rest of the game.

4. *Prize Symbols:* The prize symbols and their captions located in the "ORNAMENT NUMBERS" area are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20\$ (TWENTY), \$40\$ (FORTY), \$50\$ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$25,000 (TWYFIVTHO) and \$250,000 (TWHNFYTH).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$40, \$50, \$100, \$400, \$500, \$1,000, \$25,000 and \$250,000. A player can win up to 15 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,800,000 tickets will be printed for the Pennsylvania \$250,000 Holiday Treasures instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$250,000 (TWHNFYTH) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

(b) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$25,000 (TWYFIVTHO) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(c) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets with a Gift (GIFT) play symbol, and a prize symbol of \$50\$ (FIFTY) appears in ten of the "prize" areas, and a prize symbol of \$100 (ONE HUN) appears in five of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets with a Gift (GIFT) play symbol, and a prize symbol of \$20\$ (TWENTY) appears in five of the "prize" areas, and a prize symbol of \$40\$ (FORTY) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(h) Holders of tickets with a Gift (GIFT) play symbol, and a prize symbol of \$20\$ (TWENTY) appears in ten of

the "prize" areas, and a prize symbol of \$40\$ (FORTY) appears in five of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(i) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets with a Gift (GIFT) play symbol, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in ten of the "prize" areas, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in five of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50\$ (FIFTY) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(l) Holders of tickets with a Stocking (STKNG) symbol in the "FAST \$50" area, on a single ticket, shall be entitled to a prize of \$50.

(m) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40\$ (FORTY) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(n) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20\$ (TWENTY) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets upon which any one of the "ORNAMENT NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears under the matching "ORNAMENT NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>When Any Of The Ornament Numbers Match Any Of The Five Winning Numbers, Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets</i>
\$5 × 2	\$10	15	320,000
\$10	\$10	12	400,000
\$5 × 4	\$20	40	120,000
\$10 × 2	\$20	40	120,000
\$20	\$20	30	160,000
\$10 × 4	\$40	200	24,000
\$20 × 2	\$40	200	24,000
\$40	\$40	150	32,000
\$5 × 10	\$50	600	8,000

When Any Of The Ornament Numbers  
Match Any Of The Five Winning  
Numbers, Win With Prize(s) Of:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 4,800,000 Tickets
\$10 × 5	\$50	600	8,000
\$50 w/STOCKING	\$50	200	24,000
\$50	\$50	600	8,000
GIFT w/(\$5 × 10) + (\$10 × 5)	\$100	200	24,000
(\$10 × 5) + (\$50 w/STOCKING)	\$100	600	8,000
\$20 × 5	\$100	600	8,000
\$50 + (\$50 w/STOCKING)	\$100	600	8,000
\$100	\$100	300	16,000
GIFT w/(\$20 × 10) + (\$40 × 5)	\$400	6,000	800
\$40 × 10	\$400	6,000	800
(\$50 × 7) + (\$50 w/STOCKING)	\$400	6,000	800
\$100 × 4	\$400	6,000	800
\$400	\$400	6,000	800
GIFT w/(\$20 × 5) + (\$40 × 10)	\$500	12,000	400
\$50 × 10	\$500	12,000	400
(\$50 × 9) + (\$50 w/STOCKING)	\$500	12,000	400
\$100 × 5	\$500	12,000	400
\$500	\$500	12,000	400
GIFT w/(\$50 × 10) + (\$100 × 5)	\$1,000	12,000	400
\$100 × 10	\$1,000	12,000	400
(\$400 × 2) + (\$100 × 2)	\$1,000	12,000	400
\$1,000	\$1,000	12,000	400
\$25,000	\$25,000	240,000	20
\$250,000	\$250,000	480,000	10

FAST \$50 = Get a "Stocking" (STKNG) symbol win \$50 automatically.  
"Gift" (GIFT) = Win all 15 prizes shown automatically.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$250,000 Holiday Treasures instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$250,000 Holiday Treasures, prize money from winning Pennsylvania \$250,000 Holiday Treasures instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania \$250,000 Holiday Treasures instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote

Pennsylvania \$250,000 Holiday Treasures or through normal communications methods.

