

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 January 29, 2008.

BANKING INSTITUTIONS

Interim Charter Applications

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|-----------------|---------------|
| 1-18-2008 | Landmark Interim Bank Pittston Luzerne County | Pittston | Filed |
| | Incorporation of an interim bank in conjunction with the reorganization of Landmark Community Bank, Pittston, into a bank holding company form of business whereby Landmark Community Bank will become the wholly-owned subsidiary of Landmark Bancorp, Inc., a new holding company in formation. | | |

Consolidations, Mergers and Absorptions

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|--|-----------------|---------------|
| 1-23-2008 | First Columbia Bank & Trust Co., Bloomsburg, and Columbia County Farmers National Bank, Bloomsburg Surviving Institution: First Columbia Bank & Trust Co., Bloomsburg | Bloomsburg | Filed |

Holding Company Acquisitions

| <i>Date</i> | <i>Name of Corporation</i> | <i>Location</i> | <i>Action</i> |
|-------------|--|-----------------|---------------|
| 1-11-2008 | F.N.B. Corporation, Hermitage, to acquire 100% of Omega Financial Corporation, State College, and thereby indirectly acquire Omega Bank, State College, which will merge with and into First National Bank of Pennsylvania, Hermitage, a wholly-owned subsidiary of F.N.B. Corporation | Hermitage | Filed |
| 1-23-2008 | CCFNB Bancorp, Inc., Bloomsburg, to acquire 100% of Columbia Financial Corporation, Bloomsburg | Bloomsburg | Filed |
| 1-28-2008 | National Penn Bancshares, Inc., Boyertown, to acquire 100% of KNBT Bancorp, Inc., Bethlehem, and thereby indirectly acquire Keystone Nazareth Bank & Trust Company, Bethlehem, which will merge with and into National Penn Bank, Boyertown, a wholly-owned subsidiary of National Penn Bancshares, Inc. | Boyertown | Approved |

Branch Applications

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|---|---------------|
| 1-17-2008 | Marion Center Bank Marion Center Indiana County | 1271 Indian Springs Road Indiana Indiana County | Filed |

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|--|---------------|
| 1-23-2008 | Beneficial Mutual Savings Bank Philadelphia Philadelphia County | Chew and Wister Streets Philadelphia Philadelphia County | Approved |
| 1-28-2008 | Northwest Savings Bank Warren Warren County | 860 Long Pond Road Greece Monroe County, NY | Filed |

Branch Discontinuances

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|---|---------------|
| 1-23-2008 | Reliance Savings Bank Altoona Blair County | 3119 Pleasant Valley Boulevard Altoona Blair County | Approved |
| 1-23-2008 | Susquehanna Bank DV Bryn Mawr Montgomery County | 500 Shiloh Pike Bridgeton Cumberland County, NJ | Approved |
| 1-25-2008 | Omega Bank State College Centre County | 205 Park Place, Suite 6 Bellefonte Centre County | Filed |
| 1-25-2008 | Omega Bank State College Centre County | 639 South Main Street Wilkes-Barre Luzerne County | Filed |
| 1-25-2008 | Omega Bank State College Centre County | 814 Westminster Drive Williamsport Lycoming County | Filed |

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS**Consolidations, Mergers and Absorptions**

| <i>Date</i> | <i>Name of Credit Union</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|-----------------|---------------|
| 1-16-2008 | Pennsylvania State Employees Credit Union, Harrisburg, and Clarion University Federal Credit Union, Clarion Surviving Institution: Pennsylvania State Employees Credit Union, Harrisburg | Harrisburg | Filed |
| 1-18-2008 | Schuylkill County School Employees Credit Union, Pottsville, and PFP Federal Credit Union, Marlin Surviving Institution: Schuylkill County School Employees Credit Union, Pottsville | Pottsville | Filed |

Branch Applications

| <i>Date</i> | <i>Name of Credit Union</i> | <i>Location</i> | <i>Action</i> |
|-------------|--|--|---------------|
| 1-23-2008 | Viriva Community Credit Union Philadelphia Philadelphia County | 157 York Road Warminster Bucks County | Filed |
| 1-25-2008 | Belco Community Credit Union Harrisburg Dauphin County | 452 South Duke Street Lancaster Lancaster County | Filed |

The Department's web site at www.banking.state.pa.us includes public notices for more recently filed applications.

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 08-220. Filed for public inspection February 8, 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 EPA Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

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

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

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

I. NPDES Renewal Applications

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|---------------------------------|---|--|--------------------------------------|-----------------------------|
| PA0051811 (Industrial Waste) | Lehigh County Authority (Green Hills Pumping Station) P. O. Box 3348 1053 Spruce Street Allentown, PA 18106 | South Whitehall Township Lehigh County | UNT to Little Cedar Creek 02C | Y |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|-----------------------------|--|---|--------------------------------------|-----------------------------|
| PA0082953 (IW) | Boyd E. Diller, Inc. 6820 Wertzville Road Enola, PA 17025-1032 | Cumberland County Silver Spring and Hampden Townships | Sears Run 7-B | Y |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|-----------------------------|---|---------------------------------------|--------------------------------------|-----------------------------|
| PA0103292 | Hamilton Township P. O. Box 23 Ludlow, PA 16333 | Hamilton Township McKean County | Twomile Run 16-F | Y |
| PA0101117 | Shady Acres Mobile Home Park P. O. Box 358 Edinboro, PA 16412 | Cussewago Township Crawford County | UNT to Cussewago Creek 16-D | Y |

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

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

PA0056731, Sewage, SIC 4952, **Historic Salem Village Homeowners Association**, 2193 Yellow Springs Road, Malvern, PA 19355. This existing facility is located in Tredyffrin Township, **Chester County**.

Description of Proposed Activity: Renewal of NPDES permit to discharge treated sewage effluent from Historic Salem Village STP.

The receiving stream, a UNT to Valley Creek, is in the State Water Plan Watershed 3F and is classified for: exceptional value, existing quality, aquatic life, water supply and recreation. The nearest downstream public water supply intake for PA American—Norristown is located on the Schuylkill River and is approximately 11 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0017 mgd.

| <i>Parameters</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | <i>Instantaneous Maximum mg/l</i> |
|-----------------------------|----------------------------|--------------------------|-----------------------------|--------------------------|---------------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | |
| CBOD ₅ | | | 10 | | 20 |
| Total Suspended Solids | | | 10 | | 20 |
| Ammonia as N | | | | | |
| (5-1 to 10-31) | | | 1.5 | | 3.0 |
| (11-1 to 4-30) | | | 4.5 | | 9.0 |
| Fecal Coliform (col/100 ml) | | | 200 | | |
| Dissolved Oxygen | | | 6.0 Minimum | | |
| pH (Standard Units) | | | 6.0 Minimum | | 9.0 |
| Phosphorus as P | | | 1.0 | | 2.0 |

The proposed effluent limits for Monitoring Point 101 are based on a design flow of 0.0017 mgd.

| <i>Parameters</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | <i>Instantaneous Maximum mg/l</i> |
|-----------------------------|----------------------------|--------------------------|-----------------------------|--------------------------|---------------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | |
| CBOD ₅ | | | 15 | | 30 |
| Total Suspended Solids | | | 20 | | 40 |
| Ammonia as N | | | | | |
| (5-1 to 10-31) | | | 2.0 | | 4.0 |
| (11-1 to 4-30) | | | 4.0 | | 8.0 |
| Fecal Coliform (col/100 ml) | | | 200 | | |
| Dissolved Oxygen | | | 6.0 Minimum | | |
| pH (Standard Units) | | | 6.0 Minimum | | 9.0 |
| Phosphorus as P | | | 2.0 | | 4.0 |

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

1. Notification of Designation of Responsible Operator.
2. Abandon STP when Public Sewers Become Available.
3. Remedial Measures if Public Nuisance.
4. No Stormwater to Sewers.
5. Necessary Property Rights.
6. Small Stream Discharge.
7. Change of Ownership.
8. Proper Sludge Disposal.
9. DMR Reporting Requirements.
10. Monitoring Requirements.
11. Operator Training.
12. Constructed Wetland Maintenance.
13. Laboratory Certification.
14. Instantaneous Maximum Limitations.

The EPA waiver is in effect.

PA0026018, Sewage, **West Chester Borough**, 401 East Gay Street, West Chester, PA 19380. This existing facility is located in East Bradford Township, **Chester County**.

Description of Proposed Activity: This is a second notice for an application for the renewal of an NPDES permit for an existing discharge of treated sewage from the West Chester Taylor Run sewage treatment plant.

The receiving stream, Taylor Run, is in the State Water Plan Watershed 3H and is classified for: TSF, MF, aquatic life, water supply, recreation and fishing. Taylor Run is a tributary to East Branch Brandywine Creek, which flows into Brandywine Creek. There are no public water supply intakes identified downstream in this Commonwealth. The State Line is approximately 14 river miles downstream of the discharge. A Wilmington, DE, water supply intake is located on Brandywine Creek approximately 7.5 river miles downstream of the State Line.

The proposed sewage effluent limits for Outfall 001 are based on a design flow of 1.5 mgd and are as follows:

| <i>Parameters</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | <i>Instantaneous Maximum (mg/l)</i> |
|--------------------------------|------------------------|-----------------------|--------------------------------|-----------------------|-------------------------------------|
| | <i>Monthly Average</i> | <i>Weekly Average</i> | <i>Monthly Average</i> | <i>Weekly Average</i> | |
| CBOD ₅ | 313 | 475 | 25 | 40 | 50 |
| Total Suspended Solids | 188 | 282 | 15 | 23 | 30 |
| Ammonia as N | | | | | |
| (5-1 to 10-30) | 31 | | 2.5 | | 5.0 |
| (11-1 to 4-30) | 94 | | 7.5 | | 15.0 |
| Phosphorus as P | | | | | |
| (4-1 to 10-31) (years 1 and 2) | 25 | | 2.0 | | 4.0 |
| (11-1 to 3-31) (years 1 and 2) | Monitor and Report | | Monitor and Report | | 4.0 |
| (4-1 to 10-31) (years 3—5) | 12.5 | | 1.0 | | 2.0 |
| (11-1 to 3-31) (years 3—5) | 25 | | 2.0 | | 4.0 |
| Fecal Coliform | | | 200/100 ml (Geometric Mean) | | 1,000/100 ml |
| Dissolved Oxygen | | | 5.0 (minimum) | | |
| pH (Standard Units) | | | 6.0 (minimum) | | 9.0 |
| Total Residual Chlorine | | | 0.05 | | 0.15 |
| Total Nitrogen | Monitor and Report | | Monitor and Report | | |

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

| <i>Parameters</i> | <i>Average Monthly (mg/l)</i> | <i>Average Weekly (mg/l)</i> | <i>Maximum Daily (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------------|-------------------------------|------------------------------|-----------------------------|-------------------------------------|
| CBOD ₅ | | | Monitor and Report | |
| COD | | | Monitor and Report | |
| Oil and Grease | | | Monitor and Report | |
| pH (Standard Units) | | | Monitor and Report | |
| Total Suspended Solids | | | Monitor and Report | |
| Total Kjeldahl Nitrogen | | | Monitor and Report | |
| Phosphorus (as P) | | | Monitor and Report | |
| Iron (Dissolved) | | | Monitor and Report | |

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

1. Notification of Designation of Operator.
2. Average Weekly Reporting.
3. Remedial Measures if Unsatisfactory Effluent.
4. No Stormwater.
5. Acquire Necessary Property Rights.
6. Discharge to Small Stream.
7. Change of Ownership.
8. Total Residual Chlorine Requirement.
9. Sludge Disposal Requirement.
10. Chronic WET Testing.
11. Exemption from Pretreatment Program.
12. Imax Requirements.
13. 2/Month Monitoring Requirements.
14. Requirements Applicable to Stormwater Outfalls.
15. Certified Operator.
16. Fecal Coliform Imax Reporting.
17. Laboratory Certification.

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

Application No. PA0085171, Sewage, **Lyons Borough Municipal Authority**, 316 South Kemp Street, Lyon Station, PA 19536-0131. This facility is located in Lyons Borough, **Berks County**.

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

The receiving stream, Sacony Creek, is in Watershed 3-B, and classified for CWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for City of Reading is located on the Maiden Creek, approximately 21 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.20 mgd are:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Average Weekly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------------|-----------------------------------|-------------------------------------|---|
| CBOD ₅ | | | |
| (5-1 to 10-31) | 19 | 28 | 38 |
| (11-1 to 4-30) | 25 | 40 | 50 |
| Total Suspended Solids | 30 | 45 | 60 |
| NH ₃ -N | | | |
| (5-1 to 10-31) | 5 | XXX | 10 |
| (11-1 to 4-30) | 15 | XXX | 30 |
| Total Lead | 0.03 | XXX | 0.06 |
| Total Residual Chlorine | 0.28 | XXX | 0.93 |
| Total Phosphorus | Monitor | XXX | XXX |
| Dissolved Oxygen | | Minimum of 5.0 at all times | |
| pH | | From 6.0 to 9.0 inclusive | |
| Fecal Coliform | | | |
| (5-1 to 9-30) | | 200/100 ml as a Geometric Average | |
| (10-1 to 4-30) | | 2,000/100 ml as a Geometric Average | |

Lake Ontelaunee TMDL Requirements

| | <i>Concentration (mg/l)</i> | <i>Mass (lbs)</i> | |
|------------------------|-----------------------------|-------------------|---------------|
| | <i>Monthly Average</i> | <i>Monthly</i> | <i>Annual</i> |
| Total Suspended Solids | XXX | Report | 13,698 |
| Total Phosphorus | XXX | Report | 456.6 |

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.

Application No. PA0084492, Sewage, **Larry R. and Janet A. Strohecker, Carl E. and Mary E. Strohecker**, 615-A Dunkle School Road, Halifax, PA 17032. This facility is located in Halifax Township, **Dauphin County**.

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

The receiving stream, UNT Susquehanna River, is in Watershed 6-C, and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Dauphin Consolidated Water Company is located on the Susquehanna River, approximately 15 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.062 mgd are:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------------|-------------------------------------|---|
| CBOD ₅ | 25 | 50 |
| Total Suspended Solids | 30 | 60 |
| Total Residual Chlorine | 0.06 | 0.21 |
| 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) | | |

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.

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

PA0002941-A1, Industrial Waste, SIC 4911, **Allegheny Energy Supply Company, LLC**, 800 Cabin Hill Drive, Greensburg, PA 15601. This application is for amendment of an NPDES permit to discharge treated process water, stormwater, leachate, untreated cooling water and stormwater from Hatfield's Ferry Power Station in Monongahela Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, of Monongahela River (Outfalls 006, 014 and 015), UNT Little Whiteley Creek (Outfalls 016 and 017), and a UNT Monongahela River (Outfalls 018—020) all classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Carmichael Municipal Water Authority, located in Carmichael, PA, 3.5 miles below the discharge point.

Internal Outfall 206: existing discharge, flow of 0.85 mgd.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|----------------|--|------------------|----------------------|------------------|--------------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow | Monitor and Report | | | | |
| TSS | | | 30 | 100 | |
| Oil and Grease | | | 15 | 20 | |
| Barium | | | Monitor and Report | | |
| Cadmium | | | Monitor and Report | | |
| Nickel | | | Monitor and Report | | |
| Selenium | | | Monitor and Report | | |
| Thallium | | | Monitor and Report | | |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Internal Outfall 306: new discharge, design flow of 0.475 mgd.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|------------------|----------------------------|--------------------------|-----------------------------|--------------------------|----------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Flow (mgd) | Monitor and Report | | | | |
| TSS | | | 30 | 100 | |
| Oil and Grease | | | 15 | 20 | |
| Aluminum | | | Monitor and Report | | |
| Arsenic | | | Monitor and Report | | |
| Barium | | | 322 | 644 | |
| Beryllium | | | 0.003 | 0.006 | |
| Boron | | | Monitor and Report | | |
| Cadmium | | | 0.036 | 0.072 | |
| Chromium III | | | Monitor and Report | | |
| Chlorides | | | Monitor and Report | | |
| Copper | | | 0.1 | 0.2 | |
| Iron, total | | | Monitor and Report | | |
| Iron, dissolved | | | Monitor and Report | | |
| Lead | | | 0.1 | 0.2 | |
| Manganese | | | Monitor and Report | | |
| Mercury | | | 0.002 | 0.004 | |
| Nickel | | | 7.0 | 14.0 | |

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|-----------|--|------------------|----------------------|------------------|--------------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Selenium | | | 0.67 | 1.34 | |
| Silver | | | 0.05 | 0.1 | |
| Thallium | | | 0.23 | 0.46 | |
| Zinc | | | Monitor and Report | | |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 006: existing discharge, flow of 1.34 mgd.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|----------------|--|------------------|----------------------|------------------|--------------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow (mgd) | Monitor and Report | | | | |
| TSS | | | 30 | 100 | |
| Oil and Grease | | | 15 | 20 | 30 |
| Barium | | | Monitor and Report | | |
| Cadmium | | | Monitor and Report | | |
| Nickel | | | Monitor and Report | | |
| Selenium | | | Monitor and Report | | |
| Thallium | | | Monitor and Report | | |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 014: new discharge, flow of 0.158 mgd.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|------------|--|------------------|----------------------|------------------|--------------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow (mgd) | Monitor and Report | | | | |
| TSS | | | 30 | 100 | |
| Iron | | | Monitor and Report | | |
| Aluminum | | | Monitor and Report | | |
| Manganese | | | Monitor and Report | | |
| Boron | | | Monitor and Report | | |
| Selenium | | | Monitor and Report | | |
| Thallium | | | Monitor and Report | | |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 015: new discharge, varied flow

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|----------------|--|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow (mgd) | Monitor and Report | | | | |
| TSS | | | 30 | 100 | |
| Iron | | | Monitor and Report | | |
| Aluminum | | | Monitor and Report | | |
| Manganese | | | Monitor and Report | | |
| Oil and Grease | | | Monitor and Report | | |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfalls 016—020: varied flow

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|--|----------------------------|--------------------------|-----------------------------|--------------------------|----------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| These discharges shall consist solely of uncontaminated stormwater runoff. | | | | | |

The EPA waiver is not in effect.

PA0098876, Industrial Waste, SIC 7991, **YMCA of Pittsburgh, South Hills YMCA**, 51 McMurray Road, Upper St. Clair, PA 15241. This application is for renewal of an NPDES permit to discharge groundwater in Upper St. Clair Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, McLaughlin Run, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is the West View Borough Municipal Water Authority, located at West View, 20 miles below the discharge point.

Outfall 001: existing discharge.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|---|------------------------|----------------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| This outfall shall contain groundwater from dewatering of wells during swimming pool maintenance. | | | | | |

The EPA waiver is in effect.

PA0025674, Sewage, **Franklin Township Municipal Sanitary Authority**, 3001 Meadowbrook Road, Murrysville, PA 15668. This application is for renewal of an NPDES permit to discharge treated sewage from Meadowbrook Sewage Treatment Plant in Municipality of Murrysville, **Westmoreland County**.

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

Outfall 001: existing discharge, design flow of 4.9 mgd.

| <i>Parameter</i> | <i>Concentration (mg/l)</i> | | | |
|-------------------------|--|-----------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| CBOD ₅ | | | | |
| (5-1 to 10-31) | 10 | 15 | | 20 |
| (11-1 to 4-30) | 20 | 30 | | 40 |
| Suspended Solids | 30 | 45 | | 60 |
| Ammonia Nitrogen | | | | |
| (5-1 to 10-31) | 2.0 | 3.0 | | 4.0 |
| (11-1 to 4-30) | 3.4 | 5.1 | | 6.8 |
| Fecal Coliform | | | | |
| (5-1 to 9-30) | 200/100 ml as a Geometric Mean | | | |
| (10-1 to 4-30) | 2,000/100 ml as a Geometric Mean | | | |
| Total Residual Chlorine | .03 | | | .1 |
| Dissolved Oxygen | not less than 6.0 mg/l | | | |
| Cadmium | | | | |
| 1st month—37th month | Monitor and Report | | | |
| 37th month—expiration | 0.0005 | | 0.0013 | |
| Copper | | | | |
| 1st month—37th month | Monitor and Report | | | |
| 37th month—expiration | 0.0175 | | 0.0438 | |
| pH | not less than 6.0 nor greater than 9.0 | | | |

Other Condition: A toxics reduction evaluation for cadmium and copper is required for Outfall 001.

The EPA waiver is not in effect.

PA0217816, Sewage, **Regina Lambie Nazimek**, P. O. Box 896, Connellsville, PA 15425. This application is for renewal of an NPDES permit to discharge treated sewage from Sunny Dale Gardens Mobile Home Park STP in East Huntingdon Township, **Westmoreland County**.

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

Outfall 001: existing discharge, design flow of 0.026 mgd.

| <i>Parameter</i> | <i>Concentration (mg/l)</i> | | | |
|-------------------|-----------------------------|-----------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| CBOD ₅ | 25 | | | 50 |
| Suspended Solids | 30 | | | 60 |
| Ammonia Nitrogen | | | | |
| (5-1 to 10-31) | 3.0 | | | 6.0 |
| (10-1 to 4-30) | 9.0 | | | 18.0 |
| Fecal Coliform | | | | |

| Parameter | Concentration (mg/l) | | | |
|-------------------------|--|-------------------|------------------|--------------------------|
| | Average Monthly | Average Weekly | Maximum Daily | Instantaneous Maximum |
| (5-1 to 9-30) | 200/100 ml as a Geometric Mean | | | |
| (11-1 to 4-30) | 2,000/100 ml as a Geometric Mean | | | |
| Total Residual Chlorine | 0.36 | | | 0.85 |
| Dissolved Oxygen | not less than 4.0 mg/l | | | |
| pH | not less than 6.0 nor greater than 9.0 | | | |

The EPA waiver is in effect.

PA0217743, Sewage, **Summit Hospitality Group Services, Inc., Days Inn at Donegal**, Route 31, Donegal, PA 15628. This application is for renewal of an NPDES permit to discharge treated sewage from Days Inn at Donegal Sewage Treatment Plant in Donegal Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Minnow 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 Westmoreland County Municipal Authority—Indian Creek Reservoir.

Outfall 001: existing discharge, design flow of 0.0051 mgd.

| Parameter | Concentration (mg/l) | | | |
|-------------------------|--|-------------------|------------------|--------------------------|
| | Average Monthly | Average Weekly | Maximum Daily | Instantaneous Maximum |
| CBOD ₅ | 25 | | | 50 |
| Suspended Solids | 30 | | | 60 |
| Ammonia Nitrogen | | | | |
| (5-1 to 10-31) | 2.0 | | | 4.0 |
| (11-1 to 4-30) | 4.5 | | | 9.0 |
| Fecal Coliform | | | | |
| (5-1 to 9-30) | 200/100 ml as a Geometric Mean | | | |
| (10-1 to 4-30) | 2,000/100 ml as a Geometric Mean | | | |
| Total Residual Chlorine | 0.04 | | | 0.09 |
| Dissolved Oxygen | not less than 6.0 mg/l | | | |
| pH | not less than 6.0 nor greater than 9.0 | | | |

The EPA waiver is in effect.

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

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

WQM Permit No. 2104402, Amendment 07-1, Sewerage, **Silver Spring Township Authority**, 6475 Carlisle Pike, Mechanicsburg, PA 17055. This proposed facility is located in Silver Spring Township, **Cumberland County**.

Description of Proposed Action/Activity: Upgrades/Expansion to the Golden Triangle Pump Station.

WQM Permit No. 2808401, Sewerage, **Hamilton Township Municipal Authority**, 1270 Crottletown Road, Chambersburg, PA 17201. This proposed facility is located in Hamilton Township, **Franklin County**.

Description of Proposed Action/Activity: Seeking approval for the construction of a 645 single-family housing development adjacent to the Whiskey Run Subdivision and Majestic Ridge Golf Course.

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

WQM Permit No. 0277205-A1, Industrial Waste, **US Steel Corporation**, P. O. Box 878, MS 160, Dravosburg, PA 15034. This existing facility is located in West Mifflin Borough, **Allegheny County**.

Description of Proposed Action/Activity: Application for replacement of plant vacuum filter press with a belt press.

WQM Permit No. WQG016158, Sewerage, **Lois A. Decker**, 118 Harvison Court, No. 2, Irwin, PA 15642. This proposed facility is located in Penn Township, **Westmoreland County**.

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

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

WQM Permit No. 1008201, Industrial Waste, **Seneca Landfill, Inc.**, P. O. Box 1080, Mars, PA 16046. This proposed facility is located in Jackson Township, **Butler County**.

Description of Proposed Action/Activity: Seneca is submitting this Water Quality Management Permit Application in support of planned upgrades to the leachate treatment plant to increase the treatment capacity. By eliminating bottlenecks created by some of the treatment system components and adding some new equipment, Seneca will be able to process up to 129,600 gpd.

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

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

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

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|-------------------------|----------------------------|
| PAI011508001 | Pohlig Builders, Inc. 274 Lancaster Avenue Suite 100 Malvern, PA 19355-3255 | Chester | Willistown Township | Ridley Creek HQ-TSF |
| PAI011508002 | Stony Run Supply, Inc. 291 Stony Run Road Spring City, PA 19475 | Chester | East Vincent Township | Stony Run HQ-TSF |
| PAI011508003 | Larry Fondrin 1233 Yellow Springs Road Malvern, PA 19355 | Chester | Tredyffrin Township | Valley Creek EV |
| PAI011508004 | Heritage Building Group, Inc. 2500 York Road Jamison, PA 18929 | Chester | South Coventry Township | French Creek EV |

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

Susquehanna County Conservation District: County Office Building, 31 Public Avenue, Montrose, PA 18801, (570) 278-4600.

