

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending September 9, 2003.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
9-5-03	Pebblespring Holding Company, Berwyn, to acquire 100% of the voting shares of Eagle National Bank, Upper Darby	Berwyn	Approved
	Pebblespring Holding Company will be renamed to Eagle National Bancorp, Inc., as of the effective date of the transaction.		
9-5-03	East Penn Financial Corporation, Emmaus, to acquire up to 24.9% of the outstanding common stock of Berkshire Bank (In Organization), Wyomissing	Emmaus	Approved

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-4-03	Highview Trust Company Greensburg Westmoreland County	Greensburg	Approved

Mutual Holding Company Reorganizations

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
9-8-03	Sharon Savings Bank Darby Delaware County	Darby	Approved
	Application represents reorganization into a mutual holding company to be known as Sharon Mutual Holding Company.		

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-3-03	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Gloucester Township Acme 515 Berlin-Cross Keys Road Sicklerville Camden County, NJ	Approved
9-3-03	Harleysville Savings Bank Harleysville Montgomery County	1889 Ridge Pike Royersford Upper Providence Township Montgomery County	Approved
9-3-03	Marquette Savings Bank Erie Erie County	East 38th and Stanton Erie Erie County	Approved
9-4-03	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	Schenley Gardens Retirement Community 3890 Bigelow Boulevard Pittsburgh Allegheny County	Filed
9-4-03	East Penn Bank Emmaus Lehigh County	502 State Road Emmaus Lehigh County	Filed

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-8-03	S & T Bank Indiana Indiana County	Wal-Mart Route 30 Latrobe Westmoreland County	Filed

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
9-3-03	Bank of Hanover and Trust Company Hanover York County	<i>To:</i> 2430 East Market Street York York County <i>From:</i> 2215 East Market Street York York County	Approved

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-22-03	S & T Bank Indiana Indiana County	Westmoreland Mall Route 30 Greensburg Westmoreland County	Effective
9-3-03	Fulton Bank Lancaster Lancaster County	3123 North George Street Emigsville York County	Approved
9-5-03	Sun Bank Lewisburg Union County	3155 Lycoming Creek Road Williamsport Lycoming County	Approved
9-5-03	Sun Bank Lewisburg Union County	18 East Main Street Glen Lyon Luzerne County	Approved

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>
8-29-03	Federation Credit Union, Philadelphia, and Eagle One Federal Credit Union, Philadelphia— Surviving Institution— Eagle One Federal Credit Union, Philadelphia	Philadelphia	Effective

A. WILLIAM SCHENCK, III,
Secretary

[Pa.B. Doc. No. 03-1845. Filed for public inspection September 19, 2003, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Eligible Partnerships Postsecondary Grant Application Guidelines for Conducting Mathematics Professional Development for Educators in this Commonwealth

The Department of Education has established Eligible Partnerships Postsecondary Grant Application (application) guidelines to provide direction to eligible partnerships for submitting applications targeting the quality of teachers, principals and paraprofessionals. An eligible

partnership that receives a grant under these guidelines shall use the grant for designing and implementing mathematics professional development for this Commonwealth which provides assistance to high need local educational agencies, their teachers, principals and paraprofessionals to ensure that they are able to use the Commonwealth's mathematics content standards and Pennsylvania System of School Assessment data to strengthen and enhance instructional practices for improving student academic achievement. The guidelines define a partnership that is eligible to apply; each partnership must designate either an institution of higher education or an intermediate unit as the lead organization to execute a contract or memorandum of understanding with the Commonwealth. Approximately \$1.6 million

is available on a competitive basis under these guidelines. Eight to ten contracts or memoranda of understanding will be awarded in amounts ranging from \$10,000 to \$200,000.

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

A preproposal conference is scheduled for Thursday, October 2, 2003, at 10 a.m. in the Honors Suite, 1st Floor, 333 Market Street, Harrisburg. If special accommodations

are required to participate in the preproposal conference, contact the Division of Program Services. Written questions are to be submitted by September 30, 2003, on PDE-4658 available on the Department's website.

Applications submitted in response to the application guidelines are due in the Division of Program Services by 5 p.m. on Monday, October 20, 2003.

VICKI L. PHILLIPS, Ed.D.,
Secretary

[Pa.B. Doc. No. 03-1846. Filed for public inspection September 19, 2003, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0055107	East Marlborough Township 721 Unionville Road Kennett Square, PA 19348	Chester County East Marlborough Township	UNT to East Branch of Red Clay Creek	Y
PA0056073	Russell and Susan Vreeland 219 Valley Green Drive Coatesville, PA 19320	Chester County East Caln Township	Tributary of Rock Run	Y
PA0057487	Frontier Wood Products Division of Jolly Gardner 500 E. Pumping Station Road Quakertown, PA 18951	Bucks County Richland Township	UNT to Tohickon Creek	Y

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0010201 IW	Columbia Water Company 220 Locust Street, P. O. Box 350 Columbia, PA 17512	Lancaster County Columbia Borough	Susquehanna River 7-G	Y
PA0031534 SEW	Chestnut Ridge School District New Paris Elementary School P. O. Box 80, 3281 Valley Road Fishertown, PA 15539	Bedford County Napier Township	Dunning Creek 11-C	Y
PA0085405	Suzinn LLC Baladerry Inn 40 Hospital Road Gettysburg, PA 17325	Adams County Cumberland Township	UNT Rock Creek 13-D	Y
PA0080918	Rick Long 101 Speedwell Forge Road Lititz, PA 17543	Lancaster County Elizabeth Township	Kettle Run Creek 7-J	Y
PA0085910	Beth Gainer 1050 Drager Road Columbia, PA 17512	Lancaster County Rapho Township	Little Chickies Creek 7-G	Y
PA0081141	Locustwood Mobile Home Park Box 251 Morgantown, PA 19543	Lancaster County East Cocalico Township	UNT Little Cocalico Creek 7-J	Y

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0113743	Grove Township Crestline STP P. O. Box 43 Sinnemahoning, PA 15861	Cameron County Grove Township	Sinnemahoning Creek 8A	Y
PA0114316	John and Sandra Erdley 175 Eagle Lane Milmont, PA 17845	Hartley Township Union County	Unnamed tributary to Penns Creek 6A	Y

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0033073	Department of Transportation Rest Area No. 26 Bureau of Design P. O. Box 3060 Harrisburg, PA 17105-3060	Washington Township Jefferson County	Fivemile Run	Y

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0033049	Department of Transportation Rest Area No. 25 Bureau of Design P. O. Box 3060 Harrisburg, PA 17105-3060	Pine Creek Township Jefferson County	Fivemile Run	Y

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0032999 Renewal	Department of Conservation and Natural Resources Bureau of Facility Design and Construction 2808 Three Mile Run Road Perkasie, PA 18944	Carbon County Kidder Township	Hickory Run 2A	Y
PA0029050	Pine Forest Camps, Inc. 151 Washington Lane Jenkintown, PA 19046	Pike County Lackawaxen Township	Greely Lake 1B	Y
PA0029432	Department of Public Welfare 1401 N. Seventh Street P. O. Box 2675 Harrisburg, PA 17105-2675	Lackawanna County Newton Township	Falls Creek 4G	Y

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

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

PA0055913 Amendment No. 1, Industrial Waste, SIC 2819, **Corco Chemical Corporation**, Tyburn Road and Cedar Lane, Fairless Hills, PA 19030. This proposed facility is in Falls Township, **Bucks County**.

Description of Proposed Activity: Groundwater remediation system and noncontact cooling water discharge.

The receiving stream, Corco Lake Nos. 1 and 2, is in the State Water Plan watershed 2E and is classified for WWF. The nearest downstream public water supply intake for Lower Bucks County Joint Municipal Authority is on the Delaware River, 3 miles below the point of discharge.

The proposed effluent limits for Outfall 002 are based on a design flow of 115,000 gallons per day.

Based on the effluent analysis report, the monitoring requirements for aluminum and zinc are removed from the Outfall 002.

In addition to the effluent limits, the permit contains the following major special conditions: groundwater monitoring; and test methods.

PA0050016, Industrial Waste, SIC 3082, **Markel Corporation**, 435 School Lane, Plymouth Meeting, PA 19462. This proposed facility is in Plymouth Township, **Montgomery County**.

Description of Proposed Activity: Renewal of an NPDES permit to discharge 60,000 gpd of contact and noncontact cooling water.

The receiving stream, Diamond Run, is in the State Water Plan watershed 3F and is classified for WWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the City of Philadelphia is on the Schuylkill River, 10.9 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 60,000 gpd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum mg/l</i>
BOD ₅	***	13	***	Monitor and Report	***
Suspended Solids	***	10	***	Monitor and Report	***
Temperature	***	***	***	***	110°F
pH		within limits of 6.0—9.0 standard units at all times			
Oil and Grease	***	7.5	15	***	30
Bis(2-Ethylhexyl) Phthalate	***	***	***	Monitor and Report	***

In addition to the effluent limits, the permit contains the following major special conditions: DMR to the Department; small stream discharge; no chemical additives; required test methods; change in ownership; and additional submission for TMDL analysis.

The EPA waiver is in effect

PA0056014, Industrial Waste, **AMETEK, U. S. Gauge Division, Plant 2**, 900 Clymer Avenue, Sellersville, PA 18960. SIC 3823. This application is for renewal of an NPDES permit to discharge treated groundwater from a groundwater remediation system serving AMETEK U. S. Gauge, Plant 2 in Sellersville Borough, **Bucks County**. This is an existing discharge to a dry swale to East Branch Perkiomen Creek.

East Branch Perkiomen Creek is classified for TSF, aquatic life, water supply and recreation. The State Water Plan Watershed is 3E, Perkiomen. The nearest downstream public water supply intake for the Audubon Water Company is on the Perkiomen Creek, approximately 18 miles below the point of discharge.

The proposed effluent limits for Outfall 001, based on an average flow of 0.108, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Cis-1,2,-Dichloroethylene	0.07	0.14	0.2
1,1 Dichloroethylene	0.007	0.014	0.018
Tetrachloroethylene	0.001	0.002	0.0025
1,1,1 Trichloroethane	0.08	0.16	0.2
Trichloroethylene	0.005	0.01	0.013
pH	within limits of 6.0—9.0 standard units at all times		

Major Permit Conditions:

1. Discharge is directed to a dry stream. If effluent creates a health hazard or nuisance, the permittee may be required to provide additional treatment as required by the Department.
2. No discharge of stripper tower cleaning wastewaters are permitted to waters of this Commonwealth.
3. The permittee shall monitor the groundwater quality in accordance with the Final Administrative Order of Consent.

The EPA waiver is in effect.

PA0013391, Industrial Waste, **Tuscan/Lehigh Valley Dairies, Inc.**, 880 Allentown Road, Lansdale, PA 19446. This application is for issuance of an NPDES permit to discharge cooling water and stormwater from the Dairy Processing Plant, 880 Allentown Road, Lansdale, PA 19446 in Upper Gwynedd, **Montgomery County**. This is an existing discharge to an unnamed tributary to Towamencin Creek.

The receiving stream is classified for TSF, HQ TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an effluent discharge of 0.065 MGD and stormwater runoff from building roofs and parking areas are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Minimum</i>
CBOD ₅	Monitor and Report		
Total Suspended Solids	Monitor and Report		
Oil and Grease	Monitor and Report		
pH	within limits of 6.0—9.0 standard units at all times		
Total Kjeldahl Nitrogen	Monitor and Report		
Iron (Dissolved)	Monitor and Report		
COD	Monitor and Report		
Total Phosphorus	Monitor and Report		
Total Residual Chlorine	0.2 mg/l		
Copper, Total	Monitor and Report		
1,1 Dichlorethylene	0.00023	0.00046	0.00058
Tetrachloethylene	0.0026	0.0052	0.0065
Trichloroethylene	0.0113	0.0226	0.0283
Temperature	110°F		

Outfalls 002—004 receive stormwater from grassy/gravel areas, parking areas and building roofs and shall be monitored once per 6 months for CBOD₅, total kjeldahl nitrogen and total phosphorus.

PA0024180, Sewage, **Berks-Montgomery Municipal Authority**, 136 Municipal Drive, Gilbertsville, PA 19525-0370. This application is for renewal of an NPDES permit to discharge treated sewage from the Berks-Montgomery Swamp Creek Sewage treatment plant in Douglass Township, **Montgomery County**. This is an existing discharge to Swamp Creek.

The receiving stream is classified for TSF, aquatic life, water supply and recreation. Swamp Creek is in State Water Plan Watershed 3E (Perkiomen). The nearest downstream public water supply intake for the Audubon Water Company is on the Perkiomen Creek, approximately 19 miles below the point of discharge.

The present effluent limits for Outfall 001, based on an average flow of 1.9 MGD, are applicable through completion of plant expansion, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	20	30	40
(11-1 to 4-30)	25	40	50
Total Suspended Solids	30	45	60
Ammonia (as N) (5-1 to 10-31)	1.8		3.6
(11-1 to 4-30)	5.4		10.8
(7-1 to 10-31)			
Phosphorus (as P) (4-1 to 10-31)	2.0		4.0
Total Residual Chlorine	0.08		0.25
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		
Aluminum, Total	Monitor and Report		Monitor and Report
Copper, Total	Monitor and Report		Monitor and Report
Cyanide, Free	Monitor and Report		Monitor and Report
BIS (2-Ethylhexyl) Phthalate	Monitor and Report		Monitor and Report

Major Conditions:

1. Discharge is directed to a small stream, which affords a limited dilution potential. If the effluent creates a health hazard or nuisance, the permittee shall upon notice from the Department, provide additional treatment as may be required by the Department.
2. The permittee shall conduct whole effluent toxicity testing within 180 days after completion of plant expansion.
3. UV disinfection shall be utilized after completion of plant expansion.

The proposed effluent limits for Outfall 001, based on an average flow of 2.3 MGD, will be applicable after completion of plant expansion, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	15	23	30
(11-1 to 4-30)	25	40	50
Total Suspended Solids	30	45	60
Ammonia (as N) (5-1 to 10-31)	1.8		3.6
(11-1 to 4-30)	5.4		10.8
(7-1 to 10-31)			
Phosphorus (as P) (4-01 to 10-31)	2.0		4.0
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		
Aluminum, Total	Monitor and Report		Monitor and Report
Copper, Total	Monitor and Report		Monitor and Report
Lead, Total	Monitor and Report		Monitor and Report
BIS (2-Ethylhexyl) Phthalate	Monitor and Report		Monitor and Report

The EPA waiver is in effect.

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

PA0002488, Industrial Waste, SIC, 4911, **Pennsylvania Power Company**, P. O. Box 128, Shippingport, PA 15077-0128. This application is for renewal of an NPDES permit to discharge untreated stormwater and miscellaneous water from washing of gravel from its borrow pit in Georgetown Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, Ohio River, 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 in Steubenville, OH, 24 miles below the discharge point.

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

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	
Flow (MGD)	Monitor and Report				
Suspended Solids			30		60
pH	not less than 6.0 nor greater than 9.0				

Other Conditions: The outfall from this facility is currently capped and there is no discharge from the borrow pit.

The EPA waiver is in effect.

PA0002941, Industrial Waste, SIC, 4911, **Allegheny Energy Supply Company, LLC**, 4350 Northern Pike, Monroeville, PA 15146. This application is for renewal of an NPDES permit to discharge treated process water, sewage, stormwater, leachate and 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 001—006, 009, 010 and 013) and Little Whiteley Creek (Outfall 007), both 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 Dunkard Valley Joint Municipal Authority, in Greensburg, PA, 6.46 miles below the discharge point.

Outfall 001: existing discharge, flow of 0.0023 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	0.0023				
CBOD ₅			25	50	
TSS			30	60	
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean 2,000/100 ml as a geometric mean				
Total Residual Chlorine			1.4		3.3
pH	not less than 6.0 nor greater than 9.0				

Outfall 102: existing (emergency overflow) discharge.

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	
pH	not less than 6.0 nor greater than 9.0				

Internal Monitoring Point 202: existing discharge, design flow of 0.0004 MGD

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	0.0004				
CBOD ₅			25	50	
TSS			30	60	
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean 2,000/100 ml as a geometric mean				
Total Residual Chlorine			1.4	3.3	
pH	not less than 6.0 nor greater than 9.0				

Internal Monitoring Point 302: existing emergency overflow discharge to Outfall 002.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
TSS				50	
pH	not less than 6.0 nor greater than 9.0				

Outfall 002: existing discharge, design flow of 3.2 MGD

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
Free available chlorine			0.2		0.5
Temperature (°F)					110

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Chromium			1.0	1.0	
Zinc			0.2	0.2	
pH	not less than 6.0 nor greater than 9.0				

Internal Monitoring Point 003: existing discharge, design flow of 6.00 MGD

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
This discharge shall consist of intake traveling screen backwash only. Debris collection from the intake traveling screens shall not be returned to the waterways.					

Outfall 004: existing emergency overflow discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
Suspended solids				50	
pH	not less than 6.0 nor greater than 9.0				

Outfall 005: existing discharge, design flow of 0.43 MGD

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
This discharge shall consist of strainer backwash only. Debris collection from the strainer shall not be returned to the waterway.					

Internal Monitoring Point 106: existing discharge to Outfall 006.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
Suspended Solids			30	100	
Oil and Grease			15	20	30
Iron			1.0	1.0	
Copper			1.0	1.0	
pH	not less than 6.0 nor greater than 9.0				

Outfall 006: existing discharge, design flow of 2.853 MGD

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	Monitor and Report				
Suspended Solids			30	100	
Oil and Grease			15	20	30
pH	not less than 6.0 nor greater than 9.0				

Outfall 007: existing discharge, design flow of 0.083 MGD

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (MGD)	Monitor and Report				
Suspended Solids			30	100	
Aluminum			0.6	1.2	
Iron			1.8	3.6	
Manganese			1.2	2.4	
Thallium			2.1	4.2	
pH	not less than 6.0 nor greater than 9.0				

Outfall 009: stormwater runoff from plant access road and ash haul road.

<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>
Suspended Solids			Monitor and Report		
Oil and Grease			Monitor and Report		
Iron			Monitor and Report		
Aluminum			Monitor and Report		
Manganese			Monitor and Report		

Outfall 010: existing stormwater runoff from hillside.

<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>
Suspended Solids			Monitor and Report		
Oil and Grease			Monitor and Report		
Iron			Monitor and Report		
Aluminum			Monitor and Report		
Manganese			Monitor and Report		

Outfall 013: existing stormwater runoff from plant area (parking area and building roofs).

<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>
Suspended Solids			Monitor and Report		
Oil and Grease			Monitor and Report		
Iron			Monitor and Report		
Aluminum			Monitor and Report		
Manganese			Monitor and Report		

Internal Monitoring Point 502: existing stormwater runoff.

<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>
Suspended Solids			Monitor and Report		
Oil and Grease			Monitor and Report		
Iron			Monitor and Report		
Aluminum			Monitor and Report		
Manganese			Monitor and Report		

This discharge from these outfalls shall only consist of uncontaminated stormwater runoff.

Other Conditions: Outfalls 008, 011 and 012 have been eliminated.

The EPA waiver is not in effect.

PA0025950-A1, Sewage, **Municipal Authority of the City of Monongahela**, 521 West Main Street, Monongahela, PA 15063. This application is for amendment of an NPDES permit to discharge treated sewage from the City of Monongahela STP in Monongahela, **Washington County**.

Outfalls SW-1—SW-5 are added to the permit for discharge to the receiving waters known as an unnamed tributary and Dry Run and serve as stormwater discharges from areas in and around the treatment plant. Refer to Part C—Requirements Applicable to Stormwater Outfalls.

PA0090620, Sewage, **White Township Municipal Authority**, 950 Indian Springs Road, Indiana, PA 15701-3506. This application is for renewal of an NPDES permit to discharge treated sewage from Morganti STP in White Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Two Lick Creek, which are classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the PENELEC Homer City Station on Two Lick Creek.

Outfall 001: existing discharge, design flow of 0.05435 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)	2.0			4.0
(11-1 to 4-30)	3.6			7.2

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			0.12
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.06			
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.

PA0093726, Sewage, **Armstrong School District**, 410 Main Street, Ford City, PA 16226-1698. This application is for renewal of an NPDES permit to discharge treated sewage from the Kittanning Township Elementary School STP in Kittanning Township, **Armstrong County**.

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

Outfall 001: existing discharge, design flow of 0.007 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	15			30
Suspended Solids	25			50
Ammonia Nitrogen (5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0095150, Sewage, **Fred M. Junko, Jr.**, P. O. Box 906, Uniontown, PA 15401. This application is for renewal of an NPDES permit to discharge treated sewage from Pine Top Estates Mobile Home Park II in Forward Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Monongahela River, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Pennsylvania American Water Company—Pittsburgh, Monongahela River Aldrich.

Outfall 001: existing discharge, design flow of 0.028 mgd.

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

The EPA waiver is in effect.

PA0096911, Sewage, **R & M Manufacturing, Sales and Service, Inc.**, P. O. Box 750, Waynesburg, PA 15370. This application is for renewal of an NPDES permit to discharge treated sewage from R & M Manufacturing Sales and Service STP in Whiteley Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Dyers Fork, 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 Masontown Borough Water Works on Monongahela River.

Outfall 001: existing discharge, design flow of .0006 mgd.

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

The EPA waiver is in effect.

PA0098621, Sewage, **Interstate R. V. Center, Inc., Jerry Seaman, President**, Box 161, Claysville, PA 15323. This application is for renewal of an NPDES permit to discharge treated sewage from Interstate R. V. Center, Inc. STP in Donegal Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Dutch Fork, which are classified as a HQ 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 at least 12 miles downstream in West Virginia.

Outfall 001: existing discharge, design flow of 0.005 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	3.0			6.0
Phosphorus	1			2
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0204960, Sewage, **Briselli, Incorporated, Cecil-Hendersonville Road**, P. O. Box 35A, Hendersonville, PA 15339. This application is for renewal of an NPDES permit to discharge treated sewage from Big Jim's Roadhouse STP in Cecil Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as McPherson 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 West View Municipal Authority.

Outfall 001: existing discharge, design flow of 0.002 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	20			40
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	2			4
(11-1 to 4-30)	6			12
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	Monitor and Report			
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0217913, Sewage, **William J. McIntire**, P. O. Box 171, Shelocta, PA 15774. This application is for renewal of an NPDES permit to discharge treated sewage from Urling Mines 1 and 2, Urling Main Portal in Armstrong Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Anthony 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 Buffalo Municipal Authority.

Outfall 002: existing discharge, design flow of .023 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)	13			26
(11-1 to 4-30)		Monitor and Report		
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	10,000/100 ml as a geometric mean			
Total Residual Chlorine	2.3			4.6
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0217981, Sewage, **Richard W. and Kathryn A. Weimer**, R. R. 4, Box 377, Blairsville, PA 15717-8908. This application is for renewal of an NPDES permit to discharge treated sewage from Weimer Sewage Treatment Plant in Derry Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Boatyard Run, which are classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Saltsburg Municipal Waterworks on the Conemaugh River.

Outfall 001: existing discharge, design flow of 0.00063 mgd.

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

The EPA waiver is in effect.

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

PA0020141, Sewage, **Brookville Municipal Authority**, Three Jefferson Court, Brookville, PA 15825. This proposed facility is in Brookville Borough, **Jefferson County**.

Description of Proposed Activity: Existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Hawthorn Borough Water Company on Redbank Creek, approximately 17 miles below point of discharge.

The receiving stream, Redbank Creek, is in watershed 17-C and classified for TSE, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.25 MGD.

Parameter	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow	XX				
CBOD ₅	260	417	25	40	50
Total Suspended Solids	313	469	30	45	60

Parameter	Loadings		Concentrations		Instantaneous Maximum (mg/l)
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	
NH ₃ -N (5-1 to 10-31)	57		5.5		11
(11-1 to 4-30)	167		16		32
Fecal Coliform (5-1 to 9-30)		200/100ml as a geometric average			
(10-1 to 4-30)		22,000/100ml as a geometric average			
Total Residual Chlorine			0.2		0.6
pH		6.0 to 9.0 standard units at all times			

The proposed effluent limits for Outfalls 003—005.

Parameter	Loadings		Concentrations		Instantaneous Maximum (mg/l)
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	
This outfall consists of uncontaminated stormwater only.					

XX—Monitor and Report

The EPA waiver is not in effect.

III. WQM Industrial Waste and Sewerage Applications 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. 4503406, Sewerage, **The Great Lakes Companies, Inc.**, 122 W. Washington Avenue, Madison, WI 53703. This proposed facility is in Pocono Township, **Monroe County**.

Description of Proposed Action/Activity: This project involves the construction of a .09 MGD sewage treatment plant to serve The Great Wolf Lodge. Primary means of sewage disposal will be via spray irrigation and stream discharge during nonspray periods.

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

WQM Permit No. 2103404, Sewerage, **South Middleton Township Municipal Authority**, 345 Criswell Drive, Boiling Springs, PA 17007-0008. This proposed facility is in South Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: Construction/operation of pump stations 11 and 12.

WQM Permit No. 3603206, CAFO, **Clifford W. Holloway, Jr., Red Knob Farm**, 309 Goat Hill Road, Peach Bottom, PA 17563. This proposed facility is in Fulton Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction of a new manure storage facility.

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

WQM Permit No. 0803403, Sewerage 4952, **Andrew Carola**, R. R. 1, Box 117H, Sayre, PA 18840. This proposed facility is in Litchfield Township, **Bradford County**.

Description of Proposed Action/Activity: WQM Part II Permit application for construction and operation of a small flow sewage treatment plant to serve a single residence. The treatment facility will discharge to an unnamed tributary to Bullard Creek (CWF).

WQM Permit No. 6003401, Sewerage 4952, **Borough of Mifflinburg**, 333 Chestnut Street, Mifflinburg, PA 17844. This proposed facility is in the Borough of Mifflinburg, **Union County**.

Description of Proposed Action/Activity: The construction and operation of a sludge dewatering facility at the Borough of Mifflinburg Wastewater Treatment Plant.

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

WQM Permit No. 6503406, Sewerage, **City of Jeannette Municipal Authority**, P. O. Box 294, Penn, PA 15675. This proposed facility is in City of Jeannette, **Westmoreland County**.

Description of Proposed Action/Activity: Application for the construction and operation of the North Fourth Street Relief Sewer to serve North Fourth Street in the Rosalind Avenue Drainage Subarea of Jeannette.

IV. NPDES Applications for Stormwater Discharges from MS4

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

NPDES Permit No.	Applicant Name and Address	County	Municipality	Department Protocol (Y/N)
PAI136121	Westmont Borough 1000 Luzern Street Johnstown, PA 15905	Cambria	Westmont Borough	Y

V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Department Protocol (Y/N)</i>
PAG136167	Hunker Borough P. O. Box 350 Hunker, PA 15639	Westmoreland	Hunker Borough	Y
PAG136187	Freeport Borough 414 Market Street Freeport, PA 16229	Armstrong	Freeport Borough	Y
PAG136254	Upper Tyrone Township 259 Montgomery Road Scottsdale, PA 15683	Fayette	Upper Tyrone Township	Y
PAG136255	Rosslyn Farms Borough 421 Kings Highway Carnegie, PA 15106	Allegheny	Rosslyn Farms Borough	Y
PAG136256	Donora Borough 603 Meldon Avenue Donora, PA 15033	Washington	Donora Borough	Y
PAG136257	Braddock Hills Borough 1300 Brinton Road Pittsburgh, PA 15221	Allegheny	Braddock Hills Borough	Y
PAG136258	Arona Borough P. O. Box 131 Arona, PA 15617	Westmoreland	Arona Borough	Y

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011503080	Charles D. Lester Property 280 Mt. Hope Road Lincoln University, PA 19352	Chester	New London Township	Hodgson Run HQ-TSF-MF
PAI011503081	Cornerstone Communities, Inc. Cornerstone Rise at Griffith Fields 771 East Lancaster Avenue Villanova, PA 19085	Chester	West Vincent Township	Birch Run EV
PAI011503082	Arthur Blumanthal Residence 11 Stoneybrook Lane Malvern, PA 19353	Chester	Tredyffrin Township	Valley Creek EV
PAS10G211-R	Frank T. Perano 2846 Main Street, 12 A Morgantown, PA 19543-0677	Chester	Honey Brook Township	West Branch Brandywine Creek HQ-TSF-MF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023903033	Wawa, Inc. 260 West Baltimore Pike Wawa, PA 19036	Lehigh	City of Bethlehem	Monocacy Creek HQ
PAI023903034	Anthony Corrado P. O. Box 915 Blue Bell, PA 18422	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023903035	Allentown Teachers Credit Union 2900 Hamilton Blvd. Allentown, PA 18103	Lehigh	South Whitehall Township	Little Lehigh Creek HQ-CWF
PAI023903036	Werner Koller Center Square Associates P. O. Box 339 630 Skippack Pike Blue Bell, PA 19422	Lehigh	Salisbury Township	Little Cedar Creek HQ-CWF
PAI023903037	Porter Krisher Upper Macungie Township 8330 Schantz Rd. Breinigsville, PA 18031	Lehigh	Upper Macungie Township	Little Lehigh Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024803025	Stewart Connard Stewart Associates 8108 Bucksparke Lane Potomac, MD 20854	Northampton	Williams Township	Frya Run HQ-CWF
PAI024803026	Lewis Ronca Wind-Drift Real Estate Associates 179 Mikron Road Bethlehem, PA 18020	Northampton	City of Bethlehem	Monocacy Creek HQ-CWF
PAI024803027	Ron DelSerro 3242 Farmersville Road Bethlehem, PA 18020	Northampton	Lower Nazareth Township	Monocacy Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032903001	Texas Eastern Transmission, LP 5400 Westheimer Court Houston, TX 77056	Fulton Franklin	Ayr Township Peters Township	Buck Run HQ-CWF, MF

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

Clinton Conservation District: 45 Cooperation Lane, Mill Hall, PA 17751, (570) 726-3796, Ext. 5.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041803003	Department of Transportation Engineering District 2-0 1924-30 Daisy St. Clearfield, PA 16830	Clinton	Lamar Township	UNT Long Run HQ

Lycoming County Conservation District: 542 County Farm Rd., Suite 202, Montoursville, PA 17754, (570) 433-3003.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044103003	Department of Transportation Engineering District 2-0 P. O. Box 218 Montoursville, PA 17754	Lycoming	Pine Township	Texas Creek HQ-CWF

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

Allegheny County Conservation District: Lexington Technology Park, Building 1, Suite 102, 400 North Lexington Street, Pittsburgh, PA 15208-2566, (412) 241-7645.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050203001	Chapel Harbor at the Water Associates, L. P. 1650 Main Street Pittsburgh, PA 15215	Allegheny	O'Hara Township	Allegheny River WWF Squaw Run HQ-WWF

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

PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

MS4 Notices of Intent Received

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Department Protocol (Y/N)</i>
PAG136254	Upper Tyrone Township 259 Montgomery Road Scottdale, PA 15683	Fayette	Upper Tyrone Township	Y
PAG136255	Rosslyn Farms Borough 421 Kings Highway Carnegie, PA 15106	Allegheny	Rosslyn Farms Borough	Y
PAG136256	Donora Borough 603 Meldon Avenue Donora, PA 15033	Washington	Donora Borough	Y
PAG136257	Braddock Hills Borough 1300 Brinton Road Pittsburgh, PA 15221	Allegheny	Braddock Hills Borough	Y
PAG136258	Arona Borough P. O. Box 131 Arona, PA 15617	Westmoreland	Arona Borough	Y

PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

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

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

SAFE DRINKING WATER

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

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

Permit No. 0103508, Public Water Supply.