THOMAS W. WOLF,  
Secretary

[Pa.B. Doc. No. 08-1770. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Public Utility Realty Tax Act Surcharge Rate Notice for the Tax Year Beginning January 1, 2009

Section 8111-A(d) of 72 P. S. requires the Secretary of Revenue to publish the rate of the Public Utility Realty Tax Act (PURTA) surcharge in the form of a notice in the *Pennsylvania Bulletin* by October 1, 2003, and by each October 1 thereafter. The tax rate established in 72 P. S. § 8111-A(d) shall be imposed upon gross receipts taxes as provided in 72 P. S. § 8111-A(d) for the period beginning the next January 1.

The result of the PURTA surcharge calculation provided in 72 P. S. § 8111-A for the tax year beginning January 1, 2009, is zero mills. Therefore, no PURTA surcharge under 72 P. S. § 8111-A(d) will be imposed for the taxable period beginning January 1, 2009.

THOMAS W. WOLF,  
Secretary

[Pa.B. Doc. No. 08-1771. Filed for public inspection September 26, 2008, 9:00 a.m.]

# DEPARTMENT OF TRANSPORTATION

## Finding

### Centre County

Under section 2002(b) of The Administrative Code of 1929 (71 P. S. § 512(b)), the Director of the Bureau of Design as delegated by the Secretary of Transportation makes the following written finding:

The Federal Highway Administration and the Department of Transportation are planning to widen SR 45 to provide a continuous center left-turn lane from the intersection of SR 45 and SR 144 in the Village of Old Fort and continuing westbound for approximately 0.73 mile. This project will require approximately 1.2 acres of right-of-way from the National Register of Historic Places eligible Penns Valley and Brush Valley Historic District, the Earlstown School property and the Freeman House property.

The subject project is considered a Level 2 Categorical Exclusion in accordance with 23 CFR Part 771.117 as published in the August 28, 1987, *Federal Register*.

The Penns Valley and Brush Valley Historic District, the Earlstown School and the Freeman House are section 2002/section 4(f) resources. Impact to these resources will constitute a use of the section 2002/section 4(f) resources.

Based upon studies, there is no prudent and feasible alternative to the proposed action.

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

BRIAN G. THOMPSON, P. E.,  
*Director, Bureau of Design*

[Pa.B. Doc. No. 08-1772. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Meetings Scheduled for 2008

#### *State Transportation Commission's Meeting*

The last scheduled meeting in 2008 for the State Transportation Commission (STC) will be held on December 11, 2008, from 10 a.m. to 12 p.m. in the Commonwealth Keystone Building, Conference Room 8N1. For more information contact Nolan Ritchie, Executive Secretary of STC at (717) 787-2913 or by means of e-mail at nritchie@state.pa.us.

#### *State Transportation Advisory Committee Meetings*

The next scheduled meeting of the State Transportation Advisory Committee (TAC) will be held on October 2, 2008, from 10 a.m. to 12 p.m. in the Commonwealth Keystone Building, Conference Room 8N1. The last scheduled meeting in 2008 for TAC will be on December 4, 2008, from 10 a.m. to 12 p.m. in the Commonwealth Keystone Building, Conference Room 8N1. For more

information contact Nolan Ritchie, Executive Secretary of TAC at (717) 787-2913 or by means of e-mail at nritchie@state.pa.us.

#### *Aviation Advisory Committee Meeting*

The next scheduled meeting of the Aviation Advisory Committee (AAC) will be held on October 9, 2008, from 11 a.m. to 3 p.m. in the Commonwealth Keystone Building, Conference Room 8N1. The last scheduled meeting in 2008 for AAC will be on December 9, 2008, from 11 a.m. to 3 p.m. in the Commonwealth Keystone Building, Conference Room 8N1. For more information contact Billie Kauffman, Acting Executive Secretary of AAC at (717) 705-1201 or by means of e-mail at bkauffman@state.pa.us.

#### *Rail Freight Advisory Committee Meeting*

The last scheduled meeting in 2008 for the Rail Freight Advisory Committee (RFAC) will be held on October 15, 2008, from 1 p.m. to 3 p.m. in the Commonwealth Keystone Building, Conference Room 8N1. For more information contact Anna Cromleigh, Executive Secretary of RFAC at (717) 783-8567 or by means of e-mail at acromleigh@state.pa.us.