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|----------------------|----------------------------|
| PAI025808001 | Turn Key Operations, LLC 10 Durham Court Middletown, NY 10940 | Susquehanna | New Milford Township | Salt Lick Creek HQ-CWF |

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|---------------------|-----------------------------|
| PAI032108001 | Cumberland County Patrick Slattery One Courthouse Square Carlisle, PA 17013 | Cumberland | Middlesex Township | Letort Spring Run HQ-CWF |

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

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|-----------------------------|--------------------------------|
| PAI041408001 | Tom McGeoy North-Lands, Inc. Woods at Sand Ridge 15 Pontiac Drive Medford, NJ 08055 | Centre | Marion and Walker Townships | Little Fishing Creek HQ-CWF |
| PAI041408002 | N. Warren Miller Spring-Benner-Walker Joint Authority 170 Irish Hollow Road Bellefonte, PA 16823 | Centre | Benner Township | Buffalo Run HQ-CWF |

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

Conservation District: Elk County Conservation District, Elk County Courthouse Annex, 300 Center Street, P. O. Box 448, Ridgway, PA 15853, (814) 776-5373.

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|---------------------|----------------------------|
| PAI062408001 | Lowe's Companies, Inc. 1605 Curtis Bridge Road Wilkesboro, NC 28697 | Elk | Fox Township | UNT Elk Creek CWF |

Conservation District: Lawrence County Conservation District, Lawrence County Government Center, 430 Court Street, New Castle, PA 16101, (724) 652-4512.

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|---------------------|---|
| PAI063708001 | Mahoning Township 4538 West Street P. O. Box pp Hillsville, PA 16132 | Lawrence | Mahoning Township | Mahoning River and UNT, UNT Shenango River WWF |

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

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

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. 4808501, Public Water Supply.

| | |
|---------------------------|--|
| Applicant | Nestle Waters North America, Inc. Washington Township Northampton County |
| Responsible Official | Eric Andreus Nestle Waters North America, Inc. 405 Nestle Way Breinigsville, PA |
| Type of Facility | Bottling Plant: Permitted Source: Frontier Spring No. 2 (borehole B-1) |
| Consulting Engineer | Edward E. Davis, P. E. Forino Company, LP 555 Mountain Home Road Sinking Spring, PA |
| Application Received Date | January 11, 2008 |
| Description of Action | An increase in the instantaneous pumping rate of borehole B-1 from 280 gpm to 325 gpm. |

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

Permit No. 3407504, Public Water Supply.

| | |
|-----------------------|---|
| Applicant | W. E. Schlegel, Inc. |
| Municipality | Delaware Township |
| County | Juniata |
| Responsible Official | W. E. Schlegel, Inc., Vice President R. D. 1 Box 181 Thomsonstown, PA 17094 |
| Type of Facility | Public Water Supply |
| Consulting Engineer | Stephen R. Morse, P. E. Skelly and Loy, Inc. 2601 North Front Street Harrisburg, PA 17110-1185 |
| Application Received: | December 21, 2007 |

Description of Action Permit application for cartridge filtration, chlorine disinfection and an additional contact tank.

Permit No. 3607518, Public Water Supply.

Applicant **JoAnn Realty Associates, Ltd.**
 Municipality Salisbury Township
 County **Lancaster**
 Responsible Official JoAnn Realty Associates, Ltd.
 Chief Financial Officer
 875 Brackbill Road
 Gap, PA 17527
 Type of Facility Public Water Supply
 Consulting Engineer Daniel S. Hershey
 ELA Group, Inc.
 743 South Broad Street
 Lititz, PA 17543

Application Received: December 24, 2007
 Description of Action Construction of a new community water system known as Huston Run with two wells, disinfection, storage tank and pump station.

Permit No. 0608501, Public Water Supply.

Applicant **Pennsylvania American Water**
 Municipality Ruscombmanor Township
 County **Berks**
 Responsible Official Pennsylvania American Water
 800 West Hersheypark Drive
 Hershey, PA 17033
 Type of Facility Public Water Supply
 Consulting Engineer Steven E. Riley, P. E.
 Entech Engineering, Inc.
 P. O. Box 32
 Reading, PA 19603

Application Received: January 3, 2008
 Description of Action Addition of well source GO-3. Along with the new well source the booster station pumps will be replaced with larger units, new chemical feed equipment is to be installed and pH adjustment is being changed from soda ash to caustic soda.

Permit No. 0108501, Public Water Supply.

Applicant **The York Water Company**
 Municipality Oxford Township
 County **Adams**
 Responsible Official The York Water Company
 Vice President—Engineering
 130 East Market Street
 P. O. Box 15089
 York, PA 17405-7089
 Type of Facility Public Water Supply

Consulting Engineer Mark S. Snyder, P. E.
 The York Water Company
 130 East Market Street
 P. O. Box 15089
 York, PA 17405-7089

Application Received: January 14, 2008
 Description of Action Oxford Booster Pump Station

Permit No. 2808501, Public Water Supply.

Applicant **Guilford Water Authority**
 Municipality Guilford Township
 County **Franklin**
 Responsible Official Guilford Water Authority,
 Manager
 115 Spring Valley Road
 Chambersburg, PA 17201

Type of Facility Public Water Supply
 Consulting Engineer Diana Young, P. E.
 Buchart-Horn, Inc.
 P. O. Box 15040
 York, PA 17405-7040

Application Received: January 16, 2008
 Description of Action New Pond Bank Wells Nos. 1 and 2.

MINOR AMENDMENT

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

**Application No. 4592506MA, Minor Amendment,
 Public Water Supply.**

Applicant **Pennsylvania American Water**
 Hamilton Township
Monroe County
 Responsible Official Paul Zielinski
 Pennsylvania American Water
 800 West Hersheypark Drive
 Hershey, PA 17033
 Type of Facility PWS
 Consulting Engineer Scott Thomas, P. E.
 Pennsylvania American Water
 852 Wesley Drive
 Mechanicsburg, PA 17055

Application Received: January 11, 2008
 Date
 Description of Action Applicant proposes the rehabilitation of Stony Garden Filter No. 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 Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).**

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to

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

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

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

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

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

Rite Aid Store 2451, City of Philadelphia, **Philadelphia County**. Kenneth Yoder, P. G., 213 Market Street, 6th Floor, Harrisburg, PA 17101 on behalf of Robert Lerner, Rite Aid Corporation, 30 Hunter Lane, Camp Hill, PA 17001 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with release of motor oil. The future use of the site will remain as a retail pharmacy store.

Gorman Property, Northampton Township, **Bucks County**. Michael Gonshor, Roux Associates, Inc., 1222 Forest Parkway, Suite 190, West Dept, NJ 08066 on behalf of Eileen Gorman, 39 North Drive, Holland, PA

18966 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with release of other organics. The future use of the site is to remain residential. A summary of the Notice to Remediate was reported to have been published in *The Bucks County Couriers Times* on January 4.

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

Former Kemp Foods Facility, City of Lancaster, **Lancaster County**. B & B Diversified Enterprises, Inc., P. O. Box 188, Gwynedd, PA 19436, on behalf of HP Hood, LLC, 6 Kimball Lane, Lynnfield, MA 01940, submitted a Notice of Intent to Remediate groundwater contaminated by historical releases of petroleum products and PCBs. The property is and will remain a commercial facility. The applicant is seeking to remediate to the Site-Specific Standard.

Former Myers Great Value Market, Dillsburg Borough, **York County**. EPSYS, Corporation, 1414 North Cameron Street, Harrisburg, PA 17103, on behalf of Parula Properties, LLC, 100 South 7th Street, Akron, PA 17501, submitted a revised Notice of Intent to Remediate site soils and groundwater contaminated by leaded gasoline from underground storage tanks. The site is a former food market and it is anticipated that future use will be commercial, although residential use has not been excluded.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

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

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

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

notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office identified before the application. TDD users 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.

PLAN APPROVALS

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

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

54-313-087: First Quality Nonwovens, Inc. (101 Green Mountain Road, Humboldt Industrial Park, Hazleton, PA 18202) for installation of a polypropylene extrusion operation at their facility in East Union Township, **Schuylkill County**.

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

63-00110G: World Kitchen, LLC (100 8th Street, Charleroi, PA 15022) for rebricking Tank 11 at Charleroi Plant in Charleroi Borough, **Washington County**.

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

16-152A: Pengrove Building Systems, Inc. (One Mauro Avenue, Knox, PA 16232) to install two spray paint booths at their facility in Knox Borough, **Clarion County**.

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

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

15-0031B: Henry Co. (336 Cold Stream Road, Kimberton, PA) for installation of a mixer with a Fabric Filter as a control, in East Pikeland Township, **Chester County**. This facility is a Major for VOC. Emissions from these sources are 0.05 ton of PM. The Plan approval will contain recordkeeping and operating restriction designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

09-0102C: Clean Earth of Southeast Pennsylvania, Inc. (7 Steel Road East, Morrisville, PA 19067) for installation of an outdoor, diesel driven screen at a soil remediation facility in Falls Township, **Bucks County**. This facility is a non-Title V facility. NOx emissions from the diesel engine associated with the screen will be less than 2.0 tpy. Emissions of all other criteria pollutants from the diesel engine will be less than 1.0 tpy. VOC emissions from the combined engine and screen will be less than 2.7 tpy. HAP emissions from the combined engine and screen will be less than 3.3 tpy. The Plan Approval will contain recordkeeping and further operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

09-0203: AE Polysilicon Corp. (150 Roebling Road, Fairless Hills, PA 19030) for construction of a new facility to produce ultra-high purity silicon from metallurgical grade silicon in Falls Township, **Bucks County**. The proposed facility has the potential to produce 29.9 tons of PM per year, 9.96 tons NOx per year, 1.16 tons of VOCs per year and less than 1 ton of hydrochloric acid per year.

15-0037D: Oberthur Card Systems, Inc. (523 James Hance Court, Exton, PA) for installation of an SPS Rehms Screen Press at their existing facility in West Whiteland Township, **Chester County**. The potential increase of VOC emissions from this new press is 6.61 tpy. In addition, the Plan Approval will establish a Plantwide Applicability Limit of 47.895 tpy of VOCs. The Plan Approval will contain recordkeeping and operating conditions designed to keep the facility operating within all applicable air quality requirements.

09-0122B: Arkema, Inc. (100 PA Route 413, Bristol, PA 19007) for optimization of the Spray Dryer Process at their facility in Bristol Township, **Bucks County**. This facility is a Major facility for VOC. VOC Emissions increase from this source is less than 6 tpy. The Plan approval will contain recordkeeping and operating restriction designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

39-309-072: Lafarge North America (5160 Main Street, Whitehall, PA 18052) for replacement/installation of an air cleaning device (fabric collector) for the H1-H4 homogenizing silos at their Whitehall Plant in Whitehall Township, **Lehigh County**. The PM emissions from the fabric collector will not exceed the BAT standard of 0.015 grain/dscf and will result in a maximum PM emission rate of 2.8 tpy. The Plan Approval and Operating Permit will contain emission restrictions, work practice standards and monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. The facility currently has a Title V Operating Permit No. 39-00011. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

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

21-05052A: Valk Manufacturing Co. (66 East Main Street, New Kingstown, PA 17072-0428) for a snow plow and blade manufacturing operation in Silver Spring

Township, **Cumberland County**. This plan approval includes two paint booths with High Volume Low Pressure spray guns. The paint booths will be equipped with dry filters to control PM emissions. The operation of the paint booths at this facility will result in emissions of approximately 15 tpy of VOC's and 1 tpy of HAP's. This plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

31-05018A: Texas Eastern Transmission, LP—Entriaken Compressor Station (2601 Market Place, Suite 400, Harrisburg, PA 17110) for modification to synthetic minor operating permit No. 31-05018 to remove a redundant continuous emissions monitoring requirement in the existing permit for the facility, in Todd Township, **Huntingdon County**. The source is controlled with parametric monitoring, recordkeeping and reporting. The plan approval will be incorporated into the existing operating permit at a later date.

36-05096A: Pennsy Supply, Inc.—d/b/a McMinn's Asphalt (P. O. Box 3331, Harrisburg, PA 17105) for use of on-specification waste derived liquid fuel in Paradise Township, **Lancaster County**. The asphalt plant is subject to New Source Performance Standard, 40 CFR 60, Subpart I. Emissions of VOC, NOx and SOx are estimated to be 12, 40 and 30 tpy, respectively. The plan approval and subsequent State-only operating permit administrative amendment will include restrictions, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

36-05099B: Pennsy Supply, Inc.—d/b/a McMinn's Asphalt (P. O. Box 3331, Harrisburg, PA 17105) for use of on-specification waste derived liquid fuel in East Hempfield Township, **Lancaster County**. The asphalt plant is subject to New Source Performance Standard, 40 CFR 60, Subpart I. Emissions of VOC, NOx and SOx are estimated to be 14, 45 and 33 tpy, respectively. The plan approval and subsequent State-only operating permit administrative amendment will include restrictions, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

36-05097A: Pennsy Supply, Inc.—d/b/a McMinn's Asphalt (P. O. Box 3331, Harrisburg, PA 17105) for the use of on-specification waste derived liquid fuel in Fulton Township, **Lancaster County**. The asphalt plant is subject to New Source Performance Standard, 40 CFR 60, Subpart I. Emissions of VOC, NOx and SOx are estimated to be 11, 35 and 26 tpy, respectively. The plan approval and subsequent State-only operating permit administrative amendment will include restrictions, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

33-178A: Triangle Suspension System, Inc. (1 Meter Street, Punxsutawney, PA 15767) to authorize the applicant to install two dip tanks, as described in the applicant's application of November 20, 2007, in the Borough of Punxsutawney, **Jefferson County**.

Under 25 Pa. Code §§ 127.44(a) and 127.424(b), the Department of Environmental Protection (Department) intends to issue a Plan Approval for their plant in the Borough of Punxsutawney, Jefferson County. This plan

approval will authorize the applicant to install two dip tanks, as described in the applicant's application of November 20, 2007. The Plan Approval will subsequently be incorporated into the facility's Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

The VOC emissions from the dip coating operation will be restricted to 12.2 tpy based on a 12-month rolling total. The permittee is required to comply with the surface coating regulations in 25 Pa. Code § 129.52. The facility will keep a record of the VOC emissions from the source each month.

Copies of the application, the Department's analysis, and other documents used in the evaluation are available for public inspection between 8 a.m. and 4 p.m. weekdays at the address shown. To make an appointment, contact Records Management at (814) 332-6340, for an appointment.

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

1. Name, address and telephone number of the person submitting comments.
2. Identification of the proposed Plan Approval; No. 33-178A.
3. Concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted on the comments received during the public comment period. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a local newspaper of general circulation or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to John Guth, Regional Air Quality Manager, Department of Environmental Protection, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6940.

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.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, Muhammad Zaman, Facilities Permitting Chief, (570) 327-0512.

41-00003: PPL Martins Creek, LLC (2 North Ninth Street, Allentown, PA 18101) for renewal of a Title V Operating Permit for operation of an electric generating facility (Williamsport Combustion Turbine) in the City of Williamsport, **Lycoming County**.

The facility incorporates two 269 mmBtu/hr No. 2 fuel oil-fired combustion turbines and associated 100,000 gallon above ground No. 2 fuel oil storage tank.

The facility has the potential to emit up to 766.5 tons of NOx, 609.9 tons of SOx, 14.14 tons of PM/PM10, 3.9 tons of CO and .48 ton of VOCs per year.

The Department of Environmental Protection (Department) proposes to renew Title V Operating Permit 41-00003. The Department intends to incorporate into this renewal all conditions currently contained in Title V Operating Permit 41-00003 with these exceptions, changes and additions:

1. A condition specifying a No. 2 fuel oil sulfur content limit from 25 Pa. Code § 123.22 has been removed from the permit as no source existing at the facility is subject to 25 Pa. Code § 123.22.

2. Conditions requiring an annual inspection of the facility for the presence of visible air contaminants, visible fugitive air contaminants and malodorous air contaminants, and the maintenance of records of these inspections, have been removed from the permit as this facility does not contain the types of sources that are likely to produce visible fugitive air contaminants or malodorous air contaminants and an annual inspection is of little benefit in determining whether ongoing compliance with the applicable visible air contaminant emission limitations is occurring.

3. A condition requiring the maintenance of such records as may be necessary to comply with the requirements of 25 Pa. Code § 135.21, pertaining to emission statements, has been modified to also include 25 Pa. Code § 135.3, pertaining to annual emission inventory reports.

4. A condition requiring malfunctions to be reported to the Department has been modified to exclude the reporting of malfunctions which do not result in, or potentially result in, air contaminant emissions in excess of an applicable air contaminant emission limitation and/or do not result in, or potentially result in, noncompliance with any operating permit condition.

5. A condition specifying the deadline for the submission of an annual compliance certification report has been added to the permit.

6. Conditions requiring the maintenance of records of the monthly capacity factor for the facility's two combustion turbines has been removed from the permit as the requirement is redundant of conditions requiring the maintenance of records of the number of hours each turbine operates per month and the amount of fuel each turbine uses per month.

7. Conditions requiring the reporting of the "supporting calculations" used to verify compliance with the turbines' capacity factor limitations and SO_x, NO_x and PM emission limitations have been removed from the permit as it is not possible to verify compliance with the NO_x and PM emission limitations with "calculations" and compliance with the capacity factor limitations and SO_x emission limitations can be determined using the turbines' operating hour and fuel sulfur content records which the permittee is required to report to the Department.

8. Conditions prohibiting the storage of VOCs with a vapor pressure greater than 1.5 psia in the facility's 100,000 gallon No. 2 fuel oil storage tank, and requiring the maintenance of records of the vapor pressure of the material stored in the respective tank, have been modified to prohibit the storage of anything other than No. 2 fuel oil in the respective tank and require the maintenance of records of the identity of the material stored in the tank.

18-00003: PPL Martins Creek, LLC (2 North Ninth Street, Allentown, PA 18101) for the renewal of a Title V Operating Permit for the operation of an electric generating facility (Lock Haven Combustion Turbine) in Bald Eagle Township, **Clinton County**.

The facility consists of a single 282 mmBtu/hr No. 2 fuel oil-fired combustion turbine and associated 100,000 gallon above ground No. 2 fuel oil storage tank.

The facility has the potential to emit up to 425 tons of NO_x, 315 tons of SO_x, 7.4 tons of PM/PM₁₀, 2.04 tons of CO and .25 ton of VOCs per year.

The Department of Environmental Protection (Department) proposes to renew Title V Operating Permit 18-00003. The Department intends to incorporate into this renewal all conditions currently contained in Title V Operating Permit 18-00003 with these exceptions, changes and additions:

1. Conditions requiring an annual inspection of the facility for the presence of visible air contaminants, visible fugitive air contaminants and malodorous air contaminants, and the maintenance of records of these inspections, have been removed from the permit as this facility does not contain the types of sources that are likely to produce visible fugitive air contaminants or malodorous air contaminants and an annual inspection is of little benefit in determining whether ongoing compliance with the applicable visible air contaminant emission limitations is occurring.

2. A condition requiring the maintenance of such records as may be necessary to comply with the requirements of 25 Pa. Code § 135.21, pertaining to emission statements, has been modified to also include 25 Pa. Code § 135.3, pertaining to annual emission inventory reports.

3. A condition requiring malfunctions to be reported to the Department has been modified to exclude the reporting of malfunctions which do not result in, or potentially result in, air contaminant emissions in excess of an applicable air contaminant emission limitation and/or do not result in, or potentially result in, noncompliance with any operating permit condition.

4. A condition specifying the deadline for the submission of an annual compliance certification report has been added to the permit.

5. A condition requiring the maintenance of records of the monthly capacity factor for the facility's combustion turbine has been removed from the permit as the requirement is redundant of conditions requiring the maintenance of records of the number of hours the turbine operates per month and the amount of fuel the turbine uses per month.

6. A condition requiring the reporting of the "supporting calculations" used to verify compliance with the turbine capacity factor limitation and SO_x, NO_x and PM emission limitations has been removed from the permit as it is not possible to verify compliance with the NO_x and PM emission limitations with "calculations" and compliance with the capacity factor limitation and SO_x emission limitation can be determined using the turbine operating hour and fuel sulfur content records which the permittee is required to report to the Department.

7. Conditions prohibiting the storage of VOCs with a vapor pressure greater than 1.5 psia in the facility's 100,000 gallon No. 2 fuel oil storage tank, and requiring the maintenance of records of the vapor pressure of the material stored in the respective tank, have been modified to prohibit the storage of anything other than No. 2

fuel oil in the respective tank and require the maintenance of records of the identity of the material stored in the tank.

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

63-00642: Equitrans, LP (225 North Shore Drive, Pittsburgh, PA 15212) for the Hartson Compressor Station which is a Title V facility and is primarily used for storage and distribution of natural gas in Finleyville, **Washington County**. The facility's major sources include three internal combustion engines which emit quantities of potential NOx emissions greater than 100 tpy.

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

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428, Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.

23-00069: The Trustee of the University of PA—Glenolden (500 South Ridgeway Avenue, Glenolden, PA 19036-2307) for a renewal Non-Title V Facility, State-only, Natural Minor Permit in Glenolden Borough, **Delaware County**. The Trustee of the University of PA/Glenolden is a commercial physical research facility. The sources of emissions include boilers and a generator. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

23-00072: Action Supply Co., Inc. (1401 Calcon Hook Road, Sharon Hill, PA 19079) for renewal of a State-only, Natural Minor Operating Permit in Darby Township, **Delaware County**. The facility operates three ready-mix concrete plants and a recycling plant with two crushers and a screener. The facility is a minor source of PM emissions. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

09-00085: Tate & Lyle Ingredients Americas, Inc. (East Post Road, Morrisville, PA 19067) for renewal of a State-only, Natural Minor Operating Permit in Morrisville Borough, **Bucks County**. The facility's primary sources include two 10.5 mmBtu/hr boilers which use natural gas as a primary fuel source. Emissions from these sources do not exceed any Title V threshold. The permit will include monitoring, recordkeeping and reporting requirements to address all applicable air quality requirements.

09-00112: Superior Woodcraft, Inc. (160 North Hamilton Road, Doylestown, PA 18901) for renewal of a State-only Operating Permit in Doylestown Borough, **Bucks County**. The initial permit was issued on August 8, 2002. Superior Woodcraft, Inc. manufactures high quality wood cabinets at this facility. There are three coating booths and a staining operation that have the potential to emit 23 tons of VOCs and 10 tons of a single HAP and 25 tons of a combination of HAPs. The facility averages 8.03 tons of VOC emissions per year, and the estimated emissions of HAPs are 5.3 tpy. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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

06-03097: Kore Mart, Limited (7 Hill Drive, P. O. Box 175, Hamburg, PA 19526) for operation of their sand mold manufacturing facility in Hamburg Borough, **Berks County**. The State-only operating permit will include monitoring, recordkeeping, reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

22-03037: Consolidated Scrap Resources, Inc. (1616 North Cameron Street, P. O. Box 1761, Harrisburg, PA 17105) for operation of their metal scrap shredder and cyclone in the City of Harrisburg, **Dauphin County**. This is a renewal of their State-only operating permit issued in 2003.

22-03053: Conagra Flour Milling Co. (99 2nd Street, Highspire, PA 17034) for operation of a flour mill in Highspire Borough, **Dauphin County**. This is a renewal of the State-only operating permit issued in 2003.

22-05054: Eldorado Properties Corp.—Highspire Terminal (P. O. Box 2621, Harrisburg, PA 17105-2621) for a synthetic minor operating permit in Lower Swatara Township, **Dauphin County**. The facility's major sources of emissions include petroleum product storage and loading operations, which primarily emit VOC. This permit is in lieu of the Title V permit No. 22-05025 with reduced emissions as a result of modification to the operations, and to stay below the MACT applicability. The synthetic minor operating permit will contain 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.

41-00074: Webb Communications, Inc. (One Maynard Street, Williamsport, PA 17701) for operation of a printing facility in the City of Williamsport, **Lycoming County**.

The facility incorporates six heatset web offset lithographic printing presses, a .2 mmBtu/hr natural gas-fired water heater and a .5 mmBtu/hr natural gas/No. 2 fuel oil-fired boiler. The VOC and VHAP emissions from the six printing presses are controlled by a regenerative thermal oxidizer.

The facility has the potential to emit up to 18.25 tons of VOCs, 3.47 tons of VHAPs, 2.67 tons of NOx, 6.13 tons of PM/PM10, 2.06 tons of CO and 1.12 tons of SOx per year.

The Department of Environmental Protection (Department) intends to issue an operating permit for this facility. The Department intends to incorporate into this operating permit all conditions currently contained in Plan Approval 41-320-002, issued on October 3, 2006, as amended by the plan approval modifications approved on October 30, 2006, May 7, 2007 and December 22, 2007, except for these changes and additions:

1. A condition requiring malfunctions to be reported to the Department has been modified to exclude the reporting of malfunctions which do not result in, or potentially

result in, air contaminant emissions in excess of an applicable air contaminant emission limitation and/or do not result in, or potentially result in, noncompliance with any operating permit condition.

2. A .2 mmBtu/hr natural gas-fired water heater and a .5 mmBtu/hr natural gas/No. 2 fuel oil-fired boiler have been included in the permit along with the applicable 25 Pa. Code § 123.22 SOx emission limitation and No. 2 fuel oil sulfur content limitation and conditions restricting the fuel fired in the water heater to natural gas and that fired in the boiler to natural gas and virgin No. 2 fuel oil to which no reclaimed/reprocessed oil, waste oil or other waste material has been added.

3. The applicable 25 Pa. Code § 123.21 SOx emission limitation for the printing presses and associated regenerative thermal oxidizer has been included in the permit.

4. A condition has been placed in the permit requiring the performance of VOC destruction efficiency stack testing to be performed on the regenerative thermal oxidizer between June 1, 2011, and May 31, 2012.

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

30-00148: Dana Mining Co. of PA, LLC (308 Dents Run Road, Morgantown, WV 26501) for operation of a coal preparation plant known as the 4-West Deep Mine Coal Preparation Plant in Dunkard Township, **Greene County**.

Under 25 Pa. Code § 127.424, the Department of Environmental Protection intends to issue a State-only Operating Permit (SOOP) to Dana Mining Company of Pennsylvania, LLC to allow operation of a coal preparation plant known as the 4-West Deep Mine Coal Preparation Plant located in Dunkard Township, Greene County. Conditions will be placed in the SOOP to limit throughput, require water sprays on the process, require enclosures/covers on the process, require road sweeping, require road watering and require a truck tire wash in order to limit the quantity of air contaminants emitted to 90.8 tpy of PM and 23.7 tpy of PM10 per year.