Applicant	Dauberton Manor Inc.
Municipality	Mt. Pleasant Township
County	Adams
Responsible Official	George J. Adams, President Operator 510 Dauberton Drive New Oxford, PA 17350
Type of Facility	PWS
Consulting Engineer	Paul J. Navarro, P. E. Navarro & Wright Consulting Engineers Inc. 151 Reno Avenue New Cumberland, PA 17070

Application Received May 23, 2003
Date
Description of Action Construction of a new well (well no. 5) and booster pumping station at the New Oxford Manor MHP.

Permit No. 2103502, Public Water Supply.

Applicant **Pennsylvania American Water**
Municipality Hampden Township
County **Cumberland**
Responsible Official Michael Salvo, Operations Manager
852 Wesley Drive
Mechanicsburg, PA 17055 4475
Type of Facility PWS
Consulting Engineer Gene C. Koontz, P. E.
Gannett Fleming, Inc.
P. O. Box 67100
Harrisburg, PA 17106-7100

Application Received July 28, 2003
Date
Description of Action Construction of booster pump station to increase domestic flows for the proposed Wentworth Estates housing development.

Permit No. 0603510, Public Water Supply.

Applicant **Pennsylvania American Water Company**
Municipality Sinking Spring Borough
County **Berks**
Responsible Official William C. Kelvington, VP Operations
800 W. Hersheypark Drive
Hershey, PA 17033
Type of Facility PWS
Consulting Engineer Steven E. Riley, P. E.
Spotts Stevens and McCoy
345 North Wyomissing Boulevard
Reading, PA 19530 0307

Application Received August 25, 2003
Date
Description of Action Penn District Well 18A Reconstruction to include the demolition of existing well building, chlorination system, yard piping, chlorine contact tank and other accessories. New prefabricated well building, chlorine contact tank, backup generator, yard piping, chlorine gas scrubber, control system and related accessories are to be installed.

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

Application No. Minor Amendment—Construction.
Public Water Supply.

Applicant **Jackson Realty & Mobile Home, Inc.**
R. R. 2, Box 128D
Wysox, PA 18854
Township Wysox Township, **Bradford County**
Responsible Official William W. Them, President
Jackson Realty & Mobile Homes, Inc.
R. R. 2, Box 128D
Wysox, PA 18854
Type of Facility PWS
Consulting Engineer William A. Sauserman, P. E.
Stiffler, McGraw & Associates, Inc.
19 N. Juniata Street
P. O. Box 462
Hollidaysburg, PA 16648

Application Received August 29, 2003
Date
Description of Action Installation of a hypochlorinator to replace the gas chlorination system and the replacement of a malfunctioning chemical feed pump which injects a manganese sequestering agent.

MINOR AMENDMENT

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Application No. 5046492-T1, Minor Amendment.

Applicant **Creekside Springs LLC**
667 Merchant Street
Ambridge, PA 15003
Township or Borough Ambridge Borough
Responsible Official Charles Wozniak, President
Creekside Springs LLC
667 Merchant Street
Ambridge, PA 15003
Type of Facility Bottled water facility
Application Received September 3, 2003
Date
Description of Action Transfer of ownership from Earth Springs Water Company to Creekside Springs LLC.

WATER ALLOCATIONS

Applications received under the Act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of this Commonwealth

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

WA 06-1018, Water Allocations, **Reading Regional Airport Authority, Berks County**. Purchase 200,000 gallons per day from the Reading Area Water Authority. Consulting Engineer: Thomas E. Roberts, Spotts Stevens & McCoy Inc. Date application received July 16, 2003.

WA 06-1019, Water Allocations, **Bern Township Municipal Authority, Berks County**. Purchase 20,000 gallons per day from Reading Area Water Authority for the West Shore Development. Consulting Engineer: Thomas E. Roberts, Spotts Stevens & McCoy Inc. Date application received August 20, 2003.

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

WA30-587E, Water Allocations, **Southwestern Pennsylvania Water Authority**, P. O. Box 187, Jefferson, PA 15344, Greene County. The applicant is requesting the right to modify their current water allocation permit to extend water service to Richhill and Gray Townships, **Greene County**.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

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

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

implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

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

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

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

Wawa Store No. 153, City of Reading, **Berks County**. GES, Inc., 410 Eagleview Boulevard, Exton, PA 19604, on behalf of Wawa, Inc., 260 West Baltimore Pike, Wawa, PA 19063, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with leaded gas. The applicant proposes to remediate the site to meet the Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle/Times* on May 13, 2003

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

New Castle Industries, Inc. Tanner Plating Division, New Castle, **Lawrence County**. Steven Gerritsen (on behalf of Dick Palmer, Owner, New Castle Industries, Inc., Tanner Plating Division) has submitted a Notice of Intent to Remediate Soil and Groundwater contaminated with inorganics and lead. The applicant proposes to remediate the site to meet the Site-Specific, Nonresidential Standards. A summary of the Notice of Intent to Remediate will be published in the *New Castle News* on September 5, 2003.

MUNICIPAL WASTE GENERAL PERMITS

Application Received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and municipal waste regulations for a general permit to operate municipal waste processing facilities and the beneficial use of municipal waste.

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

General Permit Application No. WMGM025. ASG, Inc., 7333 Milnor Street, Philadelphia, PA 19136. The application is for the processing and beneficial use of unpainted and untreated wood waste, gypsum board, brick, block and concrete waste from new home (residential and commercial) construction sites. The wood waste will be beneficially used onsite as a mulch material. Gypsum board will be beneficially used onsite as a soil conditioner. Brick and concrete will be beneficially used onsite as a sub-base material for driveway, sidewalk or roadway construction. The Department determined the application to be administratively complete on September 3, 2003.

Comments concerning the application should be directed to Ronald C. Hassinger, Chief, General Permits

and Beneficial Use Section, Division of Municipal and Residual waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in obtaining more information about the general permit application may contact the Division at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to and approval or denial of the application.

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

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

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

Permit Application No. 100022. Chrin Brothers Sanitary Landfill, Chrin Brothers, Inc., 635 Industrial Drive, Easton, PA 18042. A major permit modification for the installation of a leachate evaporation system (E-Vap) and a recirculation system at this municipal waste landfill in Williams Township, **Northampton County**. A portion of this major permit modification, pertaining to the construction and operation of a leachate evaporator, was withdrawn by the applicant, per July 14, 2003, correspondence. This portion of the application was considered withdrawn by the Region on August 27, 2003, per the Department's correspondence.

Application received under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate solid waste processing or disposal area or site.

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

Permit Application No. 300781. Lancaster County Solid Waste Management Authority, 1299 Harrisburg Pike, Lancaster, PA 17604-4425, East Hempfield Township, **Lancaster County**. The application is for the change of ownership from Lancaster Malleable to Lancaster County Solid Waste Management Authority. The application was determined to be administratively complete by the Southcentral Regional Office on September 3, 2003.

Comments concerning the application should be directed to John Krueger, Program Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Persons interested in obtaining more information about the general permit application may contact the Waste Management Program, (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to and approval or denial of the application.

AIR QUALITY

**PLAN APPROVAL AND OPERATING PERMIT
APPLICATIONS**

NEW SOURCES AND MODIFICATIONS

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

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

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

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

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

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

PLAN APPROVALS

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

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

40-310-055: Pennsy Supply Inc. (1001 Paxton Street, Harrisburg, PA 17111) for construction of a stone crush-

ing operation and associated air cleaning device at their Salem Sand Plant, Salem Township, **Luzerne County**.

35-399-040: Keystone Sanitary Landfill Inc. (P. O. Box 249, Dunmore, PA 18512) for installation of an air cleaning device at the leachate pretreatment plant at their facility in Throop and Dunmore Boroughs, **Lackawanna County**.

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

06-05029B: Yuasa Battery, Inc. (2901 Montrose Avenue, Reading, PA 19605) for modification of the existing no. 1 battery assembly line controlled by a fabric collector in the Borough of Laureldale, **Berks County**. The sources are subject to 40 CFR Part 60, Subpart KK—Standards of Performance for New Stationary Sources.

06-05090B: Chiyoda America Inc. (P. O. Box 470, Morgantown, PA 19543-0470) for installation of a carbon filter to control the emissions of VOCs from the facility's laboratory in Caernarvon Township, **Berks County**.

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

41-330-004: Sunoco Inc.—R & M (205 Park Avenue, Syracuse, NY 13204) for installation of an air cleaning device (a biofilter) on a contaminated soil vapor extraction system at their former Atlantic (Coastal Oil) gasoline terminal on Sylvan Dell Road in Armstrong Township, **Lycoming County**.

18-00016A: Pine Creek Veterinary Associates (P. O. Box 82, McElhattan, PA 17748) for construction of an animal crematory incinerator in Pine Creek Township, **Clinton County**.

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

56-00264B: Svonavec, Inc. (150 West Union Street, Suite 201, Somerset, PA 15501) for installation of stone crushing operation at Milford No. 7 Mine in Milford Township, **Somerset County**.

30-00147A: Coal Gas Recovery, LP (P. O. Box 1020, 158 Portal Road, Waynesburg, PA 15370) for installation of combustion unit at the Waynesburg/Kirby site in Whiteley Township, **Greene County**.

04-00033B: Nova Chemicals, Inc. (400 Frankfort Road, Monaca, PA 15061) for installation of D2 PES/ARCEL at Beaver Valley Plant in Potter Township, **Beaver County**.

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

20-293A: Meadville Sandblasting, Inc. (15921 South Mosiertown Road, Meadville, PA 16335) for post-construction of an existing sandblasting facility which will be modified by replacing sand with a shot and grit system that includes installing a shot and grit recovery room with an associated bag house and post construction of a surface coating facility which will be modified by installing a filter system in the paint bay air vents at their facility in Hayfield Township, **Crawford County**.

10-001I: AK Steel Corporation—Butler Works (Standard Avenue, Butler, PA 16003-0832), for revision of NOx and CO emission limits at no. 3 baghouse inlet (melt shop) in Butler, **Butler County**. This is a Title V facility.

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

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

15-0104B: Tasty Baking Oxford, Inc. (700 Lincoln Street, Oxford, PA 19363) for increase of hours of operation and production on production line no. 2 (formally identified as production line no. 4) at their facility in Oxford Borough, **Chester County**. The facility is a Title V facility for VOCs. Production line no. 2 consists of a mixer and fryer. It is used for making cake products. Although production line no. 2 will have a potential annual emission rate of 0.41 ton for VOCs, the facility has accepted a limit to restrict total emissions of VOCs from all four of their production lines to 48.8 tons per year. Therefore, there will not be any increase in facility wide emissions of VOCs. Emissions of all other criteria pollutants from production line no. 2 will be less than 1 ton per year. The Plan Approval and subsequent Operating Permit will contain recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

15-0026A: American Inks and Coatings Corp. (P. O. Box 803, Valley Forge, PA 19482) for an increase in allowable VOC emissions from the building 6 mixing tanks at the American Inks Title V facility on Pawling Road, Schuylkill Township, **Chester County**. This modification will result in a VOC emission increase from the building 6 mixers by 8.64 ton/yr. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

48-399-053: Just Born, Inc. (1300 Stefko Boulevard, Bethlehem, PA 18017) the construction and operation of a jelly bean mold shakeout operation and associated air cleaning device (fabric collector) in the City of Bethlehem, **Northampton County**. The facility is a non-Title V facility. The particulate emissions from the fabric collector will not exceed the best available technology standard of 0.02 grain/dscf (2.2 tons per year). The plan approval will include monitoring, reporting and recordkeeping requirements designed to keep the source operating within all applicable air quality requirements.

66-315-043: The Procter and Gamble Paper Products Co. (P. O. Box 32, Route 87, Mehoopany, PA 18629) for installation and operation of a raw material feed system which will be controlled by the use of drum filters at the facility in Washington Township, **Wyoming County**. The new line will not emit particulate emissions more than 0.02 grain/dscf. The Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

48-328-003A: PPL Generation, LLC (Two North Ninth Street, Allentown, PA 18101) for the modification and operation of four existing combustion turbines

(CT01—CT04) at their Martins Creek Steam Electric Station in Lower Mt. Bethel Township, **Northampton County**. The modification consists of converting the four turbines to be fired only by natural gas. The annual emissions from each natural gas-fired turbine, based on a 12-month rolling sum, will not exceed 2.62 tons per year of PM10, 68.95 tons per year of NOx, 12.56 tons per year of CO, 0.65 ton per year of SO₂ and 0.32 ton per year of VOCs. The Plan Approval and Operating Permit will contain additional stack testing, recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The facility currently has a Title V Operating Permit No. 48-00011. 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; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.

07-05029A: Chicago Rivet and Machine Co. (Industrial Park, Tyrone, PA 16686) for replacement of a batch vapor degreaser which uses trichloroethylene with a new airless/airtight degreasing machine controlled by a drying condenser with an associated refrigeration unit at their Tyrone Plant in Tyrone Borough, **Blair County**. The plan approval will include emission limitations designed to keep the source operating within all applicable air quality requirements. Following installation of the new unit VOC/HAP emissions are expected to decrease below major levels. No increase in emissions is expected. Title V Operating Permit No. 07-05028 currently covers the operation of the facility. The plan approval will be incorporated into the company's facility wide operating permit.

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

24-146A: National Fuel Gas Supply Corporation (Township Road 330, Brockway, PA 15824) to issue a plan approval to National Fuel Gas Supply Corporation to install a new natural gas compressor at their existing Boone Mountain Compressor Station in Horton Township, **Elk County** in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b). This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into a State-only operating permit through an administrative amendment at a later date.

The Department recommends issuance of the plan approval with the appropriate conditions in the plan approval:

1. The sources are subject to 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor and visible emissions, respectively.
2. Air pollutant emissions from the 286 hp Ajax DPC-280LE shall not exceed the following limitations (based on full load and the rated horsepower of the engine):

<i>Pollutant</i>	<i>Emission Limit (short term)</i>	<i>Emission Limit (tons/year 12-month rolling total)</i>
NOx	2.0 grams/hp-hr or 1.2 lbs/hour	5.5
VOC	2.0 grams/hp-hr or 1.2 lbs/hour	5.5
CO	2.0 grams/hp-hr or 1.2 lbs/hour	5.5

6. The Department reserves the right to require the facility to perform emission testing for the previous engines.

7. The source shall only be fired by pipeline quality natural gas.

8. The applicant shall perform monthly monitoring of the hours of operation for the engine and the daily fuel consumption for the engine.

9. Copies of the records required by the previous conditions shall be maintained for a minimum of 5 years.

10-027C: Penreco (138 Petrolia Street Karns City, PA 16041) for the replacement of an existing coal fired boiler (no. 6) with a new boiler rated at 91 mmBtu/hr in Karns City, **Butler County**. In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department intends to issue a plan approval. The new boiler will be capable of firing natural gas, distillate oil, residual oil and off specification oil, which is currently fired in the no. 1 boiler. The new boiler will be equipped with low NOx burners and flue gas recirculation. This replacement is intended to be an environmental improvement that will reduce emissions and provide a dependable supply of steam for processing needs. The project will decrease emissions of PM10, NOx, SO₂ and CO by 37.4 tpy, 46.1 tpy, 78.05 tpy and 0.6 tpy, respectively. In addition, there have been decreases in VOC emissions of approximately 36 tpy since 1991 and trivial increases in NOx, SOx, PM10 and CO emissions since 1991 (less than 1 tpy increase of each pollutant separately). There will also be decreases from the shutdown of boiler no. 6 based on the 2-year average baseline emissions (2001 and 2002) of 47.3 tpy, 102.2 tpy, 284.25 tpy, 35.6 tpy and 0.4 tpy for PM10, NOx, SO₂, CO and VOC, respectively. The net affect is an overall reduction in all pollutants and therefore NSR and PSD requirements are not applicable. The Plan Approval will include the emission limits for firing natural gas, distillate oil and residual oil as well as off-specification oil and will also include all applicable conditions to ensure compliance with Subpart Dc of the Standards of Performance for New Stationary Sources. The Plan Approval also requires stack tests to demonstrate compliance with the emission limits. The permit contains limitations pertaining to fugitive, odor and visible emissions. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The facility was issued a Title V Permit No. TV-10-00027 on May 4, 2000, revised on July 18, 2003. 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.

Copies of the applications, the Department's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the Northwest Regional Office, 230 Chestnut St., Meadville, PA 16335.

Persons wishing to provide the Department with additional information that they believe should be considered prior to the issuance of this permit may submit the information to the previous address. The Department will consider any written comments received within 30 days of the publication of this notice. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of proposed Permit No. 10-027C and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the comments received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where the Department determines this notification is sufficient.

Written comments or requests for a public hearing should be directed to Matthew Williams, New Source Review, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6940. Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should by contacting Matthew Williams or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

If a Plan Approval has not undergone the public notice process, the change to an Operating Permit must be treated as a significant modification. In these situations, the Department should follow the procedures described in 25 Pa. Code §§ 127.42—127.431 for State-only operating permits or 25 Pa. Code §§ 127.521—127.524 for Title V operating permits.

37-027B: IA Construction—West Pittsburgh Plant (River Road, West Pittsburgh, PA 16160) for modification of a plan approval to change stack testing conditions for an asphalt plant burning alternative fuels in Taylor Township, **Lawrence County** in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department intends to issue a plan approval. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into a State-only operating permit through an administrative amendment at a later date.

16-035B: The Commodore Corporation (Route 66N Exit 60 of I80, P. O. Box 349, Clarion, PA 16214), for the modification of existing Plan Approval 16-035A in Clarion Borough, **Clarion County**. The modification involved changing daily recordkeeping to an as received recordkeeping for VOC sources.

OPERATING PERMITS

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

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

15-0104B: Tasty Baking Oxford, Inc. (700 Lincoln Street, Oxford, PA 19363) for increase of hours of operation and production on production line no. 2 (formally identified as production line no. 4) at their facility in Oxford Borough, **Chester County**. The facility is a Title V facility for VOCs. Production line no. 2 consists of a mixer and fryer. It is used for making cake products. Although production line no. 2 will have a potential annual emission rate of 0.41 ton for VOCs, the facility has accepted a limit to restrict total emissions of VOCs from all four of their production lines to 48.8 tons per year. Therefore, there will not be any increase in facility wide emissions of VOCs. Emissions of all other criteria pollutants from production line no. 2 will be less than 1 ton per year. The Plan Approval and subsequent Operating Permit will contain recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

06-05025: Morgan Corp. (P. O. Box 588, Morgantown, PA 19543) for operation of a truck body manufacturing facility at their Morgantown Plant in Caernarvon Township, **Berks County**. This is a renewal of the Title V Operating Permit issued in 1998.

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

24-00016: Keystone Powdered Metal Co. (251 State Street, St. Marys, PA 15857) for a Title V Operating Permit Reissuance to operate a fabricated metal products facility in the City of St. Marys, **Elk County**.

Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

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

09-00031: Eureka Stone Quarry, Inc. (911 Swamp Road, Rushland, PA 18965) in Wrightstown Township, **Bucks County**. The permit is for a non-Title V (State-only) facility. The facility's sources include stone crushing plant and three hot mix batch asphalt plants. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

09-00032: Eureka Stone Quarry, Inc. (Lower State and Pickertown Roads, Chalfont, PA 18914) in Warrington Township, **Bucks County**. The permit is for a non-Title V (State-only) facility. The facility's sources include stone crushing plant and two hot mix batch asphalt plants. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

06-05097: Berks Products Corp. (P. O. Box 421, Reading, PA 19603) for operation of its stone crushing plant at the existing facility in Ontelaunee Township, **Berks County**. The facility has the potential to emit more than 100 tons per year of particulate matter. The State-only operating permit will limit emissions to levels below the Title V permit thresholds. The crushing plant is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. The permit will contain emission limits, monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

21-03024: Hershey Foods Corp. (101 Commerce Drive, Mechanicsburg, PA 17050-2675) for operation of a warehousing facility with fumigation chambers in Silver Spring Township, **Cumberland County**. The facility has the potential to emit annually less than 1 ton of methyl bromide, an HAP. The State-only operating permit will include emission restrictions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality.

22-03057: Dayton Parts LLC (1300 North Cameron Street, Harrisburg, PA 17103) for operation of a steel spring manufacturing facility in the City of Harrisburg, **Dauphin County**. The State-only operating permit will contain recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

22-05035: Eastern Industries, Inc. (P. O. Box 177, Winfield, PA 17889) for operation of its Elizabethville quarry in Washington Township, **Dauphin County**. The facility has the potential to emit 438.0 tons per year of CO, 131.4 tons per year of NO_x, 96.4 tons per year of SO_x, 39.4 tons per year of VOCs, 35.2 tons per year of PM₁₀ and 8.4 tons per year of combined HAPs. The State-only operating permit will limit CO and NO_x to less than 100 tons per year. The operating permit shall contain testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

33-00010: Humphrey Charcoal Corp. (Port Barnett Road, Brookville, PA 15825) for to issuance of a Natural Minor Permit to operate a charcoal manufacturing plant in Pine Creek Township, **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); and The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District Mining

Office indicated before an application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for certification.

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

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

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

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*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

* The parameter is applicable at all times.

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

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

33970102 and NPDES Permit No. PA0227382. Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830). Renewal of an existing bituminous surface strip operation in Washington Township, **Jefferson County** affecting 52.0 acres. Receiving streams: unnamed tributaries to Kyle Run and Kyle Run (HQ-CWF). The first downstream potable water supply intake from

the point of discharge is the Borough of Falls Creek. Application for reclamation only. Application received September 4, 2003.

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

56763036 and NPDES Permit No. PA0125015. Shade Landfill, Inc., 1176 No. 1 Road, Cairnbrook, PA 15924, permit renewal for reclamation only and for continued restoration of a bituminous surface mine in Shade Township, **Somerset County**, affecting 84.2 acres. Receiving streams: Miller Run (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Stonycreek Surface Water Intake. Application received September 2, 2003.

56910103 and NPDES Permit No. PA0599247. Barbuschak Excavating, 132 Algonquin Path, Stoystown, PA 15563, permit renewal for reclamation only and for continued restoration of a bituminous surface mine in Shade Township, **Somerset County**, affecting 19.8 acres. Receiving streams: unnamed tributary to/and Miller Run (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Stonycreek Surface Water Intake. Application received September 2, 2003.

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

65010102. Coal Loaders, Inc. (212 East Main Street, P. O. Box 556, Ligonier, PA 15658). Application received for transfer of permit currently issued to V. P. Smith Co., Inc. for continued operation and reclamation of a bituminous surface mining site in Fairfield Township, **Westmoreland County**, affecting 133.6 acres. Receiving streams: unnamed tributaries of Hypocrite Creek to Hypocrite Creek to Hendricks Creek to Tubmill Run to Conemaugh River; and unnamed tributaries of Hannas Run to Mill Creek to Loyalhanna Creek to Conemaugh River (CWF). The first downstream potable water supply intake from the point of discharge is greater than 10 miles from the site. Transfer application received August 26, 2003.

26980105 and NPDES Permit No. 0202410. Amerikohl Mining, Inc. (P. O. Box 427, Acme, PA 15610). Renewal application for reclamation only of an existing bituminous surface mine, in Saltlick Township, **Fayette County**, affecting 67 acres. Receiving streams: Little Champion Creek and Champion Creek (CWF). The first potable water supply intake within 10 mile downstream from the point of discharge is the Indian Creek Valley Water Authority. Renewal application received September 5, 2003.

Noncoal Applications Received

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

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

* The parameter is applicable at all times.

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

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

66900303T. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034), transfer of an existing quarry operation from Wyoming Sand & Stone Company in Mehoopany Township, **Wyoming County** affecting 279.0 acres, receiving stream: none. Application received August 25, 2003.

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

4876SM20. Glenn O. Hawbaker, Inc. (P. O. Box 135, 325 West Aaron Drive, State College, PA 16804-0135). Transfer of an existing gravel operation in Pittsfield Township, **Warren County** affecting 106.9 acres. Receiving streams: Little Brokenstraw Creek (CWF). There are no potable surface water supply intakes within 10 miles downstream. Transfer from Brokenstraw Gravel Co., Inc. Application received September 4, 2003.

ABANDONED MINE RECLAMATION

Under Act 181 of 1984, the Department solicits letters of interest from the landowners and/or licensed mine operators for the reclamation of the following abandoned strip mine project:

Project No. BF 508-101.1, Penn Township, Westmoreland County, 29.2 acres

Letters of interest must be received by Roderick A. Fletcher, P. E., Director, Bureau of Abandoned Mine Reclamation, Department of Environmental Protection, 400 Market Street, P. O. Box 8476, Harrisburg, PA 17105-8476 by 4 p.m. on October 20, 2003, to be considered. Telephone inquiries should be directed to Chuck Siders, Division of Mine Hazards, (717) 783-0474.

PROJECTS UNDER THE ENVIRONMENTAL GOOD SAMARITAN ACT

The Environmental Good Samaritan Act (27 Pa.C.S. §§ 8001—8114) provides certain protections and immunities from civil liability for landowners and persons who voluntarily undertake reclamation and abatement projects to address land and water adversely affected by mining or oil or gas extraction or exploration for natural resources and left in an unreclaimed condition or left discharging water pollution. For landowners and persons to qualify for immunity, the projects must be approved by the Department.

The following project proposals have been received by the Department. A copy of the proposals is available for inspection at the office indicated before each proposal.

Written comments or objections may be submitted by persons, offices or heads of Federal, State or local government agencies or authorities to the Department at the same address within 30 days of this publication.

Written comments or objections should contain the name, address and telephone number of the person submitting comments or objections, the proposal identification number and a statement of sufficient detail to inform the Department of the basis of the comment or objection and the relevant facts upon which it is based.

Project Proposals Received

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

EGS33031. Young Township (P. O. Box 125, Walston, PA 15781). A project to abate mine drainage pollution in Young Township, **Jefferson County**, affecting 4.9 acres. Receiving streams: Little Elk Run to Elk Run to Mahoning Creek (CWF). There are no potable surface water supply intakes within 10 miles downstream. Project proposal received September 2, 2003.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the FWPCA (33 U.S.C.A. § 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E15-708. West Chester Area School District, 829 Paoli Pike, West Chester, PA 19380, Westtown Township, **Chester County**, Philadelphia ACOE District.

To construct and maintain the following activities associated with the construction of a new high school—Bayard Ruskin High School on a 177 acre parcel locally known as the Marshall Jones Tracts:

1. To drain and fill an existing 0.61-acre farm pond which is along an UNT to Goose Creek (WWF).
2. To place fill within 0.18 acre of wetland associated with the construction of the school facility.
3. To construct and maintain a 5-foot long by 5-foot high pedestrian ridge across the UNT to Goose Creek.
4. To construct and maintain an 8-inch and 10-inch underground sanitary sewer line (onsite and offsite respectively) at six various crossings, one onsite across the UNT to Goose Creek and five offsite, one along the East Branch of Chester Creek and four along the UNT to Chester Creek.
5. To construct a stormwater outfall structure along an UNT to Goose Creek along Shiloh Road.

The site is northwest of the intersection of Street Road (SR 926) and Shiloh Road (West Chester, PA Quadrangle N: 11.2 inches; W: 7.1 inches).

E09-863. Wawa Inc., 260 W. Baltimore Pike, Wawa, PA 19063, Buckingham Township, West Chester, PA 10963, ACOE Philadelphia District.

To modify and maintain the existing 62-foot long, 10-foot span and 3-foot 9-inch rise culvert of York Road over an unnamed tributary to Mill Creek (SWF-MF) by extending the upstream end with 60 linear feet of open bottom concrete culvert consisting of a 10-foot span and 3-foot 9-inch rise. The final structure will be classified as a stream enclosure and the work will facilitate the expansion of the existing Wawa Food Market. This work also includes construction and maintenance of three outfall pipes, placement and maintenance of riprap at the downstream side of the culvert and relocation of various utilities. The site is just north of the intersection of York Road (SR 0263) and Durham Road (SR 0413) (Buckingham, PA USGS Quadrangle N: 13.4 inches; W: 8.5 inches).

E09-862. Gold For Three Daughters, 800 Haunted Lane, Bensalem, PA 19020, Bensalem Township, **Bucks County**, Philadelphia ACOE District.

To perform the following activities associated with the Wells Drive Channel Relocation Project:

1. To relocate 335 linear feet of stream channel of an unnamed tributary of the Neshaminy Creek (WWF).
2. To install a total of 75 linear feet of temporary cofferdam across the stream at three different locations along the stream channel to accommodate work associated with the proposed channel relocation.
3. To conduct minor grading work associated with the new stream banks adjustment.