#### *Motor Carrier Safety Advisory Committee Meeting*

The last scheduled meeting in 2008 for the Motor Carrier Safety Advisory Committee (MCAC) will be held on November 20, 2008, from 12:30 p.m. to 3 p.m. in the Turnpike Commission Building. For more information contact Nicole Cristini, Executive Secretary of MCAC at (717) 772-2511 or by means of e-mail at ncristini@state.pa.us.

#### *Pedalcycle and Pedestrian Advisory Committee Meeting*

The last scheduled meeting in 2008 for the Pedalcycle and Pedestrian Advisory Committee (PPAC) will be held on December 11, 2008, from 1 p.m. to 3:30 p.m. in the Commonwealth Keystone Building, Conference Room 125C. For more information contact David Bachman, Executive Secretary of PPAC at (717) 783-8444 or by means of e-mail at dbachman@state.pa.us.

For additional questions, contact Nolan Ritchie at (717) 787-2913 or by means of e-mail at nritchie@state.pa.us.

ALLEN D. BIEHLER, P. E.,  
*Secretary*

[Pa.B. Doc. No. 08-1773. Filed for public inspection September 26, 2008, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, in Harrisburg, PA at 10:30 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or you can obtain a copy from our web site, www.irrc.state.pa.us.

*Final-Form*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
12-71	Department of Labor and Industry Registration of Sign Language Interpreters and Transliterators	9/15/08	10/2/08

ARTHUR COCCODRILLI,  
*Chairperson*

[Pa.B. Doc. No. 08-1774. Filed for public inspection September 26, 2008, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Blue Cross of Northeastern Pennsylvania; Re- questing Approval to Increase Rates for the BlueCare Senior Major Medical Program; Rate Filing

On September 11, 2008, Blue Cross of Northeastern Pennsylvania submitted a filing requesting the Insurance Department's (Department) approval to increase the current monthly rates for the BlueCare Senior Major Medical plan with prescription coverage by 9.9% and the BlueCare Senior Major Medical plan without prescription coverage by 4% effective January 1, 2009. The projected average number of contracts per month during the January 1, 2009—December 31, 2009, period is approximately 2,600 subscribers in the BlueCare Senior Major Medical plan with prescription coverage and approximately 750 in the BlueCare Senior Major Medical plan without prescription coverage. The increases will produce approximately \$530K of additional revenue.

Unless formal administrative action is taken prior to December 11, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.ins.state.pa.us](http://www.ins.state.pa.us). Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg and Pittsburgh offices.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@state.pa.us](mailto:jlaverty@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 08-1775. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Capital Advantage Insurance Company; Individual Direct Pay Comprehensive Major Medical Benefit Contract with a \$750 Deductible (Form No. IA- Comp750h-C) and Individual Direct Pay Compre- hensive Major Medical Benefit Contract with a \$1,500 Deductible (Form No. IA-Comp1500h-C) for Non-HIPAA and HCTC Eligible Individuals; Filing No. 08-R; Rate Filing

On September 10, 2008, the Insurance Department (Department) received from Capital Advantage Insurance Company a filing for a rate increase for the Individual Direct Pay Comprehensive Major Medical Benefit contract for Non-HIPAA and HCTC Eligible Individuals for both the \$750 Deductible and \$1,500 Deductible forms.

The company requests a 9.9% increase or about \$49.65 per contract for the \$750 Deductible Form per month and \$44.65 per contract for the \$1,500 Deductible Form per month on average. This will affect about 69,000 contract holders and will produce additional income of about \$3,315,000 annually. The requested effective date of the change is January 1, 2009.

Unless formal administrative action is taken prior to December 11, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.ins.state.pa.us](http://www.ins.state.pa.us). Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Sabater, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jsabater@state.pa.us](mailto:jsabater@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 08-1776. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Capital Advantage Insurance Company; Medical- Surgical and Major Medical of Individual Direct Pay Basic Hospitalization/Medical-Surgical/Major Medical Contract (Form No. IA-Trad-C); Rate Filing

By filing No. 08-O, Capital Advantage Insurance Company, requests approval to increase the premium rates for the hospital portion of its Individual Direct Pay Basic Hospitalization/Medical-Surgical/Major Medical Program. The filing requests an average increase of 9.9%. This will affect approximately 563 contracts and produce additional premium income of about \$359,424 annually. The requested effective date of the change is January 1, 2009.