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

10-00234: Karns City Area School District (1446 Kittanning Pike, Karns City, PA 16041) for operation of the facility's air contamination sources consisting of a two tri-fuel boilers rated at 5.20 mmBtu/hr and an emergency generator in Fairview Township, **Butler County**.

27-00019: Department of Corrections—SCI at Forest (HC2, Box 18, Marienville, PA 16239) to re-issue this Natural Minor Operating Permit. The facility's primary emissions are from the four boilers used to provide comfort heat and hot water to the facility in Jenks Township, **Forest County**.

33-00016: NAC Carbon Products, Inc. (Elk Run Avenue, Punxsutawney, PA 15767) to re-issue a Natural Minor Operating Permit. The facility's primary sources of emissions are the carbon baking kilns and associated equipment in the Borough of Punxsutawney, **Jefferson County**.

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 Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to 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 an application is available for inspection at the district mining office indicated before an application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for certification.

Written comments, objections or requests for informal conferences on applications may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the district mining office indicated before an 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—86.34.

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

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

Coal Applications Received

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

| <i>Parameter</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|--|---------------------------|---------------------------------|----------------------------------|
| Iron (total) | 3.0 mg/l | 6.0 mg/l | 7.0 mg/l |
| Manganese (total) | 2.0 mg/l | 4.0 mg/l | 5.0 mg/l |
| Suspended solids | 35 mg/l | 70 mg/l | 90 mg/l |
| pH ¹ | | greater than 6.0; less than 9.0 | |
| Alkalinity greater than acidity ¹ | | | |

¹The parameter is applicable at all times.

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

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

Permit Number 04971301 and NPDES Permit No. PA0215074, Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201), to renew the permit for the Beaver Valley Mine in Greene Township and Shippingport Borough, **Beaver County** and related NPDES permit. No additional discharges. Application received December 24, 2007.

Permit Number 26961601 and NPDES Permit No. PA0214779, Matt Canestrone Contracting, Inc., (P. O. Box 234, Belle Vernon, PA 15012-0234), to revise the permit for the LaBelle Site in Luzerne Township, **Fayette County** to construct a haul road, utilize fly ash for structural fill, and change the land use for 8.2 acres from forestland to industrial/commercial. Surface Acres Proposed 8.2. No additional discharges. Application received November 16, 2007.

Permit Number 26970702 and NPDES Permit No. PA0215112, Matt Canestrone Contracting, Inc., (P. O. Box 234, Belle Vernon, PA 15012-0234), to renew the permit the LaBelle Site in Luzerne Township, **Fayette County** and related NPDES permit. No additional discharges. Application received December 12, 2007.

Permit Number 63831302 and NPDES Permit No. PA0213608, Eighty Four Mining Company, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit for the Mine No. 84 in North Bethlehem, Amwell and South Strabane Townships, **Washington County** to add underground permit and subsidence control plan acres for development mining. Underground Acres Proposed 30.0, Subsidence Control Plan Acres Proposed 642.0. No additional discharges. Application received December 28, 2007.

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

32810135 and NPDES No. PA0607606. M. B. Energy, Inc., 175 McKnight Road, Blairsville, PA 15717, transfer of an existing bituminous surface mine from Northern Cambria Fuel Company, 175 McKnight Road, Blairsville, PA 15717, located in West Wheatfield Township, **Indiana County**, affecting 15.8 acres. Receiving streams: UNT Black Lick Creek and Roaring Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received January 7, 2008.

32820134 and NPDES No. PA0606154. M. B. Energy, Inc., 175 McKnight Road, Blairsville, PA 15717, transfer of an existing bituminous surface mine from The Arcadia Company, Inc., 175 McKnight Road, Blairsville, PA 15717, located in Banks, Montgomery and Canoe Townships, **Indiana County**, affecting 1,166 acres. Receiving streams: UNT to Little Mahoning Creek, Little Mahoning Creek and UNT to Cush Creek classified for the following uses: HQ-CWF and CWF. There are no potable water supply intakes within 10 miles downstream. Application received January 7, 2008.

11020103 and NPDES No. PA0249335. Gator Coal, LP, P. O. Box 418, Elderton, PA 15736, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Susquehanna Township, **Cambria County**, affecting 324.5 acres. Receiving streams: Douglas Run, Peg Run, West Branch of Susquehanna River classified for the following uses: CWF and WWF. There are no potable water supply intakes within 10 miles downstream. Application received January 16, 2008.

56940105 and NPDES No. PA0212890. Action Mining, Inc., 1117 Shaw Mines Road, Meyersdale, PA 15552, revision of an existing bituminous surface and limestone removal mine to change the land use in Elk Lick Township, **Somerset County**, affecting 108 acres. Receiving streams: UNTs to and Casselman River classified for the following uses: CWF and WWF. There are no potable water supply intakes within 10 miles downstream. Application received January 17, 2008.

32070102 and NPDES No. PA0262331. Thomas J. Smith, Inc., 2340 Smith Road, Shelocta, PA 15774, revision of an existing bituminous surface and auger mine to change land use to add 5.0 coal acres by surface mining methods on the lands of Daniel Kovalcik and 2.4 auger mining acres. To modify the final land usage on the lands of Daniel Kovalcik from present forestland to pastureland or land occasionally cut for hay. To request a variance to conduct mining and support activities up to within 25 feet of UNT No. 5 to Toms Run, in Burrell Township, **Indiana County**, affecting 183.3 acres. Receiving streams: UNTs to Toms Run and Toms Run to Conemaugh River and UNTs to Weirs Run to Blacklick Creek to Conemaugh River classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received January 17, 2008.

56030104 and NPDES No. PA0249459. Elk Lick Energy, Inc., P. O. Box 240, Friedens, PA 15541, revision of an existing bituminous surface and coal preparation/processing facility mine to change land use from forestland to unmanaged natural habitat in Jenner Township, **Somerset County**, affecting 171.9 acres. Receiving

streams: Two Mile Run to Quemahoning Reservoir classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Authority. Application received January 18, 2008.

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

35910102R3. Silverbrook Anthracite, Inc., (1 Market Street, Laflin, PA 18702), renewal of an existing anthracite surface mine operation in Archbald Borough, **Lackawanna County** affecting 1,000.3 acres, receiving stream: none. Application received January 25, 2008.

Coal Applications Returned

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

Permit Number 30841317 and NPDES Permit No. PA0213527, Consol Pennsylvania Coal Company, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit for the Enlow Fork Mine in Morris Township, **Washington County** to install Prosperity Portal, Archer Run Slope, nine boreholes and add three NPDES discharge points. Surface Acres Proposed 218.9. Receiving stream: Archer Run, classified for the following use: TSF. Application received July 21, 2005. Permit returned January 24, 2008

| <i>Parameter</i> | <i>30-day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|-------------------------------|---------------------------|---------------------------------|----------------------------------|
| Suspended solids | 35 mg/l | 70 mg/l | 90 mg/l |
| 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.

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

Permit No. 4273SM6A2 and NPDES Permit No. PA0212555. Grannas Brothers Stone & Asphalt Company, Inc., P. O. Box 488, Hollidaysburg, PA 16648, renewal of NPDES Permit, Frankstown Township, **Blair County**. Receiving streams: UNTs to Brush Creek classified for the following use: WWF. There are no potable water supply intakes within 10 miles downstream. Application received January 16, 2008.

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

16970307. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803). Renewal of NPDES Permit No. PA0227609, Beaver, Richland and Licking Townships, **Clarion County**. Receiving streams: UNT to Turkey Run, classified for the following uses: HW CWF. There are no potable surface water supply intakes within 10 miles downstream. NPDES Renewal application received January 22, 2008.

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

Permit Number 30841317 and NPDES Permit No. PA0213527, Consol Pennsylvania Coal Company, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit and related NPDES permit for the Enlow Fork Mine in Morris Township, **Washington County** to add surface permit area for fresh water supply system at Prosperity Portal and Archer Run Slope, Surface Acres Proposed 282.8. Receiving Streams: UNT to Short Creek, classified for the following use: TSF. Application received August 24, 2005. Permit returned January 24, 2008.

Permit Number 56841328 and NPDES Permit No. PA0041785, Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201-9642), to revise the permit for the Mine 78 in Adams and Richland Townships, **Cambria County** to add underground permit and subsidence control plan area acres. Underground Acres Proposed 4,789.0, Subsidence Control Plan Acres Proposed 4,789.0. No additional discharges. Application received August 2, 2007.

Noncoal Applications Received

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

09080301 and NPDES Permit No. PA0224642. Haines & Kibblehouse, Inc., (P. O. Box 196, Skippack, PA 19474), commencement, operation and restoration of a quarry operation and NPDES Permit for discharge of treated mine drainage (replacing SMP No. 7975SM1) in Hilltown Township, **Bucks County** affecting 60.7 acres, receiving streams: UNT to Morris Run, classified for the following use: TSF. Application received January 18, 2008.

36080301 and NPDES Permit No. PA0224651. Donegal Rock Products, LLC (P. O. Box 10, Rheems, PA 17570), commencement, operation and restoration of a quarry operation and NPDES Permit for discharge of treated mine drainage (replacing SMP No. 6276SM6) in West Donegal Township, **Lancaster County** affecting 88.0 acres, receiving streams: UNT to Donegal Creek, classified for the following use: Donegal Creek. Application received January 22, 2008.

8274SM6T and NPDES Permit No. PA0595349. Pennsy Supply, Inc., (1001 Paxton Street, Harrisburg, PA 17105), transfer of an existing quarry operation from Binkley & Ober, Inc. in East Hempfield Township, **Lancaster County**, affecting 241.0 acres, receiving streams: UNT to Little Conestoga Creek. Application received January 24, 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 Depart-

ment 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.

E51-227. VTE Philadelphia, LP, 1481 47th Street, Brooklyn, NY 11219, City of Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To redevelop and maintain Pier 35 1/2 North, along the Delaware River (WWF) to accommodate a proposed high rise residential development (a.k.a. Trump Tower). Work will include the following activities:

1. To install and maintain approximately 121 16-inch piles and 39 6-foot 6-inch steel caissons through the existing fill and underlying submerged lands of the Commonwealth. Work will also include associated decking within the previous footprint of Pier 35 1/2 North.

2. To construct and maintain a public access walkway, measuring 12 feet long with an observation deck approximately 52 feet by 32 feet (1,644 square feet).

This project is located approximately 200 feet northwest of the intersection Fairmount Avenue and Christopher Columbus Boulevard (a.k.a. Delaware Avenue) (Camden, PA USGS Quadrangle N: 15.7 inches; W: 1.6 inches).

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

E48-377. Department of Veteran and Military Affairs, Bureau of Facilities & Engineering, Building 0-47, Fort Indiantown Gap, Annville, PA 17003-5002, in Forks Township, **Northampton County**, United States Army Corps of Engineers, Philadelphia District.

To place fill in the 100-year floodplain of a tributary to Bushkill Creek (HQ-CWF) for the purpose of constructing a Field Maintenance Shop associated with a proposed Readiness Center for the Stryker Brigade Combat Team (Easton, PA-NJ Quadrangle N: 20.6 inches; W: 14.6 inches).

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

E06-629. The Herman Development Company, John M. Herman, 3701 Perkiomen Avenue, Reading, PA 19606, Bethel Township, **Berks County**, ACOE Philadelphia Region.

To construct a 1,000,000.0-square-foot warehouse facility impacting 0.223 acre of PEM wetlands, and 0.43 acre of PEM/PSS wetlands. To compensate for wetland impacts, the applicant proposes to construct and maintain 0.66 acre of replacement wetlands onsite. The project is located on the South Side of I-78, between exits 15 (Grimes) and 16 (Midway) (Bethel, PA Quadrangles N: 19.52 inches; W: 0.15 inch, Latitude: 40° 28' 57"; Longitude: 76° 15' 04") in Bethel Township, Berks County.

E67-837. Louis Appell, Jr., 140 East Market Street, York, PA 17401, York Township, **York County**, ACOE Baltimore District.

To restore and maintain approximately 1,600.0 linear feet of a UNT to Tyler Run (WWF) (York, PA Quadrangle N: 9.74 inches; W: 11.18 inches, Latitude: 39° 55' 43.00"; Longitude: 76° 42' 17.13") through the construction and/or installation of: 1) 0.22 acre of wetland creation; 2) 22 rock cross vanes; 3) 15 J-hook vanes; 4) 360.0 linear feet of rock toe protection; and 5) 550.0 linear feet of new/relocated stream channel for the purpose of restoring the channel reach to stabilize the channel and improve aquatic habitat. The project is located between Powder Mill Road and Business Interstate in York Township, York County.

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

E17-439. Clearfield Creek Watershed Association, 216 Bedlin Hollow Road, Ashville, PA 16613. Morgan Run No. 8 Acid Mine Drainage Treatment Project in Decatur Township, **Clearfield County**, ACOE Baltimore District (Wallaceton, PA Quadrangle Latitude: 40° 54' 5.04"; Longitude: 78° 21' 40.43").

The applicant proposes to construct, operate and maintain a passive treatment acid mine drainage abatement system resulting in 0.007-acre of permanent impact to wetlands associated to a UNT to Morgan Run (CWF) and 100-feet of permanent stream to the same UNT. The proposed permanent wetland impact results in construction of treated water outfall structures. Stream impacts result from 50-feet of channel being diverted into the

treatment system for alkaline addition, and 50-feet of stream impact associated with constructing two access road crossings. The project is located along the northern right-of-way of SR 2012 approximately 3,500-feet downstream stream of the point where Morgan Run crosses beneath SR 2012. The Morgan Run No. 8 Acid Mine Drainage Project permanently impacts 0.007-acre of wetland for which the Department of Environmental Protection has deemed as a de minimis impact and mitigation shall not be required.

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

E65-918. DeCesare Corporation, 4241 William Penn Highway, Suite 300, Murrysville, PA 15668. To maintain existing fill in a floodway in Murrysville, **Westmoreland County**, Pittsburgh ACOE District (Murrysville, PA Quadrangle N: 11.5 inches; W: 1.5 inches, Latitude: 40° 26' 14.9"; Longitude: 79° 38' 12"). The applicant proposes to maintain the existing fill in the floodway of Steels Run (HQ-CWF) for the purpose of constructing a residential housing development.

E65-919. Department of Transportation, District 12-0, 825 North Gallatin Avenue, Uniontown, PA 15401-2105. To replace a bridge over Loyalhanna Creek in Unity Township and the City of Latrobe, **Westmoreland County**, Pittsburgh ACOE District (Derry, PA Quadrangle N: 76 inches; W: 17 inches, Latitude: 39° 44' 22"; Longitude: 79° 54' 12"). The applicant proposes to remove the existing SR 982, approximately 40 ft. wide, two span, centered pier, steel through truss bridge having a total length of approximately 250 ft. and having an under clearance of 11.5 ft; to construct and maintain at the existing location approximately 50 ft. total width, two span centered pier, replacement pre-stressed concrete box beam bridge having a total length of approximately 282 ft. and having minimum underclearance of 13.75 ft. over the Loyalhanna Creek (WWF); associated fill to raise the approach road elevations; and fill 0.1 acre of PEM wetlands. In addition, install a temporary crossing; and construct and maintain associated replacement

stormwater outfalls to the Loyalhanna Creek (WWF). The bridge improvement project is located approximately 1,300 ft. north of the intersection of SR 982 with SR 30 and between Unity Township and the City of Latrobe.

E65-921. Shag Bark Grove Real Estate, LP, 258 McDermott Road, Trafford, PA 15085. To construct a culvert in the Municipality of Murrysville, **Westmoreland County**, Pittsburgh ACOE District (Murrysville, PA Quadrangle: N: 15.7 inches; W: 2.8 inches, Latitude: 40° 27' 45"; Longitude: 79° 38' 45"). The applicant proposes to construct and maintain a culvert structure consisting of two 75 ft. long 19 ft. by 6.61 ft. corrugated metal pipe arches with natural channel bed in Haymakers Run (HQ-CWF) under a proposed access road to the proposed Shag Bark Residential Development.

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

E62-415. Sheffield Land & Timber Company, P. O. Box 54, Sheffield, PA 16347. Gas Pipeline, in Sheffield Township, **Warren County**, ACOE Pittsburgh District (Sheffield, PA Quadrangle N: 47.7057°; W: 79.01974°).

The applicant proposes to replace approximately 1.65 miles of existing 8-inch diameter steel gas line with 10-inch diameter plastic natural gas pipeline starting at a point approximately 2,000 feet north of the intersection of SR 6 and Tollgate Road on the east side of Tollgate Road and continuing south, southeast to an endpoint across SR 666 and the West Branch of Tionesta Creek involving: 1) to construct and maintain five wetland crossings by horizontal directional boring having lengths of 250 feet (PSS), 20 feet (exceptional value, PEM), 180 feet (exceptional value, PSS), 70 feet (exceptional value, PEM) and 50 feet (exceptional value, PEM) respectively; and 2) to construct and maintain stream crossings of Deer Lick Run, Two Mile Creek, West Branch Tionesta Creek and a UNT to West Branch Tionesta Creek by directional boring. Deer Lick Run and Two Mile Run are perennial streams classified as HQ-CWF and West Branch Tionesta Creek and the UNT are perennial streams classified as CWF.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Waste Management, Division of Storage Tanks, P. O. Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.

SSIP

| <i>Application No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Tank Type</i> | <i>Tank Capacity</i> |
|------------------------|---|---------------|---------------------|--------------------------------------|-------------------------|
| 08001 | Bionol Clearfield, LLC 99 Longwater Circle Norwell, MA 02061 Attn: Samuel G. McConnell | Clearfield | Clearfield Borough | 13 ASTs storing regulated substances | 3,707,600 gallons total |

ACTIONS

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

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

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

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

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

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

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

I. NPDES Renewal Permit Actions

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|-----------------------------|---|--|--|-----------------------------|
| PA0010987 | Tobyhanna Army Depot 11 Hap Arnold Boulevard AM SEL-TY-RK-E Tobyhanna, PA 18466-5086 | Coolbaugh Township Monroe County | Hummmler Run 2A | Y |
| PA0061182 | Big Boulder Corporation P. O. Box 707 Blakeslee, PA 18610-0707 | Kidder Township Carbon County | UNT to Tunkhannock Creek 2A | Y |
| PA0063096 | Seiders Hill, Inc. P. O. Box 359 Pottsville, PA 17901 | North Manheim Township Schuylkill County | West Branch Schuylkill River CWF Watershed 3A | Y |

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|-----------------------------|---|--|--------------------------------------|-----------------------------|
| PA0055131 (Minor Sewage) | Lehigh Valley Zoo— County of Lehigh Lehigh County Government Center 17 South Seventh Street Allentown, PA 18101-1614 | North Whitehall Township Lehigh County | Jordan Creek 2C | Y |
| PA0036439 (Minor Sewage) | Commonwealth of Pennsylvania Department of Public Welfare White Haven Center 827 Oley Valley Road White Haven, PA 18661 | Foster Township Luzerne County | Linesville Creek 02A | Y |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|-----------------------------|---|---|--|-----------------------------|
| PA0081868 (Sew) | Fairview Township Authority 599 Lewisberry Road New Cumberland, PA 17070-2349 | York County Fairview Township | Susquehanna River 7-E | N |
| PA0022209 (Sew) | Municipal Authority of Borough of Bedford 244 West Penn Street Bedford, PA 15522 | Bedford County Bedford Township | Raystown Branch Juniata River 11-C | N |
| PA0026808 (Sew) | Springettsbury Township 3501 North Sherman Street York, PA 17402 | York County Springettsbury Township | Codorus Creek 7-H | N |
| PA0026263 (Sew) | York City Sewer Authority c/o Stacey R. MacNeal Katherman, Heim & Perry 345 East Market Street York, PA 17403 | York County Manchester Township | Codorus Creek 7-H | N |
| PA0083305 (IW) | Tyco Electronics Corporation—Brodbecks Facility P. O. Box 3608 Harrisburg, PA 17105-3608 | York County Codorus Township | UNT Krebs Valley Run 7-H | Y |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|-----------------------------|--|---|---|-----------------------------|
| PA0228516 | Clearfield County Economic Development Corporation 250 Technology Drive Suite 1 Clearfield, PA 16830 | Clearfield County Covington Township | UNT to Sandy Creek SWP 8C | Y |
| PA0228575 IW | Pennsylvania—American Water Company 105 Sodom Road Milton, PA 17847 | Centre County Rush Township | Trout Run and UNT of Trout Run (Minnie Run) 8D | Y |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|-----------------------------|--|--------------------------------------|--------------------------------------|-----------------------------|
| PA0024856 | Taylor Township Sewer Authority P. O. Box 489 West Pittsburg, PA 16160-0489 | Taylor Township Lawrence County | Beaver River 20-B | Y |
| PA0222151 | Chemtura Corporation 199 Benson Road Middlebury, CT 06749 | City of Bradford McKean County | Tunungwant Creek 16-C | Y |

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N ?</i> |
|-----------------------------|--|--------------------------------------|--------------------------------------|-----------------------------|
| PA0037133 | Fish and Boat Commission 1735 Shiloh Road State College, PA 16801-8495 | Fairview Township Erie County | UNT to Trout Run 15-TR | Y |
| PA0020257 | Borough of Grove City Grove City Borough STP P. O. Box 110 123 Main Street Grove City, PA 16127-0110 | Grove City Borough Mercer County | Wolf Creek 20-C | N |
| PA0005584 | Owens-Brockway Glass Container, Inc. 3831 Route 219 Brockport, PA 15823 | Snyder Township Jefferson County | Little Toby Creek 17-A | Y |

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

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

NPDES Permit No. PA0050342, Sewage, **Upper Pottsgrove Township**, 1409 Farmington Avenue, Pottstown, PA 19464. This proposed facility is located in Upper Pottsgrove Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal of NPDES permit to discharge treated sewage from Regal Oaks STP into Sprogels Run in Watershed 3D.

NPDES Permit No. PA0052078, Sewage, **Municipal Authority of the Borough of Elverson**, 101 South Chestnut Street, P. O. Box 266, Elverson, PA 19520-0266. This proposed facility is located in Elverson Borough, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated sewage from the STP to a UNT to East Branch Conestoga River in Watershed 7J.

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

Description of Proposed Action/Activity: Approval for the renewal to discharge treated from the WWTP into Unami Creek in Watershed 3E—Perkiomen.

NPDES Permit No. PA0050831, Sewage, **HPC Associates**, 167 Meadowbrook Road, Huntingdon Valley, PA 19006. This proposed facility is located in Abington Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge treated sewage from the STP into Huntingdon Valley Creek in Watershed 3J.

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

NPDES Permit No. PA-0060518, Sewage, **Hallstead Great Bend Joint Sewer Authority**, Spring Street, P. O. Box 747, Great Bend, PA 18821-0747. This proposed facility is located in Great Bend Borough, **Susquehanna County**.

Description of Proposed Action/Activity: Issuance of NPDES Permit to increase discharge from 0.350 mgd to 0.500 mgd.

NPDES Permit No. PAS122203, Industrial Stormwater, **Nestle Waters North America**, 305 Nestle Way, Breinigsville, PA 18031. This proposed facility is located in Upper Macungie Township, **Lehigh County**.

Description of Proposed Action/Activity: Issuance of NPDES Industrial Stormwater Permit.

NPDES Permit No. PAS122202, Industrial Stormwater, **Nestle Waters North America**, 405 Nestle Way, Breinigsville, PA 18031. This proposed facility is located in Upper Macungie Township, **Lehigh County**.

Description of Proposed Action/Activity: Issuance of NPDES Industrial Stormwater Permit.

NPDES Permit No. PAS212218, Industrial Stormwater, **Oldcastle APG Northeast, Inc.**, Easton Block, 800 Uhler Road, Easton, PA 18040. This facility is located in Forks Township, **Northampton County**.

Description of Proposed Action/Activity: Issuance of new NPDES Industrial Stormwater Permit.

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

NPDES Permit No. PA0026735, Sewage, **Swatara Township Authority**, 599 Eisenhower Boulevard, Harrisburg, PA 17111-2397. This proposed facility is located in Swatara Township, **Dauphin County**.

Description of Proposed Action/Activity: Authorization for discharge to Swatara Creek in Watershed 7-D.

NPDES Permit No. PA0026484, Sewage, **Derry Township Municipal Authority**, 670 Clearwater Road, Hershey, PA 17033-2453. This proposed facility is located in Derry Township, **Dauphin County**.

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

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

PA0229148, CAFO, SIC 0213, **Smiling Porker Farms**, 676 Granger Road, Morris, PA 16938. This existing facility is located in Pine Township, **Lycoming County**.

Description of Proposed Activity: Smiling Porker Farms is an existing finishing swine farm, totaling 537.5 Animal Equivalent Units.

The water body nearest to this facility is Hughes Run in the Pine Creek Watershed (SWP-09A) which has a designated use of HQ-CWF.

Except for the chronic or catastrophic rainfall events defined as over 25-year/24-hour rain storms, the CAFO permit is a nondischarge NPDES permit. Where applicable compliance with 40 CFR Federal effluent limitation guidelines is required. The permit requires no other numeric effluent limitations. Compliance with the Pennsylvania Nutrient Management Act and The Clean Streams Law constitutes compliance with State narrative water quality standards.

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

1. Compliance with the farm's Nutrient Management Plan.
2. Compliance with the farm's Preparedness, Prevention and Contingency Plan.
3. Compliance with the farm's Erosion and Sedimentation Control Plan for plowing and tilling.
4. Erosion and Sedimentation Control Plan requirements for stormwater during construction activities.
5. Animal mortality handling and disposing requirements.
6. Certification requirements for manure storage facilities.
7. Requirements for storage of feed and other raw materials.
8. Best Management Practices requirements.

The EPA waiver will not be in effect.

PA0027324, Sewerage SIC, 4952, **Shamokin Coal Township Joint Authority**, R. D. 2, Box 35, Shamokin, PA 17872-9603. This existing facility is located in Ralpho Township, **Northumberland County**.

Description of Proposed Activity: This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater.