The project proposes to directly and permanently affect a total of 335 linear feet and 380 linear feet, temporarily.

The site is on Wells Drive approximately 160 feet west of the intersection of Bridgewater Road and Wells Drive (Beverly NJ-PA Quadrangle N: 18.25 inches; W: 7.00 inches).

E46-946. Department of Transportation, 7000 Geerdes Boulevard, King of Prussia, PA 19406-1525, Upper Salford, Lower Frederick Townships, **Montgomery County**, ACOE Philadelphia District.

To remove an existing six-span stone masonry arch bridge which carries Spring Mount Rd. (SR 1019) over the Perkiomen Creek (WWF-MF) and to construct and maintain a twin span steel girder bridge measuring a total of 222 feet long and up to 13 feet high at the same location. The removal will require a temporary sandbag cofferdam and temporary causeway impacting 0.05 acre of vegetated bars within the top of bank. The site is approximately 4,000 feet northeast of the intersection of SR 29 and Spring Mount Road (SR 1019) (Perkiomenville, PA USGS Quadrangle N: 4.5 inches; W: 11.25 inches).

E23-438. J. Golden Enterprize, 646 Chester Creek Road, Brookhaven, PA 19015, **Bucks County**, Philadelphia ACOE District.

To perform the following activities in and along the Delaware River (WWF, MF) associated with the Golden Point Marina:

1. To construct and maintain 355 feet of pile supported dock and associated mooring areas.
2. To construct and maintain a 473-linear foot sheet pile bulkhead that will be backfilled with primarily clean fill material. This will replace an existing degraded bulkhead. A total of 0.0215 acre of tidal wetlands will be impacted as a result of the bulkhead construction.
3. To construct and maintain a boat ramp and lift that will extend 110 feet into the river.

The project site is at the intersection of Jansen Avenue and the Delaware River (Bridgeport, NJ-PA Quadrangle N: 19.8 inches, W: 6.4 inches).

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

E05-320: Bowser Covered Bridge Restoration Project, 988 Covered Bridge Road, Osterburg, PA 16667 in East St. Clair Township, **Bedford County**, ACOE Baltimore District.

To maintain a covered bridge spanning Bob's Creek within East St. Clair Township, Bedford County (Alum Bank, PA Quadrangle N: 9.4 inches; W: 5.8 inches). The proposed work includes the replacement of the stone abutments, decking, roof and lintels and painting of the entire structure.

E22-465: Linda D. and Troy L. Page, 7733 Althea Avenue, Harrisburg, PA 17112 in West Hanover Township, **Dauphin County**, ACOE Baltimore District.

To excavate and construct a swimming pool which will impact 0.01 acre of wetlands associated with an unnamed tributary to Beaver Creek (WWF) at 7733 Althea Avenue (Hershey, PA Quadrangle N: 14.85 inches; W: 13.40 inches) in West Hanover Township, Dauphin County.

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

E14-451. Moshannon Valley Joint Sewer Authority, P. O. Box 581, 829 North Ninth Street, Phillipsburg, PA 16866-0581. Regional Water Pollution Facility in Rush

Township, **Centre County**, ACOE Baltimore District (Phillipsburg, PA Quadrangle N: 5.9 inches; W: 13.7 inches).

To construct and maintain: (1) a reinforced cement concrete aerobic digester about 74 feet wide, 146 feet long and 17 feet deep; and (2) a 50-foot wide by 60-foot long masonry equipment building on the right hand side and in the floodplain of Moshannon Creek (TSF) about 650 feet from the top of the creek bank. The project is at 829 North Ninth Street in Phillipsburg, Rush Township, Centre County. The project will impact about 0.046 acre of palustrine-forested wetlands and approximately 0.5 acre of earth will be disturbed by the project.

E14-452. John H. Mitchell, Jr., P. O. Box 215, Lemont, PA 16851. Mount Nittany Terrace—Phase II in College Township, **Centre County**, ACOE Baltimore District (State College, PA Quadrangle N: 12.7 inches; W: 8.1 inches).

To construct and maintain: (1) two 87-foot long by 48-inch diameter CPEP culverts for a public road crossing; (2) a 200-foot long realigned and rock armored intermittent stream channel next to a proposed public road; (3) a 62-foot long 18-inch diameter CPEP culvert for a public road crossing; (4) a 95-foot long 18-inch diameter CPEP culvert for a public road crossing; and (5) three 18-inch diameter stormwater outfalls, into or crossing of an intermittent unnamed tributary of Spring Creek for the expansion of a public subdivision 1,500 feet southwest on First Avenue from its intersection with Struble Road.

E18-368. Porter Township Municipal Authority, 216 Spring Run Road, Room 105, Mill Hall, PA 17751. Intake structure in Porter Township, **Clinton County**, ACOE Baltimore District (Mill Hall, PA Quadrangle N: 4.5 inches; W: 13.6 inches).

To construct and maintain raw water intake facilities consisting of a 6-inch diameter water intake pipe and a 2-foot 6-inch by 30-foot long reinforced concrete headwall in Sink Run (HQ CWF) a tributary to Fishing Creek, approximately 1 mile south of the intersection of SR 2004 with Rt. 80. The project will not impact wetlands while impacting approximately 35 feet of waterway and disturbing approximately 0.01 acre of earth.

E47-077. David R. Cotner, 418 Jerseytown Road, Danville, PA 17821. Cotner Crossing in Hemlock Township, **Montour County**, ACOE Baltimore District (Millville, PA Quadrangle N: 7.5 inches; W: 13.6 inches).

The applicant proposes to remove the existing 4-foot culvert pipe and restore the area and to install an 8-foot culvert pipe immediately upstream of the existing pipe. The inlets and outlets will have riprap and headwalls to stabilize the banks. This project is 5 miles east of the intersection of SR 54 and SR 642 on the east side of the road. The project is in the watershed of Mahoning Creek (CWF).

E53-393. Eric and Barbara Peters, 1385 US Highway 6 West, Galeton, PA 16922. Water Obstruction and Encroachment Joint Permit application in Pike Township, **Potter County**, ACOE Susquehanna River Basin District (West Pike, PA Quadrangle N: 4.0 inches; W: 11.0 inches).

To construct, operate and maintain a single span footbridge over Pine Creek (HQ-CWF) to provide access to private property. The single span footbridge shall be constructed with a maximum 70-foot span, 12.0-foot with and 8.0-foot underclearance. The project with not impact wetlands while impacting 12.0-feet of Pine Creek. The

project is along the western right-of-way of SR 0006 approximately 1,000 feet east of the SR 1003 and SR 0006 intersection.

E55-192. Scott B. Dutrow, R. R. 1, Box 11, Beaver Springs, PA 17812-0011. Water Obstruction and Encroachment Permit in Spring Township, **Snyder County**, ACOE Susquehanna River Basin District (Beaver-A, PA Quadrangle N: 1.1 inches; W: 11.5 inches).

To construct and maintain a 35-foot long by 6-foot wide wooden bridge over Beaver Creek (CWF). This project does not propose to impact any jurisdictional wetlands. The project is along the eastern right-of-way, 1.0 mile north on SR 0235 in Spring Township, Snyder County.

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

E02-1432. Turnpike Commission, P. O. Box 67676, Harrisburg, PA 17106. Findlay Connector Section 54C in Findlay Township, **Allegheny County**, Pittsburgh ACOE District (Latitude: 40° 26' 58"—Longitude: 80° 18' 09") (Clinton, PA Quadrangle Begins N: 14.7 inches; W: 7.7 inches; ends N: 11.7 inches; W: 8.9 inches). The applicant proposes to permanently place and maintain fill in the 0.63 acre of PEM wetland for the purpose of constructing 1.20 miles of new four-lane, limited access toll road known as the Findlay Connector (SR 0576) including construction of entrance and exit ramps at the Bald Knob Road Interchange, 0.26 mile of improvements to Burgettstown Road (SR 3078) and construction of 0.51 mile of Country Hollow Road. To compensate for the wetland impacts, the applicant is proposing creation of 0.63 acre of replacement wetlands in the Raredon Run watershed.

E02-1434. McHolme Builders, Inc., 315 Payday's Drive, Elizabeth, PA 15037. Payday's Plaza Stream Enclosure in Forward Township, **Allegheny County**, Pittsburgh ACOE District (Latitude: 40° 13' 59"—Longitude: 79° 51' 26") (Donora, PA Quadrangle N: 19.6 inches; W: 14.95 inches). The applicant proposes to construct and maintain a stream enclosure 186 feet in length consisting of a 54-inch diameter culvert in an unnamed tributary to Gillespie Run (WWF) for the purpose of constructing Payday's Plaza along Payday's Drive, approximately 200 feet south from the intersection of Payday's Drive, SR 51 and SR 48. The project will impact 204 linear feet of stream channel and 0.02 acre of wetlands.

E02-1435. Township of McCandless, 9955 Grubbs Road, Wexford, PA 15090. Meadow Oak Drive Culvert in McCandless Township, **Allegheny County**, Pittsburgh ACOE District (Latitude: 40° 34' 15"—Longitude: 79° 59' 39"). The applicant proposes to remove the existing structures, to construct and maintain a new 48-inch diameter culvert approximately 197 feet long (depressed 6 inches) with rip-rap on the upstream and downstream ends in a tributary to Pine Creek (TSF) and to construct and maintain various outfalls to the 48-inch diameter culvert. The culvert is under Meadow Oaks Drive, just south of its intersection with Duncan Avenue. The total stream impact is the replacement of 197 feet of culvert. The work is in progress under Emergency Permit EP0203204.

E02-1436. Edward R. Buczkowski, 4330 Route 8, Allison Park, PA 15101. Buczkowski residential bridge in Hampton Township, **Allegheny County**, Pittsburgh ACOE District (Latitude: 40° 34' 41"—Longitude: 79° 57' 13") (Glenshaw, PA Quadrangle N: 14.15 inches; W: 10.9 inches). The applicant proposes to operate and maintain the existing 6-foot diameter culvert (depressed 1.0 foot below the stream bed) in the channel of McCuslin Run

(TSF) for the purpose of providing access to applicant property. The culvert was installed under Emergency Permit No. EP0203203 and is on the east side of Route 8, approximately 200 feet south from the intersection of Route 8 and McCully Road. The project proposes to import 50.0 linear feet of stream channel.

E02-1437. Mills Corporation, 1300 Wilson Boulevard, Suite 400, Arlington, VA 22209. Freeport Road Bridge in Harmar Township, **Allegheny County**, Pittsburgh ACOE District (Latitude: 40° 32' 11"—Longitude: 79° 50' 26") (New Kensington West, PA Quadrangle N: 6.6 inches; W: 12.6 inches). The applicant proposes to operate and maintain an existing single pier bridge having a span of approximately 141 feet and under clearance of 22.9 feet across Deer Creek (WWF) and to widen and maintain the bridge approximately 16.7 feet on the downstream side. The project is part of a proposed development known as Pittsburgh Mills Galleria Mall. The bridge widening is need for anticipated additional mall traffic. The project is on Freeport Road (SR 1001) approximately 200 feet west of its intersection with SR 910. The total proposed stream impact to Deer Creek is 16.7 feet.

E30-207. Department of Transportation, District 12-0, P. O. Box 459, Uniontown, PA 15401. SR 0019, Section G10 in Whiteley Township, **Greene County**, Pittsburgh ACOE District (Garards Fort, PA Quadrangle N: 9.48 inches; W: 16.5 inches). For the purpose of preparing a detour route for I-79 traffic during underground mining, the applicant is proposing to remove the existing structures and: (1) to construct and maintain a prestressed concrete spread box beam bridge having a normal clear span of 40.0 feet and an underclearance of 8.95 feet over Whiteley Creek (TSF). Also to construct and maintain an 18-inch diameter reinforced concrete pipe stormwater outfall at Whiteley Creek (TSF) (Latitude: 39° 48' 08"—Longitude: 80° 07' 03"); (2) to construct and maintain a prestressed concrete spread box beam bridge having a normal clear span of 57.7 feet and an underclearance of 7.25 feet over Dyers Fork (TSF). Also to construct and maintain an 18-inch diameter reinforced concrete pipe stormwater outfall at Dyers Fork (Latitude: 39° 49' 35"—Longitude: 80° 07' 18"); (3) to construct and maintain a reinforced concrete box culvert having a normal span of 15.0 feet and an effective underclearance of 2.42 feet (1.0 foot depressed invert) in an unnamed tributary to Dyers Fork (TSF). Also to construct and maintain a temporary stream crossing consisting of three 48-inch diameter pipes in an unnamed tributary to Dyers Fork and to permanently place and maintain fill in a de minimis area of PEM wetland equal to 0.1219 acre and to temporarily place and maintain fill in 0.008 acre of PEM wetland (Latitude: 39° 49' 51"—Longitude: 80° 07' 10"); (4) to construct and maintain reinforced concrete box culvert having a normal span of 16.0 feet and an effective underclearance of 4.40 feet (1.0 foot depressed invert) in Mt. Phoebe Run (TSF). Also to construct and maintain an 18-inch diameter reinforced concrete pipe stormwater outfall at Mt. Phoebe Run and construct and maintain a temporary stream crossing consisting of two 48-inch diameter pipes in Mt. Phoebe Run (Latitude: 39° 49' 59"—Longitude: 80° 07' 35"). The project proposes to directly affect, through bridges, 110 linear feet of perennial stream and through box culverts, 100 linear feet of perennial stream channel and 0.0219 acre of PEM wetland.

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

E25-676. Millcreek Township Supervisors, 3608 West 26th Street, Erie, PA 16506. Zimmerly Road (T-651)

Bridge in Millcreek Township, **Erie County**, ACOE Pittsburgh District (Swanville, PA Quadrangle N: 10.2 inches; W: 2.5 inches).

The applicant proposes to remove the existing structure and to construct and maintain a prestressed concrete adjacent box beam bridge having a clear span of 95 feet and an average underclearance of 15 feet on a 75° skew across Walnut Creek (Swanville, PA Quadrangle N: 10.2 inches; W: 2.5 inches) on Zimmerly Road (T-651) approximately 150 feet west of the intersection of Zimmerly Road (T-651) and Loves Road. Project includes rip-rap protection and relocation of an existing 8-inch diameter sanitary sewer line to attach to the new structure. Walnut Creek (CWF, MF) is a perennial stream. The project proposes to directly affect 75 linear feet of stream channel.

E25-677, Department of Transportation, District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301-1412. SR 0006 Bridge Replacement in the Borough of Union City, **Erie County**, ACOE Pittsburgh District (Union City, PA-NY Quadrangle N: 4.2 inches; W: 13.0 inches).

The applicant proposes to remove the existing structure and: (1) to construct and maintain a rolled steel I-beam bridge having a clear span of 75 feet and an underclearance of 11.25 feet on a 90° skew across South Branch French Creek (Union City, PA-NY Quadrangle N: 4.2 inches; W: 13.0 inches) in the Borough of Union City, Erie County on SR 0006 (U. S. Route 6), Section B03, Segment 0260, Offset 1446 approximately 0.5 mile north of the intersection of SR 0006 and SR 0008; and (2) to installation of a temporary pedestrian bridge approximately 75 feet upstream of the proposed bridge. South Branch French Creek (CWF) is a perennial stream. The project proposes to directly affect a total of approximately 125 linear feet of stream channel.

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

E48-338. Hornstein Enterprises, Inc., 1150 Cedarcrest Boulevard, Allentown, PA 18103 in Forks Township, **Northampton County**, U. S. Army Corps of Engineers, Philadelphia District.

To construct and maintain three stormwater outfall structures in Bushkill Creek (HQ-TSF) which are associated with the proposed Penn's Ridge planned residential development. The project is approximately 0.4 mile north of the intersection of SR 2019 (Bushkill Drive) and SR 2036 (Zucksville Road) (Easton, PA-NJ Quadrangle N: 17.9 inches; W: 16.9 inches).

E64-243. Wayne Memorial Hospital, West and Park Streets, Honesdale, PA 18431 in Honesdale Borough, **Wayne County**, U. S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a single-span prefabricated steel truss pedestrian bridge, having a span of 140 feet and an underclearance of approximately 17 feet, across West Branch Lackawaxen River (HQ-CWF). The bridge will provide access to a parking area on the south side of the river. The project is south of the intersection of SR 0006 (Park Street) and West Street (Honesdale, PA Quadrangle N: 13.7 inches; W: 1.3 inches).

E48-337. Lower Saucon Township, 3700 Old Philadelphia Pike, Bethlehem, PA 18015 in Lower Saucon Township, **Northampton County**, U. S. Army Corps of Engineers, Philadelphia District.

To repair and maintain an existing two span cast iron pony truss pedestrian bridge across Saucon Creek (CWF). The proposed work consists of structural upgrades to the superstructure and rehabilitation of the concrete and stone center pier. The project is northeast of the intersection of Old Mill Road and Reading Road (Hellertown, PA Quadrangle N: 11.1 inches; W: 13.7 inches).

ENVIRONMENTAL ASSESSMENTS

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

EA36-010: Bryan J. Kopan, 475 Lynch Road, New Holland, PA 17557 in Salisbury Township, **Lancaster County**, ACOE Baltimore District.

To maintain a rock-lined outfall swale within the 100-year floodway of an UNT to Richardson Run (HQ-CWF) for the purpose of reducing erosion from stormwater flows at a point within Spring Gulch Campground (New Holland, PA, Quadrangle N: 11.7 inches; W: 1.0 inch) in Salisbury Township, Lancaster County.

ACTIONS

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

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

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

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction

activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted Notices of Intent (NOI) for coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0011169 IW	Brush Wellman Corporation Porter Gregory III P. O. Box 973 Reading, PA 19603	Berks County Perry Township	Schuylkill River 3B	Y

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PAG044801	Bradley Livergood 55 Livergood Lane Frenchville, PA 16836	Clearfield County Bradford Township	Unnamed tributary of Sulphur Run 8C	Y

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0026981	Sanitary Authority of Duquesne 12 Second Street Duquesne, PA 15110	Allegheny County City of Duquesne	Thompson Run	N
PA0028258	Ohioypyle Borough Box 83 Ohioypyle, PA 15470	Fayette County Ohioypyle Borough	Meadow Run	Y
PA0032247	Department of Conservation and Natural Resources Bureau of State Parks 1454 Laurel Hill Park Road Somerset, PA 15501-5629	Somerset County Middle Creek Township	Laurel Hill Creek	Y
PA0090689	Maple Creek Mining Inc. 981 Route 917 Bentleyville, PA 15314	Washington County Fallowfield Township	Sawmill Creek	Y
PA0096121	McGuffey School District P. O. Box 431 Claysville, PA 15323	Washington County South Franklin Township	UNT of Chartiers Creek	Y

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0215848	J. G. Foodmart James Gnagey R. D. 1 Box 620-G Uniontown, PA 15401	Fayette County North Union Township	Drainage Swale to UNT of Redstone Creek	Y
PA0217883	Encotech Incorporated P. O. Box 305 Eighty Four, PA 15330	Washington County North Strabane Township	Drainage Swale tributary to Little Chartiers Creek	Y
<i>Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.</i>				
<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0103225	KRS Development, Inc. 17933 Paint Boulevard Shipperville, PA 16254	Paint Township Clarion County	Unnamed tributary to Clarion River 17-B	Y
PA0103331	Jackson Center Borough P. O. Box 38 Jackson Center, PA 16133	Jackson Center Borough Mercer County	Yellow Creek 20-A	Y
PA0092304	Keystone Senior Care LLC 4550 Lena Drive Mechanicsburg, PA 17055	Penn Township Butler County	Unnamed tributary to Robinson Run 20-C	Y
PA0221091	ELCAM Tool & Die, Inc. Route 321 Wilcox, PA 15870	Jones Township Elk County	West Branch Clarion River 17-A	Y

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

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

NPDES Permit No. PA0064319, Sewage, **The Great Lakes Companies, Inc.**, 122 West Washington Avenue, 10th Floor, Madison, WI 53703. This proposed facility is in Pocono Township, **Monroe County**.

Description of Proposed Action/Activity: Issuance of NPDES Permit. Amplified Notice: The draft permit published at 33 Pa.B. 3755 (August 2, 2003) contained limits for total residual chlorine. These limits have been deleted from the final permit since ultraviolet disinfection will be used.

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

NPDES Permit No. PA0083058, Sewage, **Jack and Betty Waybrant**, Waybrant Office Building, 1685 Baltimore Pike, Gettysburg, PA 17325. This proposed facility is in Mount Joy Township, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary to Rock Creek in Watershed 3-D.

NPDES Permit No. PA0087548, Sewage, **Artillery Ridge Camping Resort**, 610 Taneytown Road, Gettysburg, PA 17325. This proposed facility is in Cumberland Township, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary to Rock Creek in Watershed 13-D.

NPDES Permit No. PA0051900, Sewage, **Robeson Township Municipal Authority**, 2689 Main Street,

Birdsboro, PA 19508. This proposed facility is in Robeson Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to Schuylkill River in Watershed 3-C.

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

NPDES Permit No. PA0020605, Sewage, **Municipal Authority of the Borough of Union City**, 12 South Main Street, Union City, PA 16438. This proposed facility is in Union Township, **Erie County**.

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

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

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

WQM Permit No. 4603407, Sewerage, **Lower Merion Township**, 75 East Lancaster Avenue, Ardmore, PA 19003-2376. This proposed facility is in Lower Merion Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a sanitary sewage pumping station for a 25 single family residential subdivision.

WQM Permit No. 0902408, Sewerage, **Bedminster Municipal Authority**, P. O. Box 92, Bedminster, PA 18910. This proposed facility is in Bedminster Township, **Bucks County**.

Description of Proposed Action/Activity: Construction and operation of a proposed wastewater treatment facility and gravity sewer collection system to serve new developments as well as existing Stonebridge subdivision.

WQM Permit No. 4603406, Sewerage, **Lower Salford Township Authority**, 57 Main Street, Mainland, PA 19451. This proposed facility is in Lower Salford Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a sewage pump station for a 256-unit subdivision.

WQM Permit No. 1503409, Sewerage, **East Fallowfield Township**, 2264 Strasburg Road, East Fallowfield, PA 19320. This proposed facility is in East Fallowfield Township, **Chester County**.

Description of Proposed Action/Activity: Two sewage pump stations to serve a residential development.

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

WQM Permit No. 2803403, Sewerage, **Richard H. Miller, Sr.**, 133 North Carlisle Street, Greencastle, PA 17225. This proposed facility is in Montgomery Township, **Franklin County**.

Description of Proposed Action/Activity: Approval for the construction/operation of sewage treatment facilities.

WQM Permit No. 2802403, Sewerage, **Randall J. Hutchinson**, 307 Harvest Lane, Shippensburg, PA 17257. This proposed facility is in Lurgan Township, **Franklin County**.

Description of Proposed Action/Activity: Installation of SFTF consisting of septic tank, Orenco recirculating filter, UV disinfection and subsurface disposal.

WQM Permit No. 5003403, Sewerage, **Camille Mayka**, 100 Reed Drive, Marysville, PA 17053. This proposed facility is in Rye Township, **Perry County**.

Description of Proposed Action/Activity: Construction of a small flow sewage treatment system to serve their single family residence.

WQM Permit No. 0603406, Sewerage, **Bern Township Municipal Authority**, 1069 Old Bernville Road, Reading, PA 19605-9632. This proposed facility is in Bern Township, **Berks County**.

Description of Proposed Action/Activity: Construction of a sewer extension to serve the Water District B.

WQM Permit No. 0603407, Sewerage, **Bern Township Municipal Authority**, 1069 Old Bernville Road, Reading, PA 19605-9632. This proposed facility is in Bern Township, **Berks County**.

Description of Proposed Action/Activity: Construction of a sewer extension to serve the Water District A and West Shore.

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

WQM Permit No. 4103403, Sewerage 4952, **James Fowler**, 1485 Harriman Road, Unityville, PA 17774. This proposed facility is in Franklin Township, **Lycoming County**.

Description of Proposed Action/Activity: Issuance of a WQM Part II Permit for construction and operation of a small flow sewage treatment plant to serve a single residence. The treatment facility will discharge to an UNT to German Run (CWF).

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

WQM Permit No. 463S81-A3, Sewerage, **Borough of Mt. Pleasant**. This proposed facility is in Borough of Mt. Pleasant, **Westmoreland County**.

Description of Proposed Action/Activity: Modification of Outfall 002 and CSO structure Outfall 003 so excessive sewage is only discharged through CSO Outfall 003 and that Outfall 002 is used only as the treatment plant emergency bypass.

WQM Permit No. 0203402, Sewerage, **McCandless Township Sanitary Authority**, 418 Arcadia Drive, Pittsburgh, PA 15237-2700. This proposed facility is in McCandless Township, **Allegheny County**.

Description of Proposed Action/Activity: Pump station service three existing homes.

WQM Permit No. 0203404, Sewerage, **The McCandless Township Sanitary Authority**, 418 West Arcadia Drive, Pittsburgh, PA 15237-5506. This proposed facility is in Pine Township, **Allegheny County**.

Description of Proposed Action/Activity: Pump station and force main to serve The Heights of North Park—Phase VI.

WQM Permit No. 6303403, Sewage, **Eighty Four Mining Company**, 172 Route 519 South, P. O. Box 355, Eighty Four, PA 15330. This proposed facility is in Amwell Township, **Washington County**.

Description of Proposed Action/Activity: Sewage treatment plant.

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

WQM Permit No. 2003424, Sewerage, **Larry E. Royer**, 24629 East Spring Road, Springboro, PA 16435. This proposed facility is in Spring Township, **Crawford County**.

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

WQM Permit No. 2003425, Sewerage, **Michael Phelan**, 18126 State Highway 98, Meadville, PA 16335. This proposed facility is in Hayfield Township, **Crawford County**.

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

WQM Permit No. 4303407, Sewerage, **Mark McCann**, 69 South Summit Road, Lot 312, Greenville, PA 16125. This proposed facility is in West Salem Township, **Mercer County**.

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

WQM Permit No. 2503420, Sewerage, **David A. Quick**, 8832 Wattsburg Road, Erie, PA 16509. This proposed facility is in Greene Township, **Erie County**.

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

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

WQM Permit No. 3503401, Sewerage, **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickinson City, PA 18519. This proposed facility is in Moosic Borough, **Lackawanna County**.

Description of Proposed Activity: Issuance of WQM permit for a new wastewater pump station.

WQM Permit No. 3502402, Sewerage, **Scranton Sewer Authority**, 307 North Washington Avenue, Scranton, PA 18503. This proposed facility is in the City of Scranton, **Lackawanna County**.

Description of Proposed Activity: Pipe replacement to increase the size of existing sewers to handle higher flows.

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

NPDES Permit No.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010903004	Lake Warren, LP Lake Warren Subdivision 40 McCann Drive Ottsville, PA 18942	Bucks	Nockamixon Township	Rapp Creek EV
PAI2011503022	Arlene E. Kalbeitzer Kalbeitzer Subdivision 1575 White School Road Honey Brook, PA 19344	Chester	Honey Brook Township	East Branch Brandywine Creek HQ-TSF-MF
PAI011503032	Uwchlan Township SR 013, 04L (Route 113) Project 715 North Ship Road Exton, PA 19341	Chester	Uwchlan and West Pikeland Townships	Tributary Pickering Creek HQ-TSF
PAI011503049	R. Samuel McMichael West Nottingham Industrial Park P. O. Box 296 Oxford, PA 19363	Chester	West Nottingham Township	Northeast Creek TSF-WWF
PAI011503051	Fred and Lisa Scannapieco Scenic Ridge Construction 10 Concord Way Chadds Ford, PA 19317	Chester	Penn Township	East Branch Big Elk Creek HQ-TSF-MF
PAI011503067	LTK Associates, Inc. Restaurant Site 55 Country Club Road, Suite 200 Downingtown, PA 19355-3062	Chester	Uwchlan Township	Unnamed tributary Shamona Creek HQ-TSF-MF
PAS10G557	TH Properties 345 Main Street Harleysville, PA 19438	Chester	Phoenixville Borough	Schuylkill and Delaware Rivers CWF

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

NPDES Permit No.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI021303003	Golden Oaks Village, Inc. 209 Executive Plaza R. R. 5, Box 5199 East Stroudsburg, PA 18301	Carbon	Kidder Township	Black Creek HQ-CWF
PAI023903019	Lower Macungie Township 3400 Brookside Rd. Macungie, PA 18062	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF
PAI023903017	Knopf Pontiac, Inc. 3401 Lehigh St. Allentown, PA 18103-7038	Lehigh	Salisbury Township Emmaus Borough	Little Lehigh Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10V020R	Department of Transportation Engineering District 4-0 P. O. Box 111 Scranton, PA 18501	Pike	Dingman and Delaware Townships	Vantine Brook HQ-CWF Sawkill Creek EV Sloat Brook EV Raymondskill Creek HQ-CWF Conashaugh Creek HQ-CWF Dingmans Creek HQ-CWF Adams Creek EV
PAI025803003	Hallstead-Great Bend Joint Sewer Authority P. O. Box 747 Great Bend, PA 18821-0747	Susquehanna	Great Bend Township Hallstead Borough	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 and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030703001	Rails to Trails of Central Pennsylvania Inc. P. O. Box 592 Hollidaysburg, PA 16648	Blair	Williamsburg Borough, Woodbury and Frankstown Townships	Frankstown Branch Juniata River

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2000603046	Merritt Hole 25 Gaul Rd. Baptist Church Sinking Spring, PA 19608	Berks	Lower Heidelberg Township	Little Cacoosing Creek WWF
PAG2000603074	Wyomissing Professional Center 825 Berkshire Blvd., Suite 203 Wyomissing, PA 19610	Berks	Wyomissing Borough	Tulpehocken Creek TSF
PAG2000603067	The National Center for Padre Pio Inc. R. D. 1, Box 134 2213 Old Rt. 100 Barto, PA 19504	Berks	Washington Township	UNT to West Branch of Perkiomen Creek CWF
PAG2000603071	Donald Lerch Department of Transportation Engineering District 5-0 1713 Lehigh St. Allentown, PA 18103	Berks	Spring and South Heidelberg Townships	Cacoosing Creek WWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2002203014	Maiden Creek Eastern Communities, Inc. LP 7300 Derry St. Harrisburg, PA 17111	Dauphin	Lower Paxton Township	Beaver Creek WWF

Huntingdon County Conservation District: R. R. 1 Box 7C, Huntingdon, PA 16652. greater than 6.0; less than 9.0

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2003103007	Department of Transportation District 9-0 1620 North Juniata Street Hollidaysburg, PA 16648	Huntingdon	Penn Township	UNT to Crooked Creek WWF

Lancaster County Conservation District: 1383 Arcadia Rd Rm. 6, Lancaster, PA 17601-3149.