The current and requested rates are as follows:

Direct Pay Hospitalization Health Services—Nongroup			
<i>Contract Type</i>	<i>Current Rates</i>	<i>Proposed Rates</i>	<i>Percent Increase</i>
Single	\$402.57	\$442.42	9.9%
Husband and Wife	\$805.15	\$884.86	9.9%
Parent and Child	\$603.87	\$663.65	9.9%
Parent and Children	\$629.18	\$691.47	9.9%
Family	\$921.09	\$1,012.28	9.9%

Unless formal administrative action is taken prior to December 11, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.ins.state.pa.us](http://www.ins.state.pa.us). To access the filing, under "Quick Links" click on "Rate Filings Published in the PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg Regional office.

Interested parties are invited to submit written or email comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [csandersjo@state.pa.us](mailto:csandersjo@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 08-1777. Filed for public inspection September 26, 2008, 9:00 a.m.]

<i>Contract Type</i>	<i>Current Rates</i>	<i>Proposed Rates</i>	<i>Percentage Increase</i>
Tier II			
Single	\$92.93	\$102.13	9.9%
Husband and Wife	\$185.86	\$204.26	9.9%
Parent and Child	\$154.45	\$169.74	9.9%
Parent and Children	\$154.45	\$169.74	9.9%
Family	\$247.38	\$271.87	9.9%

Unless formal administrative action is taken prior to December 11, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.ins.state.pa.us](http://www.ins.state.pa.us). Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg and Pittsburgh offices.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@state.pa.us](mailto:jlaverty@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 08-1778. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Capital Advantage Insurance Company; Special Care Individual Direct Pay Medical-Surgical Contract Rate Increase; Filing No. 08-Q; Rate Filing**

Capital Advantage Insurance Company submitted to the Insurance Department (Department), for its review and approval, adjusted rates for the medical-surgical portion of its Special Care Individual Direct Pay Basic Hospitalization/Medical-Surgical Program. The requested average rate increase is 9.9%. An effective date of January 1, 2009, has been requested. The proposed rate increase would affect approximately 3,115 contracts and would produce additional annual premium income of \$469,080.

The current and requested rates are as follows:

Special Care Medical/Surgical Program Health Services—Nongroup			
<i>Contract Type</i>	<i>Current Rates</i>	<i>Proposed Rates</i>	<i>Percentage Increase</i>
Tier I			
Single	\$92.93	\$102.13	9.9%
Husband and Wife	\$185.86	\$204.26	9.9%
Parent and Child	\$154.45	\$169.74	9.9%
Parent and Children	\$154.45	\$169.74	9.9%
Family	\$247.38	\$271.87	9.9%

**Capital BlueCross and Capital Advantage Insurance Company; Filing No. 08-RR; Filing for Approval of Revised Rates for Nongroup Medicare Supplemental Security Plans A, B, C and H; Rate Filing**

Capital BlueCross and Capital Advantage Insurance Company have filed for approval revised rates for their Nongroup Medicare Supplemental Security Program. The aggregate rate increase requested is 7.9%. The requested effective date of the revised rates is January 1, 2009. The most recent prior rate revision for this program took effect on April 1, 2008. The current and revised rates for first eligible issues, and the requested rate adjustments, are as follows:

<i>Standardized Benefit Plan</i>	<i>Current Rate</i>	<i>Revised Rate</i>	<i>Rate Adjustment</i>
Plan A	\$91.91	\$92.71	0.9%
Plan B	\$119.08	\$123.72	3.9%
Plan C	\$142.84	\$156.86	9.8%
Plan H w/Rx	\$213.97	\$225.62	5.4%
Plan H w/o Rx	\$151.45	\$160.18	5.8%

These rate adjustments would affect approximately 32,941 members and would produce approximately \$4.41 million in additional premium annually.

Unless formal administrative action is taken prior to December 10, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.ins.state.pa.us](http://www.ins.state.pa.us). To access the filing, under "Quick Links" click on "Rate Filings Published in the PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg Regional office.