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

The proposed effluent limits for Outfall 001 based on a design flow of 7.0 mgd.

| <i>Parameters</i> | <i>Concentration (mg/l)</i> | | | | <i>Mass (lbs)</i> | |
|-------------------------|-----------------------------|--------------------------------------|----------------------|------------------------------|---------------------|--------------------|
| | <i>Monthly Average</i> | <i>Weekly Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> | <i>Monthly Load</i> | <i>Annual Load</i> |
| CBOD ₅ | 25 | 40 | | 50 | | |
| TSS | 30 | 45 | | 60 | | |
| Total Residual Chlorine | 0.5 | | | 1.6 | | |
| Fecal Coliforms | | | | | | |
| (5-1 to 9-30) | | 200 col/100 ml as a Geometric Mean | | | | |
| (10-1 to 4-30) | | 2,000 col/100 ml as a Geometric Mean | | | | |
| pH | | Within the range of 6.0 to 9.0 | | | | |

Chesapeake Bay Tributary Strategy Nutrient Requirements

| <i>Parameters</i> | <i>Concentration (mg/l)</i> | | <i>Mass (lbs)</i> | |
|----------------------|-----------------------------|---------------------|---------------------|--------------------|
| | <i>Monthly Average</i> | <i>Monthly Load</i> | <i>Monthly Load</i> | <i>Annual Load</i> |
| Ammonia-N | Report | Report | | Report** |
| Kjeldahl-N | Report | Report | | |
| Nitrate-Nitrate as N | Report | Report | | |
| Total Nitrogen | Report | Report | | Report |
| Total Phosphorus | Report | Report | | Report |
| Net Total Nitrogen | | Report | | 12,7852* |
| Net Total Phosphorus | | Report | | 17,047* |

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department of Environmental Protection's (Department) Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document No. 392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2010. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2010.

** Total Annual Ammonia Load will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011.

Combined Sewer Overflow Outfalls: 002, 003, 003A, 004, 004A, 005, 005A, 006, 006A, 007—055, 055A, 056—073 and 077.

In addition to the effluent limits and best management practices, the permit contains the following major permit conditions:

1. Operation and Implementation of a Pretreatment Program.
2. Management and Control of Combined Sewer Overflows.
3. Requirements Applicable to Stormwater Outfall.

PA0008443, Industrial Waste SIC, 4911, **PPL Montour, LLC**, Two North Ninth Street, Allentown, PA 18101-1179. This existing facility is located in Derry and Deleware Townships, **Montour and Northumberland Counties**.

Description of Proposed Activity: This proposed action is for renewal of an NPDES permit for an existing discharge of treated industrial waste, cooling tower blow down, boiler blow down and stormwaters.

The receiving stream, Chillisquaque Creek and West Branch Susquehanna River, is in the State Water Plan Watershed 10D and classified for: WWF. The nearest downstream public water supply intake for PA American Water Company is located on West Branch Susquehanna River is 4 miles below the point of discharge.

The proposed effluent limits for Outfall 050 based on a design flow of 7.87 mgd.

| Parameter | Mass Units lbs/day | | | Concentration (mg/l) | | |
|-------------------|--------------------|------------------|---------|----------------------|------------------|--------------------------|
| | Average Monthly | Maximum Daily | Minimum | Average Monthly | Maximum Daily | Instantaneous Maximum |
| pH | | | 6.0 | | | 9.0 |
| TSS | | | | 30 | 100 | 125 |
| Oil and Grease | | | | 15 | 20 | 30 |
| Temperature | | | | Report | Report | |
| Total Chlorine | | | | 0.08 | | 0.25 |
| Total PCBs | | | | Non Detect | | |
| Total Aluminum | | | | 0.56 | 1.1 | 1.4 |
| Total Iron | | | | 1.7 | 3.4 | 4.3 |
| Clam-trol-1 | | | | Non Detect | | |
| Clam-trol-2 | | | | Non Detect | | |
| Kjeldahl-N | | | | Report | | |
| Nitrite/Nitrate-N | | | | Report | | |
| Total Nitrogen-N | | | | Report | | |

The proposed effluent limits for Outfall 052 based on a design flow of 0.61 mgd.

| Parameter | Mass Units lbs/day | | | Concentration (mg/l) | | |
|-----------------------|--------------------|------------------|---------|----------------------|------------------|--------------------------|
| | Average Monthly | Maximum Daily | Minimum | Average Monthly | Maximum Daily | Instantaneous Maximum |
| pH | | | 6.0 | | | 9.0 |
| TSS | | | | 30 | 100 | 125 |
| Oil and Grease | | | | 15 | 20 | 30 |
| Total PCBs | | | | Non Detect | | |
| Total Aluminum | | | | 1.1 | 2.2 | 2.8 |
| Total Iron | | | | Report | Report | |
| Arsenic | | | | Report | Report | |
| Boron | | | | Report | Report | |
| Calcium | | | | Report | Report | |
| Lithium | | | | Report | Report | |
| Magnesium | | | | Report | Report | |
| Strontium | | | | Report | Report | |
| Sulfates | | | | Report | Report | |
| Specific Conductivity | | | | Report | Report | |

The proposed effluent limits for Outfall 053 based on a design flow of 0.3 mgd.

| Parameter | Mass Units lbs/day | | | Concentration (mg/l) | | |
|----------------|--------------------|------------------|---------|----------------------|------------------|--------------------------|
| | Average Monthly | Maximum Daily | Minimum | Average Monthly | Maximum Daily | Instantaneous Maximum |
| pH | | | 6.0 | | | 9.0 |
| TSS | | | | 10 | 20 | 30 |
| Oil and Grease | | | | 15 | 20 | 30 |
| Total Iron | | | | 5.0 | 7.5 | 10 |
| Total Cadmium | | | | 0.24 | 0.37 | |
| Total Mercury | | | | 0.027 | 0.043 | |
| Total Selenium | | | | 3.4 | 5.3 | |
| Chlorides | | | | Report | | |
| Chromium VI | | | | Report | | |

| <i>Parameter</i> | <i>Mass Units lbs/day</i> | | | <i>Concentration (mg/l)</i> | | |
|-------------------|---------------------------|----------------------|----------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Total Antimony | | | | Report | | |
| Total Lead | | | | Report | | |
| Total Silver | | | | Report | | |
| Total Thallium | | | | Report | | |
| Kjeldahl-N | | | | Report | | |
| Nitrite/Nitrate-N | | | | Report | | |
| Total Nitrogen-N | | | | Report | | |

The proposed effluent limits for Outfall 150 based on a design flow of N/A mgd.

| <i>Parameter</i> | <i>Mass Units lbs/day</i> | | | <i>Concentration (mg/l)</i> | | |
|------------------|---------------------------|----------------------|----------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Total Chromium | | | | 0.2 | 0.2 | |
| Total Zinc | | | | 1.0 | 1.0 | |

The proposed effluent limits for Outfall 151 based on a design flow of N/A mgd.

| <i>Parameter</i> | <i>Mass Units lbs/day</i> | | | <i>Concentration (mg/l)</i> | | |
|-------------------------|---------------------------|----------------------|----------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Free Available Chlorine | | | | | 0.2 | 0.5 |
| Total Chromium | | | | 0.2 | 0.2 | |
| Total Zinc | | | | 1.0 | 1.0 | |

The proposed effluent limits for Outfall 152 based on a design flow of N/A mgd.

| <i>Parameter</i> | <i>Mass Units lbs/day</i> | | | <i>Concentration (mg/l)</i> | | |
|-------------------------|---------------------------|----------------------|----------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Free Available Chlorine | | | | | 0.2 | 0.5 |
| Total Chromium | | | | 0.2 | 0.2 | |
| Total Zinc | | | | 1.0 | 1.0 | |

The proposed effluent limits for Outfall 153 based on a design flow of 0.02 mgd.

| <i>Parameter</i> | <i>Mass Units lbs/day</i> | | | <i>Concentration (mg/l)</i> | | |
|-------------------------------|---------------------------|----------------------|----------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| pH | | | 6.0 | | | 9.0 |
| Fecal Coliforms (5-1 to 9-30) | | | | 200 Geometric Mean | | |
| (10-1 to 4-30) | | | | 2,000 Geometric Mean | | |
| 5 Day CBOD | | | | 25 | | 50 |
| TSS | | | | 30 | | 60 |
| Total Chlorine | | | | Report | | |
| <i>Parameter</i> | <i>Annual Load Pound</i> | | | <i>Concentration (mg/l)</i> | | |
| | <i>Monthly</i> | <i>Annual</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Ammonia-N | Report | Report | | Report | | |
| Kjeldahl-N | Report | | | Report | | |
| Nitrite/Nitrate-N | Report | | | Report | | |
| Total Nitrogen-N | Report | Report | | Report | | |
| Total Phosphorus | Report | Report | | Report | | |

PA0020486, Sewerage, SIC 4952, **Borough of Bellefonte**, 236 West Lamb Street, Bellefonte, PA 16823. This existing facility is located in Spring Township, **Centre County**.

Description of Proposed Activity: This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater.

The receiving stream, Spring Creek, is in the State Water Plan Watershed 9C and classified for: HQ-CWF. The nearest downstream public water supply intake for Pennsylvania American Water Company is located on the West Branch Susquehanna River is 86 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 3.22 mgd.

| Parameter | Concentration (mg/l) | | | | Mass (lbs) | |
|-------------------------|--------------------------------------|----------------|---------------|-----------------------|--------------|-------------|
| | Monthly Average | Weekly Average | Daily Maximum | Instantaneous Maximum | Monthly Load | Annual Load |
| CBOD ₅ | 25 | 40 | | 50 | | |
| TSS | 30 | 45 | | 60 | | |
| Ammonia-N | | | | | | |
| (5-1 to 10-31) | 3 | 4.5 | | 6 | | |
| (11-1 to 4-30) | 9 | 13.5 | | 18 | | |
| Dissolved Phosphorus-P | 1 | 1.5 | | 2.0 | | |
| Total Residual Chlorine | 0.62 (De-chlorinate) | | | 2.0 (0.05) | | |
| Fecal Coliforms | | | | | | |
| (5-1 to 9-30) | 200 col/100 ml as a Geometric Mean | | | | | |
| (10-1 to 4-30) | 2,000 col/100 ml as a Geometric Mean | | | | | |
| pH | Within the range of 6.0 to 9.0 | | | | | |

Chesapeake Bay Tributary Strategy Nutrient Requirements

| <i>Parameter</i> | <i>Concentration (mg/l)</i> | | <i>Mass (lbs)</i> | |
|----------------------|-----------------------------|---------------------|--------------------|--------------------|
| | <i>Monthly Average</i> | <i>Monthly Load</i> | <i>Annual Load</i> | <i>Annual Load</i> |
| Ammonia-N | Report | Report | Report | Report** |
| Kjeldahl-N | Report | Report | Report | Report |
| Nitrate-Nitrate as N | Report | Report | Report | Report |
| Total Nitrogen | Report | Report | Report | Report |
| Total Phosphorus | Report | Report | Report | Report |
| Net Total Nitrogen | | Report | Report | 58,812* |
| Net Total Phosphorus | | Report | Report | 7,842* |

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department of Environmental Protection's (Department) Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document No. 392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2010. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2010.

** Total Annual Ammonia Load will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011.

Outfall 002 Stormwater Best Management Practices

In addition to the effluent limits and best management practices, the permit contains the following major permit conditions:

1. Operation and Implementation of a Pretreatment Program.
2. Requirements Applicable to Stormwater Outfalls.

PA0008575, Industrial Waste, SIC 3315, **Wirerope Works Inc.**, 100 Maynard Street, Williamsport, PA 17701. This existing facility is located in City of Williamsport, **Lycoming County**.

Description of Proposed Activity: This proposed action is for renewal of an NPDES permit for an existing discharge of treated industrial wastewater and stormwater.

The receiving stream, Storm Sewer To West Branch Susquehanna River, is in the State Water Plan Watershed 10B and classified for: WWF. The nearest downstream public water supply intake for PA American Water Company is located on West Branch Susquehanna River is 30 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.05 mgd.

| <i>Parameter</i> | <i>Mass Units lbs/day</i> | | | <i>Concentration (mg/l)</i> | | |
|------------------|---------------------------|----------------------|----------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
| pH | | | 6.0 | | | 9.0 |
| Oil and Grease | | | | 15 | 30 | 30 |
| TSS | | | | 31 | 60 | 75 |
| Total Lead | | | | 0.43 | 0.69 | 1.29 |
| Total Zinc | | | | 1.48 | 2.61 | 4.44 |

The proposed effluent limits for Outfalls 002 and 003 based on a design flow of N/A mgd.

| | |
|----------------|--------|
| COD | Report |
| 5 Day CBOD | Report |
| Oil and Grease | Report |
| pH | Report |
| Total Chromium | Report |
| Total Copper | Report |
| Total Cadmium | Report |
| Total Lead | Report |
| Total Zinc | Report |
| Total Arsenic | Report |
| Dissolved Iron | Report |

PA0026557, Sewerage, SIC 4952, **Sunbury Municipal Authority**, 462 South Fourth Street, Sunbury, PA 17801. This existing facility is located in City of Sunbury, **Northumberland County**.

Description of Proposed Activity: This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater.

The receiving stream, Susquehanna River, is in the State Water Plan Watershed 6B and classified for: WWF. The nearest downstream public water supply intake for Pennsylvania Water Company is located on the Susquehanna River is 40 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 4.2 mgd.

| <i>Parameter</i> | <i>Concentration (mg/l)</i> | | | | <i>Mass (lbs)</i> | |
|----------------------------------|-----------------------------|--------------------------------------|----------------------|------------------------------|---------------------|--------------------|
| | <i>Monthly Average</i> | <i>Weekly Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> | <i>Monthly Load</i> | <i>Annual Load</i> |
| CBOD ₅ | 25 | 40 | | 50 | | |
| TSS | 30 | 45 | | 60 | | |
| Total Residual Chlorine | 0.5 | | | 1.6 | | |
| Fecal Coliforms (5-1 to 9-30) | | 200 col/100 ml as a Geometric Mean | | | | |
| (10-1 to 4-30) | | 2,000 col/100 ml as a Geometric Mean | | | | |
| pH | | Within the range of 6.0 to 9.0 | | | | |

Chesapeake Bay Tributary Strategy Nutrient Requirements

| <i>Parameter</i> | <i>Concentration (mg/l)</i> | | <i>Mass (lbs)</i> | |
|----------------------|-----------------------------|---------------------|--------------------|--|
| | <i>Monthly Average</i> | <i>Monthly Load</i> | <i>Annual Load</i> | |
| Ammonia-N | Report | Report | Report** | |
| Kjeldahl-N | Report | Report | | |
| Nitrate-Nitrate as N | Report | Report | | |
| Total Nitrogen | Report | Report | Report | |
| Total Phosphorus | Report | Report | Report | |
| Net Total Nitrogen | | Report | 76,711* | |
| Net Total Phosphorus | | Report | 10,228* | |

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department of Environmental Protection's (Department) Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document No. 392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2010. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2010.

** Total Annual Ammonia Load will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011.

Outfall 002—005, 005A, 006, 007—Combined Sewer Overflows—85% Capture and Treatment

In addition to the effluent limits and best management practices, the permit contains the following major permit conditions:

1. Operation and Implementation of a Pretreatment Program.
2. Management and Control of Combined Sewer Overflows.
3. Requirements Applicable to Stormwater Outfalls.

PA0020699, Sewerage, 4952, **Montgomery Water and Sewer Authority**, 35 South Main Street, Montgomery, PA 17752-0125. The existing facility is located in the Montgomery Borough, **Lycoming County**.

Description of Proposed Activity: The applicant is approved for renewal of their NPDES permit for the Montgomery Borough Wastewater Treatment Plant.

The receiving stream, West Branch of Susquehanna River, is in the State Water Plan Watershed 10C and is classified for: WWF. The nearest downstream public water supply intake is approximately 10 miles downstream.

The effluent limits for Outfall 001 are based on a design flow of 0.85 mgd and are as follows:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Average Weekly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|----------------------------------|-----------------------------------|----------------------------------|---|
| Flow | Monitor and Report | | |
| Fecal Coliforms (5-1 to 9-30) | 200/100 ml | | |
| (10-1 to 4-30) | 2,000/100 ml | | |
| C-BOD ₅ | 25 | 40 | 50 |
| Total Suspended Solids | 30 | 45 | 60 |
| Total Chlorine Residual | 0.5 | | 1.6 |
| pH | Within the Range of 6.0 to 9.0 | | |

Chesapeake Bay Tributary Strategy Nutrient Requirements:

| <i>Parameter</i> | <i>Concentration (mg/l)</i> | <i>Mass (lbs)</i> |
|----------------------|-----------------------------|-------------------------|
| | <i>Monthly Average</i> | <i>Monthly Load</i> |
| Ammonia-N | Report | Report |
| Kjeldahl-N | Report | Report |
| Nitrate-Nitrate as N | Report | Report |
| Total Nitrogen | Report | Report |
| Total Phosphorus | Report | Report |
| Net Total Nitrogen | | 15,525* |
| Net Total Phosphorus | | 2,070* |

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department of Environmental Protection's (Department) Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document No. 392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2010. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2010.

** Total Annual Ammonia Load will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011.

In addition to the effluent limits the permit a major permit conditions regarding the operation and implementation of a Pretreatment Program.

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

NPDES Permit No. PA022135, Sewage, **Vision Quest National Ltd.**, P. O. Box 168, Franklin, PA 16323. This proposed facility is located in Sandy Creek Township, **Venango County**.

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

NPDES Permit No. PA0240052, Sewage, **Renea Bailey**, 22980 Old Plank Road, Venango, PA 16440. This proposed facility is located in Venango Township, **Crawford County**.

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

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

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

WQM Permit No. 5807402, Sewerage, **Hallstead-Great Bend Joint Sewer Authority**, Spring Street, P. O. Box 747, Great Bend, PA 18821-0747. This proposed facility is located in Great Bend Borough, **Susquehanna County**.

Description of Proposed Action: Issuance of Water Quality Management Permit for improvements to the sewage treatment plant and upgrades to pump stations No. 1 and No. 2 and a sewer extension at Harmony Village.

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

WQM Permit No. 1707404, Sewerage, SIC 4952, **Bradford Township**, 2289 Barrett Road, Suite B, Woodland, PA 16881. This proposed facility is located in Bradford Township, **Clearfield County**.

Description of Proposed Action/Activity: A permit has been issued for several generalized designs for Small Flow Treatment Facilities (SFTF) in Bradford Township, Clearfield County. The generalized SFTF designs will be utilized in projects within the township where construction of a SFTF is required. Each generalized design will be in accordance with the Department of Environmental Protection's Small Flow Treatment Facilities Manual. For each SFTF proposed, a separate Water Quality Management Permit Amendment will be required.

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

WQM Permit No. WQG018600, Sewerage, **Charles McCabe**, 19 Parker Farms Road, Wallington, CT 06492-2962. This proposed facility is located in Perry Township, **Lawrence County**.

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

WQM Permit No. WQG018587, Sewerage, **Melvin Musulin**, 121 Schar Road, Evans City, PA 16033. This proposed facility is located in Forward Township, **Butler County**.

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

WQM Permit No. 2007403, Sewerage, **Renea Bailey**, 22980 Old Plank Road, Venango, PA 16440. This proposed facility is located in Venango Township, **Crawford County**.

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

WQM Permit No. WQG018599, Sewerage, **Walter Dittmer**, 219 Cooper Road, Slippery Rock, PA 16057. This proposed facility is located in Worth Township, **Butler 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 & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|-------------------------|-------------------------------|
| PAI011506058 | The Hankin Group 707 Eagleview Boulevard Exton, PA 19341 | Chester | Wallace Township | Brandywine Creek HQ-TSF-MF |
| PAI011507022 | Summit Realty Advisors, LLC 8 Devonshires Court Blue Bell, PA 19422 | Chester | East Whiteland Township | Valley Creek EV |
| PAI014607001 | Westrum Urban Construction, LLC 370 Commerce Drive Fort Washington, PA 19034 | Montgomery | Ambler Borough | Wissahickon Creek TSF |

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|-------------------------|---|
| PAI023907005 | Upper Macungie Township 8330 Schantz Road Breinigsville, PA 18031 | Lehigh | Upper Macungie Township | Hassen Creek HQ-CWF; MF Iron Run HQ-CWF; MF, TSF |
| PAI024007001 | Aqua Pennsylvania, Inc. 700 West Sproul Road Springfield, PA 19064 | Luzerne | Kingston Township | Toby Creek TSF |

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|---------------------|----------------------------|
| PAI033607003 | JPM Keller, LLC P. O. Box 291 Lititz, PA 17543 | Lancaster | Elizabeth Township | UNT Furnace Run HQ |

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

Fayette County Conservation District, 10 Nickman Plaza, Lemont Furnace, PA 15456, (724) 438-4497.

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|---------------------|----------------------------|
| PAI052606005 | Hidden Lakes Property Owners Association 1530 Tyrone Road Morgantown, WV 26508 | Fayette | Wharton Township | Deadmans Run HQ/CWF |

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|--------------------------------------|---|
| PAI0530050021 | Allegheny Energy Supply Company, LLC 800 Cabin Hill Drive Greensburg, PA 15601-1689 | Greene | Cumberland and Monongahela Townships | Little Whitely Creek WWF and Monongahela 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 Groundwater 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-02

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|---|---|---|
| Bristol Township Bucks County | PAG20009040601 | Green Lane Properties, LLC 2201 Green Lane Levittown, PA 19057 | Mill Creek WWF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900 |
| Warminster Township Bucks County | PAG20009070831 | Centennial School District 4333 Centennial Road Warminster, PA 18974-5455 | Tributary East Branch Perkiomen Creek TSF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900 |
| Plumstead Township Bucks County | PAR10D620R | Heritage Building Group, Inc. 2500 York Road Jamison, PA 18929 | Geedes Run CWF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900 |

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|---|--|
| Bedminster Township Bucks County | PAG2000907133 | Appletree Investors, LP 6263 Keller's Church Road Pipersville, PA 18947 | Tributary Tohickon Creek CWF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900 |
| Northampton Township Bucks County | PAG2000907087 | Ivyland Industrial Partners, LP 55 Country Club Drive Downingtown, PA 19335 | Little Neshaminy Creek WWF, MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900 |
| Richland Township Bucks County | PAG2000907138 | Childrens Developmental Program 501 West Broad Street Quakertown, PA 18951 | Morgan Creek TSF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900 |
| Springfield Township Bucks County | PAG2000907118 | Stanley and Susan Sherrard 69 Meginnes Road Kintnersville, PA 18930 | Haycock and Dimples Creeks to Tohickon Creek TSF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900 |
| Bedminster Township Bucks County | PAG2000907119 | Scientific Instrument Services 1027 Old York Road Ringo, NJ 06551 | Cabin Run CWF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900 |
| City of Philadelphia Philadelphia County | PAG2015107042 | FNC Realty Corporation 2222 New Hyde Park Road New York, NY 11042 | Pennypack Creek TSF, MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900 |
| Scott Township Lackawanna County | PAG2003508001 | George Roberts Department of Transportation District 4-0 55 Keystone Industrial Park Dunmore, PA 18512 | Tributary to South Branch Tunkhannock Creek CWF | Lackawanna County Conservation District (570) 281-9495 |
| East Stroudsburg Borough Monroe County | PAG2004507003 | East Stroudsburg Borough Attn: James S. Phillips 24 Analomink Street East Stroudsburg, PA 18301 | Tributary to Brodhead Creek TSF | Monroe County Conservation District (570) 629-3060 |
| Lower Windsor Township York County | PAG2006707085 | Alfred Stewart 1033 Water Street Wrightsville, PA 17368 | Canadochly Creek WWF | York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430 |
| Carroll Township York County | PAG2006707035 | Mark Hilson 555 Chestnut Grove Road Dillsburg, PA 17019 | Stoney Run CWF | York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430 |
| East Pennsboro Township Cumberland County | PAG2002107047 | Shawn Farr Capital Area Intermediate Unit 55 Miller Street Summerdale, PA 17093-0489 | UNT to Susquehanna River WWF | Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013 (717) 240-7812 |
| Hampden Township Cumberland County | PAG2002107048 | Jake Schoellkopf Sovran Self Storage 6467 Main Street Buffalo, NY 14221 | Trindle Spring Run CWF | Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013 (717) 240-7812 |

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|--|---|--|
| Letterkenny Township Franklin County | PAG2002807037 | Clifford Weedman United States Army Corps of Engineers Baltimore District 105 Howard Street Room 9600M Baltimore, MD 21201 | Conodoquient Creek WWF | Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5 |
| Greene Township Franklin County | PAG2002803001R | Sycamore Meadows Sheldon Starr 798 Starr Avenue Chambersburg, PA 17201 | Conococheague Creek CWF | Franklin County Conservation District 100 Sunset Boulevard West Chambersburg, PA 17201 (717) 264-8074, Ext. 5 |
| Clearfield County Sandy Township | PAG2001707018 | Department of Transportation District 2-0 1924 Daisy Street Extension Clearfield, PA 16830 | LaBorde Branch of Sandy Lick Creek CWF | Clearfield County Conservation District 650 Leonard Street Clearfield, PA 16830 (814) 765-2629 |
| Clinton County City of Lock Haven | PAG2001807003 | Lock Haven University 401 North Fairview Street Lock Haven, PA 17745 | Lusk Run CWF West Branch Susquehanna River CWF | Clinton County Conservation District 45 Cooperation Lane Mill Hall, PA 17751 (570) 726-3798 |
| Columbia County Town of Bloomsburg | PAG2001907014 | Eric Milner Bloomsburg University Buckingham Maintenance Center 400 East Second Street Bloomsburg, PA 17815 | Fishing Creek CWF | Columbia County Conservation District 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310, Ext. 102 |
| Union County Buffalo Township | PAG2006007004 | John Griffith Ridge View Development 51 Walnut Street Mifflinburg, PA 17847 | Buffalo Creek CWF | Union County Conservation District Union County Government Center 155 North 15th Street Lewisburg, PA 17837 (570) 524-3860 |
| Union County East Buffalo Township | PAG2006007005 | Edward Baker Lewisburg Ford 2265 Old Turnpike Road Lewisburg, PA 17837 | UNT to Limestone Run WWF | Union County Conservation District Union County Government Center 155 North 15th Street Lewisburg, PA 17837 (570) 524-3860 |
| Union County Buffalo Township | PAG2006008001 | Morris Niesely 3840 Grand Valley Road Mifflinburg, PA 17844 | Buffalo Creek CWF | Union County Conservation District Union County Government Center 155 North 15th Street Lewisburg, PA 17837 (570) 524-3860 |
| Fayette County North Union Township | PAG2002608003 | William Brent Texas Eastern Transmission, LP 890 Winter Street Suite 300 Waltham, MA 02451 | UNT to Redstone Creek WWF | Fayette County CD (724) 438-4497 |
| Greene County Franklin Township | PAG2003008001 | Equitrans, LP 175 Industry Road Waynesburg, PA 15370 | UNT to South Fork of Ten Mile Creek and Grimes Run WWF | Greene County CD (724) 852-5278 |