NPDES Permit

<i>No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2003603118	Frank S. Martin 509 Ridge Ave. Ephrata, PA 17522	Lancaster	Ephrata Township	UNT Conestoga River WWF
PAG2003603060	Carroll Douglass Properties 554 Abbeyville Rd. Lancaster, PA 17603	Lancaster	Pequea Township	UNT Pequea Creek WWF
PAG2003603087	Robert L. Redcay 259 Brooks Farms Rd. Lancaster, PA 17601	Lancaster	East Lampeter Township	UNT Conestoga River WWF
PAG2003603090	Ephrata Area School District 803 Oak Blvd. Ephrata, PA 17522	Lancaster	Ephrata Township	Meadow Run WWF
PAG2003603098	Christ K. Stoltzfus 91 Hess Rd. Leola, PA 17540	Lancaster	Mount Joy Township	Snells Run Little Chickies Creek TSF
PAG2003603105	James S. Mellinger 1827 N. Eden Rd. Lancaster, PA 17601	Lancaster	Lancaster Township	Conestoga River WWF
PAG2003603107	Mcmichael Construction Inc. 2137 Embassy Dr., Suite 111 Lancaster, PA 17603	Lancaster	Manheim Township	Little Conestoga Creek TSF
PAG2003603108	L J L Inc. 618 Donegal Springs Rd. Mount Joy, PA 17522	Lancaster	Mount Joy Borough	Chickies Creek WWF
PAG2003603109	Warwick School District 301 W. Orange St. Lititz, PA 17543	Lancaster	Lititz Borough	Lititz Run WWF
PAG2003603110	Stauffer Diesel Inc. 46 Pleasant Valley Rd. Ephrata, PA 17522	Lancaster	Ephrata Township	UNT Conestoga River WWF
PAG2003603112	Wawa Inc. 260 Baltimore Pike Wawa, PA 19063	Lancaster	West Hempfield Township	Strickler Run WWF
PAG2003603114	Moses L. Esh 218 Osceola Mill Rd. Gordonville, PA 17529	Lancaster	Sadsbury Township	Valley Run HQ-CWF

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

NPDES Permit

<i>No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044103001	Department of Transportation Engineering District 3-0 715 Jordan Ave. Montoursville, PA 17754	Lycoming	McHenry Township	Pine Creek HQ-CWF
PAI044903003	Department of Transportation Engineering District 3-0 715 Jordan Ave. Montoursville, PA 17754	Northumberland	Watsonstown Borough	West Branch Susquehanna River WWF White Deer Creek HQ-CWF
PAI045303001	Coudersport Borough Authority 201 S. Main St. Coudersport, PA 16915	Potter	Coudersport Borough	Mill Creek HQ-CWF

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated with Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater from Industrial Activities
PAG-4	General Permit for Discharges from Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges from Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

General Permit Type—PAG-2

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Warrington Township Bucks County	PAG2000903112	Central Bucks School District Barclay Elementary School 320 West Swamp Road Doylestown, PA 18901	Neshaminy Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Northampton Township Bucks County	PAG2000903104	Arthur and Iris Kalbhenn The Kalbhenn Tract 60 Galloway Road Richboro, PA 18954	Neshaminy Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
New Britain Township Bucks County	PAG2000903062	County of Bucks Peace Valley Park 901 Bridgetown Pike Langhorne, PA 19047-1597	Neshaminy Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Middletown Township Bucks County	PAG2000903122	Lincoln Plaza Associates Krispy Kreme Doughnut Dev. 234 Mall Boulevard King of Prussia, PA 19406-1528	Queen Anne Creek CWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Warrington Township Bucks County	PAG2000903096	Warrington Township Barness Park 852 Easton Road Warrington, PA 18976-1849	Unnamed tributary Neshaminy Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Warwick Township Bucks County	PAG2000903123	Mo-Wen Industries, LP York Road Car Wash P. O. Box 818 Washington Crossing, PA 18977	Neshaminy Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
New Britain Township Bucks County	PAG2000903124	The Moser Group, Inc. Brookside Manor Estates 210 Holly Drive Chalfont, PA 18914-2031	West Branch Neshaminy Creek TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
East Nottingham Township Chester County	PAG2001502004	Wilmer Hostetter Hopewell Ridge 481 Limestone Road Oxford, PA 19363	Unnamed tributary Tweed Creek and Blackburn Run TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Chester Borough Chester County	PAG2001503034	College Park Campus Partners West Chester University North Campus—Student Housing 10 Campus Drive Newtown Square, PA 19073	Unnamed tributary West Branch Brandywine Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Grove Borough Chester County	PAG2001503020	Michael Bender and James Grindstaff Bender Subdivision 717 East Washington Street West Chester, PA 19380	East Branch White Clay Creek CWF, TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Westtown Township Chester County	PAG2001503042	D & L Westtown Realty, LLC West Chester Jaguar/Land Rover Dealership 10 North Church Street, Suite 305 West Chester, PA 19380	Chester Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
London Grove Township Chester County	PAG2001503045	Nutra Soils, Inc. P. O. Box 485 Toughkenamon, PA 19374	Unnamed tributary White Clay Creek CWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Franklin Township Chester County	PAG2001503026	RWH Limited Partnership McMaster Tract 5169 Woodmill Drive, Suite 10 Wilmington, DE 19808	West Branch White Clay Creek CW	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Schuylkill Township Chester County	PAG2001503055	Wawa, Inc. Proposed Wawa Food Market 260 West Baltimore Pike Wawa, PA 19063	French Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Elverson Borough Chester County	PAG2001503050	Stoltzfus Enterprises, LTD Parkside at Elverson P. O. Box 20 Elverson, PA 19520	Conestoga Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Highland Township Chester County	PAG2001503058	Highland Baptist Church 1 East Highland Road Parkesburg, PA 19365	Buck Run TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Bethel Township Delaware County	PAG2002303047	Norman Powell 1100 Naaman's Creek Road Boothwyn, PA 19061	Naaman's Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Middletown Township Delaware County	PAG2002303057	F & F Builders 423 Glenlock Road Ridley Park, PA 19078	Chester Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Aston Township Delaware County	PAG2002303060	Caesar Crognale 12 Mount Pleasant Road Aston, PA 19014	West Branch Chester Creek TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Aston and Bethel Townships Delaware County	PAG2002303063	Steve Conrad P. O. Box 251 Chester Heights, PA 19017	West Branch Chester Creek TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Providence Township Montgomery County	PAG2004603040	Paul P. Naumenko P. O. Box 86 Mont Clare, PA 19453	Schuylkill River WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Whitemarsh Township Montgomery County	PAG2004603139	Green Valley County Club 201 Ridge Pike Lafayette Hill, PA 19444	Spring Mill Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Salford Township Montgomery County	PAG2004603018	HP Cadwallader Building Expansion 175 Ruth Road Harleysville, PA 19438	West Branch Skipack Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Merion Township Montgomery County	PAG2004603123	Steven Siegfried Residence 655 Creighton Road Villanova, PA 19085	Unnamed tributary Mill Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Horsham Township Montgomery County	PAR10T860-1	The Cutler Group, Inc. Estates at Chestnut Lane 5 Sentry Parkway, Suite 100 Bleu Bell, PA 19422	Little Neshaminy Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Towamencin Township Montgomery County	PAG2004603142	Moulton Builders, Inc. Charter Oak Subdivision 301 North Broad Street Lansdale, PA 19446	Tributary Towamencin Creek	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Gwynedd Township Montgomery County	PAG2004603094	Foulkeways at Gwynedd Dev. 1120 Meeting House Road Gwynedd, PA 19436	Trewellyn Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Gwynedd Township Montgomery County	PAG2004603153	Rachel Enterprises Tavern 616 Parking Improvements 325 Bay Park Way P. O. Box 960 Waretown, NJ 08758	Little Neshaminy Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Upper Dublin Township Montgomery County	PAR10T812	New Life Presbyterian Church P. O. Box 1389 Fort Washington, PA 19034	Sandy Run WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
City of Philadelphia Philadelphia County	PAG2015103009	Boulevard North Associates, LP Whitman Square Shopping Center c/o Goldenberg Development Corp. 350 Sentry Parkway, Bldg. 630 Blue Bell, PA 19422	Pennypack Creek and Schuylkill River WWF, CWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
City of Philadelphia Philadelphia County	PAG2015103012	Department of Transportation SR 0095, Section RS3 Reconstr. 7000 Geerdes Boulevard King of Prussia, PA 19406-1525	Pennypack Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Lackawanna County Dickson City Borough	PAG2003503011	Jeffrey S. Moore 2 Heathcote Avon, CT 06001	UNT to Lackawanna River CWF	Lackawanna County Conservation District (570) 281-9495
Lackawanna County S. Abington Township	PAG2003503007	Carl Babushko 510 State St. Clarks Summit, PA 18411	Leggett's Creek CWF	Lackawanna County Conservation District (570) 281-9495
Lehigh County Upper Saucon Township	PAG2003903020	Pierpont-Slater Properties 5828 Old Bethlehem Pike Center Valley, PA 18034	Saucon Creek CWF	Lehigh County Conservation District (610) 391-9583
Lehigh County City of Allentown	PAG2003903021	Bruce Rothrock 15th St. and Rt. 22 Allentown, PA 18104	Jordan Creek TSF, MF	Lehigh County Conservation District (610) 391-9583
Lehigh County City of Allentown	PAG2003903017	City of Allentown 435 Hamilton St. Allentown, PA 18101	Lehigh River TSF	Lehigh County Conservation District (610) 391-9583
Luzerne County Fairview Township	PAR10R160R	Sam Hockman 220 Pine Ridge Rd. Tunkhannock, PA 18657	Big Wapwallopen Creek CWF	Luzerne County Conservation District (570) 674-7991
Luzerne County City of Wilkes-Barre	PAG2004003027	City of Wilkes-Barre 40 E. Market St. Wilkes-Barre, PA 18711-0451	Solomon's Creek CWF	Luzerne County Conservation District (570) 674-7991
Northampton County Hellertown Borough	PAG2004803037	GVH & Associates, Inc. 323 Union St., Suite 300 Nashville, TN 37201	Saucon Creek CWF	Northampton County Conservation District (610) 746-1971
Northampton County and Borough Allen Township	PAG2004803025	Horwith Leasing, Inc. 1449 Nor-Bath Blvd. Northampton, PA 18067	Dry Run CWF	Northampton County Conservation District (610) 746-1971
Northampton County Hanover Township	PAG2004803030	John Selko 2260 Schoenersville Rd. Allentown, PA 18109	Catasauqua Creek CWF	Northampton County Conservation District (610) 746-1971
Schuylkill County W. Brunswick Township	PAG2005403016	Auburn Business Park, Inc. James L. Miller, President 115 S. Centre St. Pottsville, PA 17901	UNT to Schuylkill River CWF	Schuylkill County Conservation District (570) 622-3742
Schuylkill County Wayne Township	PAG2005403013	Reynold Miller 203 Summer Hill Rd. Schuylkill Haven, PA 17972	Lower Little Swatara Creek CWF	Schuylkill County Conservation District (570) 622-3742
Wyoming County Meshoppen Township	PAG2006603001	Meshoppen Stone Inc. SR 4015, Box 127 Meshoppen, PA 18630	Little Meshoppen Creek CWF	Wyoming County Conservation District (570) 836-2589
Centre County Benner Township	PAG2001403029	Restek Distribution Warehouse 110 Benner Circle Bellefonte, PA 16823	UNT Spring Creek CWF	Centre County Conservation District 414 Holmes Ave. Bellefonte, PA 16823 (814) 355-6817
Centre County Potter Township	PAG2001403034	Kathy L. Confer Subdivision 124 Old Fort Rd. Spring Mills, PA 16875	Cedar Run CWF	Centre County Conservation District 414 Holmes Ave. Bellefonte, PA 16823 (814) 355-6817
Clearfield County Boggs Township	PAG2001703012	Robert Cuomo R. R. 5, Box 896 Altoona, PA 1601	Clearfield Creek WWF	Clearfield County Conservation District 650 Leonard St. Clearfield, PA 16830 (814) 765-2629

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Tioga County Ward Township	PAG2005903017	Sylvan Glenn Inc. P. O. Box 61 Gaines, PA 16921	Fellows Creek CWF	Tioga County Conservation District 29 East Ave. Wellsboro, PA 16901 (570) 724-1802
Tioga County Richmond Township	PAG2005903014	Wendell Benson R. R. 1, Box 553 Mansfield, PA 16933	Mann Creek N. Elk Run WWF	Tioga County Conservation District 29 East Ave. Wellsboro, PA 16901 (570) 724-1802
Armstrong County East Franklin	PAG2000303006	Department of Transportation 2550 Oakland Avenue P. O. Box 429 Indiana, PA 15701-0429	UNT to the Allegheny River WWF	Armstrong County Conservation District (724) 548-3425
Beaver County Economy Borough	PAG2000403019	Mike Wienzierl 37 1/2 Progress Avenue Cranberry Township, PA 16066	Big Sewickley Creek TSF	Beaver County Conservation District (724) 774-7090
Westmoreland County Unity Township	PAG056503029	Donald Paulone One Corporate Circle Greensburg, PA 15601	Jacks Run WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County East Huntingdon Township	PAG056503038	Department of Transportation North Gallatin Ave. Ext. P. O. Box 459 Uniontown, PA 15401	Belson Run WWF Buffalo Run WWF	Westmoreland County Conservation District (724) 837-5271
Butler County Cranberry Township	PAG2001003014	Rolling Road Regency LLP 114 Woody Drive Butler, PA 16001	Brush Creek WWF	Butler County Conservation District (724) 284-5270
Butler County Cranberry Township	PAG2001003019	Rocco Viola 8001 Rowan Road Cranberry Township, PA 16066	Tributary to Kaufman Run WWF	Butler County Conservation District (724) 284-5270
Butler County Adams Township	PAG2001003021	Mark and Pamela Rutledge 275 Powder Mill Road Renfrew, PA 16053	Breakneck Creek WWF	Butler County Conservation District (724) 284-5270
Butler County Worth Township	PAG2001003022	Department of Transportation 2550 Oakland Ave. Indiana, PA 15701-0429	Tributary to Slippery Rock	Butler County Conservation District (724) 284-5270
Clarion County Clarion Township	PAG2061603004	National Dev. Company 340 Mansfield Ave. Pittsburgh, PA 15220	Trout Run and Clarion River CWF	Clarion County Conservation District (814) 226-4070
Crawford County Vernon Township	PAG2002003001	A. Eric Sparr 16678 McMath Ave. Meadville, PA 16335	Cussewago Creek WWF	Crawford County Conservation District (814) 724-1793
Elk County Benezette Township	PAG2002403008	Benezette Township P. O. Box 10 Benezette, PA 15821	Bennett Branch Sinnemahoning Creek WWF	Elk County Conservation District (814) 776-5373
Erie County City of Erie	PAG2002503041	Wal-Mart Stores Inc. 2001 SE 10th Street Bentonville, AR 72712	Cemetery Run WWF	Erie County Conservation District (814) 825-6403
Erie County Harborcreek Township	PAG2002503045	Erie Water Works 340 W. Bayfront Parkway Erie, PA 16507	MS4	Erie County Conservation District (814) 825-6403
Erie County North East Township	PAG2002503046	Cost Effective Coatings 12069 East Main Road North East, PA 16428	Tributary to Lake Erie CWF	Erie County Conservation District (814) 825-6403

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General Permit Type—PAG-3

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Fell Township Lackawanna County	PAR112212	Gentex Corporation P. O. Box 315 Carbondale, PA 18407	Lackawanna River CWF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Duryea Borough Luzerne County	PAR602241	Duryea Auto Parts, Inc. 825 Main Street Duryea, PA 18642	Lackawanna River WWF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Hazle Township Luzerne County	PAR232237	Johns Manville 600 Jaycee Drive Hazleton, PA 18202	Black Creek CWF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
Upper Saucon Township Lehigh County	PAR212210	Eastern Industries, Inc. 4401 Camp Meeting Rd. Center Valley, PA 18034	Saucon Creek CWF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
City of Bethlehem Northampton County	PAR702209	Eastern Industries, Inc. 4401 Camp Meeting Rd. Center Valley, PA 18034	Lehigh River WWF	NERO Water Management Program 2 Public Square Wilkes-Barre, PA 18711-0790 (570) 826-2511
South Centre Township Columbia County	PAR144807	Haddon Craftsmen Inc.—A Division of RR Donnelley & Sons Company 4411 Old Berwick Road Bloomsburg, PA 17815	Unnamed tributary to the Susquehanna River CWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666
Athens Township Bradford County	PAR804843	Gerald Corbin 117 Hillcrest Drive Sayre, PA 18840-1005	Chemung River WWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666
City of Pittsburgh Allegheny County	PAR226108	Lozier Corp. 636 Pershing Drive Omaha NE 68110	Saw Mill Run—tributary to the Monongahela and Ohio Rivers	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Paint Township Somerset County	PAR606113	G M Honkus & Sons Inc. 2030 Seanor Road Windber, PA 15963	Stonycreek River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-4

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Franklin Township Lycoming County	PAG045164	James F. Fowler 1485 Harriman Road Unityville, PA 17774	UNT German Run CWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666
Worth Township Centre County	PAG044992	Mr. and Mrs. John Miles 144 Hillside Drive Port Matilda, PA 16870	Reese Hollow Run CWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666
Spring Township Crawford County	PAG048923	Larry E. Royer 24629 East Spring Road Springboro, PA 16435	Unnamed tributary to Cussewago Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Hayfield Township Crawford County	PAG048925	Michael Phelan 18126 State Highway 98 Meadville, PA 16335	Unnamed tributary to Cussewago Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
West Salem Township Mercer County	PAG048920	Mark McCann 69 South Summit Road, Lot 312 Greenville, PA 16125	Unnamed tributary to Big Run	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Annin Township McKean County	PAG048569	John Lapp 42 Knapp Road Port Allegany, PA 16743	Two Mile Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Greene Township Erie County	PAG048915	David A. Quick 8832 Wattsburg Road Erie, PA 16509	Unnamed tributary of Fourmile Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Stroudsburg Borough Monroe County	PAG052215	Nolan Oil 157 North 2nd Street Stroudsburg, PA 18360	Brodhead Creek TSF, MF	NERO Water Management 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
City of St. Marys Elk County	PAG058354	Delullo's Car Wash and Market 19 John Street St. Marys, PA 15857	Elk Creek	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Perry Township Mercer County	PAG058353	Campbell's Camp Perry 2554 Perry Highway Clarks Mills, PA 16114	Unnamed tributary to Little Shenango River	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-8

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Site Name and Location</i>	<i>Contact Office and Telephone No.</i>
South Londonderry Township Lebanon County	PAG083583	South Londonderry Township Municipal Authority Campbelltown East Wastewater Facility 2505 North Brandt Road Campbelltown, PA 17010		DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
South Lebanon Township Lebanon County	PAG080004 PAG080007	Mobile Dredging and Pumping Co. 3100 Bethel Rd. Chester, PA 19013	Brubaker Farm South Lebanon Township Lebanon County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-13

<i>County and Municipality</i>	<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Department Protocol (Y/N)</i>	<i>Contact Office and Telephone No.</i>
Berks County Muhlenberg Township	PAR123558	JMH Inc. Power Packaging, Inc. 200 N. Park Rd., Suite 400 Wyomissing, PA 19610	Detention Basin Schuylkill River WWF	Y	Southcentral Region Water Management Program Manager 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

SAFE DRINKING WATER

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

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

Permit No. 0603504, Public Water Supply.

Applicant	Pennsylvania American Water Company
Municipality	Exeter Township
County	Berks
Type of Facility	Installation of treatment facilities to provide aeration, pH adjustment, radon removal, chlorination and corrosion control for Wells Ex 2 and Ex 4—Ex 6.
Consulting Engineer	Edward K. Fugikawa, P. E. E. Kuser Inc. 150 Grings Hill Road Sinking Spring, PA 19608
Permit to Construct Issued:	September 3, 2003

Permit No. 0603503 MA, Minor Amendment, Public Water Supply.

Applicant	The Lutheran Home at Topton
Municipality	Longswamp, Topton
County	Berks
Type of Facility	Potable water system improvements.
Consulting Engineer	Jason D. Wert, P. E. Herbert Rowland & Grubic Inc. 474 Windmere Drive State College, PA 16801
Permit to Construct Issued:	August 29, 2003

Permit No. 6703502, Public Water Supply.

Applicant	The York Water Company
Municipality	Various

County **York**
 Type of Facility Construction Permit application for a proposed Susquehanna River raw water intake, pump station and pipeline. The raw water intake and pump station permitted capacity would be 12 MGD. A 16-mile, 36-inch pipeline would deliver raw water to Lake Redman or other York Water pumping and treatment facilities.
 Consulting Engineer Robert J. Halbert, P. E.
 Rummel Klepper & Kahl LLP
 2641 Carnegie Road
 York, PA 17402
 Permit to Construct Issued: August 18, 2003

Operations Permit issued to **Pennsylvania Suburban Water Company**, 3060133, Centre Township, **Berks County** on August 15, 2003, for the operation of facilities approved under Construction Permit No. 0602506.

Operations Permit issued to **Appler Limited Partnership**, 7010022, Littlestown Borough, **Adams County** on August 26, 2003, for the operation of facilities approved under Construction Permit No. 0101509.

Operations Permit issued to **Fredricksburg Sewer & Water Authority**, 7380118, Bethel Township, **Lebanon County** on August 26, 2003, for the operation of facilities approved under Construction Permit No. 3801506 MA.

Operations Permit issued to **Glen Rock Water Authority**, 7670050, Shrewsbury Borough, **York County** on September 2, 2003, for the operation of facilities approved under Construction Permit No. 6702509 MA.

Operations Permit issued to **Beaver Creek Village**, 7010043, Abbotstown and Berwick Township, **Adams County** on August 29, 2003, for the operation of facilities approved under Construction Permit No. 0103502 MA.

Operations Permit issued to **Bendersville Borough**, 7010034, Bendersville Borough, **Adams County** on August 26, 2003, for the operation of facilities approved under Construction Permit No. 0102507 MA.

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

Permit No. 1499502—Operation. Public Water Supply.

Applicant **Borough of Unionville**
 Box 81
 Unionville, PA 16835
 Borough Unionville
 County **Centre County**
 Type of Facility PWS—Operation of the chlorination facility and the reservoir liner.
 Permit to Construct Issued: September 8, 2003

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

Permit No. 5603502, Minor Amendment. Public Water Supply.

Applicant **Windber Area Authority**
 1700 Stockholm Avenue
 Windber, PA 15963
 Borough or Township Paint Township
 County **Somerset**
 Type of Facility Water storage tanks
 Consulting Engineer The EADS Group
 450 Aberdeen Drive
 Somerset, PA 15501
 Permit to Construct Issued: September 3, 2003

Permit No. 0203503, Public Water Supply.

Applicant **Pennsylvania American Water Company**
 P. O. Box 1290
 300 Galley Road
 McMurray, PA 15317
 Borough or Township North Fayette Township
 County **Allegheny**
 Type of Facility Pinkerton Road pump station, Pinkerton Road and McVey Street interconnections
 Consulting Engineer Gwin, Dobson, & Foreman, Inc.
 3121 Fairway Drive
 Altoona, PA 16602
 Permit to Construct Issued: September 9, 2003

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

Permit No. 1003502, Public Water Supply.

Applicant **Meadows Manor Boarding Home**
 600 Freeport Rd.
 Butler, PA 16001
 Borough or Township Jefferson Township
 County **Butler County**
 Type of Facility PWS—permitting an existing water supply well no. 3.
 Consulting Engineer Wm. J. McGarvey, P. E.
 172 Woodcrest Rd.
 Butler, PA 16002
 Permit to Construct Issued: September 5, 2003

Permit No. 2592503-MA5, Minor Amendment. Public Water Supply.

Applicant **Erie Water Works**
 340 West Bayfront Parkway
 Erie, PA 16507
 Borough or Township Harborcreek Township
 County **Erie County**
 Type of Facility PWS Iroquois Avenue, 1.5 MG Water Storage Tank
 Consulting Engineer KLH Engineers
 5173 Campbells Run Rd.
 Pittsburgh, PA 15205
 Permit to Construct Issued: September 8, 2003

WATER ALLOCATIONS

Actions taken on applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of this Commonwealth.

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

WA 10-1006, Water Allocations, **Municipal Authority of Adams Township**, 134 Grand Avenue, P. O. Box 807, Mars, PA 16046, Adams Township, **Butler County**. Permit issued granting the rights to increase the amount of bulk water purchased from the Municipal Authority of the Borough of West View, Allegheny County to 779,400 gpd. The Authority purchases the water that it distributes, sells to its customers and uses to provide fire protection to Township residents. Permit issued September 8, 2003.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Straban Township	1745 Granite Station Rd. Gettysburg 17325	Adams County

Plan Description: The approved plan provides for a commercial farming operation having design flows of approximately 1,200 gpd tributary to a small flow treatment facility with spray irrigation of the treated effluent on Pine Tree Road in Straban Township, Adams County.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Tilden Township	772 Hex Highway Hamburg, PA 19526	Berks

Plan Description: The approved plan provides for the construction of a sewage collection and conveyance system for the Village of West Hamburg and the surrounding area as defined in the plan. The sewage will be conveyed to the Hamburg Wastewater Treatment Facility for disposal. The Plan also provides for the implementation of an on-lot sewage disposal system management program and requires the completion of a preliminary hydrogeologic study in accordance with 25 Pa. Code § 71.62. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Union Township	R. D. 1 Box 1940 Jonestown, PA 17038	Lebanon

Plan Description: The approved plan provides for the required completion of a preliminary hydrogeologic study in accordance with the requirements of 25 Pa. Code § 71.62 for any proposed land development underlain with carbonate geology or within 1/4 mile of a nitrate-nitrogen level in excess of 5 mg/l. The Plan also provides

for the adoption and implementation of an on-lot sewage disposal management program and the completion of an Act 537 Plan Update Revision within 5 years. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Mifflin Township	P. O. Box 359 Mifflinville, PA 18631	Columbia

Plan Description:

The Mifflin Township Supervisors plan on providing sewer service to 562 homes in the Village of Mifflinville and conveying the sewage across the Market Street Bridge to the Berwick Area STP. This project will involve the installation of ~ 65,062 feet of gravity and pressure sewers, as well as seven pump stations. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

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

Prompt Interim Response

Quaker City Gear Works Site, Lower Moreland Township, Montgomery County

The Department of Environmental Protection (Department), under the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), has initiated a prompt interim response at the Quaker City Gear Works Site (Site), 351 Red Lion Road, Huntingdon Valley, Lower Moreland Township, Montgomery County. This response has been initiated under sections 501(a) and 505(b) of the HSCA (35 P. S. §§ 6020.501(a) and 6020.505(b)).

The Site consists of a 53,366-square foot industrial building that was abandoned in 1992. Based upon the findings of its investigation, the Department determined that drums and tanks containing hazardous wastes had been abandoned in the Quaker City Gear Works building, which had a portion of the exterior wall demolished and was open to trespass.

The Prompt Interim Response Action consisted of removal and lawful disposal of all hazardous wastes on the Site and of containers of types typically used to store hazardous materials or waste. The response also included sampling and analysis to determine if soil in the area of the former septic system had been contaminated with hazardous waste. This sampling determined that soil was not contaminated in excess of Statewide health standards promulgated by the Department under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.909). Fieldwork for this prompt interim response was completed in August 2003.

The Department chose to conduct a prompt interim response at the Site because of the condition of the drums and the nature of hazardous materials stored in the

building. The prompt action was completed to protect public health and safety under 25 Pa. Code § 3.21(b).

The Department determined that a prompt interim response under the authority of sections 501(a) and 505(b) of the HSCA was the most environmentally sound and protective alternative for the Site. The Department considered taking no action at the Site and determined that taking no action would not have addressed or resolved the threat to public health and the environment associated with the Site.

The administrative record (AR) contains the information that forms the basis for and documents the selection of this response action and is available for public review and comment Monday through Friday from 8 a.m. to 5 p.m. at the Department's Southeast Regional Office, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428. A second copy of the AR is available for public inspection at the Lower Moreland Township Building, 640 Red Lion Road, Huntingdon Valley, PA from 8:30 a.m. to 4:30 p.m., Monday through Friday.

Written comments concerning the Department's response and the information contained in the AR will be accepted in person, if delivered, or by mail, if postmarked within 90 days of the publication of this notice in the *Pennsylvania Bulletin*. Written comments should be directed to David Ewald, Department of Environmental Protection, Project Officer, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6200.

In addition, the public will have the opportunity to present oral comments at a public hearing. The public hearing has been scheduled for October 22, 2003, at 7 p.m. at the Lower Moreland Township Building. There will be a public information session from 5 p.m. to 7 p.m. at the Municipal Building to answer questions.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Lynda Rebarchak, Community Relations Coordinator, (610) 832-6019 or the Pennsylvania AT&T Relay Service at (800) 654-5984 to discuss how the Department may accommodate their needs.

The Department is providing this notice under sections 505(b) and 506(b) of the HSCA. The date of publication of this notice in the *Pennsylvania Bulletin* initiates the minimum 90-day comment period on the AR as provided under the act.