Interested parties are invited to submit written or email comments, suggestions or objections to Michael Gurgiolo, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [mgurgiolo@state.pa.us](mailto:mgurgiolo@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 08-1779. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Capital BlueCross and Capital Advantage Insurance Company; Individual Direct Pay Comprehensive Major Medical Benefit Contract with a \$750 Deductible for HIPAA and HCTC Eligible Individuals (Form No. IA-Comp750h-C) and Individual Direct Pay Comprehensive Major Medical Benefit contract with a \$1,500 Deductible for HIPAA and HCTC Eligible Individuals (Form No. IA-Comp1500h-C); Filing No. 08-S; Rate Filing**

On September 10, 2008, the Insurance Department (Department) received from Capital BlueCross and Capital Advantage Insurance Company a filing for a rate increase for the Individual Direct Pay Comprehensive Major Medical Benefit contract for HIPAA and HCTC Eligible Individuals for both the \$750 Deductible and \$1,500 Deductible forms.

The company requests a 9.9% increase or about \$72.33 per contract for the \$750 Deductible Form per month and \$61.50 per contract for the \$1,500 Deductible Form per month on average. This will affect about 6,000 contract holders and will produce additional income of about \$416,000 annually. The requested effective date of the change is January 1, 2009.

Unless formal administrative action is taken prior to December 11, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.ins.state.pa.us](http://www.ins.state.pa.us). Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Sabater, Insur-

ance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jsabater@state.pa.us](mailto:jsabater@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 08-1780. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Capital Blue Cross; Hospital Portion of Individual Direct Pay Basic Hospitalization/Medical-Surgical/Major Medical Contract (Form No. IA-Trad-C); Rate Filing**

By filing No. 08-N, Capital Blue Cross, requests approval to increase the premium rates for the hospital portion of its Individual Direct Pay Basic Hospitalization/Medical-Surgical/Major Medical Program. The filing requests an average increase of 9.9%. This will affect approximately 563 contracts and produce additional premium income of about \$335,436 annually. The requested effective date of the change is January 1, 2009.

The current and requested rates are as follows:

Direct Pay Hospitalization Health Services—Nongroup

<i>Contract Type</i>	<i>Current Rates</i>	<i>Proposed Rates</i>	<i>Percent Increase</i>
Single	\$375.63	\$412.82	9.9%
Husband and Wife	\$751.25	\$825.62	9.9%
Parent and Child	\$563.45	\$619.23	9.9%
Parent and Children	\$589.73	\$648.11	9.9%
Family	\$859.44	\$944.52	9.9%

Unless formal administrative action is taken prior to December 11, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.ins.state.pa.us](http://www.ins.state.pa.us). To access the filing, under "Quick Links" click on "Rate Filings Published in the PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg Regional office.

Interested parties are invited to submit written or email comments, suggestions or objections to Cheri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [csandersjo@state.pa.us](mailto:csandersjo@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 08-1781. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Capital Blue Cross; Special Care Individual Direct Pay Basic Hospitalization Rate Increase; Filing No. 08-P; Rate Filing**

Capital Blue Cross submitted to the Insurance Department (Department), for its review and approval, adjusted rates for the hospitalization portion of its Special Care Individual Direct Pay Basic Hospitalization/Medical-Surgical Program. The requested average rate increase is 9.9%. An effective date of January 1, 2009, has been requested. The proposed rate increase would affect approximately 3,115 contracts and would produce additional annual income of \$411,648.

The current and requested rates are as follows:

**Special Care Hospital Program Health Services—Nongroup**

<i>Contract Type</i>	<i>Current Rates</i>	<i>Proposed Rates</i>	<i>Percentage Increase</i>
<b>Tier I</b>			
Single	\$81.96	\$90.07	9.9%
Husband and Wife	\$163.93	\$180.16	9.9%
Parent and Child	\$139.34	\$153.13	9.9%
Parent and Children	\$139.34	\$153.13	9.9%
Family	\$221.31	\$243.22	9.9%
<b>Tier II</b>			
Single	\$124.91	\$137.28	9.9%
Husband and Wife	\$249.82	\$274.55	9.9%
Parent and Child	\$212.35	\$233.37	9.9%
Parent and Children	\$212.35	\$233.37	9.9%
Family	\$337.26	\$370.65	9.9%

Unless formal administrative action is taken prior to December 11, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.ins.state.pa.us](http://www.ins.state.pa.us). Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg and Pittsburgh offices.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@state.pa.us](mailto:jlaverty@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 08-1782. Filed for public inspection September 26, 2008, 9:00 a.m.]

**Progressive Specialty Insurance Company; Private Passenger Automobile; Rate Revisions; Rate Filing**

On August 29, 2008, the Insurance Department (Department) received from Progressive Specialty Insurance Company a filing for rate level changes for private passenger automobile insurance.