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|--|---|
| Somerset County Somerset Township | PAG2005607009 | Wheeler Brothers, Inc. 384 Drum Avenue Somerset, PA 15501 | UNTB to East Branch of Coxes Creek TSF | Somerset County CD (814) 445-4652 |
| Somerset County Windber Borough | PAG2005607012 | GeMar Limited Partnership 1705 Hillside Avenue Windber, PA 15963 | Paint Creek CWF | Somerset County CD (814) 445-4652 |
| Washington County West Brownsville Borough | PAG2006308006 | Croftcheck Family, LLP P. O. Box 433 Allison, PA 15413 | UNT to Monongahela River WWF | Washington County CD (724) 228-6774 |
| Erie County City of Erie | PAG2002507017 | Hamot Bayview Medical Office Hamot Medical Center 201 State Street Erie, PA 16550 | Lake Erie CWF | Erie Conservation District (814) 825-6403 |
| Erie County Summit Township | PAG2002507021 | Countryside Subdivision Maleno Developers, Inc. 230 West Grandview Boulevard Suite 1 Erie, PA 16506 | UNT Mill Creek WWF; MF Walnut Creek CWF; MF | Erie Conservation District (814) 825-6403 |
| Erie County Fairview Township | PAG2002508001 | Tri-state Business Institute Euliano Family Limited Partnership 5757 West Ridge Road Erie, PA 16506 | UNT to Lake Erie CWF | Erie Conservation District (814) 825-6403 |
| Mercer County Jamestown Borough | PAG2004308001 | Dana E. Frankenburg Hudson Companies 2450 Shenango Valley Freeway Hermitage, PA 16148 | UNT to Shenango River WWF | Mercer Conservation District (724) 662-2242 |
| Warren County Pine Grove Township | PAG2006207002 | Pine Grove Center Phase II Warren General Hospital 2 Crescent Park Estates Warren, PA 16365 | UNT Conewango Creek CWF | Warren Conservation District (814) 563-3117 |

General Permit Type—PAG-3

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|--|--------------------------------|--|
| Sugarloaf Township Columbia County | PAR204829 | Benton Foundry, Inc. 5297 SR 487 Benton, PA 17814 | Hess Run CWF | Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664 |
| Bradford Township Clearfield County | PAR224853 | Walker Lumber Company, Inc. P. O. Box 60 Woodland, PA 16881-0060 | Roaring and Forcey Runs WWF | Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3664 |

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|--|----------------------------|--|
| Elizabeth Borough Allegheny County | PAR116132 | Gardner Denver Nash, LLC 9 Trefoil Drive Trumbull, CT 06611 | Monongahela River | Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000 |
| Fairview Township Erie County | PAR218316 | Concrete Services Corporation P. O. Box 930 Fairview, PA 16415 | UNT to Lake Erie | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |
| Greenwood Township Crawford County | PAR208335 | Arro Forge, Inc. P. O. Box 1293 Meadville, PA 16335 | UNT to Conneaut Outlet | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |

General Permit Type—PAG-4

| <i>Facility Location: Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|---|-------------------------------------|---|
| Limerick Township Montgomery County | PAG040083 | Marc and Elizabeth Lattanzi 26 Collins Lane Schwenksville, PA 19473 | UNT to Mine Run Creek Watershed 3-E | Southeast Regional Office 2 East Main Street Norristown, PA 19401 |
| Newtown Township Delaware County | PAG040082 | David A. Thomas 3877 Gradyville Road Newtown Square, PA 19073 | UNT of Crum Creek Watershed 3G | Southeast Regional Office 2 East Main Street Norristown, PA 19401 |
| Upper Frankford and Lower Frankford Townships Cumberland County | PAG043856 | Russell Wilson 579 Grahams Wood Road Carlisle, PA 17013 | UNT Condoguinet Creek WWF | DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707 |
| Perry Township Lawrence County | PAG049406 | Charles McCabe 19 Parker Farms Road Wallingford, CT 06492-2962 | UNT to Camp Run 20-C | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |
| Forward Township Butler County | PAG049388 | Melvin Musulin 121 Schar Road Evans City, PA 16033 | UNT to Breakneck Creek 20-C | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |
| Hayfield Township Crawford County | PAG048904 | James C. Domingo 18400 Woodland Trail Saegertown, PA 16433 | UNT to Brookhouse Creek 16-A | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |
| Worth Township Butler County | PAG049403 | Walter Dittmer 219 Cooper Road Slippery Rock, PA 16057 | UNT to Muddy Creek 20-C | DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942 |

General Permit Type—PAG-8 (SSN)

| <i>Facility County/Municipality</i> | <i>Applicant Name & Address</i> | <i>Site Name</i> | <i>Contact Office & Phone No.</i> |
|---|---|------------------|---|
| Black Creek Township Indiana County | Synagro 3239 Route 981 New Alexandria, PA 15670 | Gaston Farm | Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000 |

General Permit Type—PAG-10

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|---|--------------------------------|--|
| Burrell Township Indiana County | PAG106115 | Texas Eastern Transmissions, LP 890 Winter Street Suite 300 Waltham, MA 02451 | UNT to Blacklick Creek | Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000 |
| North Union Township Fayette County | PAG106116 | Texas Eastern Transmissions, LP 890 Winter Street Suite 300 Waltham, MA 02451 | UNT to Redstone Creek | Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000 |

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. 3907507, Public Water Supply.

| | |
|-------------------------------|---|
| Applicant | Southern Lehigh School District Lower Milford Elementary School 5775 Main Street Center Valley, PA 18034 Lower Milford Township |
| County | Lehigh |
| Type of Facility | PWS |
| Consulting Engineer | George Ruby, P. E. Ruby Engineering 3605 Island Club Drive #9 North Port, FL 34288 |
| Permit to Construct Issued | January 22, 2008 |

Permit No. 4007508, Public Water Supply.

| | |
|---------------------|--|
| Applicant | United Water Pennsylvania, Inc. 4211 East Park Circle Harrisburg, PA 17111 Dallas Township |
| County | Luzerne |
| Type of Facility | PWS |
| Consulting Engineer | Thomas R. Schink, P. E. United Water Pennsylvania, Inc. 4211 East Park Circle Harrisburg, PA 17111 |

Permit to Construct Issued January 14, 2008
Permit No. 166w014-MA, Minor Amendment, Public Water Supply.

Applicant **Mehoopany Township Municipal Authority**
 R. R. 2, Box 50
 Main Street
 Mehoopany, PA
 Mehoopany Township

County **Wyoming**
 Type of Facility PWS (STORAGE TANK: NORTH)

Consulting Engineer Alfred Benesch & Co.
 400 One Norwegian Plaza
 P. O. Box 1090
 Pottsville, PA 17901

Permit to Construct Issued January 15, 2008

Permit No. 2400140, Operations Permit, Public Water Supply.

Applicant **Sand Springs Water Company, Inc.**
 4511 Falmer Drive
 Bethlehem, PA 18020
 Butler Township

County **Luzerne**
 Type of Facility PWS

Consulting Engineer William Schumacher, P. E.
 Schumacher Engineering, Inc.
 55 North Conahan Drive
 P. O. Box 654
 Hazleton, PA 18201

Permit to Operate Issued January 17, 2008

Permit No. 2450063, Operations Permit, Public Water Supply.

Applicant **Pennsylvania American Water**
 800 West Hersheypark Drive
 Hershey, PA 17033
 Coolbaugh Township

County **Monroe**
 Type of Facility PWS

Consulting Engineer William J. Malos, P. E.
 Pennsylvania American Water
 100 North Pennsylvania Avenue
 Wilkes-Barre, PA 18701

Permit to Operate Issued December 10, 2007

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

Permit No. 0607505, Public Water Supply.

Applicant **Wernersville Municipal Authority**
 South Heidelberg Township
 County **Berks**

Type of Facility Construction of new treatment building at Well No. 5 to provide disinfection for Well Nos. 5 and 6.

Consulting Engineer John P. Spitko, P. E.
 Spotts Stevens and McCoy, Inc.
 1047 North Park Road
 Reading, PA 19610-0307

Permit to Construct Issued January 17, 2008

Permit No. 6707513 MA, Minor Amendment, Public Water Supply.

Applicant **Wrightsville Borough Municipal Authority**

Municipality Hellam Township
 County **York**

Type of Facility Wrightsville Crossing .500 mg Storage Tank.

Consulting Engineer John F. Leen IV, P. E.
 C S Davidson, Inc.
 38 North Duke Street
 York, PA 17401

Permit to Construct Issued January 17, 2008

Permit No. 2107510 MA, Minor Amendment, Public Water Supply.

Applicant **Pennsylvania American Water**

Municipality Silver Spring Township
 County **Cumberland**

Type of Facility Bulk caustic storage tank replacement.

Consulting Engineer Scott M. Thomas, P. E.
 Pennsylvania American Water Company
 800 West Hersheypark Drive
 Hershey, PA 17033

Permit to Construct Issued January 17, 2008

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

Permit No. M.A.—5994502—Construction, Public Water Supply.

Applicant **Mansfield University**
 Township or Borough Mansfield Borough

County **Tioga**
 Responsible Official Richard Nelson
 Mansfield University
 Brooks Maintenance Building
 115 Sherwood Street
 Mansfield, PA 16933

Type of Facility Public Water Supply—Construction

Consulting Engineer Robert Bruce, P. E.
Penn State Facilities
Engineering Institute
Marion Place
Suite 414
135 East Nittany Avenue
State College, PA 16801

Permit Issued Date January 28, 2008

Description of Action Authorizes installation of sodium permanganate facilities for organics oxidation.

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> |
|----------------------------|---|---------------|
| West Manheim Township | c/o Nancy C. Smith, Secretary 31 Fairview Drive Hanover, PA 17331 | York County |

Plan Description: Joshua Hill/Lippy Farm/Woodhaven Development, C3-67964-176-3: The Department of Environmental Protection (Department) has completed a review of the previously referenced Official Plan Revision for a 136 lot single-family residential subdivision on 203.7 acres with total proposed sewage flows of 32,100 gpd tributary to a private onsite wastewater treatment plant with a discharge to the West Branch of the Codorus Creek. The treatment plant will be sized for 100,000 gpd in order to serve future development and possible Township existing needs areas. The proposed development is located on the northeastern corner of the Baltimore Pike (SR 0094) and Musselman Road in West Manheim Township, York County. The plan was disapproved because it fails to provide certification from the Department's Water Planning Office concerning nutrient offsets and credits that will be used to address the Chesapeake Bay Strategy Initiative and it fails to discuss the proposed wastewater treatment plant technology, which will affect the need for such nutrient credits and offsets. The planning submission also lacks a letter of intent from a seller of certified nutrient credits. Furthermore, the October 16, 2007, agreement addressing operation and maintenance issues between the developer and the municipality fails to mention these Bay Strategy items. The plan also mentions the possibility of serving future developments and existing needs areas within the Township, but fails to include detailed information about such an extension of public sewers. Last, the planning submission fails to provide a detailed cost analysis for the identified long-term method of sewage disposal and does not include proper financial assurances.

Plan Location: On the southeast side of SR 531 (Old Carlisle Road), 4/10 of a mile north of the intersection with T-539 (Bull Valley Road) in Butler Township, Adams County.

| <i>Borough or Township</i> | <i>Borough or Township Address</i> | <i>County</i> |
|----------------------------|--|---------------|
| Butler Township | P. O. Box 339 Biglerville, PA 17307 | Adams County |

Plan Description: The development proposed the installation of a small flow treatment facility to serve one single-family residence. The facility is proposing a dry stream discharge that allegedly flows into a UNT of the Oppossum Creek. The name of the project is Steven Sheets and the project code number is A3-01909-185-3s. The plan was disapproved because the provisions of Chapter 71, § 71.64(c)(2) and (3) have not been met.

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

Public Notice of Proposed Consent Decree

Gilbertsville PCE Site, Douglass Township, Montgomery County, PA

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P.S. §§ 6020.101—6020.1305) has entered into a Consent Order and Agreement with John Chun Ng, for reimbursement of certain response costs incurred to remediate hazardous substances released and threatened to be released at the Gilbertsville PCE Site in Bucks County, PA (the site).

This site is located in close proximity to the intersection of Routes 100 and 73 in Douglass Township, Montgomery County, PA. John Chun Ng is the owner of a portion of the site on Philadelphia Avenue. The site consists of a residential area impacted by a plume of groundwater contamination. Tetrachloroethene, also known as PCE is the contaminant of concern affecting the site. The Philadelphia Avenue property is the source of the contamination affecting the site area. A historic spill of dry cleaning fluid occurred on the Philadelphia Avenue property prior to John Chun Ng's ownership.

John Chun Ng is a responsible party under section 701 of HSCA, (35 P.S. § 6018.701). It is in the public interest for the Department to resolve its claim against John Chun Ng. The Department and John Chun Ng have negotiated in good faith and he has agreed to reimburse the Department for certain response costs in the amount of \$4,500. John Chun Ng shall receive contribution protection from claims related his ownership of a portion of the site.

This notice is provided under section 1113 of HSCA, (35 P.S. § 6020.1113), which states that, "settlement shall become final upon the filing of the Department's response to significant written comments." The Consent Order and Agreement, which contains the specific terms of the agreement is available for public review and comment. The agreement can be examined from 8 a.m. to 4 p.m. at the Department's Southeast Regional Office, located at 2 East Main Street in Norristown, PA by contacting either Natalie Huff at (484) 250-5722 or Gina M. Thomas, Esquire at (484) 250-5930. Natalie Huff and Gina M. Thomas may also be contacted electronically at nhuff@state.pa.us and githomas@state.pa.us, respectively. A public comment period on the Consent Order and Agreement will extend for 60 days from today's date. Persons may submit written comments regarding the agreement within 60 days from today's date, by submitting them to Nathalie Huff at the previous address.

Public Notice of Proposed Consent Order and Agreement Zeiglerville TCE Site, Lower Frederick Township, Montgomery County, PA

The Department of Environmental Protection (Department), under the authority of the Pennsylvania Hazardous Sites Cleanup Act (HSCA) (35 P.S. §§ 6020.101—6020.1113) has entered into a Consent Order and Agreement with Alfred E. Manning Living Trust (Manning Trust) and Village by the Pond, LP (Village Pond), for reimbursement of certain response costs incurred to remediate hazardous substances released and threatened to be released at the Zeiglerville TCE Site (the Site). This Site consists of an area of groundwater contamination which emanates from a property located at 1200 North Gravel Pike in Zeiglerville, PA. The Department has performed response actions at the Site, including the installation of a public waterline to provide potable water to impacted residences.

The Manning Trust owns the property which is the source of the contamination and Village Pond owns the property which is adjacent to the source area. Alfred Manning is the trustee of the Manning Trust and is a general partner of Village Pond. The Manning Trust and Village Pond did not conduct or permit the generation, transportation, storage, treatment or disposal of hazardous substances on the source area properties and did not contribute to the release or threatened release of hazardous substances at the Site.

The Department has determined that it is in the public interest to resolve its claim against Manning Trust and Village Pond. Thus, the Department has entered into a settlement with the Manning Trust and Village Pond and these owners shall reimburse the Department in the amount of \$4,000. The Manning Trust and Village Pond shall receive contribution protection from claims related to their ownership of the source area of the contamination.

This notice is provided under section 1113 of HSCA, (35 P.S. § 6020.1113), which states that, "settlement shall become final upon the filing of the Department's response to the significant written comments." The Consent Order and Agreement, which contains the specific terms of the agreement is available for public review and comment. The agreement can be examined from 8 a.m. to 4 p.m. at the Department's Southeast Regional Office, located at 2 East Main Street, Norristown, PA 19401, by contacting either Dustin Armstrong (484) 250-5723 or Gina M. Thomas, Esquire at (484) 250-5930. Dustin Armstrong and Gina M. Thomas may also be contacted electronically at darmstrong@state.pa.us and githomas@state.pa.us, respectively. The public comment period on the Consent Order and Agreement will extend for 60 days from today's date. Persons may submit written comments regarding the agreement within 60 days from today's date, by submitting them to Dustin Armstrong at the previous address.

Notice of Settlement Under HSCA and CERCLA

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P.S. §§ 6020.101—6020.1305) and the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) (42 U.S.C.A. sections 9601—9675) has entered into a Prospective Purchaser Agreement (Agreement) with Eagle Lawrence Associates, LP, 314 Fairview Road, Narberth, PA 19072, regarding the Havertown PCP Site.

The Havertown PCP Site is a National Priority List Site under CERCLA which is located along Eagle Road in Havertown, PA approximately 1 mile north of Route 3 (West Chester Pike). The Site consists of soils and groundwater contamination associated with the former operation of a wood processing facility. Significant groundwater contamination at the Site has migrated under Eagle Road and beneath the former location of the Philadelphia Gum Corporation (Philadelphia Gum Property) where it enters a storm sewer draining into Naylors Run, a water of this Commonwealth. In addition to other remedial action, the USEPA, in conjunction with the Department, has implemented a groundwater treatment system for contaminated groundwater at the Site.

Eagle Lawrence Associates, LP has acquired a portion of the Havertown PCP Site consisting of 2.85 acres located on the corner of Eagle and Lawrence Roads in Havertown and intends to redevelop the site for commercial purposes. Eagle Lawrence Associates, LP has asserted, and the Department has no information to indicate otherwise, that, other than potential liability associated with its purchase of this property, Eagle Lawrence Associates LP neither caused, contributed to, nor is otherwise liable for any contamination at the Havertown PCP Site. Under the terms of the Agreement with the Department, Eagle Lawrence Associates, LP agrees: (1) to contribute \$25,000 towards the Department's response costs for the Havertown PCP Site; (2) not to exacerbate any existing contamination at the Site; and (3) to provide access and right of entry to the Department for future performance of any potential response actions related to the Havertown PCP Site in exchange for a covenant not to sue and contribution protection from the Commonwealth.

This notice is provided under section 1113 of HSCA, (35 P.S. § 6020.1113). The Agreement may be examined from 8 a.m. to 4 p.m. at the Department's Offices at 2 East Main Street, Norristown, PA 19401 by contacting either George Horvat at (484) 250-5717 or Anderson Lee Hartzell at (484) 250-5866. A public comment period on the Agreement will extend for a period of 60 days from the date of publication of this Notice. Interested persons may submit written comments regarding the PPA to the Department by submitting them to George Horvat at the previous address.

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.

Girard Academy Music Program, City of Philadelphia, **Philadelphia County**. Gloria Hunsberger, Kleinfelder East, Inc., 800 East Washington Street, West Chester, PA 19380 on behalf of Francis Locke, School District of Philadelphia, PA 19103 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.

Gorman Property, Northampton Township, **Bucks County**. Michael Gonshor, Roux Associates, Inc., 1222 Forest Parkway, Suite 190, West Deptford, NJ 08066 on behalf of Eileen Gorman, 39 North Drive, Holland, PA 18966 has submitted a Final Report concerning remediation of site groundwater and soil contaminated with other organics. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Rendeh, LP Property, Horsham Township, **Bucks County**. Sean Damon, Langan Engineering & Environmental Services, Inc., P.O. Box 1569, Doylestown, PA 18901 on behalf of Carl Hedner Rendeh, LP, 489 Creek Road, Doylestown, PA 18901 has submitted a Final Report concerning remediation of site groundwater contaminated with other organics. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Montgomeryville Material Processing Center, Montgomery Township, **Montgomery County**. Sean Damon, Langan Engineering & Environmental Services, Inc., on behalf of Karen Anthony, Nappen & Associates, 171 Corporate Drive, Montgomeryville, PA 18936 has submitted a Final Report concerning remediation of site groundwater and soil contaminated with lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

(Revised) Holland Shopping Center, Northampton Township, **Bucks County**. Jeffrey T. Bauer, Whitestone Associates, Inc., 1120 Welsh Road, Suite 100, North Wales, PA 19454, Keith T. D'Ambrosio, P.E., Whitestone Associates, Inc., 1120 Welsh Road, Suite 100, North Wales, PA 19454 on behalf of Matthew Winters, WaWa, Inc., Red Roof Office, 260 Baltimore Pike, WaWa PA 19063 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

BRT, Inc., East Whiteland Township, **Chester County**. Gilbert Marshall, Marshall Geosciences, Inc., 170 East First Avenue, Collegeville, PA 19426 on behalf of Rich Graybeal, BRT, Inc., 813 North Octorara Trail Road, Parkesburg, PA 19365 has submitted a 90-day Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard.

(Resubmitted) Eastern Prestressed Concrete Site, Hatfield Township, **Montgomery County**. Craig Herr, RT Environmental Services Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Ryan Conner, PREI Hatfield Associates, LP, 1001 East Hector Road, Conshohocken, PA 19428 has submitted a Remedial Investigation Report concerning remediation of site groundwater contaminated with unleaded gasoline, diesel fuel and No. 2 fuel oil. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

Former Leach-Covington Property, Tunkhannock Township, **Monroe County**. Richard D. Trimpi, CHMM, P.G., Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 has submitted a Final Report (on behalf of his client, Argyle Watterston, Option One Mortgage Corporation, 6531 Irvine Center Drive, Irvine, CA 92618) concerning the remediation of soils and groundwater found to have been impacted by No. 2 fuel oil as the result of an accidental release. The report was submitted to document attainment of the Residential Statewide Health Standard. The intended future use of the site will be residential. A public notice regarding the submittal of the Final Report was published in the *Pocono Record* on January 8, 2008.

Former Poseidon Pools, Wright Township, **Luzerne County**. Charlotte Spak, Quad Three Group, Inc., Glenmaura Professional Center, Suite 105, 72 Glenmaura Boulevard, Moosic, PA 18507 has submitted a Final Report (on behalf of her client, The Greater Wilkes-Barre Industrial Fund, Inc., 2 Public Square, Wilkes-Barre, PA 18702), concerning soil contamination related to releases and spillage from former underground storage tanks and aboveground storage tanks containing various petroleum related products used in former site operations. The report was submitted to document attainment of the Statewide Health Standard for soils. The future use of the property will remain nonresidential.

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

David Logue Property, Oneida Township, **Huntingdon County**. Groundwater & Environmental Services, Inc., 6 Sheraton Drive, Suite 2, Altoona, PA 16601, on behalf of David T. Logue, 8176 Gorusch Road, Huntingdon, PA 16652, submitted a final report concern-

ing remediation of site soils and groundwater contaminated with leaded gasoline. The report is intended to document remediation of the site to the Statewide Health Standard.

Former Grace Mine Facility/Bryne Eyre, New Morgan Borough, **Berks County**. Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104, on behalf of Morgantown Properties, 502 Gordon Drive, Exton, PA 19341, submitted a risk assessment, remedial investigation and final report concerning remediation of site soils and groundwater contaminated with petroleum compounds and metals. The reports are intended to document remediation of the site to a combination of the Site-Specific and Statewide Health Standards.

BRT, Inc., Accidental Gasoline Release, East Lampeter Township, **Lancaster County**. Marshall Geoscience, Inc., 170 East First Avenue, Collegeville, PA 19426, on behalf of Wawa, Inc., 260 West Baltimore Pike, Media, PA 19063-5620 and BRT, Inc., 813 North Octorara Trail, Parkesburg, PA 19365, submitted a final report concerning remediation of surface water contaminated with gasoline. The report is intended to document remediation of the site to the Statewide Health Standard and was submitted within 90 days of the release which occurred on October 26, 2007.

Harman Stove Company, Jackson Township, **Dauphin County**. GeoServices, Ltd., 1525 Cedar Cliff Drive, Camp Hill, PA 17011, on behalf of Harman Stove Company, 352 Mountain House Road, Halifax, PA 17032, submitted a final report concerning remediation of site soils contaminated with paint waste and xylene from a ruptured drum. The report is intended to document remediation of the site to the Nonresidential Statewide Health Standard.

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

Alpine Plaza, Wysox Township, **Bradford County**. Converse Consultants, 2738 West College Avenue, State College, PA 16801 on behalf of William and Joan Woloshyn, R. R. 2, Box 72A-1, Wysox, PA 18854 has submitted a Final Report concerning remediation of site groundwater contaminated with solvents. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Dominion Transmission Inc., Harrison Compressor Station, Harrison Township, **Potter County**. Dominion Resource Services, Inc., 501 Martindale Street, Suite 400, DL Clark Building, Pittsburgh, PA 15212-5817 has submitted a Final Report concerning remediation of site soil contaminated with ethylene glycol. The report is intended to document remediation of the site to meet the Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), 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.

John Barry Elementary School (Former), City of Philadelphia, **Philadelphia County**. Gloria Hunsberger Klenfelder East Inc., 800 East Washington Street, West Chester, PA 19380 on behalf of Francie Locke, School District of Philadelphia, 440 North Broad, Philadelphia, PA 19130 has submitted a Final Report concerning the remediation of site soil contaminated with organic. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on January 14, 2008.

Swede Square Shopping Center, East Norriton Township, **Montgomery County**. James M. Connor, URS Corporation, 2325 Maryland Road, Willow Grove, PA 19090, on behalf of Genuardi's Market, LP, Attn: Skip Genuardi, 470 Norristown Road, Suite 300, Blue Bell, PA 19422 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents and other organic. The Final

report demonstrated attainment of the Site-Specific Standards and was approved by the Department of Environmental Protection on April 26, 2006.

Kemblesville Elementary School, Franklin Township, **Chester County**, Clorece Kulp, DelVal Soil & Environmental Consultants, Inc., 4040 Skyron Drive, Suite A-1, Doylestown, PA 18902 on behalf of Donna Archer, Avon Grove Foundation, 110 East State Road, West Grove, PA 19390 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with No. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on January 13, 2008.