**Settlement under the Comprehensive
Environmental Response, Compensation and
Liability Act and the Hazardous Sites Cleanup Act
North Front Associates/Container Recyclers Site,
Philadelphia County**

The Department, under the HSCA and the Comprehensive Environmental Response, Compensation and Liability Act (42 U.S.C.A. §§ 9601—9675), has entered into a proposed settlement with James T. Warring & Sons, Inc. concerning the cleanup of the North Front Associates (former Container Recyclers Ltd.) Site in Philadelphia County. Under the terms of the proposed Consent Decree, James T. Warring & Sons, Inc., will pay into the Pennsylvania Hazardous Sites Cleanup Fund the sum of \$8,000. In the mid-1990s, the Department implemented an Interim Response and a Prompt Interim Response to mitigate the threat to human health and the environment posed by the hazardous substances released there.

The specific terms of this settlement are set forth in the proposed Consent Decree between the Department and

James T. Warring & Sons, Inc. The Department will receive and consider comments relating to the proposed Consent Decree for 60 days from the date of this public notice. The Department has the right to withdraw its consent to the proposed Consent Decree if the comments concerning the proposed Consent Decree disclose facts or considerations which indicate that the proposed Consent Decree is inappropriate, improper or not in the public interest. After the public comment period, the Department's settlement with James T. Warring & Sons, Inc. shall be effective on the date on which, if the Department has notified the United States District Court for the Eastern District of Pennsylvania in writing that no significant comments were received or that a response to significant written comments has been filed, the Court issues an Order entering the Consent Decree.

Copies of the proposed Consent Decree are available for inspection at the Department's Southeast Regional Office, Conshohocken, Montgomery County. Comments may be submitted in writing to Thomas Sheehan, Project Manager, Hazardous Sites Cleanup Program, Department of Environmental Protection, Suite 6010, Lee Park, 555 North Lane, Conshohocken, PA 19428.

Further information may be obtained by contacting Thomas Sheehan at (610) 832-6000 during business hours. TDD users may contact the Department through the Pennsylvania Relay Services at (800) 645-5984.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

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

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

The Department has received the following final reports:

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

William Angstadt Property, Cumru Township, **Berks County**. Hafer Petroleum Equipment, Ltd., P. O. Box 4085, Reading, PA 19606, submitted a Final Report concerning remediation of site soils contaminated with fuel oil no. 2. The report was submitted within 90 days of a release and is intended to document remediation of the site to the Statewide Health Standard.

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

Scientific Systems, Inc.—Carolean Drive Property, College Township, **Centre County**. Blazosky Associates, Inc., on behalf of Scientific Systems, Inc., 349 North Science Park Road, State College, PA 16803, has submitted a Remedial Investigation Report, Risk Assessment Report and Cleanup Plan concerning soil and groundwater contaminated with chlorinated solvents. This submission was made in partial fulfillment of the Site-Specific Standard.

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

Exxon Indiana Terminal No. 2024 PA Facility No. 32-82229 (Former), White Township, **Indiana County**. Gary L. Antoinette, Geologic Services Corporation, 129 McCarrell Lane, Suite 2B, Zelenople, PA 16063 (on behalf of Frank Messina, Exxon Mobil Refining and Supply Corp., 1900 E. Linden Ave., Bldg. 14, P.O. Box 728, Linden, NJ 07036) has submitted a Remedial Investigation Report concerning remediation of site groundwater contaminated with aviation gasoline, diesel fuel, fuel oil nos. 1, 2 and 4—6, kerosene, leaded gasoline, lead and MTBE. The report is intended to document remediation of the site to meet the Site Specific Standard.

Pittsburgh Forgings Company Site (Former)/American Bridge Corporation Property, Borough of Coraopolis, **Allegheny County**. Steven S. Gerritsen, SE Technologies, Inc., 98 Vanadium Road, Bridgeville, PA 15017 (on behalf of American Bridge Corporation, Three Gateway Center, Suite 1100, Pittsburgh, PA 15222 and Ampco-Pittsburgh Corporation/Old Forgings Company, 600 Grant Street, Suite 4600, Pittsburgh, PA 15219) has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead, solvents, BTEX and PAHs. The report is intended to document remediation of the site to meet the Statewide Health and Site-Specific Standards.

Triangle Fastener, City of Pittsburgh, **Allegheny County**. Greg Hilty, Delta Environmental Consultants, Inc., 1418 Brice Road, Suite 205, Reynoldsburg, OH 43068 (on behalf of Charles Friday, Partners Investment LP, 1925 Preble Avenue, Pittsburgh, PA 15223 and Tara Popik, Group Environmental Management Co. (a BP affiliated company), 4850 East 49th Street, MBC 1, Cuyahoga Heights, OH 44125) has submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with diesel fuel and leaded gasoline. The report is intended to document remediation of the site to meet the Site-Specific Standard.

McCullough Farm Site, Findlay Township, **Allegheny County**. William G. Weir, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Terry Mamone, 434 Route 30, Imperial, PA 15216; Robert McCullough, Hebron Road, Imperial, PA 15126; and Beazer East, Inc. c/o Three Rivers Management, Inc., One Oxford Center, Pittsburgh, PA 15219) has submitted a Cleanup Plan concerning remediation of site soil and groundwater contaminated

with PAHs and VOCs. The report replaces the Cleanup which was withdrawn on July 18, 2003, and is intended to document remediation of the site to meet the Site-Specific Standard.

Westinghouse Facility Lot 1C, Borough of Trafford, **Allegheny and Westmoreland Counties**. William C. Smith, Cummings Riter Consultants, Inc., 339 Haymaker Road, Parkway Building, Suite 201, Monroeville, PA 15146 (on behalf of Viacom, Inc., 11 Stanwix Street, Pittsburgh, PA 15222) has submitted a Cleanup Plan concerning the remediation of site soil contaminated with PCBs, lead, heavy metals, pesticides, solvents, PAHs and cyanide. The Cleanup Plan is intended to document remediation of the site to meet the Site-Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office after which the

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

The Department has received the following plans and reports:

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

Metal Service Company Property (Former) Parcel A, Apollo Borough, Armstrong County. Mary A. King, Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 (on behalf of Armstrong County Industrial Development Council, 402 Market Street, Kittanning, PA 16201) has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with lead and solvents. The Final Report demonstrated attainment of the Site Specific Standard and was approved by the Department on September 22, 2003.

Westinghouse Facility Lot 3, Borough of Trafford, Allegheny and Westmoreland Counties. William C. Smith, Cummings Riter Consultants, Inc., 339 Haymaker Road, Parkway Building, Suite 201, Monroeville, PA 15146 (on behalf of Viacom, Inc., 11 Stanwix Street, Pittsburgh, PA 15222) has submitted a Final Report concerning the remediation of site soil contaminated with PCBs, lead, heavy metals, pesticides, solvents, BTEX, PAHs and cyanide. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on May 2, 2003.

Westinghouse Facility Lot 1A, Borough of Trafford, Allegheny and Westmoreland Counties. William C. Smith, Cummings Riter Consultants, Inc., 339 Haymaker Road, Parkway Building, Suite 201, Monroeville, PA 15146 (on behalf of Viacom, Inc., 11 Stanwix Street, Pittsburgh, PA 15222) has submitted a Final Report concerning the remediation of site soil contaminated with PCBs, lead, heavy metals, pesticides, solvents, BTEX, PAHs and cyanide. This Final Report was withdrawn on April 5, 2003.

INTENT TO ISSUE A DRAFT PERMIT

Southcentral Region: Waste Management Program, 909 Elmerton Ave., Harrisburg, PA 17110; Contact: Regional Solid Waste Manager, (717) 705-4706.

Permit No. PAD980692008. Keystone Environmental Services, Inc. (KESI), 1100 South Pottsville Pike, Shoemakersville, PA 19555, Perry Township, **Berks County.** On May 17, 2002, the Department received an application for a hazardous waste storage permit from KESI. The permitted site will be at 1100 South Pottsville Pike, Shoemakersville, PA 19555. The Department has completed its review of the permit application and has issued a draft permit. As required by 25 Pa. Code § 270a.80(d)(2), the Department is providing this public notice.

Persons wishing to comment on the draft permit are invited to submit a statement to the Southcentral Regional Office within 45 days from the date of this public notice. Comments received within this 45-day period will be considered in the formulation of the final determination regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Regional Office of

the exact basis of any comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

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

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous waste treatment, processing, storage, or disposal facility.

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

Permit No. PAD987270725. Envirotrol, Inc., 118 Park Road, Darlington, PA 16115. Operation of a residual and hazardous waste processing and storage facility in Darlington Township, **Beaver County.** Permit modification approving the Radiation Protection Action Plan issued in the Regional Office on September 9, 2003.

RESIDUAL WASTE GENERAL PERMITS

Permit denied 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 residual waste regulations for a general permit to operate residual waste processing facilities and the beneficial use of residual waste other than coal ash.

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

General Permit Application No. WMGR078. Bedrock Stone & Stuff, Inc., P. O. Box 279, Shoemakersville, PA 19555. Proposed for the processing and beneficial use of mushroom soil, dredged sand and topsoil to create a landscaping soil product. The permit applicant failed to submit a complete application. As a result, the application was denied by Central Office on September 9, 2003.

REGISTRATION FOR GENERAL PERMIT—INFECTIOUS AND CHEMOTHERAPEUTIC WASTE

Registration 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 infectious and chemotherapeutic waste regulations for a general permit to operate infectious and chemotherapeutic waste processing facilities.

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

General Permit Registration No. WMGI010R001. Pennsylvania University School of Veterinary Medicine, 382 W. Street Road, Kennett Square, PA 19348-1692. Registration to operate under General Permit No. WMGI010 for infectious waste processing through diges-

tion of biological tissues. The approved processing is limited to chemical and thermal digestion using sodium or potassium hydroxide. Central Office approved this registration for coverage under the general permit on September 8, 2003.

Persons interested in the general permit may contact Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

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

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

General Permit No. WMGR090R017. Golden Eagle Construction Company, P. O. Box 945, Uniontown, PA 15473. General Permit No. WMGR090 authorizes the processing and beneficial use of reclaimed asphalt pavement (RAP) materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on September 5, 2003.

General Permit No. WMGR090R018. Department of Transportation, 400 North Street, Keystone Building, Harrisburg, PA 17105-2957. General Permit No. WMGR090 authorizes the processing and beneficial use of RAP materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on September 5, 2003.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit ID No. 301307. US Liquids of Pennsylvania, Inc., RJ Casey Industrial Park, 1800 Columbus Ave., Suite 5, Pittsburgh, PA 15233-2247. Operation of a residual waste processing facility in the City of Pittsburgh, Allegheny County. Permit modification approving a radiation materials testing plan issued in the Regional Office on September 8, 2003.

Persons interested in reviewing the permit may contact the Department of Environmental Protection, Land Recycling and Waste Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 654-5984.

MUNICIPAL AND RESIDUAL WASTE TRANSPORTER AUTHORIZATION

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

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

RAB Trucking, LLC, 181 Judwin Ave., New Haven, CT 06515. Authorization No. WH3422. Effective September 2, 2003.

Osvaldo F. Barros, 311 Kearny Ave., Kearny, NJ 07032. Authorization No. WH5226. Effective September 2, 2003.

Unique Transportation Corp., 2828 Kennedy Blvd., Jersey City, NJ 07306. Authorization No. WH5228. Effective September 2, 2003.

Bery D. Anaya, Apt. 2A, 3900 Liberty St., North Bergen, NJ 07047. Authorization No. WH5229. Effective September 2, 2003.

Norman R. Weiler, 251 Kline Road, Bethel, PA 19507. Authorization No. WH5230. Effective September 2, 2003.

Stanley Auen, P. O. Box 36, Saltsburg, PA 15681. Authorization No. WH5231. Effective September 2, 2003.

B. R. Mucci Construction, 1257 Bristol Pike, Morrisville, PA 19067. Authorization No. WH5232. Effective September 2, 2003.

NYC Demolition Corp., 28 Plaza Nine, Manalapan, NJ 07726. Authorization No. WH5233. Effective September 2, 2003.

Robert M. Kordell, P. O. Box 355, Tire Hill, PA 15959-0355. Authorization No. WH5234. Effective September 2, 2003.

Complete Leasing Inc., 464 Hudson Terrace, Englewood Cliffs, NJ 07632. Authorization No. WH5237. Effective September 2, 2003.

Adeilton Conceicao, 57 Hamilton Ave., Fairview, NJ 07022. Authorization No. WH5238. Effective September 2, 2003.

Breno C. Queiroga, 35 Burton Ave., South River, NJ 08882. Authorization No. WH5185. Effective September 4, 2003.

Highpeak Roofing & Painting Inc., 2301 Ritner Highway, Carlisle, PA 17013. Authorization No. WH5242. Effective September 4, 2003.

Lezzer Cash & Carry of Curwensville, P. O. Box 217, 332 Schofield St., Curwensville, PA 16833. Authorization No. WH5243. Effective September 4, 2003.

James P. Rivest, 724 Towpath Road, Hawly, PA 18428. Authorization No. WH5244. Effective September 4, 2003.

John T. Mondick, 364 Pine Bluff Road, Sidman, PA 15955-4107. Authorization No. WH5245. Effective September 4, 2003.

Transport Financial LLC, 84 Somme St., No. 1, Newark, NJ 07105. Authorization No. WH5246. Effective September 4, 2003.

Calderon Trucking Company, 55 Vernon St., Bridgeport, CT 06608. Authorization No. WH5247. Effective September 4, 2003.

Department of Conservation and Natural Resources, Raccoon Creek State Park, 3000 SR 18, Hookstown, PA 15050-9416. Authorization No. WH5250. Effective September 4, 2003.

D. R. Hackman Inc., 360 W. Bainbridge St., Elizabethtown, PA 17022. Authorization No. WH5251. Effective September 4, 2003.

Samuel E. Rhodes Construction, 796 Branch Road, Woodbury, PA 16695. Authorization No. WH5253. Effective September 4, 2003.

Ever Trucking Corp., Apt. 205, 1670 East Broad St., Statesville, NC 28625. Authorization No. WH5254. Effective September 4, 2003.

G. R. Trucking, 12 South Maple Avenue, P. O. Box 335, New Gretna, NJ 08224. Authorization No. WH4173. Effective May 22, 2003.

T & T Transport, Prestwick Drive, 4460, Reading, PA 19606. Authorization No. WH4174. Effective May 22, 2003.

Triangle Roofing Inc., 351 Mount Nebo Road, Pittsburgh, PA 15237. Authorization No. WH4303. Effective May 21, 2003.

Gale Nurseries Inc., 1716 Schoolhouse Road, P. O. Box 264, Gwynedd, PA 19436. Authorization No. WH4329. Effective May 21, 2003.

Saywood Inc., 171 South Main Street, Dublin, PA 18917. Authorization No. WH4366. Effective May 22, 2003.

Aziz S. Saloum, 4290 Airport Road, Allentown, PA 18109. Authorization No. WH4608. Effective June 16, 2003.

Erie Pallet Company, 1835 East 12th Street, Erie, PA 16511-1175. Authorization No. WH4609. Effective June 16, 2003.

Gall Brothers Hauling & Removal Services, 6324 Old Route 8, Butler, PA 16002-8903. Authorization No. WH0335. Effective October 17, 2002.

Bruce L. Deibert, P. O. Box 206, Lehighton, PA 18235. Authorization No. WH0337. Effective October 21, 2002.

Rizzo Disposal Services, 102 Muir Avenue, Hazleton, PA 18201-7327. Authorization No. WH0339. Effective October 21, 2002.

Langstaff, Inc., R. R. 3 Box 2035, Effort, PA 18330. Authorization No. WH0352. Effective October 21, 2002.

Boscov's Department Stores, Inc., 4500 Perkiomen Avenue, P. O. Box 4116, Reading, PA 19606. Authorization No. WH0357. Effective November 12, 2002.

Swap Meet Carriers Corporation, P. O. Box 29, West New York, NY 07093. Authorization No. WH0416. Effective October 18, 2002.

Lenape Transport Corporation, P. O. Box 29, 5903 Hudson Avenue, West New York, NJ 07093. Authorization No. WH0417. Effective October 18, 2002.

D & M Trucking, 357 Sunnyside Road, Bedford, PA 15222-8604. Authorization No. WH0442. Effective November 4, 2002.

Verastegui, Inc., 123 Carteret Avenue, Carteret, NJ 07008. Authorization No. WH0448. Effective November 15, 2002.

Dean S. Gurney, 13994 Kutztown Road, Fleetwood, PA 19522. Authorization No. WH0453. Effective November 7, 2002.

Dominion Transmission, Inc., 445 West Main Street, Clarksburg, WV 26301-2843. Authorization No. WH0569. Effective November 7, 2002.

Heurich Services, Inc., 11676 Perry Highway Suite 1100, Wexford Professional Building I, Wexford, PA 15090-7201. Authorization No. WH0571. Effective November 7, 2002.

Ashley Borough, 10 North Main Street, Ashley, PA 18706-2202. Authorization No. WH0573. Effective November 7, 2002.

Morocho Ana, 291 North 6th Street, Newark, NJ 07107. Authorization No. WH0574. Effective November 12, 2002.

Robert L. Kline, 3067 Limekiln Road, Birdsboro, PA 19508-8705. Authorization No. WH0576. Effective November 7, 2002.

Lafayette College, 730 Sullivan Road, 11 Marquis Hall, Easton, PA 18042. Authorization No. WH0577. Effective November 7, 2002.

Shippensburg Borough, 60 West Burd Street, Shippensburg, PA 17257. Authorization No. WH0578. Effective November 7, 2002.

Loysville Youth Development Center, R. R. 2, Box 365b, Loysville, PA 17047-9754. Authorization No. WH0579. Effective November 7, 2002.

Luso Transport Co., 363 Chestnut St., Newark, NJ 07105. Authorization No. WH0580. Effective November 7, 2002.

Joaquin S. Flores, 2nd Fl, 296 Maple Street, Kearny, NJ 07032. Authorization No. WH0581. Effective November 7, 2002.

Mariana Salas, St., 130 Joralemon Street, Belleville, NJ 07109. Authorization No. WH0582. Effective November 7, 2002.

Juan J. Monti, 760 Myrtle Street, Elizabeth, NJ 07202. Authorization No. WH0583. Effective November 12, 2002.

Jack Amado Trucking LLC, 42 Catherine Street, Sewaren, NJ 07077. Authorization No. WH0584. Effective November 7, 2002.

FHF Transport LLC, 162 Walnut Street, Newark, NJ 07105. Authorization No. WH0585. Effective November 7, 2002.

Lino R. Andrade, 36 Searing Avenue, East Newark, NJ 07029-2829. Authorization No. WH0586. Effective November 7, 2002.

G & L Transport & Trade LLC, Apt. 2, 363 Chestnut Street, Newark, NJ 07105-2401. Authorization No. WH0587. Effective November 7, 2002.

John T. Cook, P. O. Box 211, Douglassville, PA 19518-0211. Authorization No. WH0589. Effective November 7, 2002.

Lynch Sanitation, P. O. Box 593, Perryopolis, PA 15473. Authorization No. WH0591. Effective November 12, 2002.

Carper General Hauling, P. O. Box 245, Orbisoni, PA 17243-0245. Authorization No. WH0592. Effective November 12, 2002.

J. L. Myers Trucking, P. O. Box 353, Irvona, PA 16656-0353. Authorization No. WH0593. Effective November 12, 2002.

C. Shirey Sanitation, 11704 Route 68, Rimersburg, PA 16248. Authorization No. WH0595. Effective November 12, 2002.

Strain's Refuse Service, 513 Grant Street, Franklin, PA 16323-2215. Authorization No. WH0596. Effective November 12, 2002.

Progressive Services, Inc., 1806 Spangler Avenue, P. O. Box 215, Dover, PA 17315. Authorization No. WH0597. Effective November 12, 2002.

North Hills Disposal, 340 Thompson Run Road, Pittsburgh, PA 15237-3758. Authorization No. WH0598. Effective November 12, 2002.

Wayne Michael Cornell, 878 Beaver Dam Road, Friedens, PA 15541. Authorization No. WH0599. Effective November 12, 2002.

Mark Fair, 591 Ritts Farm Road, Emlenton, PA 16373-5203. Authorization No. WH0600. Effective November 12, 2002.

Ram Transport, 418 Deer Haven Road, Frenchville, PA 16836-9717. Authorization No. WH0661. Effective November 12, 2002.

Hydro/Kirby Agri. Service, Inc., 1020 Millersville Road, Lancaster, PA 17603. Authorization No. WH0662. Effective November 12, 2002.

Environmental Restoration, Inc., 191 Courtdale Avenue, Courtdale, PA 18704-1148. Authorization No. WH0663. Effective November 12, 2002.

Cogle's Recycling, Inc., 1000 South 4th Street, Hamburg, PA 19526. Authorization No. WH0664. Effective November 12, 2002.

Ferro Excavating, Inc., 31 Ladony's Lane, Riddley Park, PA 19078. Authorization No. WH0691. Effective November 14, 2002.

Slusser Sons, Inc., 70 Mountain Ridge Road, R. R. 2, Box 892, Sugarloaf, PA 18249. Authorization No. WH0692. Effective November 14, 2002.

Mihalko's General Contracting, Inc., 1303 Jackson Avenue, Windber, PA 15963. Authorization No. WH0693. Effective November 14, 2002.

Southeastern Services, Inc., Main Street, P. O. Box 3652, Easton, PA 18043-3652. Authorization No. WH0695. Effective November 14, 2002.

Pursell's Septic Service, 1247 Bridgeton Hill Road, Upper Black Eddy, PA 18972. Authorization No. WH0696. Effective November 14, 2002.

William Wolff Refuse Service, 5655 Shawmut Road, Brockport, PA 15823-9702. Authorization No. WH0697. Effective November 14, 2002.

D & T Trucking, Inc., 1133 West Erie Avenue, Philadelphia, PA 19140. Authorization No. WH0698. Effective November 14, 2002.

Holland Disposal Co., 307 Upper Tinicum Church Road, Upper Black Eddy, PA 18972. Authorization No. WH0699. Effective November 14, 2002.

Miguel A. Segura, Apt. 2g, 222 Bedford Park Boulevard, Bronx, NY 10458. Authorization No. WH0700. Effective November 14, 2002.

AM PM, Inc., 229 72nd Street, North Bergen, NJ 07047. Authorization No. WH0702. Effective November 14, 2002.

Jackco Equipment Corp., P. O. Box 482, 470 Schuyler Avenue, Kearny, NY 07032-0482. Authorization No. WH0703. Effective November 14, 2002.

Kleen All of America, Inc., 1036 William Flynn Highway, Glenshaw, PA 15116-2636. Authorization No. WH0704. Effective November 14, 2002.

McAuliffe Hauling & Recycling Services, Inc., P. O. Box 59, Walnutport, PA 18088. Authorization No. WH0705. Effective November 14, 2002.

Fitz & Smith, Inc., P. O. Box 178, Dallastown, PA 17313-0178. Authorization No. WH0706. Effective November 14, 2002.

Performance One, 2590 Lincoln Highway, Stoystown, PA 15563-7824. Authorization No. WH1105. Effective January 13, 2003.

Raymond T. Opendaker & Sons, Inc., 8 Elm Avenue, Aston, PA 19014. Authorization No. WH1309. Effective December 20, 2002.

Gra Hil Construction, Inc., R. R. 5 Box 302, Wellsboro, PA 16901. Authorization No. WH2869. Effective March 13, 2003.

City of Allentown, 1400 Martin Luther King Drive, Allentown, PA 18102. Authorization No. WH2870. Effective March 13, 2003.

Fike's Dairy, Inc. 47 West Craig Street, Uniontown, PA 15401. Authorization No. WH2872. Effective March 13, 2003.

Associated Contractors, Inc., 664 Water Street, P. O. Box 6, Conneaut Lake, PA 16316. Authorization No. WH2873. Effective March 13, 2003.

Lerco Building Contractors, 32 Bradford Avenue, Pittsburgh, PA 15205-3121. Authorization No. WH2874. Effective March 13, 2003.

Lemoyne Borough, Cumberland County, 655 Market Street, Lemoyne, PA 17043. Authorization No. WH2875. Effective March 13, 2003.

Passariello Sanitation, 1304 Academy Street, Scranton, PA 18504. Authorization No. WH2876. Effective March 13, 2003.

Frebro, Inc., 915 Penn Green Road, P. O. Box 477, Avondale, PA 19311. Authorization No. WH2878. Effective March 13, 2003.

Chain Mar, Inc., 158 West Main Street, Norristown, PA 19401. Authorization No. WH2879. Effective March 13, 2003.

Fetzer Trucking, Inc., 59 Schrader Avenue, Johnstown, PA 15902. Authorization No. WH2880. Effective March 13, 2003.

Lineburg's Excavation & Paving, R. R. 1, Box 324, Athens, PA 18810. Authorization No. WH2882. Effective March 13, 2003.

CCNS Corporation, Apt. 5f, 260 Engle Street, Englewood, NJ 07631. Authorization No. WH2883. Effective March 13, 2003.

Rick's Mushroom Service, Inc., P. O. Box 1070, Avondale, PA 19311. Authorization No. WH2884. Effective March 12, 2003.

Glenn Norman Decker, P. O. Box 54, Claysburg, PA 16625-0054. Authorization No. WH2885. Effective March 12, 2003.

Valley View Trucking, HC 63, Box 20AA, Jones Mills, PA 15646. Authorization No. WH2886. Effective March 12, 2003.

Petan, LLC d/b/a Tri-County Disposal, 11 Sodom Lane North, Brewster, NY 10509. Authorization No. WH2900. Effective March 12, 2003.

A. L. Douglas, 3334 Churchview Road, New Enterprise, PA 16664. Authorization No. WH3649. Effective April 18, 2003.

National Contractors, Inc., 145 Fifth Street, Ewing, NJ 08638. Authorization No. WH3650. Effective April 18, 2003.

S. E. I. Express, Inc., PO Box 67, Northampton, PA 18067. Authorization No. WH3651. Effective April 18, 2003.

Worthington Avenue Garage, 1115 Worthington Avenue, Clairton, PA 15025-1216. Authorization No. WH3652. Effective April 18, 2003.

Gary J. Gallerie Son & Associates, Inc., P. O. Box 909, Pocono Summit, PA 18346-0909. Authorization No. WH3654. Effective April 18, 2003.

Daero Trucking Corporation, Apartment 2f, 42-20 235th Street, Douglaston, NY 11363. Authorization No. WH3656. Effective April 18, 2003.

United Metal Traders, Inc., 5240 Comly Street, Philadelphia, PA 19135-4315. Authorization No. WH3659. Effective April 18, 2003.

Montana Brothers, Inc., 555 Street Road, Bensalem, PA 19020. Authorization No. WH3660. Effective April 18, 2003.

Big A Trucking, P. O. Box 242, 159 North Main Street, York New Salem, PA 17371. Authorization No. WH3858. Effective May 1, 2003.

Construction Equipment Leasing Co., Inc., P. O. Box 509, Allentown, PA 18105. Authorization No. WH4506. Effective June 10, 2003.

Warsava Transport, 48 Reinhardt Road, Montague, NJ 07827. Authorization No. WH4623. Effective June 19, 2003.

J. & J. Swinger Trucking, 3602 Graham Avenue, Windber, PA 15963-2532. Authorization No. WH4678. Effective May 14, 2003.

Jose E. Llerena, 109 Manor Avenue, Harrison, NJ 07029-2015. Authorization No. WH4782. Effective July 24, 2003.

William A. Futules d/b/a Futules Excavating, 1321 Freeport Road, Cheswick, PA 15024-1302. Authorization No. WH4974. Effective July 24, 2003.

City Carting Co., Inc., 61 Taylor Reed Place, Stamford, CT 06906-2222. Authorization No. WH1010. Effective December 9, 2002.

Chalfont New Britain Township Joint Sewer Authority, 1645 Upper State Road, Doylestown, PA 18901-2666. Authorization No. WH1015. Effective December 16, 2002.

Maria Alcibiades, 135 St., Apt. C-10H, 33-33 Broadway, New York, NY 10031. Authorization No. WH2345. Effective May 2, 2003.

Dexter Construction Co., R. R. 2 Box 2658, Beach Lake, PA 18405. Authorization No. WH4610. Effective June 16, 2003.

Sals Trucking Service Inc., 4 Sharon Lane, Staten Island, NY 10309. Authorization No. WH1706. Effective January 28, 2003.

P. Klepal Contracting, 2339 Stratford Ave., Coraopolis, PA 15108-2221. Authorization No. WH2111. Effective January 28, 2003.

Wallace Transport Trucking Inc., R. R. 1 Box 191A, Woodland, PA 16681. Authorization No. WH2112. Effective January 28, 2003.

Rovic Transportation, P. O. Box 756, 1000 Valley Brook Ave., Lyndhurst, NJ 07071. Authorization No. WH2113. Effective January 28, 2003.

Jack Wallace Trucking, 8667 Tyrone Pike, Irvona, PA 16656-9747. Authorization No. WH2114. Effective January 28, 2003.

Donald L. Allison, 147 Cemetery Road, Vanderbilt, PA 15486. Authorization No. WH2115. Effective January 28, 2003.

L & R Trucking, 1461 Hilltop Road, West Decatur, PA 16878-8518. Authorization No. WH2116. Effective January 28, 2003.

Freddys Refuse, R. R. 2 Box 293, Thompson, PA 18465-9667. Authorization No. WH2118. Effective January 28, 2003.

Kathryn Trucking, 174 College Ave., McClelland, PA 15458. Authorization No. WH2119. Effective January 28, 2003.

Bushie Transportation Inc., 88-08 197th St., Hollis, NY 11423. Authorization No. WH2120. Effective February 4, 2003.

Ebersole Excavation, Inc., 3224 Elizabethtown Road, Hershey, PA 17033-9736. Authorization No. WH2070. Effective January 23, 2003.

Black's Detachable Truck Systems, 106 East Cumberland Road, Enola, PA 17025-2509. Authorization No. WH1973. Effective January 23, 2003.