The company requests an overall 0.4% increase amounting to \$0.736 million annually, to be effective December 12, 2008, for new business and January 21, 2009, for renewals.

Unless formal administrative action is taken prior to October 28, 2008, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.ins.state.pa.us](http://www.ins.state.pa.us). To access the filing, under "Quick Links" click on "Rate Filings Published in the PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to Michael McKenney, Insurance Department, Insurance Product Regulation and Market Enforcement, 1311 Strawberry Square, Harrisburg, PA 17120, [mmckenney@state.pa.us](mailto:mmckenney@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,  
*Insurance Commissioner*

[Pa.B. Doc. No. 08-1783. Filed for public inspection September 26, 2008, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Acquisition by Purchase

**A-2008-2063767. Columbia Gas of Pennsylvania.** Application of Columbia Gas of Pennsylvania for approval of the Acquisition by Purchase of Real Property known as 260 Seaward Avenue, Bradford, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 14, 2008. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* Columbia Gas of Pennsylvania

*Through and By Counsel:* Theodore J. Gallagher, Esquire, Mark R. Kempic, Esquire, NiSource Corporate Services Company, Southpointe Industrial Park, 501 Technology Drive, Canonsburg, PA 15317

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 08-1784. Filed for public inspection September 26, 2008, 9:00 a.m.]



### Default Service Rate

**P-2008-2063006. UGI Utilities, Inc.—Electric Division.** Petition of UGI Utilities, Inc.—Electric Division, for approval of a Default Service Rate and AEPS Implementation Plan.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the petitioner and a copy provided directly to the Administrative Law Judge, on or before October 14, 2008. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the petitioner's business address.

*Applicant:* UGI Utilities, Inc.—Electric Division

*Through and By Counsel:* Anthony D. Kanagy, Esquire, Post and Schell, PC, 17 North Second Street, 12th Floor, Harrisburg, PA 17101-1601

UGI Utilities, Inc.—Electric Division

Petition for approval of a Default Service Rate and AEPS Implementation Plan.

#### Notice

This is to inform you that an Initial Prehearing Conference on the previously-captioned cases will be held as follows:

*Type:* Initial Prehearing Conference  
*Date:* Wednesday, October 15, 2008  
*Time:* 10 a.m.  
*Location:* Hearing Room 3  
 Plaza Level  
 Commonwealth Keystone Building  
 400 North Street  
 Harrisburg, PA 17120  
*Presiding:* Administrative Law Judge  
 Kandace F. Melillo  
 P. O. Box 3265  
 Harrisburg, PA 17105-3265  
 Phone: (717) 783-5452  
 Fax: (717) 787-0481

Persons with a disability who wish to attend the prehearing, should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the scheduling office at the Commission at least 2 business days prior to the prehearing conference:

- Scheduling Office: (717) 787-1399
- AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 08-1785. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Petition of Peco Energy Company

**P-2008-2062739. Peco Energy Company.** Petition of Peco Energy Company for approval of its Default Service Program and Rate Mitigation Plan.

**P-2008-2062740. Peco Energy Company.** Petition of Peco Energy Company for approval of its Market Rate Transition Energy Efficient Package.

**P-2008-2062741. Peco Energy Company.** Petition of Peco Energy Company for approval of its Market Rate Transition Phase-in Program.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the petitioner and a copy provided to the Administrative Law Judge, on or before October 14, 2008. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the petitioner's business address.

*Applicant:* Peco Energy Company

*Through and By Counsel:* Romulo L. Diaz, Jr., Esquire, Anthony E. Gay, Esquire, 2301 Market Street, P. O. Box 8699, Philadelphia, PA 19101-8699

#### Notice

This is to inform you that an Initial Prehearing Conference on the previously-captioned cases will be held as follows:

*Date:* Friday, October 17, 2008  
*Time:* 10 a.m.  
*Location:* In an available hearing room—Philadelphia Parties  
 Philadelphia State Office Building  
 Broad and Spring Garden Streets  
 Philadelphia, PA 19130  
*Location:* Hearing Room 3—Harrisburg Parties  
 Plaza Level  
 Commonwealth Keystone Building  
 400 North Street  
 Harrisburg, PA  
*Presiding:* Administrative Law Judge  
 Marlane R. Chestnut  
 1302 Philadelphia State Office Building  
 1400 West Spring Garden Street  
 Philadelphia, PA 19130  
 Telephone: (215) 560-2105  
 Fax: (215) 560-3133