Nicolet Industries Site, Ambler Borough, **Montgomery County**, Darryl Borrell, Manko, Gold, Katcher & Fox, LLP, 401 City Line Avenue, Suite 500, Bala Cynwld, PA 19004 on behalf of Arnold Frumin, AMA/American Marketing Association, Inc., 57 Old Post No. 2 Road, Greenwich, CT, 06830 has submitted a Cleanup Plan concerning the remediation of site soil and groundwater contaminated with Pah's. The Cleanup Plan was approved by the Department of Environmental Protection on January 8, 2008.

121 Main Street, Souderton Borough, **Montgomery County**, Daniel Caprio, Patriot Environmental Management, LLC, P. O. Box 629 (21 Unionville Road), Douglasville, PA 19518 on behalf of Mark Henry, RVPILTD, Big House Partners, LLC, 32 East Reliance Road, Souderton, PA 18964 has submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on January 11, 2008.

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

Altadis USA—McAdoo Facility, Banks Township, **Carbon County**, Liberty Environmental, Inc., 10 North Fifth Street, Suite 800, Reading, PA 19601 submitted a Final Report package (on behalf of their client, Altadis, USA, 1000 Tresckow Road, McAdoo, PA 18237), concerning the remediation of soils found to have been impacted by No. 6 fuel oil as a result of an accidental release. The report demonstrated attainment of the Statewide Health Standard and was approved on January 16, 2008. The report was originally submitted within 90 days of the release.

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

Carst Fuel Oil Co./Nathan Bittner Property (formerly Lois Verbose Property), Steelton Borough, **Dauphin County**, URS Corporation, 4507 North Front Street, Suite 200, Harrisburg, PA 17110, on behalf of Nathan Bittner, 3125 Walnut Street, Harrisburg, PA 17109 and the former Carst Fuel Oil Company, Inc., c/o Cathy Carst, 412 Bristol Drive, Harrisburg, 17109, submitted a final report concerning remediation of site soils contaminated with No. 2 fuel oil. The final report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department of Environmental Protection on January 23, 2008.

Southwest Corner 2nd and Washington Streets, Reading City, **Berks County**, Synergy Environmental, Inc., 155 Railroad Plaza, Royersford, PA 19468, on behalf of City of Reading Redevelopment Authority, 815 Washington Street, Reading, PA 19601, submitted a combined remedial investigation and final report concerning remediation of site soils contaminated with arsenic and lead. The combined report demonstrated attainment of the Site-Specific Standard and was approved by the Department of Environmental Protection on January 24, 2008.

Former Tyco Electronics (AMP) Terminix Property, Swatara Township, **Dauphin County**, Science Applications International Corporation, 6310 Allentown Boulevard, Harrisburg, PA 17112, on behalf of Tyco Electronics Corporation, P. O. Box 3608, MS 140-42, Harrisburg, PA 17105-3608, submitted a combined remedial investigation and final report concerning the remediation of site groundwater contaminated with chlorinated solvents. The combined report demonstrated attainment of the Site-Specific Standard and was approved by the Department of Environmental Protection on January 25, 2008.

Good Residence, West Cornwall Township, **Lebanon County**, Marshall Miller & Associates, Inc., 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011, on behalf of Clifford Good, 300 Horseshoe Pike, Lebanon, PA 17042-8905 and Response Environmental, Inc. representing Senn Freight Lines, 912 Spring Circle, Mechanicsburg, PA 17055, submitted a final report concerning remediation of site soils contaminated with diesel fuel from a truck accident. The report had been submitted within 90 days of the release. The final report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department of Environmental Protection on January 28, 2008.

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

Northumberland National Bank Property, Northumberland Borough, **Northumberland County**, Pennsylvania Tectonics, 826 Main Street, Peckville, PA 18452 on behalf of Northumberland National Bank, P. O. Box 271, Northumberland, PA 17857 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on January 8, 2008.

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

Kane Gas—Mt. Jewett (P-88), Hamlin Township, **McKean County**, PPL Services Corporation, Two North Ninth Street, GENTW17, Allentown, PA 18101-1179 has submitted a Final Report concerning the remediation of site soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on January 18, 2008.

Norton Check (P-16), Annin Township, **McKean County**, PPL Services Corporation, Two North Ninth Street, GENTW17, Allentown, PA 18101-1179 has submitted a Final Report concerning the remediation of site soils contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on January 18, 2008.

Heineman & Strait Check (P-84), Norwich Township **McKean County**. PPL Services Corporation, Two North Ninth Street, GENTW17, Allentown, PA 18101-1179 has submitted a Final Report concerning the remediation of site soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on January 18, 2008.

Eldred Check (P-94), Eldred Township, **McKean County**. PPL Services Corporation, Two North Ninth Street, GENTW17, Allentown, PA 18101-1179 has submitted a Final Report concerning the remediation of site soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on January 18, 2008.

Kane Gas—Hazelhurst (P-86), Hamlin Township, **McKean County**. PPL Services Corporation, Two North Ninth Street, GENTW17, Allentown, PA 18101-1179 has submitted a Final Report concerning the remediation of site soil contaminated with mercury. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on January 18, 2008.

Trinity Industries Soil, City of Butler, **Butler County**. Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 on behalf of the Community Development Corporation of Butler County, 112 Woody Drive, Butler, PA 16001 has submitted a Cleanup Plan—Revision No. 3 concerning the remediation of site soil contaminated with arsenic, iron, barium, lead, thallium, benzo(a)pyrene, antimony, methylene chloride, nickel, aroclor 1260, aroclor 1248 and pentachlorophenol. The Cleanup Plan—Revision No. 3 was approved by the Department of Environmental Protection on January 25, 2008.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. PAD003043353. Merck & Co., Inc., 100 Avenue C, Riverside, PA 17868, located in Riverside Borough, **Northumberland County**. Permit modification application for the change of ownership and transfer of the RCRA HSWA permit. This modification for the transfer from Merck & Co., Inc. to Cherokee Pharmaceuticals, LLC was approved by the Williamsport Regional Office on January 18, 2008.

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

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

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

Permit ID No. WMGR109SW002. Fossil Free Fuel, LLC, 223 Braddock Avenue, Braddock, PA 15104. Operation of a residual waste general permit for beneficial use and processing in Braddock Borough, **Allegheny County**. Permit issued in the Regional Office on January 23, 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.

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

GP11-11-00516: Fiberblade, LLC—Gamesa (400 Gamesa Drive, Fairless Hills, PA 19030) on January 28, 2008, to operate four diesel fuel-fired generators, two 300 kW Cummins generators, Model DQAF 60 HZ and two 800 kW Agrekko generators, model no. DCA-800SSK, PA 15931 for their facility in Cambria Township, **Cambria County**. Authorization to operate under this GP will expire on June 30, 2008.

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.

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

ER-06-03049: Fleetwood Industries (225 Peach Street, Leesport, PA 19533) on January 16, 2008, to bank credits from the closure of their facility in St. Lawrence Borough, **Berks County**.

21-05002A: PPG Industries, Inc. (400 Park Drive, Carlisle, PA 17013-9721) on January 23, 2008, for use of a VOC-containing cutting fluid lubricant for glass cutting at the Works No. 6 plant in South Middleton Township, **Cumberland County**.

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

63-00549A: Waste Management, Inc. (448 Lincoln Highway, Fairless Hills, PA 19030) on January 23, 2008, to authorize construction of six 1,148 Bhp Caterpillar 3516 IC engines at the Arden Landfill, in Chartiers Township, **Washington County**. The engines will comprise a Recycling Gas to Energy Plant and will use gas normally burned in a flare to produce up to 4.8 Mw of power.

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.

09-0188: Gamesa Wind PA, LLC (400 Gamesa Drive, Fairless Hills, PA 19030) on January 22, 2008, to operate a new wind generator in Falls Township, **Bucks County**.

46-0161B: Reading Materials, Inc. (2052 Lucon Road, P. O. Box 1467, Skippack, PA 19474) on January 22, 2008, to operate a hot asphalt plant in Lower Pottsgrove Township, **Montgomery County**.

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

53-399-008: PA Pellets, LLC (705 South Main Street, Coudersport, PA 16915) on January 22, 2008, to operate a wood-fired rotary wood chip dryer and associated air cleaning device (a multiclone collector), two pellet mills, a hammermill and associated air cleaning device (a fabric collector), a pellet cooler and associated air cleaning device (a cyclone collector), two dried wood chip storage bins and one wood pellet storage bin on a temporary basis until May 21, 2008, in Ulysses Borough, **Potter County**. The plan approval has been extended.

49-302-062: Sun-Re Cheese Corp. (178 Lenker Avenue, Sunbury, PA 17801) on January 24, 2008, to operate an anaerobic digestion system and associated biogas flare on a temporary basis until May 23, 2008, in the City of Sunbury, **Northumberland County**. The plan approval has been extended.

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

32-00040B: Reliant Energy (121 Champion Way, Suite 200, Canonsburg, PA 15317) on January 24, 2008, for continued operation of repowering project in East Wheatfield Township, **Indiana County**. This plan approval has been extended.

04-00709B: Colona Transfer, LP (P. O. Box 311, Portersville, PA 16051) on January 24, 2008, for barge loading and unloading at Colona Dock No. 2 in Monaca Borough, **Beaver County**. This plan approval has been extension.

65-302-071: Koppers (436 Seventh Avenue, Pittsburgh, PA 15219) on January 24, 2008, so various issues regarding the sources can be resolved at Monessen Coke Works in Monessen, **Westmoreland County**. This is a plan approval has been extended.

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

25-1006A: Lake Erie Biofuels, LLC (1001 State Street, Erie, PA 16501-1814) on January 31, 2008, to construct a biodiesel production plant in City of Erie, **Erie County**. This is a State-only facility.

25-1006B: Lake Erie Biofuels, LLC (1540 East Lake Road, Erie, PA 16511) on January 31, 2008, to allow various fuels to be fired in the Process Boilers installed under GP-1 in Erie City, **Erie 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.

38-05019: AES Ironwood, LLC (305 Prescott Road, Lebanon, PA 17042-9178) on January 23, 2008, to operate a turbine electric generating facility in South Lebanon Township, **Lebanon County**.

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

43-00314: Vec Technology, Inc. (639 Keystone Road, Greenville, PA 16125) on January 23, 2008, to re-issue a Title V Permit to operate a boat manufacturing facility in Greenville Borough, **Mercer County**. The facility's major emission sources include closed and open gel-coat operations associated with the production of the fiberglass reinforced boats and accessories. The facility is a major facility due to its potential to emit Styrene. The significant sources are included in the permit: 1) Closed mold gel coat; 2) Closed mold; 3) Open mold gel-coat; 4) Open mold; 5) Adhesive, solvents and miscellaneous; and 6) Miscellaneous natural gas usage. The CAM Rule 40 CFR Part 64 does not apply to this facility because the facility does not use control equipment to reduce the facility's potential to emit below the applicable permit thresholds. The facility is subject to 40 CFR Part 63, Subpart WWW—National Emissions Standards for Hazardous Air Pollutants: Reinforced Plastic Composites Production and Subpart VVVV—National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing.

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.

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

25-00092: Noram Seating, Inc. (18 South Market Street, Union City, PA 16438) on January 23, 2008, to re-issue the Natural Minor Operating Permit to operate the hardwood chair manufacturing facility in the Borough of Union City, **Erie County**. The facility's primary sources of emissions are: a 1.7 mmBtu/hr wood-fired boiler, chair tumbler, four paint booths and miscellaneous wood working operations.

61-00190: Oil City Area School District (10 Lynch Boulevard, Oil City, PA 16301) on January 23, 2008, to re-issue a Natural Minor Permit to operate two natural gas boilers, two hot water heaters and one natural gas electric generator located in Oil City, **Venango County**. The facility is natural minor because the emissions of pollutants are less than Title V threshold.

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.

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

S04-013: Baum Printing Co. (9985 Gantry Road, Philadelphia, PA 19115) on January 18, 2008, administratively amended to change facility name and to include Plan Approval 06197 in the City of Philadelphia, **Philadelphia County**. The Synthetic Minor Operating Permit was originally issued on November 1, 2004.

V06-013: Exelon Generating Co.—Delaware Station (1325 North Beach Street, Philadelphia, PA 19125) on January 22, 2008, administratively amended to change contact information in the City of Philadelphia, **Philadelphia County**. The Title V Operating Permit was originally issued on July 11, 2007.

V06-005: Exelon Generation Co.—Richmond Generating Station (3901 North Delaware Avenue, Philadelphia, PA 19137) on January 22, 2008, administratively amended to change contact information. The Title V Operating Permit was originally issued on August 1, 2006.

V06-014: Exelon Generating Company, Schuylkill Station (2800 Christian Street, Philadelphia, PA 19146) on January 22, 2008, administratively amended to change contact information. The Title V Operating Permit was originally issued on July 3, 2007.

V05-001: Exelon Generation Co.—Southwark Generating Station (2501 South Delaware Avenue, Philadelphia, PA 19148) on January 22, 2008, administratively amended to change contact information. The Title V Operating Permit was originally issued on December 16, 2005.

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.

Permit Number 03991301 and NPDES Permit No. PA0235407, Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201), to revise the permit for the Logansport Mine in Bethel Township, **Armstrong County** and related NPDES permit to construct coal storage yard and rail load-out facility. Receiving stream, UNT "A" to Allegheny River, classified for the following use: WWF. Application received January 9, 2006. Permit issued January 24, 2008.

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

03070102 and NPDES Permit No. PA0251151. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Permit issued for commencement, operation and reclamation of a bituminous surface/auger mining site located in Washington Township, **Armstrong County**, affecting 413.0 acres. Receiving streams: UNTs of Limestone Run to Allegheny River. Application received May 15, 2007. Permit issued January 23, 2008.

65980105 and NPDES Permit No. PA0202363. Gary Gioia Coal Company (319 Karen Drive, Elizabeth, PA 15037). Permit renewal issued for continued operation and reclamation of a bituminous surface mining site located in Rostraver Township, **Westmoreland County**, affecting 28.8 acres. Receiving streams: UNT to the Monongahela River. Application received June 26, 2007. Renewal permit issued January 25, 2008.

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

43910102 and NPDES Permit No. PA0208311. Ambrosia Coal & Construction Company (P. O. Box 442, Edinburg, PA 16116) Renewal of an existing bituminous strip and auger operation in Mill Creek Township, **Mercer County** affecting 350.0 acres. Receiving streams: Three UNTs to Little Sandy Creek. Application received February 5, 2007. Permit issued January 23, 2008.

37870102 and NPDES Permit No. PA0107948. Ambrosia Coal & Construction Company (P. O. Box 442, Edinburg, PA 16116) Renewal of an existing bituminous strip and clay removal operation in North Beaver Township, **Lawrence County** affecting 46.0 acres. This renewal is for reclamation only. Receiving streams: UNT to Beaver River. Application received June 21, 2007. Permit issued January 23, 2008.

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

54010201R. WPS Westwood Generation, LLC, (1716 Lawrence Drive, DePere, WI 54115), renewal of an existing coal refuse reprocessing operation in Hegins and Frailey Townships, **Schuylkill County** affecting 73.6 acres, receiving stream: none. Application received January 18, 2008.

Noncoal Permits Actions

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

Permit No. 28900301 and NPDES Permit No. PA0595861. David H. Martin Excavating, Inc., 4961 Cumberland Highway, Chambersburg, PA 17202-9655, renewal of NPDES Permit, Greene Township, **Franklin County**. Receiving streams: Mountain Run classified for the following uses: CWF. There are no potable water supply intakes within 10 miles downstream. Application received November 26, 2007. Permit Issued January 22, 2008.

Permit No. 7575SM1 and NPDES Permit No. PA0594296, Hempt Brothers, Inc., 205 Creek Road, P. O. Box 278, Camp Hill, PA 17001-0278, renewal of NPDES Permit, Silver Spring Township, **Cumberland County**. Receiving stream: UNT Hogestown Run, classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is PA American Water Company West—Conodoguinet Creek.

NPDES renewal application received August 27, 2007. Permit issued January 23, 2008.

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

64070823. Como Construction Co., (P. O. Box 35, Lake Como, PA 18437-0035), commencement, operation and restoration of a quarry operation in Preston Township, **Wayne County** affecting 5.0 acres, receiving stream: none. Application received October 1, 2007. Permit issued January 23, 2008.

64070824. David Barnes, (12999 State Highway 8, Masonville, New York 13804), commencement, operation and restoration of a quarry operation in Scott Township, **Wayne County** affecting 5.0 acres, receiving stream: none. Application received October 9, 2007. Permit issued January 23, 2008.

58070862. Norman N. Norton, (R. R. 2, Box 135C, New Milford, PA 18834), commencement, operation and restoration of a quarry operation in Harford Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received October 23, 2007. Permit issued January 23, 2008.

58070866. Larry Donald Rood, (P. O. Box 53, Gibson, PA 18820), commencement, operation and restoration of a quarry operation in New Milford Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received November 2, 2007. Permit issued January 24, 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.

21084101. J. Roys, Inc., P. O. Box 125, Bowmansville, PA 17507-0125, blasting activity permit issued for commercial development in South Middleton Township, **Cumberland County**. Blasting activity permit end date is January 15, 2008. Permit issued January 18, 2008.

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

06084102. Austin Powder Company, (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Reading Hospital Post Acute Care Facility in Spring and Heidelberg Townships and Denver Borough, **Berks County** with an expiration date of January 11, 2009. Permit issued January 22, 2008.

45084101. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Winona Lakes in Middle Smithfield Township, **Monroe County** with an expiration date of February 28, 2009. Permit issued January 22, 2008.

52084101. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Pocono Mt. Lake Estates in Lackawaxen and Lehman Townships, **Pike County** with an expiration date of January 31, 2009. Permit issued January 22, 2008.

52084102. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for a driveway on Old Milford Road in Lehman Township, **Pike County** with an expiration date of January 1, 2009. Permit issued January 22, 2008.

67084101. M & J Explosives, Inc., (P. O. Box 608, Carlisle, PA 17013), construction blasting for Martin Metals Shop in Washington Township, **York County** with an expiration date of January 31, 2009. Permit issued January 22, 2008.

15084101. Austin Powder Company, (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for Uptown Worthington Project in East Whiteland Township, **Chester County** with an expiration date of January 25, 2009. Permit issued January 24, 2008.

36084111. Gerlach's Drilling & Blasting, (172 Bender Mill Road, Lancaster, PA 17603), construction blasting for Bent Creek Development in East Hempfield and Manheim Townships, **Lancaster County** with an expiration date of January 31, 2009. Permit issued January 24, 2008.

36084112. Gerlach's Drilling & Blasting, (172 Bender Mill Road, Lancaster, PA 17603), construction blasting for Metzler Farm in Conestoga Township, **Lancaster County** with an expiration date of January 31, 2009. Permit issued January 24, 2008.

40084101. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Fairmount Township shale pit in Fairmount Township, **Luzerne County** with an expiration date of January 31, 2009. Permit issued January 24, 2008.

40084102. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Eagle Rock Resort in Black Creek, Hazle and North Union Townships, **Luzerne and Schuylkill Counties** with an expiration date of January 31, 2009. Permit issued January 24, 2008.

46084102. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for The Village at Valley Forge in Upper Merion Township, **Montgomery County** with an expiration date of June 30, 2009. Permit issued January 24, 2008.

45084102. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Smithfield Township Facility on Red Fox Road in Smithfield Township, **Monroe County** with an expiration date of January 22, 2008. Permit issued January 25, 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.

E15-721. Department of Transportation, Engineering District 6-0, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525, Tredyffrin Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the proposed SR 1012, Section C01—Gulph Road Bridge Replacement over Trout Creek, which will impact a total of 275 linear feet of stream channel. The site is located along Gulph Road just northwest of the intersection of Richards and Gulph Roads.

Work will consist of:

1. Removal of an existing deteriorated stone arch bridge, spanning 28 linear feet and having a minimum clearance of 8.38 feet, over Trout Creek (WWF) and to construct and maintain a prestressed concrete box beam bridge, having a total width of approximately 32.50 feet and a span of 68.5 feet having a minimum clearance of 8.17 feet, at the same location and approximately the same horizontal alignment (Valley Forge, PA Quadrangle N: 16.7 inches; W: 6.6 inches).

2. Streambank stabilization approximately 100 linear feet, both upstream and downstream of the proposed bridge replacement, both sides of stream channel (Valley Forge, PA Quadrangle N: 16.7 inches; W: 6.6 inches).

3. Installation of two rock vane weirs in the stream channel (Valley Forge, PA Quadrangle N: 16.7 inches; W: 6.6 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. 1341(a)).

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

E01-265: DRAMKA, Inc., 1 Barnhart Drive, Hanover, PA 17331, Straban Township, **Adams County**, United States ACOE Baltimore District.

To construct and maintain a road crossing impacting 0.29 acre of PEM wetlands and including seven 106-foot long, 12-inch diameter CMP's, a 12-inch water line, an 8-inch sanitary sewer line, a 27-inch stormwater line and conduits for gas, electric, phone and cable all in associated wetlands to a UNT to Rock Creek (WWF) and to place fill material within the floodway of a UNT to Rock Creek (WWF) located east of Old Harrisburg Road and north of Shealer Road (Gettysburg, PA Quadrangle: Latitude: 39° 51' 22"; Longitude: 77° 12' 46", N: 19.3 inches; W: 12.3 inches) in Straban Township, **Adams County**.

The permittee is required to provide 0.29 acre of replacement wetland. The permittee has proposed 0.36 acre of replacement wetland onsite adjacent to the remaining PFO wetland.

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

E49-298. Muncy Machine and Tool Company, P.O. Box 205, Muncy, PA 17756. Muncy Machine and Tool wetland encroachment in Lewis Township, **Northumberland County**, Baltimore ACOE District (Milton, PA Quadrangle N: 21.3 inches; W: 6.6 inches).

To place and maintain fill in 0.23 acre of emergent and 0.21 acre of forested wetland at 5820 Susquehanna Trail, Turbotville, Northumberland County, for the purposes of the Muncy Machine and Tool Company, Inc. business expansion. Mitigation for the project will be done by means of a \$10,000 contribution to the Wildlife for Everyone Endowment Foundation to create at least 0.65 acre of wetland in the West Branch Susquehanna River floodplain (41° 3' 53"; 76° 51' 38").

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

E20-562, D&L Energy, Inc., 2761 Salt Springs Road, Youngstown, OH 44509. Shartle Road to First Church of God Pipeline in West Mead Township, **Crawford County**, ACOE Pittsburgh District (Blooming Valley, PA Quadrangle N: 5.0 inches; W: 14.9 inches).

The applicant proposes to construct a 5,935-foot long steel natural gas pipeline approximately 0.4 mile SE of the intersection of SR 77 and Leslie Road involving: 1) to construct and maintain crossings of three wetlands by trenching having lengths of 19 feet (Wetland A—PEM-1 crossing), 645 feet (Wetland B—PFO—12 crossings) and 755 feet (Wetland C—PEM—5 crossings) and 2) to construct a maintain stream crossing of a UNT to Mill Run. Mill Run is a perennial stream classified as a WWF.

E20-563, Midway Civic Club, P. O. Box 101, Conneaut Lake, PA 16316. Midway Civic Club Culvert Extension, in Sadsbury Township, **Crawford County**, ACOE Pittsburgh District (Conneaut Lake, PA Quadrangle 41° 37' 14"; W: 80° 17' 47").

The applicant proposes to remove an existing pedestrian bridge and to construct and maintain a 28-foot long, 4-foot diameter aluminized corrugated steel pipe extension of an existing 4-foot diameter CMP stream enclosure within an existing concrete lined channel of a UNT to Conneaut Lake at the foot of Lakeview Avenue and to modify the existing gravel driveway and the adjacent floodway to construct and maintain a cellular confinement system gravel driveway and turf reinforced matting lined overflow/stormwater swale. The UNT to Conneaut Lake is a perennial stream classified as a HQ-WWF. The project proposes to directly impact approximately 40 feet of stream.

E25-698, Summit Township Water Authority, 8290 Old French Road, Erie, PA 16509. Mitchell Well Field/Waterline Crossing UNT LeBeouf Creek Amendment, in Waterford Township, **Erie County**, ACOE Pittsburgh District (Waterford, PA Quadrangle N: 21.0 inches; W: 15.8 inches).

The applicant proposes to amend Permit E25-698 to install a well field consisting of 3,300 linear feet of 12-inch diameter ductile iron waterline, two municipal drinking water supply wells and a chlorine/meter building (Waterford, PA Quadrangle N: 21.0 inches; W: 15.8 inches) in Waterford Township, Erie County approximately 1.2 mile north of the intersection SR 97 and Himrod Road involving: 1) to remove the existing bridge and to construct and maintain a prefabricated steel bridge having a clear span of 53 feet and an underclearance of approximately 9.0 feet; 2) to construct and maintain two municipal drinking water supply wells within PEM wetlands; 3) to temporarily impact approximately 0.17 acre of wetlands for installation of two wells within the wetland and the wetland crossing of the associated waterline; 4) to install and maintain a ductile iron 12-inch diameter waterline across LeBoeuf Creek; 5) to construct and maintain an access road to the wells impacting 0.076 acre of PEM wetlands; 6) to construct 0.076 acre of PEM wetlands onsite and; 7) to construct and maintain approximately 2,300 linear feet of 12-inch diameter ductile iron waterline involving the crossing of a UNT LeBoeuf Creek (Waterford, PA Quadrangle N: 20.75 inches; W: 0.10 inch) approximately 0.2 mile north of the intersection of SR 97 and Moore Road.