Gene & George Smith Sanitation, Inc., P. O. Box 1132, Alpha, NJ 08865. Authorization No. WH1796. Effective January 23, 2003.

Township of Haverford, Delaware County, 2325 Darby Road, Havertown, PA 19083-2251. Authorization No. WH2069. Effective January 23, 2003.

Voluntarily terminated applications for Municipal and Residual Waste Transporter Interim Authorization received under the Waste Transportation Safety Act and regulations to transport municipal or residual waste.

Todd Dallas Griffith, 1202 Ironville Pike, Columbia, PA 17512. Authorization No. WH0409. Voluntarily Terminated September 4, 2003.

AIR QUALITY

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

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

23-312-218GP: Sunoco, Inc.—R & M (Delaware Avenue and Green Street, Marcus Hook, PA 19061) on September 3, 2003, for three 20,000 gallon storage tanks in Marcus Hook Borough, **Delaware County**.

09-312-035GP: Univar USA Inc. (200 Dean Sievers Pl., Morrisville, PA 19067) on September 3, 2003, for nine storage tanks in Falls Township, **Bucks County**.

AQ-SE-0019: Reading Materials Inc. (300 E. Baltimore Pike, Upper Darby, PA 19082) on September 5, 2003, for a portable processing plant in Upper Darby Township, **Delaware County**.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790; Contact: Michael Safko, Facilities Permitting Chief, (570) 826-2531.

64-310-014GP3: ER Linde Construction Corp. (R. R. 6, Box 6825, Honesdale, PA 18431) to construct and operate a portable stone crushing operation and associated air cleaning device at their facility on Route 191, Cherry Ridge Township, **Wayne County**.

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

GP3-1-31-03032: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on September 3, 2003, authorized to operate a portable nonmetallic mineral processing plant under GP3 in Morris Township, **Huntingdon County**.

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

43-330: North Coast Energy Inc.—Bauder Station (Greenville-Jamestown Road, Jamestown, PA 16134) on August 31, 2003, to operate natural gas fired engine in Greene Township, **Mercer County**.

43-333: North Coast Energy, Inc.—M Brown Station (McElaney and State Line Road, Jamestown, PA 16134) on August 31, 2003, to operate a natural gas fired engine in Greene Township, **Mercer County**.

42-200: Belden and Blake Corp.—Westline 280 (SR 3006, Lafayette Township, PA) on August 31, 2003, to replace a natural gas fired engine in Lafayette Township, **McKean County**.

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

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

46-0198F: Blommer Chocolate Co. (1101 Blommer Drive, East Greenville, PA 18041) on September 3, 2003, to operate an alkalization reactor in Upper Hanover Township, **Montgomery County**.

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

58-303-001A: Eastern Industries Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034) on August 28, 2003, to modify a batch asphalt plant to utilize waste derived liquid fuel at their facility in Clifford Township, **Susquehanna County**.

54-399-029A: Silberline Manufacturing Co. Incorporated (Lincoln Drive, P. O. Box B, Tamaqua, PA 18252) on September 4, 2003, to construct a vacuum metalize pigment manufacturing process at their Tidewood East Facility, Rush Township, **Schuylkill County**.

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

01-03002B: Vulcan Construction Materials, LP (5601 Iron Bridge Parkway, Chester, VA 23831) on September 3, 2003, to modify the existing limestone crushing plant in Oxford and Conewago Townships, **Adams County**. The crushing plant is subject to 40 CFR Part 60, Subpart 000—Standards of Performance for Nonmetallic Mineral Processing Plants.

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

03-00197A: Nature's Blend Wood Products, Inc. (P. O. Box 392, 202 First Avenue, Ford City, PA 16226) on September 3, 2003, to install flat line and door line coating application systems at Ford City Plant in Ford City, **Armstrong County**.

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

24-025A: Alpha Sintered Metals, Inc. (95 Mason Run Road, Ridgway, PA 15853), on August 25, 2003, to install a Sly Baghouse collection system in the mixing room of their powdered metal component manufacturing facility in Ridgway Township, **Elk County**. This is a State-only facility.

42-196A: Catalyst Energy, Inc.—Swamp Angel Compressor Station (1/4 mile from Big Shany Road and FR 307, Lewis Run, PA 16738) on August 25, 2003, to install a natural gas processing plant and associated gas compressor engine in Lafayette Township, **McKean County**. The source is subject to NSPS (40 CFR Part 60, Subpart KKK).

24-012C: C/G Electrodes LLC—St. Marys Plant (800 Theresia Street, St. Marys, PA 15857-1898) on August 25, 2003, to install graphite machining operations in Building 607 and two dust collectors in St. Marys, **Elk County**. This is a Title V facility.

10-001H: AK Steel Corp.—Butler Works (Route 8 South, Butler, PA 16003) on August 25, 2003, to install a fume scrubber in Butler, **Butler County**.

25-053B: Urick Foundry Co. (1501 Cherry Street, Erie, PA 16502) on August 28, 2003, to replace the existing cupola and control devices with the installation of two new coreless electric induction furnaces and baghouse system in City of Erie, **Erie County**. This is a State-only facility.

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

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

46-327-017: SPS Technologies, Inc. (Highland Avenue, Jenkintown, PA 19046) on September 3, 2003, to operate a vapor degreaser in Abington Township, **Montgomery County**.

46-0025C: Lonza, Inc. (900 River Road, Conshohocken, PA 19428) on September 6, 2003, to operate a waste incinerator in Upper Merion Township, **Montgomery County**.

09-0019A: Miller and Son Paving (887 Mill Creek Road, Rushland, PA 18956) on August 29, 2003, to operate a batch asphalt plant in Wrightstown Township, **Bucks County**.

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

40-303-021: Reading Materials Inc. (P. O. Box 79, Skippack, PA 19474) to modify a batch asphalt plant to utilize waste derived liquid fuel at their plant in Foster Township, **Luzerne County**. The Plan Approval is being extended.

39-318-109: Victaulic Co. of America (4901 Kesslerville Road, Easton, PA 18045) to construct a paint spray booth and associated air cleaning device at their facility in Allentown, **Lehigh County**. The Plan Approval is being extended.

48-328-006: Connectiv Bethlehem LLC (P. O. Box 6066, Mail Stop 92DC72, Newark, DE 19714) to operate unit 5 in the shakedown mode at their facility in Bethlehem and Lower Saucon Township, **Northampton County**. The Plan Approval is being extended.

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

31-05011C: US Silica Co. (P. O. Box 187, Berkeley Springs, WV 25411) on August 29, 2003, to modify an existing fluid bed dryer to use additional fuels of no. 4 oil, no. 6 oil and recycled oil at their Mapleton Depot Plant in Brady Township, **Huntingdon County**. This modification is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. This plan approval was extended.

67-05068A: Highway Materials, Inc. (P. O. Box 1667, Blue Bell, PA 19422) on August 29, 2003, to modify a batch asphalt plant controlled by a knockout box and a fabric collector and two 30,000-gallon asphalt cement storage tanks at their Wrightsville Plant in Hellam Township, **York County**. This plan approval was extended.

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

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

23-00038: Delaware County Regional Water Quality Control Authority—DELCORA (100 East 5th Street, Chester, PA 19016) on September 8, 2003, to modify the permit to incorporate changes to work practice standards, monitoring and recordkeeping regarding a

negative air pressure of the belt filter press room (Source C04) to control and properly determine odors from the room in the City of Chester, **Delaware County**. Title V Operating Permit minor modification under the Air Pollution Control Act and 25 Pa. Code § 127.462 was issued. The modification also addresses changes to work practice standards and testing for the two sewage sludge incinerators (sources 001 and 002) regarding the use of stack oxygen monitors. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility within all applicable air quality requirements.

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

43-00272: Tennessee Gas Pipeline Co. (1211 Greenville-Mercer Road, Mercer, PA 16137) on August 25, 2003, to reissue a Title V Permit to operate a natural gas compressor station in Jefferson Township, **Mercer County**. The facility's major emission sources include natural gas-fueled compressors, miscellaneous natural gas usage and one parts washing machine. The facility is a major facility due to its potential to emit of VOCs, NOx and CO.

33-00055: Glen-Gery Corp. (Route 28, Summerville, PA 15864) on August 14, 2003, to reissue a Title V Permit to operate a brick and tile manufacturing facility in Summerville Borough, **Jefferson County**. The facility's major emission sources include raw material stockpiles, primary crushers for shale and clay, hammermill for shale, grinding and screening operation with storage, transportation fugitives and miscellaneous natural gas usage. The facility is a major facility due to its potential to emit PM10, SOx, NOx and CO. The facility is also currently operating under a plan approval for the modification of several brick kilns at the facility. This permit will be administratively amended at a later date to incorporate the kilns and all applicable requirements that apply to the kilns.

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

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

09-00109: Bucks County SPCA (1665 Street Road, Lahaska, PA 18931) on September 8, 2003, to operate a Natural Minor Operating Permit in Solebury Township, **Bucks County**.

46-00021: Tyco Healthcare Retail Group (601 Allendale Road, King of Prussia, PA 19406) on September 8, 2003, to operate a Synthetic Minor Operating Permit in Upper Merion Township, **Montgomery County**.

46-00230: East Norriton-Plymouth-Whitpain JSA (200 Ross Street, Plymouth Meeting, PA 19462) on September 4, 2003, to operate a Natural Minor Operating Permit in Plymouth Township, **Montgomery County**.

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

06-03095: Metropolitan Edison Co. (P. O. Box 16001, Reading, PA 19612) on September 2, 2003, to operate emergency generators at their electric services facility in Bern Township, **Berks County**.

06-05003: Agere Systems, Inc. (P. O. Box 13396, Reading, PA 19612-3396) on September 2, 2003, to operate boilers and emergency generators at their manufacturing facility in Muhlenberg Township, **Berks County**.

06-05096: Reading Hospital and Medical Center (P. O. Box 16052, Reading, PA 19612) on September 5, 2003, to operate generators and boilers in West Reading Borough, **Berks County**.

22-05041: Hershey Foods Corp. (1033 Old West Chocolate Avenue, Hershey, PA 17033) on September 4, 2003, to operate their Hershey Chocolate West manufacturing plant in Derry Township, **Dauphin County**.

28-03043: CAM Superline, Inc. (4763 Zane A. Miller Drive, Waynesboro, PA 17268) on August 27, 2003, to operate their construction trailer and dump trailer manufacturing facility in Washington Township, **Franklin County**.

29-03002: P and W Excavating, Inc. (P. O. Box 128, Warfordsburg, PA 17267) on September 2, 2003, to operate a batch asphalt plant in Bethel Township, **Fulton County**.

36-03099: Bonsal American Inc. d/b/a Oldcastle Stone Products (P. O. Box 219, Paradise, PA 17562) on September 5, 2003, to operate their limestone pelletizing operation in Paradise Township, **Lancaster County**.

38-03003: Bayer Healthcare LLC (400 West Stoeber Avenue, Myerstown, PA 17067) on September 2, 2003, to operate their pharmaceuticals manufacturing facility in Myerstown Borough, **Lebanon County**.

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

20-00094: Dad's Pet Care, Inc. (18746 Mill Street, Meadville, PA 16335) on August 18, 2003, for a Natural Minor operating permit for emissions from a pet food manufacturing plant in Vernon Township, **Crawford County**.

61-00122: Seneca Hardwood Lumber Co., Inc. (212 Seneca Hardwood Road, Cranberry, PA 16319) on August 22, 2003, for a Natural Minor operating permit for emissions from two wood-fired boilers, sawmill operations and drying kilns in Rockland Township, **Venango County**.

33-00025: Punxsutawney Area Hospital (81 Hillcrest Drive, Punxsutawney, PA 15767) on August 22, 2003, for a Natural Minor operating permit for emissions from two boilers and an emergency generator. The hospital is in Young Township, **Jefferson County**.

33-00139: Owens-Brockway Glass Container, Inc.—Plant No. 76 (Route 219, Brockport, PA 15823) on August 22, 2003, for a Natural Minor operating permit for emissions from metal-working tools and machines in the furnace and machine shops in Snyder Township, **Jefferson County**.

37-00257: Mohawk Area School District—Mohawk Elementary School (Mohawk School Road, Bessemer, PA 16112) on September 2, 2003, for a Natural Minor Operating Permit to operate a tri-fuel boiler in North Beaver Township, **Lawrence County**.

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

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

06-05024: Reliant Energy Mid-Atlantic Power Holdings, LLC (1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907) on September 2, 2003, issued the Phase II Acid Rain Permit to operate their Titus Station in Cumru Township, **Berks County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51-30.66); 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 Permit Actions

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

54970101R. JC Coal, Inc. (P. O. Box 161, Minersville, PA 17954), renewal of an existing anthracite surface mine operation in Schuylkill Township, **Schuylkill County** affecting 632.0 acres, receiving stream: none. Application received December 3, 2002. Renewal issued September 2, 2003.

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

30841312. NPDES Permit PA0013790, Consolidation Coal Company (P. O. Box 100, Osage, WV 26543), to revise the permit for the Blacksville Mine No. 2 in Wayne Township, **Greene County**, to add 4-N-1 CNR Degasification Borehole, no additional discharges. Permit issued September 4, 2003.

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

32823005 and NPDES Permit No. PA0607231. Blairsville Associates, Inc., P. O. Box 157, Blairsville, PA 15717, permit renewal for continued operation of a bituminous surface, auger and clay removal mine in Burrell and West Wheatfield Townships, **Indiana County**, affecting 367.0 acres. Receiving streams: a tributary to Blacklick Creek and Palmers Run and unnamed tributaries to Roaring Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received July 8, 2003. Permit issued September 2, 2003.

32990111 and NPDES Permit No. PA0235199. Mears Enterprises, Inc., P. O. Box 157, Clymer, PA 15728, permit revision to change the land use from forestland to pastureland in Cherryhill Township, **Indi-**

ana County, affecting 71.5 acres. Receiving streams: Two Lick Creek, unnamed tributary to Two Lick Creek (CWF). The first downstream potable water supply intake from the point of discharge is Pennsylvania American Water Company Two Lick Creek Intake. Application received July 17, 2003. Permit issued September 2, 2003.

32010105 and NPDES Permit No. PA0248975. Amerikohl Mining, Inc., 202 Sunset Drive, Butler, PA 16001, commencement, operation and restoration of a bituminous surface and auger mine in Center and Blacklick Townships, **Indiana County**, affecting 135.9 acres. Receiving streams: unnamed tributaries to and Aultman's Run (TSF). There are no potable water supply intakes within 10 miles downstream. Application received June 12, 2001. Permit issued September 4, 2003.

56980107 and NPDES Permit No. PA0234877. AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, permit renewal for reclamation only and for continued restoration of a bituminous surface and auger mine in Milford Township, **Somerset County**, affecting 277.0 acres. Receiving streams: unnamed tributaries to and Casselman River (CWF) and South Glade Creek (WWF). There are no potable water supply intakes within 10 miles downstream. Application received July 29, 2003. Permit issued September 5, 2003.

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

30880104 and NPDES Permit No. PA0591009. Patriot Mining Co., Inc. (2708 Cranberry Square, Morgantown, WV 26505). Permit renewal issued for reclamation only of a bituminous surface mine in Greene Township, **Greene County**, affecting 67.2 acres. Receiving stream: unnamed tributary to Whitely Creek to the Monongahela River. Application received July 14, 2003. Reclamation only renewal issued September 2, 2003.

03970105 and NPDES Permit No. PA0202347. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Permit renewal issued for continued operation and reclamation of a bituminous surface/auger mining site in Washington Township, **Armstrong County**, affecting 413.0 acres. Receiving streams: unnamed tributaries of Limestone Run to Allegheny River. Application received July 10, 2003. Renewal issued September 3, 2003.

03900109 and NPDES Permit No. PA0200476. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Permit renewal issued for continued operation and reclamation of a bituminous surface/auger mining site in Kittanning Township, **Armstrong County**, affecting 92.5 acres. Receiving streams: unnamed tributaries to Campbell Run and Campbell Run. Application received July 10, 2003. Renewal issued September 3, 2003.

30030101 and NPDES Permit No. PA0250376. Patriot Mining Co., Inc. (2708 Cranberry Square, Morgantown, WV 26508-9286). Permit issued for commencement, operation and reclamation of a bituminous surface mining site in Greene Township, **Greene County**, affecting 117.4 acres. Receiving streams: unnamed tributary to Whitely Creek. Application received April 16, 2003. Permit issued September 8, 2003.

Noncoal Permit Actions

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

08940802. Walter Flagstone, Inc., R. R. 1, Box 40, Sugar Run, PA 18846. Final bond release for a small noncoal mining operation in Wilmot Township, **Bradford**

County. Restoration of 1 acre is completed. Application for final bond release received May 6, 2003. Final bond release approved: September 2, 2003.

53960808. Wending Creek Farms, Inc., R. D. 1, Box 850, Coudersport, PA 16915. Final bond release for a small noncoal mining operation in Hebron Township, **Potter County**. Restoration of 1 acre is completed. Application for final bond release received June 30, 2003. Final bond release approved: September 3, 2003.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

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

48034029. AMROC (7531 Chestnut Street, Zionsville, PA 18092), construction blasting in Hanover Township, **Northampton County** with an expiration date of September 27, 2004. Permit issued August 28, 2003.

39034010. Brubacher Excavating, Inc. (P. O. Box 528, 825 Reading Road, Bowmansville, PA 17507), construction blasting in the City of Allentown, **Lehigh County** with an expiration date of September 29, 2004. Permit issued August 28, 2003.

67034059. ABEL Construction Co., Inc. (3925 Columbia Avenue, Mountville, PA 17554), construction blasting in Conewago Township, **York County** with an expiration date of September 25, 2004. Permit issued August 28, 2003.

36034086. ABEL Construction Co., Inc. (3925 Columbia Avenue, Mountville, PA 17554), construction blasting in East Donegal Township, **Lancaster County** with an expiration date of February 25, 2004. Permit issued August 28, 2003.

46034034. Allan A. Myers, L. P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Warrington Township, **Montgomery County** with an expiration date of September 21, 2005. Permit issued August 28, 2003.

39034011. Allan A. Myers, L. P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Lower Macungie Township, **Lehigh County** with an expiration date of September 29, 2005. Permit issued August 28, 2003.

15034034. Allan A. Myers, L. P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Upper Uwchlan Township, **Chester County** with an expiration date of September 21, 2005. Permit issued September 2, 2003.

15034035. Allan A. Myers, L. P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Upper Uwchlan Township, **Chester County** with an expiration date of September 21, 2005. Permit issued September 2, 2003.

09034023. Allan A. Myers, L. P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Warrington Township, **Bucks County** with an expiration date of September 30, 2005. Permit issued September 2, 2003.

46034035. Allan A. Myers, L. P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Horsham Township, **Montgomery County** with an expiration date of September 25, 2005. Permit issued September 2, 2003.

46034036. Allan A. Myers, L. P. (P. O. Box 98, Worcester, PA 19490), construction blasting in Abington Township, **Montgomery County** with an expiration date of September 25, 2005. Permit issued September 2, 2003.

39034012. Labrador Construction (P. O. Box 1379, Marshalls Creek, PA 18335) and **Austin Powder Company** (559 Nor-Bath Boulevard, Northampton, PA 18067), construction blasting in Whitehall Township, **Lehigh County** with an expiration date of January 1, 2004. Permit issued September 2, 2003.

52034020. Holbert Explosives, Inc. (237 Masthope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting in Lackawaxen Township, **Pike County** with an expiration date of October 30, 2003. Permit issued September 3, 2003.

52034019. Holbert Explosives, Inc. (237 Masthope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting in Westfall Township, **Pike County** with an expiration date of October 21, 2003. Permit issued September 3, 2003.

15034036. Explo-Craft, Inc. (P. O. Box 1332, West Chester, PA 19380), construction blasting in New Garden Township, **Chester County** with an expiration date of September 25, 2004. Permit issued September 3, 2003.

21034049. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013), construction blasting in Dickinson Township, **Cumberland County** with an expiration date of September 30, 2004. Permit issued September 3, 2003.

28034029. MF Ronca & Sons (179 Mikron Road, Bethlehem, PA 18020) and **Bernard J. Hasara** (1125 East Mahanoy Avenue, Mahanoy City, PA 17948), construction blasting in St. Thomas Township, **Franklin County** with an expiration date of September 25, 2004. Permit issued September 3, 2003.

21034050. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), excavation blasting in South Middleton Township, **Cumberland County** with an expiration date of September 15, 2003. Permit issued September 4, 2003.

67034060. Gerlach's Drilling & Blasting, Inc. (172 Bender Mill Rd., Lancaster, PA 17603), construction blasting in Jacobus Borough, **York County** with an expiration date of September 30, 2008. Permit issued September 4, 2003.

38034022. Keystone Blasting, Service (381 Reifsnyder Rd., Lititz, PA 17543), construction blasting in South Londonderry Township, **Lebanon County** with an expiration date of March 28, 2004. Permit issued September 4, 2003.

36034089. Keystone Blasting Service (381 Reifsnyder Rd., Lititz, PA 17543), construction blasting in Clay and Ephrata Townships, **Lancaster County** with an expiration date of September 30, 2008. Permit issued September 4, 2003.

36034088. Keystone Blasting Service (381 Reifsnyder Rd., Lititz, PA 17543), construction blasting in Earl Township, **Lancaster County** with an expiration date of September 30, 2008. Permit issued September 4, 2003.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O.

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

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

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

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

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

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, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

E46-942. Lower Salford Township, 379 Main Street, Harleysville, PA 19438, Lower Salford Township, **Montgomery County**, ACOE Philadelphia District.

To perform the following activities:

1. To remove an existing three span reinforced concrete slab bridge and to construct and maintain, to its left, a single span prestressed concrete adjacent box beam bridge across west branch of Skippack Creek (TSF), associated with the roadway improvements for Morris Road. The proposed bridge will have a clear span of approximately 71.0 feet and an underclearance of approximately 7.5 feet. This work also includes construction of a temporary cofferdam and realigning 120 linear feet of the channel through the new structure by removing streambed materials and changing the centerline of the channel.

2. To construct and maintain 30 linear feet of a 66-inch diameter CMP culvert across an unnamed tributary to West Branch of Skippack Creek (TSF), associated with the proposed Township trail. This work also includes placement and maintenance of associated riprap protection at the inlet and outlet of the culvert.

3. To construct and maintain a 24-inch diameter outfall structure along West Branch of Skippack Creek associated with the roadway improvements for Morris Road.

The site is approximately 100 feet northwest of the intersection of Morris Road and Quarry Road (Perkiomenville, PA USGS Quadrangle N: 0.9 inch; W: 0.9 inch).

E23-435. Department of Transportation, 7000 Geerdes Boulevard, King of Prussia, PA 19406, Thornbury Township, **Delaware County**, ACOE Philadelphia District.

To perform the following activities associated with the Creek Road (SR 4011) improvements:

1. To place and maintain fill material in the assumed floodway of an unnamed tributary to Chester Creek (TSF) for the purpose of raising the roadway to an elevation to a level so that Chester Creek Road will not become inundated during large storm events.

2. To construct and maintain a riprap lined outfall channel in the floodway of Chester Creek.

3. To construct and maintain a 5-foot by 21-foot arch culvert through the approach fill to improve floodplain flow and to alleviate the backwater conditions.

The project will not directly impact any waters of this Commonwealth. The site is 300 feet east of the intersection of Tanguy Road and Creek Road (West Chester, PA Quadrangle N: 10.6 inches, W: 2.5 inches).

E46-941. Lower Providence Township, 100 Parklane Drive, Eagleville, PA 19403, Lower Providence Township, Montgomery County, ACOE **Philadelphia County**.

To perform the following activities in and along Rock Run (TSF):

1. To reconstruct an existing bridge structure that consists of a single span concrete encased steel I-beam superstructure on stone masonry abutments and wingwalls. The existing bridge has a normal clear span of 20 feet 6 inches overall width of 19 feet and an underclearance of 4 feet. This structure will be retained to serve as part of the township trail system.

2. To construct and maintain a new bridge adjacent to and downstream of the existing structure. The proposed bridge will consist of a single span metal plate arch structure with a normal clear span of 38 feet 4 inches overall width of 48 feet 4 inches and an underclearance of 17 feet 9 inches. Abutments and wingwalls will be reinforced concrete with stone form liner on all exposed concrete areas.

The project site is 1,000 feet northeast of the intersection of Grange Avenue and Old Baptist Road (Collegeville, PA Quadrangle N: 8.25 inches W: 5.75 inches).

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

E05-313: Bedford-Fulton Housing Services, Inc., 10241 Lincoln Highway, Everett, PA 15537 in Monroe Township, **Bedford County**, ACOE Baltimore District.

To replace and maintain an existing 11-foot by 48-inch culvert with a 20-foot by 48-inch culvert on an unnamed tributary to West Branch Sideling Hill Creek (EV) at a point approximately 4,400 feet upstream from the Pine Ridge Road bridge (T-340) (Amaranth, PA Quadrangle N: 16.1 inches; W: 17.2 inches) in Monroe Township, Bedford County.

E28-311: Cumberland-Franklin Joint Municipal Authority, 715 Municipal Drive, Shippensburg, PA 17257 in Southampton Township, **Franklin County**, ACOE Baltimore District.

To construct and maintain an 11-foot high by 142-foot long stepped gabion basket wall for streambank protection along the east bank of the Conodoguinet Creek (WWF) along the north side of Roxbury Road (SR 4016) in the Village of Mongul (Shippensburg, PA Quadrangle N: 15 inches; W: 13.5 inches) in Southampton Township, Franklin County.

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

E08-402. Ivan McKeever and Myra Brown, 1704 Dallas Avenue, Cincinnati, OH 45239. Bridge Construction in Ridgebury Township, **Bradford County**, ACOE Baltimore District (Bentley Creek, PA Quadrangle N: 12.30 inches; W: 12.45 inches).

To construct and maintain a steel reinforced concrete deck bridge with a 22-foot span on a zero degree skew on precast concrete with reinforced steel abutment walls, an underclearance of 5 feet and a waterway opening of 110 square feet over an unnamed tributary to Bentley Creek (WWF) off the north side of SR 4026 approximately 0.1 mile west of the intersection of SR 4026 with SR 4013 in Ridgebury Township, Bradford County. The project will not impact wetlands while impacting approximately 30 feet of waterway approximately 0.02 acre of earth will be disturbed by this project. This permit was issued under

section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E14-444. Gregg Township, P. O. Box 184, Spring Mills, PA 16875. T-464 over Muddy Creek in Gregg Township, **Centre County**, ACOE Baltimore District (Spring Mills, PA Quadrangle N: 14.8 inches; W: 8.6 inches).

To: (1) temporarily place 40 feet of geotextile-lined New Jersey parapet cofferdam around the right abutment of an existing public bridge; and (2) stabilize the right abutment with the placement of Class C concrete under the abutment and R-6 riprap around the abutment, 1,600 feet north on T-464-3 (Harter's Lane) from T-419-1 (Lower Georges Valley Road). This project proposes to impact 45 linear feet of Muddy Run (CWF). This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E18-349. David E. Keller, 14 Charles Lane, Lock Haven, PA 17745. Streambank fill in Woodward Township, **Clinton County**, ACOE Baltimore District (Lock Haven, PA Quadrangle N: 7.5 inches; W: 11.7 inches).

To: (1) maintain a 48-foot long by 6-foot high by 3-foot to 12-foot wide volume of soil and rock fill covered with a mowed grass surface; and (2) construct and maintain a 2-foot high toe-of-bank stone wall, on the elevated left flood bench and streambank of an unnamed tributary to the West Branch Susquehanna River (WWF) 0.2 mile up T-402 from its intersection SR 1001 (Farrandville Road) (Lock Haven, PA Quadrangle N: 7.5 inches; W: 11.7 inches) in Woodward Township, Clinton County. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E53-383. Coudersport Borough Authority, 201 South Main Street, Coudersport, PA 16915. Coudersport Borough Authority East Water Supply and Treatment

Facility in Coudersport Borough, **Potter County**, ACOE Pittsburgh District (Sweden Valley, PA Quadrangle N: 3.9 inches; W: 15.1 inches).

To remove an existing building and construct, operate and maintain a municipal water supply and treatment facility within the 100-year floodplain of Mill Creek and an unnamed tributary. Water supply and treatment appurtenances to be constructed within the 100-year floodplain shall include, but not be limited to 8-inch diameter ductile iron conveyance lines, access roads, treatment buildings, pit less adapters and platforms. Construction activities related to development of the Coudersport Borough Authority's East Water Supply and Treatment Facility shall not temporarily or permanently impact wetlands without applying for and receiving a written permit of the Department. The project is along the eastern and western right-of-way of SR 0872 approximately 300 feet west of the SR 0006 and SR 0872 intersection (Sweden Valley, PA Quadrangle N: 3.9 inches; W: 15.1 inches) in Coudersport Borough, Potter County. This permit does not relieve the permittee of the responsibility to strictly comply with the Act 167 Stormwater Management Plan developed for the Allegheny River watershed.

E53-384. Coudersport Borough Authority, 201 South Main Street, Coudersport, PA 16915. Coudersport Borough Authority North Water Supply, treatment and distribution in Coudersport Borough, **Potter County**, ACOE Pittsburgh District (Coudersport, PA Quadrangle N: 5.3 inches; W: 2.8 inches).