Persons with a disability who wish to attend the prehearing, should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the scheduling office at the Commission at least 2 business days prior to the prehearing conference:

- Scheduling Office: (717) 787-1399
- AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 08-1786. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by October 13, 2008. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

#### Application of the following for approval to *begin operating as contract carriers for transportation of persons as described under the application.*

**A-2008-2060874. Shenanigans Transport Services, Inc.** (6 Rose Lane, Wilkes-Barre, Luzerne County, PA 18702), a corporation of the Commonwealth—contract carrier—for John and Mary Ruane, t/d/b/a Master Travel, persons between points in Pennsylvania. *Attorney:* David Hiscox, 400 Third Avenue, Suite 201, Kingston, PA 18704.

#### Application of the following for approval to *begin operating as a broker for transportation of persons as described under the application.*

**A-2008-2060695. Lockheart Limousine, Inc., t/a Shamrock Limousine** (3990 Patterson Road, Aliquippa, Beaver County, PA 15001), a corporation of the Commonwealth—brokerage license—to arrange for the transportation of persons, between points in Pennsylvania. *Attorney:* David M. O'Boyle, Esquire, Wick, Streiff, Meyer, O'Boyle & Szeligo, PC, 1450 Two Chatham Center, Pittsburgh, PA 15219.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 08-1787. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Telecommunications

**A-2008-2063937. The North-Eastern Pennsylvania Telephone Company and South Canaan Cellular Communications Co., LP, d/b/a Cellular One of Northeast Pennsylvania.** Joint petition of The North-Eastern Pennsylvania Telephone Company and South Canaan Cellular Communications Co., LP, d/b/a Cellular One of Northeast Pennsylvania for approval of a commercial mobile radio services interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

The North-Eastern Pennsylvania Telephone Company and South Canaan Cellular Communications Co., LP, d/b/a Cellular One of Northeast Pennsylvania, by its counsel, filed on September 10, 2008, at the Pennsylvania Public Utility Commission (Commission), a joint petition

for approval of a commercial mobile radio services 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 North-Eastern Pennsylvania Telephone Company and South Canaan Cellular Communications Co., LP, d/b/a Cellular One of Northeast Pennsylvania 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. 08-1788. Filed for public inspection September 26, 2008, 9:00 a.m.]

### Transfer of Stock

**A-2008-2063737. The Peoples Natural Gas Company, d/b/a Dominion Peoples.** Joint application of The Peoples Natural Gas Company, d/b/a Dominion Peoples, currently owned by Dominion Resources, Inc., for approval of the transfer of all the Issued and Outstanding Shares of Capital Stock of The Peoples Natural Gas Company to Peoples Hope Gas Companies, LLC, an indirect subsidiary of Babcock & Brown Infrastructure Fund North America, LP, and to approve the resulting change in control of The Peoples Natural Gas Company, d/b/a Dominion Peoples.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 14, 2008. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

*Applicant:* The Peoples Natural Gas Company, d/b/a Dominion Peoples and Peoples Hope Gas Companies, LLC

*Through and By Counsel:* William T. Hawke, Esquire, Lillian Smith Harris, Esquire, Hawke, McKeon and Sniscak, LLP, 100 North Tenth Street, P. O. Box 1778, Harrisburg, PA 17101

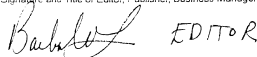
Louise A. Knight, Esquire, David P. Zambito, Esquire, Dennis J. Buckley, Esquire, Reger Rizzo & Darnall, LLP, 20 North Market Square, Suite 300, Harrisburg, PA 17101

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 08-1789. Filed for public inspection September 26, 2008, 9:00 a.m.]



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12. Tax Status (For completion by nonprofit organizations authorized to mail at nonprofit rates) (Check one) The purpose, function, and nonprofit status of this organization and the exempt status for federal income tax purposes: <input checked="" type="checkbox"/> Has Not Changed During Preceding 12 Months <input type="checkbox"/> Has Changed During Preceding 12 Months (Publisher must submit explanation of change with this statement)						
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17. Signature and Title of Editor, Publisher, Business Manager, or Owner  EDITOR					Date 9-24-2008	

I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this