The applicant proposes to following amendment to Permit E25-698 to install a well field consisting of 3,300 linear feet of 12-inch diameter ductile iron waterline, two municipal drinking water supply wells and a chlorine/meter building (Waterford, PA Quadrangle N: 21.0 inches; W: 15.8 inches) in Waterford Township, Erie County approximately 1.2 mile north of the intersection SR 97 and Himrod Road involving: 1) to remove the existing bridge and to construct and maintain a prefabricated steel bridge having a clear span of 53 feet and an underclearance of approximately 9.0 feet; 2) to construct and maintain two municipal drinking water supply wells within PEM wetlands; 3) to temporarily impact approximately 0.17 acre of wetlands for installation of two wells within the wetland and the wetland crossing of the associated waterline; 4) to install and maintain a ductile

iron 12-inch diameter waterline across LeBoeuf Creek; 5) to construct and maintain an access road to the wells impacting 0.076 acre of PEM wetlands; 6) to construct 0.076 acre of PEM wetlands onsite; and 7) to construct and maintain approximately 2,300 linear feet of 12-inch diameter ductile iron waterline involving the crossing of a UNT LeBoeuf Creek (Waterford, PA Quadrangle N: 20.75 inches; W: 0.10 inch) having a length of approximately 0.2 mile north of the intersection of SR 97 and Moore Road.

LeBoeuf Creek and the UNT LeBoeuf Creek are perennial streams classified as a TSF. The project proposes to impact approximately 50 linear feet of stream and to temporarily impact approximately 0.17 acre of PEM wetlands and to permanently impact 0.076 acre of PEM wetlands.

E62-411, Columbus Township Authority, P. O. Box 274, Columbus, PA 16405. Highway 426 Sewerline, in Columbus Township, **Warren County**, ACOE Pittsburgh District (Columbus, PA Quadrangle N: 7.3 inches; W: 16.3 inches).

The applicant proposes to construct and maintain a sewer line extension having a length of approximately 3,300 feet and consisting of 8-inch PVC plastic gravity pipeline and 3-inch forcemain extending from the existing sewer line at the City of Corry, Erie County/Columbus Township, Warren County border through an area in Columbus Township adjacent to SR 426 to the village of Colza involving: 1) six open cut pipeline crossings of PEM wetlands having a total length of approximately 203 feet; 2) two pipeline crossings of wetlands by boring having total length of 95 feet; 3) a open cut pipeline crossing of Winton Creek; and 4) construction of a pump station within the floodway of Winton Creek permanently impacting 0.007 acre (de minimis) of PEM wetlands. Winton Creek is a perennial stream classified as a CWF. The project proposes to permanently impact approximately 0.007 acre (de minimis) of PEM wetland and to temporarily impact approximately 0.1 acre of PEM wetlands and approximately 30 linear feet of stream.

ENVIRONMENTAL ASSESSMENTS

Cambria District: Environmental Program Manager, 286 Industrial Park Road, Ebensburg, PA 15931-4119.

EA1109-001, Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Cambria Office, 286 Industrial Park Road, Ebensburg, PA 15931. Abandoned Mine Land Reclamation Project, in Barr Township, **Cambria County**, Baltimore ACOE District.

The applicant proposes to construct a mine drainage treatment facility, which includes removal of refuse on site and on the adjacent stream bank. The project will include the backfilling of (1) 0.84 acre of PEM/SS/FO wetlands for treatment plant construction; (2) construction of an outfall and (3) removal of refuse and stabilization of 620 linear feet of stream bank along the West Branch Susquehanna River. A 0.86 acre replacement wetland will be constructed onsite (Barnesboro Quadrangle N: 0.75 inch; W: 3 inches).

WATER QUALITY CERTIFICATIONS

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19428.

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications, requests for Environmental

Assessment approval and requests for Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. 1341(a)).

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

Any person aggrieved by this action may appeal, under Section 4 of the Environmental Hearing Board Act, (35 P. S. section 7514) and the Administrative Agency Law (2 Pa.C.S. Chapter 5A) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board (Board) within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

Permits Issued and Actions on 401 Certifications:

Final Actions Pursuant To Section 401 of the Federal Water Pollution Control Act

Certification Request Initiated By:

Department of the Navy
NAVFAC MID-ANTIC
44921 South Broad Street
Philadelphia, PA 19112

This project involves the discharge of supernatant from the Fort Mifflin dredge disposal area resulting from the dredging of the Philadelphia Navy Yard Pier Four. Approximately 130,000 cubic yards of sediment will be removed and placed in the disposal area located at the confluence of the Schuylkill and Delaware Rivers. Sediments will settle out in the basin and the supernatant will be returned to the Delaware Estuary. The following effluent limits in mg/l apply:

| <i>Parameter</i> | <i>Average Monthly Limit (mg/l)</i> | <i>Maximum Daily Limit (mg/l)</i> | <i>Instantaneous Maximum Limit (mg/l)</i> | <i>Monitoring Frequency</i> |
|------------------------|--|-----------------------------------|---|-----------------------------|
| Flow Cell C (mgd) | Monitor and Report | Monitor and Report | | Daily |
| Total Suspended Solids | 3,000 | | 4,500 | Daily |
| pH | 6 to 9 units at all times | | | Daily |
| Cadmium, Total | 0.0036 | 0.0054 | | 1/Week |
| Copper, Total | 0.015 | 0.023 | | 1/Week |
| Mercury, Total | 0.0008 | 0.0012 | | 1/Week |
| Thallium, Total | 0.003 | 0.0045 | | 1/Week |
| PCBs, Total | Not Detectable Using EPA Method 608 (GC/ECD) | | | 1/Week |
| PCBs—209 Congeners | Monitor and Report Using EPA Method 1668A | | | 2/Month |

Final Action on Request: Certification granted.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

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

| <i>SSIP Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Tank Type</i> | <i>Tank Capacity</i> |
|------------------------|---|---------------|---------------------|-----------------------------------|--------------------------|
| 08-02-028 | Pittsburgh Terminals Corporation P. O. Box 2621 Harrisburg, PA 17105-2621 Attn: Stephen Carten | Allegheny | Neville Township | 4 ASTs storing Petroleum Products | 14,508,000 gallons total |

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 Patterson Creek in
Armstrong County**

The Department of Environmental Protection (Department) will accept comments on the proposed TMDL developed for the watershed of Patterson Creek in Armstrong County. The TMDL was established in accordance with the requirements of section 303(d) of The Clean Water Act. Streams within this watershed were listed in Pennsylvania's 2006 Integrated Water Quality Monitoring and Assessment Report as being impaired due to sedimentation resulting from agricultural activities.

There currently are no State or Federal in-stream numerical water quality criteria for sediment. Therefore, the Department utilized a reference watershed approach to implement the applicable narrative criteria. The proposed TMDL sets allowable loadings of sediment in the watershed of Patterson Creek. Sediment loadings were allocated among all land use categories present in the watershed. 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 (PA Keyword: TMDL). To request a copy of this TMDL, contact Joe Boylan at jboyylan@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 EPA for approval. Written comments will be accepted at the previous address and must be received by April 4, 2008. A public meeting to discuss the technical merits of the TMDL will be held on March 4, 2008 at 6 p.m. at the Armsdale Administration Building, 1st Floor, Room 103, 124 Armsdale Road, Kittanning, PA 16201.

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 Scrubgrass Creek Watershed in
Venango and Butler Counties**

The Department of Environmental Protection (Department) is holding a public meeting to discuss and accept comments on a proposed TMDL for the Scrubgrass Creek Watershed in Venango and Butler Counties. The meeting will be held on February 26, 2008, beginning at 9 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). Thirty-nine segments in the Scrubgrass Creek Watershed

have been identified as impaired on the 1996, 1998, 2000, 2002, 2004 and 2006 Pennsylvania 303(d) lists due to depressed pH and/or 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> |
|------------------------|----------------------|---------------------------|
| 51243 | Scrubgrass Creeek | 11.7 |
| 51270 | UNT Scrubgrass Creek | 1.6 |
| 51271 | UNT Scrubgrass Creek | 1.3 |
| 51272 | UNT Scrubgrass Creek | 4.5 |
| 51273 | UNT Scrubgrass Creek | 1.2 |
| 51274 | UNT Scrubgrass Creek | 0.5 |
| 51275 | UNT Scrubgrass Creek | 1.7 |
| 51276 | UNT Scrubgrass Creek | 0.7 |
| 51277 | UNT Scrubgrass Creek | 1.5 |
| 51278 | UNT Scrubgrass Creek | 1.5 |
| 51279 | UNT Scrubgrass Creek | 1.2 |
| 51280 | UNT Scrubgrass Creek | 0.7 |
| 51281 | UNT Scrubgrass Creek | 1.5 |
| 51282 | UNT Scrubgrass Creek | 1.6 |
| 51283 | UNT Scrubgrass Creek | 0.5 |
| 51284 | UNT Scrubgrass Creek | 0.6 |
| 51290 | UNT Scrubgrass Creek | 0.5 |
| 51291 | UNT Scrubgrass Creek | 0.4 |
| 51292 | UNT Scrubgrass Creek | 2.1 |
| 51293 | UNT Scrubgrass Creek | 1.6 |
| 51294 | UNT Scrubgrass Creek | 0.5 |
| 51295 | UNT Scrubgrass Creek | 1.4 |
| 51296 | UNT Scrubgrass Creek | 0.4 |
| 51297 | UNT Scrubgrass Creek | 0.5 |
| 51298 | UNT Scrubgrass Creek | 0.5 |
| 51299 | UNT Scrubgrass Creek | 0.7 |
| 51301 | UNT Scrubgrass Creek | 1.1 |
| 51244 | Bullion Run | 0.7 |
| 51248 | UNT Bullion Run | 0.6 |
| 51249 | UNT Bullion Run | 1.1 |
| 51250 | UNT Bullion Run | 0.4 |
| 51285 | Gilmore Run | 3.1 |
| 51286 | UNT Gilmore Run | 0.5 |
| 51287 | UNT Gilmore Run | 0.4 |
| 51288 | UNT Gilmore Run | 0.5 |
| 51289 | UNT Gilmore Run | 0.8 |
| 51257 | Trout Run | 1.7 |
| 51258 | UNT Trout Run | 0.32 |
| 51260 | UNT Trout Run | 0.29 |

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 | N/A |

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the late 19th and to the mid 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 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 the past 5 years.

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 Scrubgrass Creek Watershed can be accessed through the Department's web site at 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 April 9, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m. Monday, February 25, 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) 472-1900 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 Loads
(TMDLs) for the Leatherwood Creek and Town Run
Watersheds in Clarion County**

The Department of Environmental Protection (Department) is holding a public meeting to discuss and accept comments on proposed TMDLs for the Leatherwood Creek and Town Run Watersheds in Clarion County. The meetings will be held on February 26, 2008, beginning at 11 a.m. at the Knox District Mining Office in Knox, PA. The proposed TMDLs were developed in accordance with the requirements of the Clean Water Act, Section 303(d). Four stream segments in the Leatherwood Creek Watershed

and eight stream segments in the Town Run Watershed have been identified as impaired on the 1996, 1998, 2000, 2002 and 2004 Pennsylvania 303(d) lists due to depressed pH and/or high concentrations of metals. The listed segments and miles degraded are shown in the following tables:

| <i>Stream Code</i> | <i>Stream Name</i> | <i>Miles Degraded</i> |
|------------------------|-----------------------------|---------------------------|
| 48138 | Leatherwood Creek | 4.4 |
| 48165 | West Fork Leatherwood Creek | 3.1 |
| 48171 | UNT West Fork | 0.6 |
| 48172 | UNT West Fork | 0.7 |

| <i>Stream Code</i> | <i>Stream Name</i> | <i>Miles Degraded</i> |
|------------------------|--------------------|---------------------------|
| 48226 | Town Run | 3.2 |
| 48232 | UNT Town Run | 3.5 |
| 48234 | UNT Town Run | 0.51 |
| 48236 | UNT Town Run | 0.84 |
| 48237 | UNT Town Run | 0.41 |
| 48242 | UNT Town Run | 0.39 |
| 48244 | UNT Town Run | 0.51 |
| 48245 | UNT Town Run | 0.43 |

The proposed plans provide calculations of a 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 | N/A |

The primary pollutant source for the watersheds are abandoned mine workings. These watersheds were mined for coal in the early to the mid 20th centuries and surface coal mining continues on a small scale today. 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.

These TMDLs were 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 TMDLs.

These TMDLs set allowable loading rates for metals and acidity at specified points in the watersheds. The basis of information used in the establishment of these TMDLs is field data collected over the past 2 years.

The data and all supporting information used to develop the proposed TMDLs are available from the Department. To request a copy of the proposed TMDLs 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 TMDLs for the Leatherwood Creek and Town Run Watersheds can be accessed through the Department's web site 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 April 9, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m. Monday, February 25, 2008. The Department will consider all comments in developing the final TMDLs, 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) 472-1900 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 Welch Run Watershed in Jefferson
County**

The Department of Environmental Protection (Department) is holding a public meeting to discuss and accept comments on a proposed TMDL for the Welch Run Watershed in Jefferson County. The meeting will be held on February 26, 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). Five stream segments in the Welch Run Watershed have been identified as impaired on the 1996, 1998, 2000, 2002 and 2004 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> |
|------------------------|--------------------|---------------------------|
| 48486 | Welch Run | 3.37 |
| 48487 | UNT Welch Run | 0.63 |
| 48488 | UNT Welch Run | 0.66 |
| 48489 | UNT Welch Run | 0.51 |
| 48490 | UNT Welch Run | 0.73 |

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 | N/A |

The primary pollutant source for the watershed is abandoned mine workings. This watershed was heavily mined for coal in the late 19th and to the mid 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 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 the past 3 years.

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 ehferle@state.pa.us. Directions to the Knox District Mining Office can also be obtained by contacting this address.

The proposed TMDL for the Welch Run Watershed can be accessed through the Department's web site 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 April 9, 2008. Persons who plan to make a presentation at the public meeting should notify the Department no later than 4 p.m. Monday, February 25, 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) 472-1900 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.

[Pa.B. Doc. No. 08-221. Filed for public inspection February 8, 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 (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.

Final Technical Guidance:

DEP ID: 257-4000-001. Title: Storage Tank Product Delivery Prohibition. Description: This guidance document describes the circumstances under which the Department may impose storage tank product delivery prohibitions in conjunction with the Department's authority to suspend, revoke or deny an operating permit, as authorized by the Storage Tank and Spill Prevention Act (35 P. S. §§ 6021.101—6021.2104) and 25 Pa. Code Chapter 245 (relating to administration of the storage tank and spill prevention program). The document also identifies the procedures the Department will use to notify the tank owner/operator and product distributors that such a delivery prohibition is in effect. Delivery prohibition includes the prohibition of delivery, deposit or acceptance of product into a storage tank that has been determined to be ineligible for receiving product. Notice of the draft technical guidance document was published in the 37 Pa.B. 6078 (November 11, 2007), with provision for a 30-day public comment period that concluded on December 10, 2007. The Department did not receive public comments on the draft technical guidance during the comment period. Contact: Charles Swokel, Department of Environmental Protection, Bureau of Waste Management, Division of Storage Tanks, Rachel Carson State Office Building, P. O. Box 8763, Harrisburg, PA 17105-8763, (717) 772-5806, cswokel@state.pa.us. Effective Date: February 9, 2008.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 08-222. Filed for public inspection February 8, 2008, 9:00 a.m.]

General NPDES Permit for Petroleum Product Contaminated Groundwater Remediation Systems (PAG-05); Public Notice of Availability

The Department of Environmental Protection (Department) is reissuing its National Pollutant Discharge Elimination System (NPDES) General Permit for Petroleum Product Contaminated Groundwater Remediation Systems (PAG-05). The General Permit, issued under the authority of The Clean Streams Law (35 P. S. §§ 691.1—691.101) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-5, 510-17 and 510-20) is reissued for 5 years. The current General Permit, which expired on December 12, 2007, has remained in force pending publication of this notice. The General Permit will continue to not be applicable to discharges into waters designated as "special protection" under 25 Pa. Code Chapter 93 (relating to water quality standards). The discharges are required to be covered through individual permits.

The PAG-05 General Permit is intended for use by eligible dischargers of treated water from petroleum product contaminated groundwater remediation systems into waters of this Commonwealth. Among other requirements, the authorization is subject to effluent limitations, terms, conditions, monitoring and reporting.

Notice requesting public comments on the issuance of PAG-05 was published at 37 Pa.B. 5570 (October 13, 2007). During the public comment period, the Department received one comment on the proposed General Permit, which is addressed in the comment and response document that accompanies the general permit package.

In the final permit, the monitoring frequency for oil and grease has been changed from once a year to once every 6 months, while the monitoring frequency for dissolved iron and total suspended solids has been changed to twice per month to comply with the average monthly monitoring requirement.

The final General Permit package, including the comment and response document, is available by contacting the Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, Division of Water Management, Rachel Carson State Office Building, P. O. Box 8774, 11th Floor, Harrisburg, PA 17105-8774, (717) 787-8184, e-mail: gmaduka@state.pa.us. The General Permit is also available on the Department's web site at www.depweb.state.pa.us (DEP Keywords: "NPDES Permits;" choose "General Permits"). Persons with a disability may contact the Department by using the AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 08-223. Filed for public inspection February 8, 2008, 9:00 a.m.]

Municipal and Residual Waste Composting; General Permit Number WMGR025; Notice of Issuance

Under the regulatory authority of 25 Pa. Code § 287.611 (relating to authorization for general permit) of the residual waste regulations and the statutory authority of the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Department of Environmental Protection (Department) has re-issued General Permit WMGR025 for the composting and beneficial use of various categories of residual and municipal waste. General Permit WMGR025 was originally issued on April 26, 1996, and expired on April 26, 2006. This permit has been revised and is being reissued at this time.

General Permit WMGR025 authorizes the composting and beneficial use of the following categories of source-separated organic municipal and residual wastes: agricultural waste other than mortalities, food processing waste, preconsumer and postconsumer food residuals, yard waste, land clearing and grubbing material, untreated wood waste, gypsum wallboard, paper, cardboard, waxed cardboard, virgin paper mill sludge and spent mushroom substrate. The beneficial uses of the finished compost approved in this permit are for use, marketing or distribution as a soil conditioner, soil amendment, fertilizer, mulch or for erosion control. The finished compost is not considered a waste when it has satisfied the conditions of this general permit.

Notice requesting public comment on the draft general permit was published at 37 Pa.B. 474 (January 27, 2007). During the 60-day public comment period that concluded on March 28, 2007, the Department received comments from 14 commentators. The Department prepared a Comment and Response document, which summarizes the

comments received and the changes that were made to the final general permit. The Comment and Response document is available from the Department in addition to the final general permit package.

Persons interested in obtaining more information or obtaining copies of the general permit may contact the Bureau of Waste Management, Division of Municipal and Residual Waste, General Permits/Beneficial Use Section, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472 or by phone at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 654-5984. The General Permit, including the Comment and Response Document, is also accessible on the Department's web site at www.depweb.state.pa.us (DEP Keywords: "Residual Waste;" then choose "General Permits;" then "List of Residual Waste Beneficial Use General Permits").

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 08-224. Filed for public inspection February 8, 2008, 9:00 a.m.]

Public Notice of Availability; Proposed Revisions to General NPDES Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (PAG-06)

The Department of Environmental Protection (Department) by this notice is proposing to revise its National Pollutant Discharge Elimination System (NPDES) General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (PAG-06) for reissuance for another 5 years. This General Permit is issued under the authority of The Clean Streams Law (35 P. S. §§ 691.1—691.101) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-5, 510-17 and 510-20). The current General Permit is scheduled to expire on February 22, 2008, and will continue to be in force until formal revision of PAG-06 is completed and announced in the *Pennsylvania Bulletin*, including provision for public review and comment of the proposed revisions to PAG-06. The General Permit will continue to not be applicable to discharges into waters designated as "special protection" under 25 Pa. Code Chapter 93 (relating to water quality standards). The discharges are required to be covered through an individual permit.

The Department invites public comments on the proposed revisions to PAG-06. Comments must be submitted by March 10, 2008. If there is significant public interest or if requested, the comment period may be extended at the discretion of the Department for an additional 15-day period. Only comments received during the specified comment period will be considered in the final and revised General Permit. If more significant issues of public interest are raised, the Department may schedule a public meeting or hearing. Written comments should be submitted to John Wetherell at the following address. Comments will also be accepted by e-mail to jwetherell@state.pa.us. Comments will not be accepted by facsimile or voice mail.

The proposed General Permit package is available by contacting the Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, Division of Water Management, Rachel Carson State Office Building, P. O. Box 8774, 11th Floor, Harrisburg,

PA 17105-8774, (717) 787-8184, e-mail jwetherell@state.pa.us. The proposed General Permit package is also available on the Department's web site at www.depweb.state.pa.us (choose "Public Participation;" then scroll down to "Proposals Currently Open for Comment").

Persons with a disability may contact the Department by using the AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Following the specified comment period, the Department will review all submitted comments, prepare a comment and response document and the final documents package for this General Permit. Availability of the final permit documents will be announced in the *Pennsylvania Bulletin*.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 08-225. Filed for public inspection February 8, 2008, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Abington Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Abington Memorial Hospital has requested an exception to the requirements of 28 Pa. Code § 551.3 (relating to definitions).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M. D., M.P.H.,
Secretary

[Pa.B. Doc. No. 08-226. Filed for public inspection February 8, 2008, 9:00 a.m.]

Application of Carlisle Outpatient Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Carlisle Outpatient Surgery Center has requested an exception to the requirements of 28 Pa. Code § 553.31(a) (relating to administrative responsibilities).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M. D., M.P.H.,
Secretary

[Pa.B. Doc. No. 08-227. Filed for public inspection February 8, 2008, 9:00 a.m.]

Application of Crozer Chester Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Crozer Chester Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 7.2.A1 (relating to maximum patient room capacity).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 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. 08-228. Filed for public inspection February 8, 2008, 9:00 a.m.]

Application for Exception to 28 Pa. Code § 123.25(2)

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the following facilities have requested an exception to the requirement of 28 Pa. Code § 123.25(2) (relating to regulations for control of anesthetic explosion hazards):

Lower Bucks Hospital
St. Luke's Quakertown Hospital
Bryn Mawr Hospital

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

These facilities are requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M. D., M.P.H.,
Secretary

[Pa.B. Doc. No. 08-229. Filed for public inspection February 8, 2008, 9:00 a.m.]

Application of Geisinger South Wilkes-Barre Campus for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Geisinger South Wilkes-Barre Campus has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.7—2.4.1.2(2) (relating to post-anesthesia recovery room minimum requirements for area and clearance), 3.7—2.4.2.1(1) (relating to Phase II recovery general), 3.7—2.4.2.2 (relating to Phase II recovery space requirements) and 3.7—2.3.1.2 (relating to Class B operating rooms).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 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. 08-230. Filed for public inspection February 8, 2008, 9:00 a.m.]

Application of Jefferson Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Jefferson Regional Medical Center has requested an exception to the requirements of 28 Pa. Code § 51.23 (relating to positron emission tomography).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M. D., M.P.H.,
Secretary

[Pa.B. Doc. No. 08-231. Filed for public inspection February 8, 2008, 9:00 a.m.]

Application of Magee Womens Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Magee Womens Hospital has requested an exception to the requirements of 28 Pa. Code §§ 101.172 (relating to patient limits) and 137.11 (relating to facilities and equipment).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M. D., M.P.H.,
Secretary

[Pa.B. Doc. No. 08-232. Filed for public inspection February 8, 2008, 9:00 a.m.]

Application of Sacred Heart Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Sacred Heart Hospital has requested an exception to the requirements of 28 Pa. Code § 138.15 (relating to high-risk cardiac catheterizations).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M. D., M.P.H.,
Secretary

[Pa.B. Doc. No. 08-233. Filed for public inspection February 8, 2008, 9:00 a.m.]

Application of Select Specialty Hospital—Pittsburgh for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Select Specialty Hospital has requested an exception to the requirements of 28 Pa. Code § 107.32 (relating to meetings and attendance).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

Those persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

CALVIN B. JOHNSON, M. D., M.P.H.,
Secretary

[Pa.B. Doc. No. 08-234. Filed for public inspection February 8, 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 §§ 205.10(d) and 205.36(h) (relating to doors; and bathing facilities).

Moravian Manor
300 West Lemon Street
Lititz, PA 17543
FAC ID 135202

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.26(e) (relating to laundry).

Misericordia Convalescent Home
998 South Russell Street
York, PA 17402
FAC ID 133302

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on this 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 or phone numbers listed previously or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M. D., M.P.H.,
Secretary

[Pa.B. Doc. No. 08-235. Filed for public inspection February 8, 2008, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Public Comment on the Proposed Federal Fiscal Year 2009 Combined Agency State Plan Attachments

The Department of Labor and Industry, Office of Vocational Rehabilitation (OVR), under the Rehabilitation Act of 1973, as amended in the Workforce Investment Act of 1998, announces a period of public comment on its proposed Federal Fiscal Year (FFY) 2009 Combined Agency State Plan Attachments. The FFY 2009 begins on October 1, 2008, and ends on September 30, 2009.

The purpose of this period of comment is to provide individuals, advocates and other interested parties and/or organizations the opportunity to present their views and recommendations regarding Vocational Rehabilitation (VR) services for persons with disabilities. In this Commonwealth, these services are provided by OVR through a network of 21 local District Offices and the Hiram G. Andrews Center (HGAC).

OVR is required, under law to develop and implement a Combined Agency State Plan (State Plan), which must be reviewed and, as necessary, revised annually when there are changes to its VR program. These revisions take the form of updates to existing Attachments. The Plan currently in effect is for FFY 2008 and is a compliance document on file with the Commissioner, Rehabilitation Services Administration, United States Department of Education. It is the blueprint for the provision of VR services to persons with disabilities living in this Commonwealth.

This period of public comment allows interested parties an opportunity to provide input regarding the Commonwealth's public VR program. Specifically, comment is being solicited regarding the following State Plan Attachments: input and recommendations of the Pennsylvania Rehabilitation Council; comprehensive system of personnel development; annual estimate of individuals to be served and costs of services; OVR's goals and priorities; Order of Selection; distribution of Supported Employment funds; and Innovation and Expansion activities. In addition to the Vocational Rehabilitation State Plan, the agency's Bureau of Blindness and Visual Services will accept public comment on the Business Enterprise Program, Specialized Services for Children and Adults and Independent Living Services for Older Persons Who are Blind, which are unique to their funding.