To construct, operate and maintain public water supplies, treatment facilities and distribution systems in and along the Allegheny River, Mill Creek and unnamed tributaries to the Allegheny River for the production, treatment and distribution of public drinking water supplies. Construction of the 18,140 linear feet of distribution system will require three wetland crossings and four stream crossings as follows:

<i>Stream Name</i>	<i>Total Length of Crossings</i>	<i>Latitude</i>	<i>Longitude</i>
Allegheny Wetland Crossing	280 feet	41-47-37	78-00-53
Allegheny Wetland Crossing	400 feet	41-47-39	78-00-50
Unnamed tributary to Allegheny Crossing	30 feet	41-47-30	78-00-57
Allegheny River Crossing—Chestnut Street	170 feet	41-46-10	78-01-30
Allegheny River Crossing—Second Street	50 feet	41-46-27	78-01-05
Mill Creek Crossing—Route 0872	90 feet	41-46-18	77-59-07
Allegheny Wetland Crossing	150 feet	41-45-54	78-01-36

All water line crossings beneath a waterway or wetland shall be constructed with a minimum of 3 feet of cover with concrete encasement. Trench plugs or clay dikes shall be used at every water line crossing a waterway to ensure the hydrology of the stream or wetland is not altered. Construction of the water distribution system will require earthmoving activities within the 100-year floodway and floodplain of the Allegheny River, Mill Creek and their tributaries. All areas of disturbance in and along waterways and wetlands for the distribution line shall be restored to original elevations with all areas of disturbance receiving applications of temporary and permanent stabilization immediately upon final grading. The project is along the western right-of-way of SR 0044 and southern right-of-way of SR 0006 in Coudersport Borough. This permit also authorizes the construction, operation, maintenance and removal of temporary construction crossing, dikes, cofferdams and diversions. Upon

completing the installation of the water crossings, all temporary structures shall be removed to restore the areas to original contours, elevations and dimensions.

E59-446. Borough of Blossburg, 245 Main Street, Blossburg, PA, 16912. Island Park Footbridge in the Borough of Blossburg, **Tioga County**, ACOE Baltimore District (Blossburg, PA Quadrangle N: 9.5 inches; W: 9.1 inches).

To construct, operate and maintain a single span foot bridge over the Tioga River (CWF). The bridge will consist of a 110-foot clear span and have a width of 8 feet. The existing abutments and foundations shall be utilized to elevate the deck above the 100-year storm event. The existing ramps are to be lowered from the current elevations and that material shall be disposed in a location that does not have a floodway nor in a wetland. This project is west on McIntyre Street from the McIntyre Street and Main Street intersection.

E60-160. Department of Transportation, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754-0218. SR 3002 Section 003 tributary to Whitehorn Run, bridge replacement in Hartley Township, **Union County**, ACOE Susquehanna River Basin District (Harleton, PA Quadrangle N: 1.05 inches; W: 13.08 inches).

To remove an existing concrete slab bridge and construct and maintain a 16-foot wide by 5-foot high concrete box culvert in an unnamed tributary to Whitehorn Run (CWF). The project is along SR 3002 Segment 0170, Offset 0161 in Hartley Township, Union County. The project proposes to permanently impact 0.014 acre of jurisdictional wetland. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E02-1415. Borough of Baldwin, 3344 Churchview Road, Pittsburgh, PA 15227. Streets Run Sanitary Interceptor Sewer Line in Baldwin, Brentwood, West Mifflin and Whitehall Boroughs, **Allegheny County**, Pittsburgh ACOE District (Latitude: 40°21'29"—Longitude: 79°57'14") (Glassport, PA Quadrangle N: 17.3 inches; W: 14.1 inches). To rehabilitate, operate and maintain the existing Streets Run Sanitary Interceptor Sewer Line in, along and across Streets Run and an unnamed tributary to Streets Run. The project will include the replacement of some sections of the existing line and manholes, construction of new manholes, paint, repair and lining some sections of the existing line. The project begins along Streets Run Road, approximately 350 feet east from the intersection of Streets Run Road and Flamingo Drive, extends in the northeast direction along Streets Run Road and ends approximately 700 feet northeast from the intersection of Streets Run Road and Baldwin Road (Glassport, PA Quadrangle N: 22.5 inches; W: 9.4 inches). This permit also authorizes the construction and maintenance of a temporary diversion pipe.

E02-1427. Braddock Hills Borough, 1300 Brinton Road, Braddock Hills, PA 15221. Wilkins Avenue Culvert in Braddock Hills Borough, **Allegheny County**, Pittsburgh ACOE District (Latitude: 40°24'53"—Longitude: 79°51'51") (Braddock, PA Quadrangle N: 7.2 inches; W: 15.9 inches). To remove the existing structures, to construct and maintain approximately 359 feet of 54-inch diameter RCP culvert, to construct and maintain approximately 30 feet of grouted R-3 riprap outlet protection and to construct and maintain various outfall structures in and to an unnamed tributary to the Monongahela River (WWF). This project is to decrease the flooding to Wilkins Avenue. The project is on the east side of Wilkins Avenue approximately 1,400 feet north of its intersection with Woodstock and Hawkins Avenues. This project proposed to impact a total of 389 feet of an unnamed tributary to the Monongahela River.

E26-311. North Union Township Supervisors, 7 South Evans Station Road, Lemont Furnace, PA 15401. Junior Street Culvert in North Union Township, **Fayette County**, Pittsburgh ACOE District (Latitude: 39°52'39"—Longitude: 79°42'7") (Uniontown, PA Quadrangle N: 0.4 inch; W: 10.7 inches). To remove the existing structure and to construct and maintain an aluminum box culvert having a single waterway opening of 12.25 feet wide by 4.4 feet high (invert depressed 1 foot) and 27 feet long in Bennington Spring Run (WWF). The structure is on T-61 (Junior Street), approximately 400 feet east of SR 40.

E63-542. Peter Seirsdale c/o Ryan Homes, 300 Bilmar Drive, Suite 200, Pittsburgh, PA 15205. Seirsdale residential bridge in Amwell Township, **Washington County**, Pittsburgh ACOE District (Latitude: 40°05'8"—Longitude: 80°13'0") (Amity, PA Quadrangle N: 15.6 inches; W: 13.0 inches). To construct and maintain a bridge having a span of 20.0 feet with an underclearance of 5.0 feet across an unnamed tributary to Bane Creek (TSF) for the purpose of providing access to applicant's property. The project is on the west side of Headley Road, approximately 460.0 feet north from the intersection of Headley Road and Baker Station Road. The project will impact 50.0 feet of stream channel.

E65-822. Department of Transportation, P. O. Box 459, Uniontown, PA 15401. SR 0981 Bridge over Saxman Run in Derry Township, **Westmoreland County**, Pittsburgh ACOE District (Latitude: 40°19'28"—Longitude: 79°22'24") (Derry, PA Quadrangle N: 13.5 inches; W: 17.2 inches). To remove the existing structure and to construct and maintain a 55.0-foot long single span bridge having a normal span of 29.0 feet and an underclearance of 6.8 feet across Saxman Run (WWF) for the purpose of improving transportation safety and roadway standards. This permit also authorizes the construction and maintenance of a 95.0-foot long temporary roadway crossing consisting of four 30-inch pipe culverts in Saxman Run (WWF), the temporary placement of fill in 0.0418 acre of PEM wetland and the permanent placement and maintenance of fill in a de minimis area of PEM wetland equal to 0.0122 acre. The project is on SR 0981, Section E10, Station 67+47.5.

E65-824. David B. Scott and Tangi A. Scott, 177 17th Street, New Florence, PA 15944-0276. Scott Residence Bridge in St. Clair Township, **Westmoreland County**, Pittsburgh ACOE District (Latitude: 39°58'25"—Longitude: 79°11'37") (Rachelwood, PA Quadrangle N: 17.9 inches; W: 9.6 inches). To construct and maintain a bridge having a clear span of 19 feet and an underclearance of 4 feet in Shannon Run classified as a HQ CWF for the purpose of accessing the applicant's new home from SR 992.

SPECIAL NOTICES

Public Hearing for NPDES Permit No. PAI023903020

The Department of Environmental Protection (Department) will hold a public hearing to accept comment on Individual NPDES Permit Application No. PAI023903020 for the discharge of stormwater from construction activities at the proposed Vistas at Green Hills, South Whitehall and Upper Macungie Townships, Lehigh County.

The public hearing will be conducted on November 18, 2003, at 7 p.m. in the South Whitehall Township Municipal Building, 4444 Walbert Avenue, South Whitehall Township, Lehigh County. The hearing will be conducted by the Water Management Program, Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511. The hearing is in response to an application submitted by David Jandl, Jandl Land Company. The NPDES permit application proposes the discharge of stormwater from construction activities to Little Lehigh Creek Watershed.

The Department requests that individuals wishing to testify at the hearing submit a written notice of intent to the David Jandl Public Hearing, Department of Environmental Protection, Water Management Program, 2 Public

Square, Wilkes-Barre, PA 18711. The Department will accept notices up to the day of the hearing. The Department requests that individuals limit their testimony to 10 minutes so that all individuals have the opportunity to testify. The Department can only review comments made with regard to NPDES Permit Application No. PAI023903020. Written copies of oral testimony are requested. Relinquishing time to others will not be allowed. Individuals attending the hearing will have the opportunity to testify if they so desire; however, individuals who preregister to testify will be given priority on the agenda.

Persons with a disability who wish to testify and require an auxiliary aid, service or other accommodation should contact Christine Domashinski, (570) 826-2511 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department can meet their needs.

The NPDES permit application is available for review at the Lehigh County Conservation District Office, Lehigh, PA, (610) 391-5583.

For further information, contact Mark Carmon, Northeast Regional Office, (570) 826-2511.

[Pa.B. Doc. No. 03-1847. Filed for public inspection September 19, 2003, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on the Department of Environmental Protection's (Department) website (www.dep.state.pa.us) at the Public Participation Center page. The "Current Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2003.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view guidance documents. When this option is not available, persons can order a bound paper copy of the latest inventory or an unbound paper copy of any of the final documents listed on the inventory by calling the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have any questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Final Technical Guidance

DEP ID: 362-0300-007. Title: Alternate Systems Guidance. Description: The Alternate Systems Guidance applies to the siting, design and construction of alternate onlot sewage treatment systems proposed under the requirements of 25 Pa. Code § 73.72 (relating to alternate sewage systems). The purpose of this document is to

provide current technical standards for alternate onlot systems (and to update the existing technical standards). Effective Date: September 20, 2003. Note: The changes to this guidance resulted in the need for a minor amendment to DEP ID: 362-0300-008. Title: Experimental Systems Guidance which will also have an effective date of September 20, 2003. Contact: Karen Fenchak, (717) 787-8184, kfenchak@state.pa.us.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 03-1848. Filed for public inspection September 19, 2003, 9:00 a.m.]

Radiation Protection Advisory Committee Meeting Change

The October 1, 2003, meeting of the Radiation Protection Advisory Committee meeting has been rescheduled for November 13, 2003, at 9 a.m. in the 14th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting can be directed to L. Ray Urciuolo, (717) 783-9730, lurciuolo@state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact L. Ray Urciuolo at (717) 783-9730 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 03-1849. Filed for public inspection September 19, 2003, 9:00 a.m.]

State Board for Certification of Water and Wastewater Systems Operators Meeting Change

The State Board for Certification of Water and Wastewater System Operators (Board) has made the following change to its 2003 meeting schedule.

The Board meeting scheduled for September 19, 2003, was canceled. This meeting is rescheduled for 9 a.m. on October 10, 2003, in the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Persons with questions concerning this meeting should contact Lynn Rice, (717) 787-5236, mlrice@state.pa.us.

Persons with a disability who require accommodation to attend this meeting should contact Lynn Rice at the previous phone number or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how their needs may be accommodated.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 03-1850. Filed for public inspection September 19, 2003, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

State Surplus Property

Under section 510 of The Administrative Code of 1929 (71 P. S. § 190), the Department of General Services, State Surplus Property Program is offering for sale to counties, boroughs, incorporated towns, cities and townships the following items:

<i>Item</i>	<i>Make</i>	<i>Eq. No.</i>	<i>Location</i>
Backhoe	Case	184-6056	PennDOT—Lock Haven, PA
Backhoe	Case	269-6056	PennDOT—Mifflintown, PA
Backhoe	Case	284-6056	PennDOT—Hyde, PA
Backhoe	Case	289-6056	PennDOT—Ridgeway, PA
Backhoe	Case	290-6056	PennDOT—Lewistown, PA
Backhoe	Case	348-6056	PennDOT—Lock Haven, PA
Backhoe	Case	267-6056	PennDOT—Lock Haven, PA
Backhoe	John Deere	131-6040	PennDOT—Cyclone, PA
Backhoe	John Deere	096-6040	PennDOT—Shippensburg, PA
Belt Loader	Athey	107-5369	PennDOT—Chambersburg, PA
Belt Loader	Athey	154-5369	PennDOT—Hyde, PA
Rubber Tire Excavator	Gradall	083-6365	PennDOT—Lancaster, PA
Rubber Tire Excavator	Koehring	031-6368	PennDOT—Lewistown, PA
Grader	Champion	026-3682	PennDOT—Coudersport, PA
Grader	Champion	023-3682	PennDOT—Shippensburg, PA
Grader	John Deere	026-6678	PennDOT—Coudersport, PA
Grader	John Deere	046-6678	PennDOT—Ridgeway, PA
Grader	John Deere	065-6678	PennDOT—Hyde, PA
Grader w/Snowblower	Champion	007-1682	PennDOT—Bloomsburg, PA
Grader w/Wing	John Deere	019-1678	PennDOT—Coudersport, PA
Kettle	Crafco	065-5621	PennDOT—Bloomsburg, PA
Kettle	Crafco	087-5621	PennDOT—Wellsboro, PA
Kettle	Crafco	097-5621	PennDOT—Coudersport, PA
Kettle	Crafco	023-3617	PennDOT—Ridgeway, PA
Kettle	Crafco	021-3617	PennDOT—Lock Haven, PA
Rubber Tire Loader	Case	251-2056	PennDOT—Hyde, PA
Rubber Tire Loader	Case	328-2056	PennDOT—Lock Haven, PA
Rubber Tire Loader	Case	320-2056	PennDOT—Cyclone, PA
Rubber Tire Loader	Case	334-2056	PennDOT—Bellefonte, PA
Rubber Tire Loader	Case	336-2056	PennDOT—Coudersport, PA
Rubber Tire Loader	Case	327-2056	PennDOT—West Chester, PA
Rubber Tire Loader	Caterpillar	052-1387	PennDOT—Mifflintown, PA
Rubber Tire Loader	John Deere	074-2040	PennDOT—Coudersport, PA
Rubber Tire Loader	John Deere	173-2040	PennDOT—Bloomsburg, PA
Rubber Tire Loader	John Deere	159-2040	PennDOT—Lancaster, PA
Rubber Tire Loader	John Deere	214-2040	PennDOT—Honesdale, PA
Rubber Tire Loader	John Deere	253-2040	PennDOT—Cyclone, PA
Rubber Tire Loader	Yale	032-8043	PennDOT—Mifflintown, PA
Rubber Tire Loader	John Deere	163-2040	PennDOT—Lewistown, PA
Maintainer	Huber	128-5683	PennDOT—Chambersburg, PA
Roller	Galion	738-3435	PennDOT—Towanda, PA
Roller	Galion	831-9435	PennDOT—Wellsboro, PA
Three-Wheel Roller	Galion	705-3435	PennDOT—Lock Haven, PA
Three-Wheel Roller	Galion	708-3435	PennDOT—Towanda, PA
Rubber Tire Roller	Brothers	161-2440	PennDOT—Gettysburg, PA
Stone Chipper	Rosco	023-5815	PennDOT—Bellefonte, PA
Stone Chipper	Etnyre	046-5808	PennDOT—Gettysburg, PA

The items will be sold to the highest responsible bidder by sealed bid sale. Political subdivisions interested in procuring one or more of these items should contact the Department of General Services, State Surplus Property Division, 2221 Forster Street, Rm. G-12, Harrisburg, PA 17125, (717) 787-4085. Requests need to be made prior to the bid opening on October 3, 2003, at 1 p.m. to receive a bid packet.

DONALD T. CUNNINGHAM, Jr.,
Secretary

[Pa.B. Doc. No. 03-1851. Filed for public inspection September 19, 2003, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Bradford Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Bradford Regional Medical Center has requested an exception to the requirements of 28 Pa. Code § 107.62 (relating to oral orders).

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.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 03-1852. Filed for public inspection September 19, 2003, 9:00 a.m.]

Application of Hanover Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Hanover Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standard contained in this publication: 9.1.c (relating to facility access).

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.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation

to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 03-1853. Filed for public inspection September 19, 2003, 9:00 a.m.]

Application of Lancaster Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lancaster Regional Medical Center has requested an exception to the requirements of 28 Pa. Code § 51.3 (relating to notification).

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.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 03-1854. Filed for public inspection September 19, 2003, 9:00 a.m.]

Application of Lewistown Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lewistown Hospital has requested an exception to the requirements of 28 Pa. Code § 107.62 (relating to oral orders).

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.

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

Comments received by the Department within 10 days after the date of publication of this notice will be

reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 03-1855. Filed for public inspection September 19, 2003, 9:00 a.m.]

The Committee will finalize the research priorities for the formula and nonformula funds. This meeting is open to the public. No reservations are required. The meeting is not a public hearing and therefore public testimony and/or comments are not part of the meeting agenda.

For additional information, contact Patricia W. Potrzebowski, Director, Bureau of Health Statistics and Research or Robin C. Cohick, Administrative Officer, Bureau of Health Statistics and Research, 555 Walnut Street, 6th Floor, Harrisburg, PA 17120, (717) 783-2548.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape or Braille) should contact Patricia W. Potrzebowski or Robin Cohick at (717) 783-2548, for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

This meeting is subject to cancellation without notice.

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

[Pa.B. Doc. No. 03-1856. Filed for public inspection September 19, 2003, 9:00 a.m.]

Health Research Advisory Committee Meeting

The Health Research Advisory Committee (Committee), established under section 903(b) of the Tobacco Settlement Act (35 P.S. § 5701.903(b)), will hold a public meeting on December 3, 2003, from 9:30 a.m. to 4:30 p.m. in Room 812, Health and Welfare Building, Commonwealth Avenue and Forster Street, Harrisburg, PA.

Patient Share of Cost Table

The Patient Share of Cost Table is revised each year based on the release of HHS Federal poverty guidelines by the United States Department of Health and Human Services. These figures were published 68 FR 6456—6458.

**Bureau of Family Health
Division of Program Support and Coordination
Patient Share of Cost (PSC) Table**

Effective April 1, 2003

PSC	\$0	\$0	\$50	\$250	\$400	\$550	\$700	\$850	\$1,000	\$1,150
% of Poverty	0 to 100%	>100 to 185%	>185 to 225%	>225 to 250%	>250 to 275%	>275 to 300%	>300 to 325%	>325 to 350%	>350 to 375%	>375 to 400%
Size of Family Unit	Income Ranges						Use these columns only for clients who were in DSHCP programs prior to January 1, 1997, and have continuous participation without a lapse in eligibility.			
1	0	8,981	16,614	20,206	22,451	24,696	26,941	29,186	31,431	33,676
	8,980	16,613	20,205	22,450	24,695	26,940	29,185	31,430	33,675	35,920
2	0	12,121	22,423	27,271	30,301	33,331	36,361	39,391	42,421	45,451
	12,120	22,422	27,270	30,300	33,330	36,360	39,390	42,420	45,450	48,480
3	0	15,261	28,232	34,336	38,151	41,966	45,781	49,596	53,411	57,226
	15,260	28,231	34,335	38,150	41,965	45,780	49,595	53,410	57,225	61,040
4	0	18,401	34,041	41,401	46,001	50,601	55,201	59,801	64,401	69,001
	18,400	34,040	41,400	46,000	50,600	55,200	59,800	64,400	69,000	73,600
5	0	21,541	39,850	48,466	53,851	59,236	64,621	70,006	75,391	80,776
	21,540	39,849	48,465	53,850	59,235	64,620	70,005	75,390	80,775	86,160
6	0	24,681	45,659	55,531	61,701	67,871	74,041	80,211	86,381	92,551
	24,680	45,658	55,530	61,700	67,870	74,040	80,210	86,380	92,550	98,720
7	0	27,821	51,468	62,596	69,551	76,506	83,461	90,416	97,371	104,326
	27,820	51,467	62,595	69,550	76,505	83,460	90,415	97,370	104,325	111,280
8	0	30,961	57,277	69,661	77,401	85,141	92,881	100,621	108,361	116,101
	30,960	57,276	69,660	77,400	85,140	92,880	100,620	108,360	116,100	123,840
9	0	34,101	63,086	76,726	85,251	93,776	102,301	110,826	119,351	127,876
	34,100	63,085	76,725	85,250	93,775	102,300	110,825	119,350	127,875	136,400

PSC	\$0	\$0	\$50	\$250	\$400	\$550	\$700	\$850	\$1,000	\$1,150
% of Poverty	0 to 100%	>100 to 185%	>185 to 225%	>225 to 250%	>250 to 275%	>275 to 300%	>300 to 325%	>325 to 350%	>350 to 375%	>375 to 400%
Size of Family Unit	Income Ranges						Use these columns only for clients who were in DSHCP programs prior to January 1, 1997, and have continuous participation without a lapse in eligibility.			
10	0	37,241	68,895	83,791	93,101	102,411	111,721	121,031	130,341	139,651
	37,240	68,894	83,790	93,100	102,410	111,720	121,030	130,340	139,650	148,960
11	0	40,381	74,704	90,856	100,951	111,046	121,141	131,236	141,331	151,426
	40,380	74,703	90,855	100,950	111,045	121,140	131,235	141,330	151,425	161,520
12	0	43,521	80,513	97,921	108,801	119,681	130,561	141,441	152,321	163,201
	43,520	80,512	97,920	108,800	119,680	130,560	141,440	152,320	163,200	174,080
13	0	46,661	86,322	104,986	116,651	128,316	139,981	151,646	163,311	174,976
	46,660	86,321	104,985	116,650	128,315	139,980	151,645	163,310	174,975	186,640
14	0	49,801	92,131	112,051	124,501	136,951	149,401	161,851	174,301	186,751
	49,800	92,130	112,050	124,500	136,950	149,400	161,850	174,300	186,750	199,200
15	0	52,941	97,940	119,116	132,351	145,586	158,821	172,056	185,291	198,526
	52,940	97,939	119,115	132,350	145,585	158,820	172,055	185,290	198,525	211,760
16	0	56,081	103,749	126,181	140,201	154,221	168,241	182,261	196,281	210,301
	56,080	103,748	126,180	140,200	154,220	168,240	182,260	196,280	210,300	224,320
17	0	59,221	109,558	133,246	148,051	162,856	177,661	192,466	207,271	222,076
	59,220	109,557	133,245	148,050	162,855	177,660	192,465	207,270	222,075	236,880
18	0	62,361	115,367	140,311	155,901	171,491	187,081	202,671	218,261	233,851
	62,360	115,366	140,310	155,900	171,490	187,080	202,670	218,260	233,850	249,440
19	0	65,501	121,176	147,376	163,751	180,126	196,501	212,876	229,251	245,626
	65,500	121,175	147,375	163,750	180,125	196,500	212,875	229,250	245,625	262,000
20	0	68,641	126,985	154,441	171,601	188,761	205,921	223,081	240,241	257,401
	68,640	126,984	154,440	171,600	188,760	205,920	223,080	240,240	257,400	274,560

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

[Pa.B. Doc. No. 03-1857. Filed for public inspection September 19, 2003, 9:00 a.m.]

Request for Exception; Long-Term Care Nursing Facilities

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Westwood Nursing and Rehabilitation Center
909 West Street
Pittsburgh, PA 15221

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

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

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who require an alternative format of this document or who wish to comment in an alternative format (for example, large print, audiotape or Braille) should contact the Division of Nursing Care Facilities at the previous address or phone number, for speech and/or hearing impaired persons, V/TT: (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 03-1858. Filed for public inspection September 19, 2003, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Application Receipt for Section 5310 Program

The Department of Transportation (Department), Bureau of Public Transportation (Bureau), under the author-

ity contained in section 5310 of the Federal Transit Laws (49 U.S.C.A. § 5310), gives notice that it will receive applications for the State-administered Section 5310 Program (program) (formerly known as Section 16 Program). Under this program, private nonprofit organizations and designated public bodies may apply for Federal capital assistance to pay up to 80% of the purchase cost of new wheelchair accessible small transit vehicles and other equipment used to provide needed transportation services for senior citizens and persons with disabilities who cannot be reasonably accommodated by existing transportation providers. A Guidelines and Procedures package

containing all application forms can be obtained by calling the Bureau at (717) 787-7540. The initial filing deadline for the program is November 3, 2003. Questions, comments or suggestions should be directed to Ben Brosius, Section 5310 Program Manager, P. O. Box 3151, Harrisburg, PA 17105-3151, (717) 787-1211.

ALLEN D. BIEHLER, P. E.
Secretary

[Pa.B. Doc. No. 03-1859. Filed for public inspection September 19, 2003, 9:00 a.m.]

FISH AND BOAT COMMISSION

Commission Approved Boating Safety Education Courses for Residents and Nonresidents 2003

The Deputy Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 91.7 (relating to criteria for courses of instruction in boating safety education), may designate, by notice, organizations that offer boating safety education courses that are acceptable for residents, nonresidents, or both. The following boating safety education courses are Commission approved courses for residents and nonresidents. Commonwealth residents are reminded that under 58 Pa. Code § 91.6 (relating to Boating Safety Education Certificates), they are required to possess a Boating Safety Education Certificate that is issued by the Commission. Upon proper application and payment of the appropriate fee, the Commission will issue a Boating Safety Education Certificate to a resident of this Commonwealth who successfully completes one of the following courses.

Commission Approved Boating Safety Education Courses for Residents and Nonresidents

<i>Course Provider</i>	<i>Name of Course</i>
A B Seas Boat School	The A B Seas of Recreational Boating Basics
Alabama Traffic Safety Center	Alabama Boating Basics—A Guide to Responsible Boating
University of Montevallo	
American Power Boating Association	Boating Fundamentals
American Sailing Association	Basic Keelboat Sailing
Berberie Marine	Corky's Boating Basics
BOATCLASS.COM	Boater & PWC Safety Course
Boat Safe Martha's Vineyard	Boating Safety Basics—Boat Safe Martha's Vineyard
Boating Safety Institute of America	Boating/PWC Basics
Boatwise	Boatwise Boating Basics
Canadian Power & Sail Squadrons	Boating Course
Canadian Power & Sail Squadrons	The Boat Pro Manual
CaptainForHire.com	Boating Education
Charles F. Chapman School of Seamanship	Florida Boating Basics Course
Charles F. Chapman School of Seamanship	PWC Basic Course
City of Bridgeport Harbor Master's Office	Boating Basics: Guide to Responsible Boating
Coast Boating School	Safe Boating Course
Coastal Yachting Academy	Practical Boating Safety, Seamanship & Navigation
Connecticut Boating Education	Safe Boating Course/PWC
Connecticut Coastal Safe Boating	Connecticut Safe Boating
Connecticut Safe Boating, LLC	Basic Boating Safety
Connecticut Safe Boating, LLC	Basic Boating Safety & PWC
Don Fleming Yacht Services	Basic Safe Boating Course—CT
Dyno Time	Dyno Time Performance Boating Basics
Empire Safety Council	Boating Safety Course
Florida Sailing & Cruising School	Basic Powerboat Handling
Florida Sailing & Cruising School	Powerboat First Mate
Green Marine Services	Basic Safe Boating

<i>Course Provider</i>	<i>Name of Course</i>
International Jet Boat Safety Association	PWC Safety and Anti-Collision Training Top Gun Safety Course
Lighthouse Marine Service	Boat America: A Course on Responsible Boating for North Carolina
Lighthouse Marine Service	Boating Course for South Carolina
Longshore Sailing School & Greenwich Community Sailing	Boat Connecticut—A Course on Responsible Boating
Lytekeeper Marine Services	Basic Safe Boating/PWC Certification
Marine Resource Center	Boating Safety and Practical Seamanship
MMOC Safe Boating Instruction	SBC & PWCO Certification, Connecticut
Mystic Safe Boating	Safe Boating Basics Course
New England School of Boating	Connecticut Safe Boating
Northeast Marine Services	Safe Boating Course
Rhode Island Maritime School	Toward Safer Boating
Safety Resources	Connecticut Basic Boating Safety and PWC
Safe-Sea Marine Services	Basic Seamanship & Boat Handling
Sea Coast Boating Safety	Safe Boating and Personal Watercraft Course—Sea Coast Boating
Sound Environment Associates	Learn from the Dolphins
Sound Sailing Center	Basic Keelboat
US Coast Guard Auxiliary	Boating Skills/Seamanship (12th Edition)
US Coast Guard Auxiliary	Boating Safely
USFWS Aquatic Resources Training	Motorboat Operator Certification Course, U. S. Dept. of Interior
US Sailing Association	Small Boat Sailing Instructor Level 1 Instructor Course
US Sailing Association	Basic Keelboat Instructor Course
US Sailing Association	Basic Keelboat Student Course
US Power Squadrons	USPS Boating Course for Power & Sail (video)
US Power Squadrons	Boat Smart
US Power Squadrons	Squadron Boating Course
Vineyard Maritime	Safe Boating Course
Watercraft Training Center	Watercraft Training Center Boat Safe Training Manual
Alabama	Alabama Boating Basics
Alaska	Alaska Water Wise—A Course for Alaskan Boaters
Arizona	Boat Arizona
Arkansas	Arkansas Boating Education—A Guide to Responsible Boating
Arkansas	Boat Arkansas
California	AquaSmart Boating: Check It Out
Colorado	Boating Safely in Colorado
Connecticut	Boat Connecticut—A Course on Responsible Boating
Delaware	Delaware Boating Basics
Delaware	Boat Delaware—A Course on Responsible Boating
District of Columbia	DC Boating Basics
Florida	How to Boat Smart—Florida Boating Safety Course
Georgia	Boat Georgia—A Course on Responsible Boating
Hawaii	Hawaii Boating Basics
Idaho	Boat Idaho—A Course on Responsible Boating
Illinois	Boating Basics
Indiana	Indiana Boating Basics

<i>Course Provider</i>	<i>Name of Course</i>
Iowa	Iowa Boating Basics
Kansas	Kansas Boating Basics
Kentucky	The Kentucky Boating Safety Manual
Louisiana	Louisiana Boating Basics
Louisiana	Boat Louisiana—A Course on Responsible Boating
Maine	Boating Basics
Maryland	Maryland Boating Basics
Massachusetts	Massachusetts Boating Basics
Michigan	BoatEd Inc: Boat Michigan
Minnesota	Boating & Water Safety
Mississippi	Boat Mississippi (Dept. Wildlife/Fisheries & Parks)
Mississippi	Mississippi Boating Basics (Dept. Marine Resources)
Missouri	Boat Missouri: A Course on Responsible Boating
Montana	Montana Safe Boating Manual
Nebraska	Nebraska Boating Basics
Nebraska	Nebraska Boating Basics for PWC
Nevada	Boat Nevada—A Course on Responsible Boating
New Hampshire	Boat New Hampshire—A Course on Responsible Boating
New Jersey	New Jersey Boating Basics
New Mexico	New Mexico Boating Basics
New York	New York Safe Boating
North Carolina	Boat North Carolina—A Course on Responsible Boating
North Dakota	Boating Basics
Ohio	Ohio Boating Education Course (OBEC)
Oklahoma	Boat Oklahoma—A Course on Responsible Boating
Oregon	Boat Oregon—A Course on Responsible Boating
Pennsylvania	Basic Boating
Pennsylvania	Boating & Water Safety Awareness
Pennsylvania	Boat PA: A Course on Responsible Boating
Puerto Rico	A Course on Responsible Navigation
Rhode Island	Boat Rhode Island
South Carolina	Boat South Carolina—A Course for Responsible Boating
South Dakota	South Dakota Boating Basics
Tennessee	Boat Tennessee—A Course on Responsible Boating
Texas	Boat Texas: A Course for Responsible Boating
Utah	Utah's Boating Course
Utah	Utah's Personal Watercraft Education Course
Vermont	Boat Vermont—A Course on Responsible Boating
Vermont	Vermont Boating Basics
Virgin Islands	Boating Smart Virgin Islands
Virginia	Boat Virginia—A Course on Responsible Boating
Virginia	PWC in Virginia
Washington	Boating Basics
West Virginia	West Virginia Boating Basics
Wisconsin	Wisconsin Boating Basics
Wyoming	Wyoming Boating Basics

Additional Commission Approved Boating Safety Education Courses for Nonresidents Only*Course Provider*

BoatEd
 BoatUS
 CEERI (Florida)
 Code 4 Public Safety Education Association
 Delaunay Communications
 International Sail & Power Academy
 Nautical Know How, Inc.
 Nautical Know How, Inc.
 New England Maritime
 Outdoor Empire Publishing, Inc
 US Power Squadrons

Name of Course

Boat America: A Course on Responsible Boating
 On-line Boating Safety Course
 Boater 101
 Code 4 Boating Ed Internet Course
 PWCSafetySchool.com
 Safe Boating CD-Rom
 Boating Basics Online.Com
 Boat Safe.Com
 New England Maritime Boating Safety Course
 Boating Basics—A Guide to Responsible Boating
 America's Boating Course

DENNIS T. GUISE,
Deputy Executive Director

[Pa.B. Doc. No. 03-1860. Filed for public inspection September 19, 2003, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Request for Proposals

The Health Care Cost Containment Council (Council), an independent State agency that collects, analyzes and disseminates health care cost and quality-related information, seeks to obtain legal services on a retainer basis. Interested parties are requested to contact the Council office by writing the Health Care Cost Containment Council, Suite 400, 225 Market Street, Harrisburg, PA 17101, or by calling or e-mailing Cherie Elias, (717) 232-6787, celias@phc4.org, for copies of the Request For Proposal. A preproposal conference will be held on September 24, 2003, at 10 a.m. at the Council office at the address listed previously. Proposals are due to the Council office by 5 p.m. on October 24, 2003. The Council will make the award at the public Council meeting on November 6, 2003, at 10 a.m. at the Council office.