Following is the pertinent information for the upcoming public meetings. All meeting sites are accessible and interpreters for people who are deaf or hard of hearing will be present at each public meeting. For additional

information, reasonable accommodation requests or alternative format requests, call the OVR district office conducting the public meeting they wish to attend. If an individual or organization's representative is unable to attend a public meeting, but wishes to provide testimony, written comments may be mailed to the appropriate OVR district office serving the area in which the individual/organization member resides. Written comments must be received by 5 p.m., Monday, April 30, 2008.

Persons/organizations wishing to obtain a copy of the proposed FFY 2009 Combined Agency State Plan Attachments or other information should telephone the contact person listed for the appropriate district office serving their geographic area.

Copies of the current FFY 2008 and the proposed FFY 2009 Combined Agency State Plan Attachments, will be available on the OVR web site, www.dli.state.pa.us, by using "Disability Services" as the PA Keyword.

OVR District Office

Allentown BVRs District Office
(Carbon, Lehigh, Monroe and Northampton Counties)
45 North Fourth Street, Allentown, PA 18102
(800) 922-9536 (Voice) (888) 377-9207 (TTY)
Date: March 26, 2008, Time: 2 p.m.—4 p.m.
Contact Person: Richard Walters

Altoona BBVS District Office
(Bedford, Blair, Cambria, Centre, Clinton, Columbia, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Northumberland, Snyder, Somerset and Union Counties)
Fourth Floor Conference Room
1130 12th Avenue, Altoona, PA 16601
(866) 695-7673 (Voice) (866) 320-7956 (TTY)
Date: April 1, 2008, Time: 10 a.m.—12 p.m.
Contact Person: Ann Strollo

Altoona BVRs District Office
(Bedford, Blair, Centre, Fulton, and Huntingdon Counties)
Fourth Floor Conference Room
1130 12th Avenue, Altoona, PA 16601
(800) 442-6343 (Voice) (866) 320-7955 (TTY)
Date: March 28, 2008, Time: 1 p.m.—3 p.m.
Contact Person: Pamela Montgomery

DuBois BVRs District Office
(Cameron, Clearfield, Elk, Jefferson and McKean Counties)
199 Beaver Drive, DuBois, PA 15801
(800) 922-4017 (Voice/TTY)
Date: March 26, 2008, Time: 11 a.m.—12:30 p.m.
Contact Person: Catherine Farr

Erie BBVS District Office
(Cameron, Clarion, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Potter, Venango, Warren and Counties)
Meeting Held At:
Perkins Family Restaurant
18276 Conneaut Lake Road, Meadville, PA 16335
(814) 336-6000 (Restaurant)
Erie BBVS D.O.: (866) 521-5073 (Voice)
(888) 884-5513 (TTY)
Date: March 27, 2008, Time: 10 a.m.—12 p.m.
Contact Person: Dawn Sokol

Erie BVRs District Office
(Clarion, Crawford, Erie, Forest, Mercer, Venango and Warren Counties)
Conference Room
3200 Lovell Place, Erie, PA 16503
(800) 541-0721 (Voice) (888) 217-1710 (TTY)
Date: April 17, 2008, Time: 1:30 p.m.—3:30 p.m.
Contact Person: Bruce Best

Harrisburg BBVS District Office
(Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry and York Counties)
Forum Place
8th Floor Conference Room
555 Walnut Street, Harrisburg, PA 17101
(866) 375-8264 (Voice) (888) 575-9420 (TTY)
Date: April 2, 2008, Time: 11 a.m.—2 p.m.
Contact Person: Adrian Kent

Harrisburg BVRs District Office
(Cumberland, Dauphin, Juniata, Lebanon, Mifflin and Perry Counties)
Forum Place
8th Floor Conference Room
555 Walnut Street, Harrisburg, PA 17101
(800) 442-6352 (Voice) (877) 497-6545 (TTY)
Date: April 3, 2008, Time: Noon—3 p.m.
Contact Person: Chuck Cavalovitch or Belinda Crobak

Johnstown BVRs District Office
(Cambria, Indiana, Somerset and Westmoreland Counties)
HGAC Seminar Theater
727 Goucher Street, Section 10, Johnstown, PA 15905
(800) 762-4223 (Voice) (866) 862-6891 (TTY)
Date: April 2, 2008, Time: 3 p.m.—5 p.m.
Contact Person: John Brown

New Castle BVRs District Office
(Armstrong, Beaver, Butler and Lawrence Counties)
Conference Room
100 Margaret Street, New Castle, PA 16101
(800) 442-6379 (Voice) (888) 870-4476 (TTY)
Date: April 2, 2008, Time: 10 a.m.—12 p.m.
Contact Person: Gary Gay or Luann Digennaro

Norristown BVRs District Office
(Bucks, Chester, Delaware and Montgomery Counties)
1875 New Hope Street, Norristown, PA 19401
(800) 221-1042 (Voice) (888) 616-0470 (TTY)
Date: April 8, 2008, Time: 3 p.m.—5 p.m.
Contact Person: Michael Wakefield or Cheryl Calabrese

Philadelphia BBVS District Office
(Bucks, Chester, Delaware, Montgomery and Philadelphia Counties)
Meeting Held At:
Associated Services for the Blind
919 Walnut Street, Philadelphia, PA 19107
(215) 627-0600 (ASB)
Philadelphia BBVS D.O.: (866) 631-3892 (Voice)
(888) 870-4473 (TTY)
Date: April 10, 2008, Time: 1 p.m.—3 p.m.
Contact Person: Merlyne Harvey

Philadelphia BVRs District Office
(Philadelphia County)
5th Floor Conference Room
444 North Third Street, Philadelphia, PA 19123
(800) 442-6381 (Voice) (800) 772-9031 (TTY)
Date: April 10, 2008, Time: 2 p.m.—4 p.m.
Contact Person: Rose Higby

Pittsburgh BBVS District Office
(Allegheny, Armstrong, Beaver, Butler, Fayette, Greene,
Indiana, Washington and Westmoreland Counties)
1075 Kossman Building
400 Stanwix Street, Pittsburgh, PA 15222
(866) 412-4072 (Voice) (877) 255-5082 (TTY)
Date: March 26, 2008, Time: 10 a.m.—12 p.m.
Contact Person: Deb Armbruster

Pittsburgh BVRs District Office
(Allegheny County)
Meeting Held At:
The Human Services Building
The Liberty Room
One Smithfield Street, Pittsburgh, PA 15222
Pittsburgh BVRs D.O.: (800) 442-6371 (Voice)
(888) 870-4474 (TTY)
Date: April 11, 2008, Time: 1:30 p.m.—3:30 p.m.
Contact Person: Gary Donatelli

Reading BVRs District Office
(Berks and Schuylkill Counties)
1090 Commons Boulevard, Reading, PA 19605
(800) 442-0949 (Voice) (877) 475-7326 (TTY)
Date: March 27, 2008, Time: 1 p.m.—3 p.m.
Contact Person: Betty Brown

Washington BVRs District Office
(Fayette, Greene and Washington Counties)
201 West Wheeling Street, Washington, PA 15301
(800) 442-6367 (Voice/TTY)
Date: March 24, 2008, Time: 11:30 a.m.—12:30 p.m.
Contact Person: Mary Lou Danko

Washington BVRs District Office
(Fayette, Greene and Washington Counties)
Meeting Held At:
Fayette County Community Action
Building B
137 North Beeson Boulevard, Uniontown, PA 15401
(724) 437-6050 Ext. 224 (Fayette County Community
Action Building)
Washington BVRs D.O.: (800) 442-6367 (Voice/TTY)
Date: March 25, 2008, Time: 11:30 a.m.—12:30 p.m.
Contact Person: Mary Lou Danko

Wilkes-Barre BBVS District Office
(Berks, Bradford, Carbon, Lackawanna, Lehigh, Luzerne,
Monroe, Northampton, Pike, Schuylkill, Sullivan,
Susquehanna, Tioga, Wayne and Wyoming Counties)
Association for the Blind and Visually Impaired
845 Wyoming Street, Allentown, PA 18103
Date: April 9, 2008, Time: 4:30 p.m.—5:30 p.m.
and
Wilkes-Barre District Office BBVS
300G Laird Street, Wilkes-Barre, PA 18702
Date: April 10, 2008, Time: 4:30 p.m.—5:30 p.m.
(866) 227-4163 (Voice) or (570) 826-2361 (888) 651-6117
(TTY)
Contact Person: Carol Siskovich

Wilkes-Barre BVRs District Office
(Bradford, Columbia, Lackawanna, Luzerne, Pike,
Sullivan, Susquehanna, Wayne and Wyoming Counties)
Wilkes-Barre OVR
300G Laird Street, Wilkes-Barre, PA 18702
(800) 634-2060 (Voice) (888) 651-6117 (TTY)
Date: April 2, 2008, Time: 1 p.m.—2 p.m.
Contact Person: Jan Snyder

Williamsport BVRs District Office
(Clinton, Lycoming, Montour, Northumberland, Potter,
Snyder, Tioga and Union Counties)
Conference Room, The Grit Building
Suite 102, 208 West Third Street, Williamsport, PA 17701
(800) 442-6359 (Voice) (800) 706-0884 (TTY)
Date: March 27, 2008, Time: 11 p.m.—1 p.m.
Contact Person: Susan Swartz

York BVRs District Office
(Adams, Franklin, Lancaster and York Counties)
2550 Kingston Road, Suite 101, York, PA 17402
(800) 762-6306 (Voice) (866) 466-1404 (TTY)
Date: April 9, 2008, Time: 2 p.m.—5 p.m.
Contact Person: R. Barry Brandt

SANDI VITO,
Acting Secretary

[Pa.B. Doc. No. 08-236. Filed for public inspection February 8, 2008, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Application for Lease of Right-of-Way

The Department of Transportation (Department), under the authority contained in section 2002(c) of The Administrative Code of 1929 (71 P. S. § 512(c)) and 67 Pa. Code § 495.4(d) (relating to application procedure), gives notice that an application to lease highway right-of-way has been submitted to the Department by Bear Development of 2024 Woodstown Highway, Hollsopple, PA, seeking to lease right-of-way located in Conemaugh Township, Somerset County, PA, adjacent to the intersection of SR 0601 and T428 (Hostetler Road), containing 0.35 acre and is to be used for paved access to a proposed retail store.

Interested persons are invited to submit, within 30 days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions and/or objections regarding the approval of this application to Thomas A. Prestash, P. E., District Executive, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648.

Questions regarding this application or the proposed use may be directed to Sherry Nelson, District Property Manager, 1620 North Juniata Street, Hollidaysburg, PA 16648-1080, (814) 696-7215.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 08-237. Filed for public inspection February 8, 2008, 9:00 a.m.]

Application for Lease of Right-of-Way

The Department of Transportation (Department), under the authority contained in section 2002(c) of The Administrative Code of 1929 (71 P. S. § 512(c)) and 67 Pa. Code § 495.4(d) (relating to application procedure), gives notice

that an application to lease highway right-of-way has been submitted to the Department by Daniel R. Lawruk and Joseph A. Grappone, c/o 210 West Plank Road, Altoona, PA, seeking to lease right-of-way located in Allegheny Township, Blair County, PA, adjacent to SR 1001 containing 0.068 acre or 2,972 square feet and is to be used for parking for a proposed retail store and/or restaurant.

Interested persons are invited to submit, within 30 days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions and/or objections regarding the approval of this application to Thomas A. Prestash, P.E., District Executive, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648.

Questions regarding this application or the proposed use may be directed to Sherry Nelson, District Property Manager, 1620 North Juniata Street, Hollidaysburg, PA 16648-1080, (814) 696-7215.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 08-238. Filed for public inspection February 8, 2008, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Exide Technologies, Inc. v. DEP; EHB Doc. No. 2008-030-L

Exide Technologies, Inc. has appealed the renewal by the Department of Environmental Protection of an NPDES permit to Exide Technologies, Inc. for a facility in Muhlenberg Township, Berks County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457 and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Acting Chairperson

[Pa.B. Doc. No. 08-239. Filed for public inspection February 8, 2008, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

| Reg. No. | Agency/Title | Close of the Public IRRC Comment Comments Period Issued | |
|----------|--|--|---------|
| | | | |
| 7-416 | Environmental Quality Board Consumer Products 37 Pa.B. 5117 (September 15, 2007) | 12/26/07 | 1/25/08 |

Environmental Quality Board Regulation #7-416 (IRRC #2636)

Consumer Products January 25, 2008

We submit for your consideration the following comments on the proposed rulemaking published in the September 15, 2007 *Pennsylvania Bulletin*. Our comments are based on criteria in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Environmental Quality Board (EQB) to respond to all comments received from us or any other source.

1. General—Implementation procedures; Economic impact; Reasonableness; Feasibility.

Uniform regulations throughout the Ozone Transport Region

In the Preamble, the EQB states:

This proposed rulemaking is consistent with regulatory initiatives that will be undertaken in other jurisdictions in the Ozone Transport Region to address regional transport of ozone precursor emissions.

Commentators commend the EQB for the promulgation of a regulation that is consistent with other regulations being implemented throughout the Ozone Transport Region. We agree that this will minimize the impact of the regulation on businesses and competition. However, the EQB is not in control of the actions taken in the other Ozone Transport Region jurisdictions. If other jurisdictions were to implement different regulations or do their regulations on a different timetable, Pennsylvania businesses and consumers could be disadvantaged. Therefore, in the final-form submittal of this regulation, the EQB should explain the following:

- The status of the implementation in other Ozone Transport Region jurisdictions;
- A comparison of the content of the regulations promulgated by other Ozone Transport Region jurisdictions with the Commonwealth's final-form regulation; and
- How Pennsylvania's final-form regulation minimizes the economic impact on the Commonwealth businesses and consumers.

The EQB's responses will be used in our consideration of whether the final-form regulation is in the public interest.

Effective Date of January 1, 2009

As of the date of these comments, the regulation requires compliance in less than a year. The EQB should explain how the effective date of January 1, 2009, is reasonable and feasible for businesses and consumers.

2. Section 130.202. Definitions.—Reasonableness; Clarity.

Exemptions

The definition of "Construction, panel and floor covering adhesive" exempts products that "weigh more than 1 pound and consist of more than 16 fluid ounces, less packaging." There are similar exemptions in the definitions of "Contact adhesive" and "General purpose adhesive." Why did the EQB place no limit on the VOC content of large containers of these products, but then place the limits in Section 130.211 on the identical product in a smaller container? The EQB should explain why these exemptions are reasonable and will not adversely affect the stated goal to reduce VOCs emitted from consumer products.

Deodorant body spray

Paragraphs (i) and (ii) of this definition refer to a "product with 20% or less fragrance." It is not clear how to apply the 20% figure. For example, the "Table of Standards" in Section 130.211 uses "percent VOC **by weight**." (Emphasis added.) The regulation should specify what the 20% figure is related to, such as weight or volume.

3. Section 130.452. Exemption.—Reasonableness; Economic impact.

The Consumer Specialty Products Association believes that, as written, the regulation may have the unintended effect of limiting the environmental benefits of the regulation. The commentator suggests adding the phrase "used for emission credits" to this section so that the first sentence of this section in the final regulation would end: "... provided that all ACP products **used for emission credits** within the CARB ACP agreement are contained in § 130.211." (Emphasis added.) The EQB should consider including this phrase in the final-form regulation.

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 08-240. Filed for public inspection February 8, 2008, 9:00 a.m.]

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 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.

This schedule is tentative. Contact the Commission at (717) 783-5417 or check our web site at www.irrc.state.pa.us for updates.

Final-Form

| <i>Reg. No.</i> | <i>Agency/Title</i> | <i>Received</i> | <i>Public Meeting</i> |
|-----------------|--|-----------------|-----------------------|
| 125-72 | Pennsylvania Gaming Control Board General Provisions; and Applications | 1/24/08 | 3/6/08 |

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 08-241. Filed for public inspection February 8, 2008, 9:00 a.m.]

INSURANCE DEPARTMENT

Qualified Annuity Contractors for Awarded Periodic Medical Professional Liability Payments

Under section 509(b)(6) of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. § 1303.509(b)(6)), the Insurance Commissioner hereby lists insurers designated by the Insurance Department as qualified to participate in the funding of periodic payment judgments:

| <i>NAIC #</i> | <i>Insurer Qualified to Issue Annuity Contracts Under Mcare Act</i> |
|---------------|---|
| 60607 | American International Life Assurance Company of New York |
| 62898 | Aviva Life Insurance Company |
| 93432 | C.M. Life Insurance Company |
| 70025 | Genworth Life Insurance Company |
| 88072 | Hartford Life Insurance Company |
| 65935 | Massachusetts Mutual Life Insurance Company |
| 87726 | Metlife Insurance Company of Connecticut |
| 65978 | Metropolitan Life Insurance Company |
| 70416 | MML Bay State Life Insurance Company |
| 66281 | Monumental Life Insurance Company |
| 66915 | New York Life Insurance Company |
| 61271 | Principal Life Insurance Company |
| 68241 | The Prudential Insurance Company of America |

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 08-242. Filed for public inspection February 8, 2008, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insureds' automobile policies. The hearings will be held in accordance with the requirements of Act 68, 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional office in Philadelphia, PA. Failure by an appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Samuel Araoye; file no. 07-66-44515; Liberty Mutual Fire Insurance Company; Doc. No. PH07-12-007; March 13, 2008, 10 a.m.

Appeal of Cynthia Carroll-Miles; file no. 07-215-45416; Liberty Mutual Fire Insurance Company; Doc. No. PH08-01-023; March 12, 2008, 2:30 p.m.

Appeal of Hanna Monblatt; file no. 07-183-45531; Erie Insurance Exchange; Doc. No. P07-12-008; March 13, 2008, 9 a.m.

Appeal of Scott P. Piffath; file no. 07-214-42990; AAA Mid-Atlantic Insurance Company; Doc. No. PH08-01-006; March 12, 2008, 1 p.m.

Appeal of Kevin and Bernice Wallace; file no. 07-214-45702; Captiol Insurance Company; Doc. No. PH07-12-02; March 12, 2008, 11 a.m.

Parties may appear with or without counsel and offer relevant testimony or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Kathryn Culbertson, Agency Coordinator at (717) 705-4194.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 08-243. Filed for public inspection February 8, 2008, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' policies. The administrative hearing will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Robert Skyler, c/o Sid Sklar; file no. 04-303-71868; Allstate Insurance Company; doc. no. PH07-12-016; March 13, 2008, 1 p.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending.

Reimbursement is available only when the insured is successful on appeal and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously referenced administrative hearing, and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Kathryn Culbertson, Agency Coordinator at (717) 705-4194.

JOEL SCOTT ARIO,
Acting Insurance Commissioner

[Pa.B. Doc. No. 08-244. Filed for public inspection February 8, 2008, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule for All Milk Marketing Areas; Over-Order Premium

Under the Milk Marketing Law (31 P. S. § 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on March 7, 2008, commencing at 9:30 a.m. in Room 309 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the costs of dairy farm inputs such as feed, fuel and fertilizer, producer milk prices and the effects of the input costs and producer prices on the level and duration of the Class I over-order premium. The Board will not consider any evidence regarding recombinant bovine growth hormone or marketing conditions associated with the use or nonuse of recombinant bovine growth hormone.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 4 p.m. on February 13, 2008, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 4 p.m. on February 13, 2008, notification of their desire to be included as a party. Parties may indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@state.pa.us.

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. In addition, the parties shall have available in the hearing room at least 20 additional copies made available for the use of nonparties attending the hearing.

1. By 4 p.m. on February 15, 2008, the petitioner shall file with the Board, in person or by mail, one original and eight copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the petitioner, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on February 29, 2008, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 4 p.m. on March 5, 2008, parties shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

The Board may exclude witnesses or exhibits of a party that fails to comply with the requirements. In addition, the parties shall have available in the hearing room at least 20 additional copies made available for the use of nonparties attending the hearing.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board, or wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on February 21, 2008.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

KEITH BIERLY,
Secretary

[Pa.B. Doc. No. 08-245. Filed for public inspection February 8, 2008, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. 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 February 25, 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.

Applications of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under each application.

A-2008-2014096. George Larry Clegg (R. R. 1, Box 362, Thompsontown, Juniata County, PA 17094)—persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Juniata County, to points in Pennsylvania, and return.

A-2008-2019581. Premier Limo, Inc. (40 Maple Avenue, Williamsport, Lycoming County, PA 17701), a corporation of the Commonwealth—persons, in limousine service, from points in the Counties of Lycoming, Union, Snyder, Clinton, Centre, Tioga, Sullivan, Northumberland and Columbia, to points in Pennsylvania, and return. *Attorney:* Anthony J. Grieco, 125 East Third Street, Williamsport, PA 17701.

A-2008-2019704. GJT Enterprises, Inc., t/a Limos R Us (2515 Route 6, Suite 6, Hawley, Wayne County, PA 18428)—in Group and Party service, in vehicles seating 11 to 15 passengers, including the driver, between points in Lackawanna, Luzerne, Monroe, Pike and Wayne Counties. *Attorney:* Joseph R. Rydzewski, 2573 Route 6, Hawley, PA 18428.

A-2008-2019746. GJT Enterprises, Inc., t/a Limos R Us (2515 Route 6, Suite 6, Hawley, Wayne County, PA 18428)—in call or demand service, in the Counties of Lackawanna, Luzerne, Monroe, Pike and Wayne. *Attorney:* Joseph R. Rydzewski, 2573 Route 6, Hawley, PA 18428.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.

A-2008-2013855. Clarence L. Hess (693 Truce Road, Quarryville, Lancaster County, PA 17566)—persons in paratransit service, between points in the County of Lancaster, and from points in said County, to points in Pennsylvania, and return; which is to be a transfer of all the right authorized under the certificate issued at A-00120440 to Michael B. and Dawn M. Phillips, subject to the same limitations and conditions.

A-2008-2016303. Barclay Transport, Inc. (203 Midland Road, Springfield, Delaware County, PA 19064), a corporation of the Commonwealth—persons in airport transfer service, from points in Delaware County, to the Philadelphia International Airport, located in the City and County of Philadelphia and the Township of Tinicum, Delaware County; subject to the following conditions: (a) that no right, power or privilege is granted to perform transportation to or from the Townships of Radnor, Marple and Haverford, Delaware County; (b) that no right power or privilege is granted to perform transportation to or from the Boroughs of Yeadon, East Lansdowne, Lansdowne, Darby, Aldan, Collingdale, Sharon Hill, Glenolden, Norwood, Folcroft, Morton, the Township of Darby and those portions of the Townships of Upper Darby, Springfield, Tinicum and Ridley, and that portion of the Boroughs of Norwood and Clifton Heights, all in Delaware County, bounded as follows: All that territory east of the following boundaries: Beginning from the intersection of Township Line Road, and Lansdowne Avenue, Upper Darby, extending south along the center line of Lansdowne Avenue to its intersection with Garrett Road, also in Upper Darby, thence extending west along the center line of Garrett Road to its intersection with Burmont Road, also in Upper Darby, thence extending south along the center line of Burmont Road to its intersection with Baltimore Pike, Clifton Heights, thence

extending west along the center line of Baltimore Pike to its intersection with Kedron Avenue, Springfield, thence extending south along the center line of Kedron Avenue to its intersection with MacDade Boulevard, Ridley Township, thence extending east along the center line of MacDade Boulevard to its intersection with Winona Avenue, Ridley Township, thence extending south along the center line of Winona Avenue in a straight line to the Delaware River; thence extending south along the Delaware to the western boundaries of Delaware County; which is to be a transfer of all the right authorized under the certificate issued at A-00111094 to Charles Barclay, t/d/b/a Charles Barclay Airport Transfer Service, subject to the same limitations and conditions. *Attorney:* Frances J. Cannon, 7053 Terminal Square, Upper Darby, PA 19082.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 08-246. Filed for public inspection February 8, 2008, 9:00 a.m.]

Telecommunications

A-2008-2019813. Ironton Telephone Company and RCN Telecom Services, Inc. Joint petition of Ironton Telephone Company and RCN Telecom Services, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Ironton Telephone Company and RCN Telecom Services, Inc., by its counsel, filed on January 4, 2008, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Ironton Telephone Company and RCN Telecom Services, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 08-247. Filed for public inspection February 8, 2008, 9:00 a.m.]

Telecommunications

A-2008-2019779. The United Telephone Company of Pennsylvania d/b/a Embarq Pennsylvania and Citynet Pennsylvania, LLC. Joint petition of The United Telephone Company of Pennsylvania d/b/a Embarq Pennsylvania and Citynet Pennsylvania, LLC for approval of a master interconnection and collocation agreement under section 252(e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania d/b/a Embarq and Citynet Pennsylvania, LLC, by its counsel, filed on December 6, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a master interconnection and collocation 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 United Telephone Company of Pennsylvania d/b/a Embarq and Citynet Pennsylvania, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 08-248. Filed for public inspection February 8, 2008, 9:00 a.m.]

Telecommunications

A-2008-2019789. The United Telephone Company of Pennsylvania d/b/a Embarq Pennsylvania and Ernest Communications, Inc. Joint petition of The United Telephone Company of Pennsylvania d/b/a Embarq Pennsylvania and Ernest Communications, Inc. for approval of a master resale agreement under section 252(e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania d/b/a Embarq Pennsylvania and Ernest Communications, Inc., by its counsel, filed on December 20, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a master resale agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of The United Telephone Company of Pennsylvania d/b/a Embarq Pennsylvania and Ernest Communications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 08-249. Filed for public inspection February 8, 2008, 9:00 a.m.]

Telecommunications

A-2008-2019672. Verizon North, Inc. and First Communications, LLC. Joint petition of Verizon North, Inc. and First Communications, LLC for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and First Communications, LLC, by its counsel, filed on December 12, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, Inc. and First Communications, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 08-250. Filed for public inspection February 8, 2008, 9:00 a.m.]

Telecommunications Services

A-2008-2019729. Palmerton Telephone Company and RCN Telecommunications Services, Inc. Joint petition of Palmerton Telephone Company and RCN Telecommunications Services, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Palmerton Telephone Company and RCN Telecommunications Services, Inc., by its counsel, filed on December 17, 2007, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Palmerton Telephone Company and RCN Telecommunications Services, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 08-251. Filed for public inspection February 8, 2008, 9:00 a.m.]