MARC P. VOLAVKA,
Executive Director

[Pa.B. Doc. No. 03-1861. Filed for public inspection September 19, 2003, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for a Domestic Certificate of Authority

Positive Physicians Insurance Exchange has applied for a Certificate of Authority to operate as a domestic reciprocal exchange in this Commonwealth. The filing was made under The Insurance Company Law of 1921 (40 P. S. §§ 341—999). Persons wishing to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party, identification of the application to which the statement is addressed and a concise statement with sufficient detail

and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1862. Filed for public inspection September 19, 2003, 9:00 a.m.]

Renee Bender, D.O.; Prehearing

Appeal of Renee Bender, D.O. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM03-08-063

On or before September 30, 2003, the appellant shall file a concise statement setting forth the factual and/or legal basis for her disagreement with MCARE's July 22, 2003, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for October 21, 2003, at 1 p.m. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 14, 2003. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before October 7, 2003, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before October 14, 2003.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to

participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1863. Filed for public inspection September 19, 2003, 9:00 a.m.]

Charles E. Coates; Fact Finding Review

License Denial; Doc. No. AG03-07-005

A pre-review telephone conference initiated by this office is scheduled for October 2, 2003, at 10:30 a.m. A fact finding review in accordance with parties' stipulation will be held on October 14, 2003 at 1 p.m. in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA.

No pre-review submissions are required of the parties.

Persons with a disability who wish to attend the administrative hearing who require an auxiliary aid, service or other accommodations to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1864. Filed for public inspection September 19, 2003, 9:00 a.m.]

Conseco Senior Health Insurance Company; Rate Filing

Conseco Senior Health Insurance Company is requesting approval to increase the premium 19% for the long term care policy form 10955 and the associated riders. The Transport Life Insurance Company originally issued these forms. The average premium will increase from \$1,305 to \$1,518 and will affect 913 policyholders in this Commonwealth.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Accident and Health Bureau, Office of Rate and Policy Regulation, 1311 Strawberry Square, Harrisburg, PA 17120 within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1865. Filed for public inspection September 19, 2003, 9:00 a.m.]

Great Northern Insurance Company; Homeowners Insurance Rate and Rule Revision

On September 5, 2003, the Insurance Department (Department) received from Great Northern Insurance Company a filing for a proposed rate level and rule change for homeowners insurance.

The Great Northern Insurance Company requests an overall 6.3% increase amounting to \$2.458 million annually, to be effective upon Department approval.

Unless formal administrative action is taken prior to November 4, 2003, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's regional offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, xlu@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1866. Filed for public inspection September 19, 2003, 9:00 a.m.]

Highmark Inc. d/b/a Highmark Blue Cross Blue Shield; Revised Rating Methodology for Clients with 50 or Fewer Contracts; Rate Filing

By filing no. 2-DEM-03-HBCBS, Highmark Inc. d/b/a Highmark Blue Cross Blue Shield requests approval of a revised rating methodology for small group clients (that is, 50 or fewer contracts). The revisions include a client level age/sex factor calculated from age/sex factors at the contract-holder level and expanded ranges for that demographic factor. Highmark also requests approval to include a measure of health status in its demographic rating formula by implementing the use of Prospective Relative Risk Scores.

The requested effective date of the change is July 1, 2004.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's regional offices Harrisburg and Pittsburgh.

Interested parties are invited to submit written comments, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120 within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1867. Filed for public inspection September 19, 2003, 9:00 a.m.]

Keystone Health Plan West; Rate Filing

On August 29, 2003, Keystone Health Plan West (KHPW) submitted filing no. 1-DEM-03-KHPW to revise the rating methodology for clients with 50 or fewer contracts. The filing proposes adjustments to the approved demographic rating methodology and seeks to replace the current client-level average age factor with a client level age/sex factor calculated from age/sex factors at the contract-holder level (as approved by the Insurance

Department (Department) for Highmark Inc. for its business in the central part of this Commonwealth) and an expansion of the capped range for these factors from the current 0.65—1.35 range to an adjusted 0.65—1.75 range. Additionally, KHPW requests approval to include a measure of health status risk in its demographic rating formula by implementing the use of Prospective Relative Risk Scores. The requested effective date of these changes is for associations or pools renewing July 1, 2004.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120 within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1868. Filed for public inspection September 19, 2003, 9:00 a.m.]

Notice to Companies Writing Private Passenger Auto Insurance in Pennsylvania; Notice No. 2003-07

Calculation of Limited Tort Differential

In Section 19 of Act of 1990, Act of February 7, 1990, 75 Pa.C.S. § 1799.7, the Pennsylvania General Assembly recognized that insurers writing private automobile insurance in Pennsylvania would realize substantial savings in their overall loss costs if their insureds were given the option of electing limited tort coverage in their policies. Because this option reduces insurers' potential liability, auto insurers have indeed experienced significant reciprocal savings since Act 6 was passed. These savings, in turn, have resulted in lower insurance rates for many Pennsylvania policyholders, which was clearly the legislature's intent.

Following the enactment of Act 6, the Insurance Department ("Department") initially required a minimum differential of 13.3% between full tort and limited tort rates. In 1991, the Department then determined that a minimum 15.3% differential between the full tort and limited tort rates was appropriate to ensure that rates adequately reflected the reciprocal savings that insurers would realize as a result of the limited tort option. Now, with the availability of sufficient, credible data reflecting the actual historical loss experience that has resulted since the enactment of Act 6, the Department has determined that it is an appropriate and preferred actuarial methodology to apply the loss cost differential for full versus limited tort on a per-coverage basis so that insurer expenses, losses and income are allocated according to the coverages that generate the same under the provisions of Act 6. See 75 Pa.C.S. § 1799.7(g). That is, the premium rates charged for auto insurance coverage in Pennsylvania should be adjusted to reflect the differing impact that the reciprocal limited tort loss cost savings has on each form of affected coverage—specifically, bodily injury, first party benefits, and uninsured/underinsured motorist coverage.

The Department has obtained and analyzed data indicating that selection of the limited tort option results in

reduced loss costs of approximately 40% for bodily injury, first party benefits, and uninsured/underinsured motorist coverages over full tort selectors. Therefore, effective immediately, private passenger auto rate filings must apply the limited tort differential on a coverage-by-coverage basis and apply a minimum differential of 40% on bodily injury, first party benefits, and uninsured/underinsured motorist coverages unless an insurer is able to provide sufficient, credible data to demonstrate that a different limited tort differential is appropriate for those coverages.

All private passenger auto insurers must submit new rate filings applying the limited tort differential on a coverage-by-coverage basis on or before December 1, 2003, to become effective for all policies issued or renewed after 60 days following approval of the filing by the Department or notification of receipt of the filing if made on a "file and use" basis. Insurers submitting rate filings that apply the standard 40% limited tort differential for the affected coverages and make no other changes to their existing, approved rates can do so on a "file and use" basis. Insurers submitting rate filings that do not apply the standard 40% differential for the affected coverages must provide sufficient, credible data to support their proposed differential and otherwise demonstrate to the Department's satisfaction that the filing appropriately applies the limited tort premium differential on a coverage-by-coverage basis.

Because the failure to apply an appropriate limited tort differential may result in excessive, inadequate or unfairly discriminatory rates, any private passenger auto insurer that fails to submit a filing reflecting the appropriate limited tort differential by the required date may be subject to appropriate regulatory action by the Department, including the possible disapproval of any rates currently in effect.

Data Call

Within the next few weeks the Department will be conducting a data call requiring all insurance companies writing private passenger automobile insurance in Pennsylvania to collect certain information and submit it to the Department within 90 days.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1869. Filed for public inspection September 19, 2003, 9:00 a.m.]

Notice to Medical Malpractice Insurance Carriers and Self-Insured Health Care Providers

Insurance companies that offer basic limits medical malpractice coverage are required to report medical malpractice claims information to the Insurance Department (Department) for insureds who are subject to The Medical Care Availability and Reduction of Error (MCARE) Act (act) (40 P.S. §§ 1303.101—1303.5108). Organizations and physicians that self-insure their medical malpractice exposures are also required to report this claims information. These reports are required under section 743 of the act (40 P.S. § 1303.473).

The claims information must be reported to the Medical Care Availability and Reduction of Error Fund (Fund) and to the Department. The following calendar year 2002 claims information is due to the Fund and to the Department by October 15, 2003:

- The aggregate amount of premium earned.
- The aggregate amount of losses paid.
- The aggregate amount of losses incurred.
- The aggregate amount of loss reserves outstanding.
- The aggregate amount of loss adjustment expenses paid.
- The aggregate amount of loss adjustment expenses incurred.
- The aggregate amount of loss adjustment expense reserves outstanding.
- A table showing separately by accident year and county the number of claims first reported (or arising) in 2002.
- A table showing separately by accident year and disposition (that is, judgement of arbitration panel, judgement of court, settlement or other) the number of claims closed (or disposed) in 2002.
- A separate table for each type of disposition previously identified showing for claims closed (or disposed) in 2002 separately by accident year: the number of claims closed (or disposed) with payment; the total losses incurred for those claims closed with payment; and the basic coverage premiums collected.

Reports must be submitted in electronic form as an Excel spreadsheet. A letter has been mailed instructing medical malpractice carriers to submit their 2002 data.

Medical malpractice carriers who have not received a letter should contact Brenna Murphy, Actuarial Associate, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 783-2114, brmurphy@state.pa.us. Questions concerning the information contained in this notice should be directed to Brenna Murphy.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1870. Filed for public inspection September 19, 2003, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insureds' automobile policies. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Philadelphia and Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Vincent J. Robinson; file no. 03-265-03908; Rutgers Casualty Insurance Company; doc. no. PH03-08-075; November 19, 2003, 9 a.m.

Appeal of Andrea Tamayo; file no. 03-280-04090; State Farm Fire and Casualty Company; doc. no. PH03-08-074; November 20, 2003, 3 p.m.

The following hearing will be held in the Pittsburgh Regional Office, Room 304 State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Brian J. Nolton; file no. 03-303-71539; Mutual Benefit Insurance Company; doc. no. P103-08-073; November 5, 2003, 1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 03-1871. Filed for public inspection September 19, 2003, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

Governor's Office

Management Directive No. 205.21—Commonwealth Child Care Program, Revision No. 1, Dated August 6, 2003.

Management Directive No. 315.17—Direct Deposit of Pay Program, Revision No. 1, Dated August 22, 2003.

Administrative Circular No. 03-19—Revenue Estimates, 2004-05 Fiscal Year, Dated July 29, 2003.

Administrative Circular No. 03-20—2004-05 Budget Instructions, Dated August 15, 2003.

Administrative Circular No. 03-21—Availability of State Surplus Real Property for Transfer to Commonwealth Agencies—Lackawanna County, Dated August 20, 2003.

Administrative Circular No. 03-22—Availability of State Surplus Real Property for Transfer to Commonwealth Agencies—Venango County, Dated August 20, 2003.

MARY JANE PHELPS,
Director
Pennsylvania Bulletin

[Pa.B. Doc. No. 03-1872. Filed for public inspection September 19, 2003, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board lease will expire:

Montgomery County, Wine & Spirits Shoppe #4603, 416 Old York Road, Jenkintown, PA 19046-2809.

Lease Expiration Date: September 30, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,500 net useable square feet of new or existing retail commercial space within a 1-mile radius of West Street and Old York Road, Jenkintown.

Proposals due: October 10, 2003, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128
Contact: Robert Jolly, (215) 482-9671

JONATHAN H. NEWMAN,
Chairperson

[Pa.B. Doc. No. 03-1873. Filed for public inspection September 19, 2003, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Amended Reliability Benchmarks and Standards for Electric Distribution Companies; Doc. No. M-00991220

Under the Energy Association of Pennsylvania's letter petition dated September 5, 2003, requesting an initial 30-day extension of the deadline of September 10, 2003, within which time to file comments to the Tentative Order regarding Amended Reliability Benchmarks and Standards for Electric Distribution Companies at M-00991220, the deadline for comments to be filed with the Commission has been extended to October 10, 2003. In the event that no comments are filed by October 10, 2003, the Tentative Order shall become a Final Order by

operation of law under the Commission's Tentative Order, Ordering Paragraph No. 3.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1874. Filed for public inspection September 16, 2003, 9:00 a.m.]

Gas Service

A-122300F0006. PECO Energy Company. Application of PECO Energy Company for a Certificate of Public Convenience that reaffirms its authority to offer, render, furnish or supply gas service to the public in three municipalities in Delaware County: Chadds Ford Township (formerly Birmingham Township), Edgemont Township and Thornbury Township.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 6, 2003. Documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: PECO Energy Company

Through and by Counsel: Kent D. Murphy, Assistant General Counsel, 2301 Market Street, S23-1, P. O. Box 8699, Philadelphia, PA 19101-8699.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1875. Filed for public inspection September 19, 2003, 9:00 a.m.]

Gas Service

A-122300F0007. PECO Energy Company. Application of PECO Energy Company for a Certificate of Public Convenience that reaffirms its authority to offer, render, furnish or supply gas service to the public in five municipalities in Bucks County: Bedminster Township, Bridgeton Township, Borough of Dublin, Tincum Township and Upper Makefield Township.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 6, 2003. Documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: PECO Energy Company

Through and by Counsel: Kent D. Murphy, Assistant General Counsel, 2301 Market Street, S23-1, P. O. Box 8699, Philadelphia, PA 19101-8699.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1876. Filed for public inspection September 19, 2003, 9:00 a.m.]

Gas Service

A-122300F0008. PECO Energy Company. Application of PECO Energy Company for a Certificate of Public Convenience that reaffirms its authority to offer, render, furnish or supply gas service to the public in 15 municipalities in Chester and Lancaster Counties: East Brandywine Township, East Nantmeal Township, Borough of Elverson, Highland Township, London Britain Township, Borough of Modena, Newlin Township, South Coventry Township, Wallace Township, Warwick Township, West Bradford Township, West Fallowfield Township, West Nantmeal Township and West Vincent Township, Chester County; and Salisbury Township, Lancaster County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 6, 2003. Documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: PECO Energy Company

Through and by Counsel: Kent D. Murphy, Assistant General Counsel, 2301 Market Street, S23-1, P. O. Box 8699, Philadelphia, PA 19101-8699.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1877. Filed for public inspection September 19, 2003, 9:00 a.m.]

Gas Service

A-123100F0030. UGI Utilities, Inc. Application of UGI Utilities, Inc. for approval to begin to offer, render, furnish or supply gas utility service to the public in additional territories of Leacock and Paradise Townships, Lancaster County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 6, 2003. Documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: UGI Utilities, Inc.

Through and by Counsel: Thomas M. Jackal, Esquire, P. O. Box 858, Valley Forge, PA 19482-0858.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1878. Filed for public inspection September 19, 2003, 9:00 a.m.]

Gas Service

A-123100F0031. UGI Utilities, Inc. Application of UGI Utilities, Inc. for approval to begin to offer, render, furnish or supply gas utility service to the public in additional territories of Riegelsville, Durham, Haycock and Nockamixon Townships, Bucks County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 6, 2003. Documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: UGI Utilities, Inc.

Through and by Counsel: Thomas M. Jackal, Esquire, P. O. Box 858, Valley Forge, PA 19482-0858.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1879. Filed for public inspection September 19, 2003, 9:00 a.m.]

**Railroad
With Hearing**

A-00119874. Department of Transportation. Application of the Department of Transportation for approval of the suspension of the crossing (DOT 516 167 P) by the removal of the siding track and by paving over the crossing where State Road (S.R. 2002) crosses, at-grade, the tracks formerly operated by Consolidated Rail Corporation located in Bensalem Township, Bucks County, and the allocation of costs incident thereto.

An initial hearing on this matter will be held on Thursday, November 13, 2003, at 10 a.m. in an available hearing room, Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1880. Filed for public inspection September 19, 2003, 9:00 a.m.]

**Railroad
With Hearing**

I-00030098 and M-00021613. Shade Township, Somerset County. Investigation upon the Pennsylvania Public Utility Commission's own motion into matters pertaining to the proper service, accommodation, convenience and safety of the traveling public using the at-grade crossing that intersects State Road 1021 (School House Road, 003 305*) and the below-grade crossing that intersects Monument Road (T-657) in Shade Township, Somerset County.

An initial hearing on this matter will be held on Friday, October 31, 2003, at 10 a.m. in an available hearing room, 11th Floor, Pittsburgh State Office Building, 300

Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1881. Filed for public inspection September 19, 2003, 9:00 a.m.]

Rescission Order

Public Meeting held
September 5, 2003

Commissioners Present: Terrance J. Fitzpatrick, Chairperson; Robert K. Bloom, Vice Chairperson; Aaron Wilson, Jr., statement follows; Glen R. Thomas; Kim Pizzingrilli

*Pennsylvania Public Utility Commission Law Bureau
Prosecutory Staff (2003.0034) v. Allegheny Coin Company,
Inc.; Doc. No. C-20039886; A-310296*

Rescission Order

By the Commission:

On June 27, 2003, the Commission entered a Default Order at C-20039886 and A-310296 against Allegheny Coin Company, Inc. (Allegheny Coin or Respondent), an interexchange reseller, for failure to pay its monthly Universal Service Fund (USF) assessments in violation of 52 Pa. Code §§ 63.161—63.171 and 66 Pa.C.S. §§ 3001—3009. The Respondent filed a Petition for Rescission on July 8, 2003, under 66 Pa.C.S. § 703(f) and (g) and 52 Pa. Code § 5.572, informing the Commission that it had paid the entire amount owed, \$2,975.78, as well as its USF assessment for July 2003, and late fees. Respondent also pledged to make all future USF assessment payments in a timely and responsible fashion. The Default Order was published in the *Pennsylvania Bulletin* on July 12, 2002, at 33 Pa.B. 3453, and specifically recognized that the Commission may impose a penalty if Respondent seeks relief from the Default Order. *Id.* We shall grant the subject Petition for Rescission contingent upon the payment of a civil penalty.

Background

The Respondent's history of compliance with regulatory requirements is abysmal. Law Bureau Prosecutory Staff (Prosecutory Staff) has repeatedly been forced to take action against Allegheny Coin to bring the Respondent into compliance with the Public Utility Code and Commission regulations. On April 7, 1999, Prosecutory Staff filed a complaint at C-00992315 in response to Respondent's failure to pay its General Assessment for Fiscal Year 1996-1997 in the amount of \$4,624 and its General Assessment for Fiscal Year 1998-1999 in the amount of \$1,987, both amounts which Respondent subsequently paid by check on June 24, 1999. On January 16, 2001, Prosecutory Staff filed a complaint at C-00014690 for the Respondent's failure to pay its General Assessment for Fiscal Year 2000-2001 in the amount of \$4,277, which the Respondent subsequently paid by several checks received by the Commission from November 28, 2000, through May 5, 2001. On May 23, 2002, Prosecutory Staff filed a complaint at C-20027846 for Respondent's failure to file its 2000 Annual Report, which was subsequently filed on June 26, 2002. On January 17, 2003, Prosecutory Staff filed a complaint at C-20039304 for Respondent's failure to file its 2001 Annual Report, which the Respondent

subsequently filed on February 3, 2003, accompanied by the \$250 civil penalty for late filing.

On April 3, 2003, Prosecutory Staff instituted the current proceeding by filing a complaint against Allegheny Coin alleging that Respondent's monthly USF assessments were more than 90 days past due. The complaint charged that the Respondent's failure to pay these assessments violates 52 Pa. Code §§ 63.161—63.171 and 66 Pa.C.S. §§ 3001—3009. Prosecutory Staff's complaint sought an order from the Commission canceling the Respondent's certificate of public convenience for failure to pay its USF assessments. The complaint was sent by certified mail by the Secretary's Bureau on April 22, 2003, and, according to the postal return receipt, service was perfected on April 24, 2003. Since no answer to the complaint was filed, the Commission issued a Default Order on June 27, 2003.

Discussion

Section 3301(a) and (b) of the Public Utility Code, 66 Pa.C.S. § 3301(a) and (b), authorizes the Commission to impose a maximum civil penalty of \$1,000 per day for violations of the statute, regulations and orders. In addition, the Commission has adopted certain standards that must be applied when imposing a civil penalty for violations of the Commission's orders and regulations. *Joseph A. Rosi v. Bell Atlantic-Pennsylvania, Inc. and Sprint Communications Company (Rosi)*, C-00992409 (March 16, 2000). In *Rosi*, the Commission adopted standards to be applied to determine the amount of the civil penalty in litigated slamming cases. These standards, however, have also been considered when evaluating settlement agreements in nonlitigated slamming cases. *Pennsylvania Public Utility Commission v. PEPCO Energy Services*, M-00001432 (November 9, 2000). Furthermore, the Commission has determined that the *Rosi* factors are generic in nature and are applicable in determining the amount of a civil penalty for all violations of the Public Utility Code and Commission regulations. *Pennsylvania Public Utility Commission v. NCIC Operator Services*, M-00001440 (December 21, 2000). Therefore, the *Rosi* standards must be used in all cases when determining the appropriate amount of a civil penalty for all types of violations for all categories of public utilities. *Id.*

The standards for developing a civil penalty that are set forth in *Rosi* are as follows:

1. Whether the violation was intentional or negligent. If the violation is intentional, the Commission should start with the presumption that the penalty will be in the range of \$500 to \$1,000 per day. If the violation is negligent, the Commission should start with the presumption that the penalty will be in the range of zero dollars to \$500 per day. The precise penalty amount per day will be arrived at by applying the following additional standards, while recognizing that the Commission retains broad discretion in determining a total civil penalty amount that is reasonable on an individual case basis.
2. Whether the regulated entity promptly and voluntarily took steps to return the customer to the appropriate carrier and credited the customer's account.
3. Whether the regulated entity initiated procedures to prevent future slamming.
4. The number of customers affected and the duration of the violation.
5. Whether the penalty arises from a settlement or a litigated proceeding.

6. The compliance history of the regulated entity which committed the violation.
7. Whether the regulated entity cooperated with the Commission.
8. The amount necessary to deter future violations.
9. Past Commission decisions in similar situations.
10. Other relevant factors.

In this case, the following *Rosi* factors are applicable for determining the appropriate amount of the civil penalty to impose on Allegheny Coin: the nature of the violation (intentional or negligent), whether the penalty arises from a settlement or litigated proceeding, the extent of cooperation by the regulated entity and the compliance history of the utility.

The first standard raises the question as to whether Respondent's disregard of its USF assessment was intentional or negligent. Since Respondent ignored the Commission's dunning efforts and Formal Complaint, we must assume the action was intentional, although attributable perhaps to financial difficulties.

The next standard we shall consider is the nature of the proceeding, that is, whether the penalty arises from a settlement or litigated proceeding. Unfortunately, the Respondent has again wasted the Commission's resources through its repeated failure to make monthly USF payments in a timely manner, which in turn has required Prosecutory Staff to take formal action.

The remaining standards we shall consider are Respondent's cooperation and compliance history. The Respondent ignored its USF obligation until the Default Order was issued, indicating a complete lack of cooperation. Furthermore, Allegheny Coin has not been forthcoming about any reasons for neglecting its USF financial obligation. Finally, given the Respondent's previous history of noncompliance, detailed herein, the reason expressed by Allegheny Coin for why the Commission should grant its petition, payment of past due and current assessments, is particularly unpersuasive.

Based on our review of these specific *Rosi* standards, we conclude that the failure to pay its contribution in a timely manner is intentional, that this is a litigated proceeding, Respondent has not cooperated with Prosecutory Staff, and its compliance history is poor. Clearly, the presumption is that the penalty will be in the range of \$500 to \$1,000 per day and that there are no mitigating factors to warrant a penalty at the lower end of the range. However, the Commission retains broad discretion in determining a total civil penalty amount that is reasonable on an individual case basis. *Rosi* at 10.

The Commission's Universal Service regulations have a built-in penalty provision under 52 Pa. Code § 63.167(4) that provides for the assessment of late-payment charges (1.5%) on contributions that are 30 days or more past due. In addition, the regulation requires the Administrator to refer all accounts more than 90 days past due to the Commission for enforcement. 52 Pa. Code § 63.167(b). The enforcement contemplated by the Universal Service regulations for failure to pay in a timely manner is prohibition against providing service and other penalties as are authorized under law. 52 Pa. Code § 63.171.

Accordingly, we will assess a civil penalty in the amount of \$1,000 for generally failing to pay the USF assessments in a timely manner rather than calculate the penalty as a continuous violation. Respondent has already paid a late-payment penalty and this amount is four

times the amount in civil penalties the Respondent was assessed in response to its annual report violation in February 2003, and within the range contemplated by the standard. We hope that this amount is large enough to deter future violations of these regulations by Allegheny Coin given the following warning: if the Respondent again fails to comply with Commission regulations, we will not be so favorably disposed and will revoke the Respondent's certificate of public convenience, absent extreme extenuating circumstances; *Therefore,*

It Is Ordered That:

1. The Petition to Rescind the Commission's June 27, 2003, Default Order is granted, consistent with this Rescission Order.

2. The Default Order entered June 27, 2003, is hereby rescinded subject to the Respondent's compliance with Ordering Paragraph No. 4, within 20 days.

3. A copy of this Rescission Order be published in the *Pennsylvania Bulletin*, and served on the Office of Trial Staff, the Office of Consumer Advocate, the Office of Small Business Advocate, the Department of General Services, the Department of Corrections and the Attorney General's Bureau of Consumer Protection.

4. Allegheny Coin Company, Inc. is ordered to pay a civil penalty in the amount of \$1,000, under sections 3301 and 3315 of the Public Utility Code, 66 Pa.C.S. §§ 3301 and 3315, by sending a certified check or money order within 20 days after entry of this Order to Pennsylvania Public Utility Commission, Secretary's Bureau, P. O. Box 3265, Harrisburg, PA 17105-3265. The docket numbers for this Order should be referenced in the check or money order.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1882. Filed for public inspection September 19, 2003, 9:00 a.m.]

Rescission Order

Public Meeting held
September 5, 2003

Commissioners Present: Terrance J. Fitzpatrick, Chairperson; Robert K. Bloom, Vice Chairperson; Aaron Wilson Jr., statement follows; Glen R. Thomas; Kim Pizzingrilli

*Pennsylvania Public Utility Commission Law Bureau
Prosecutory Staff (2002.0294) v. Association
Administrator, Inc.; Doc. No. C-20039877; A-310527*

Rescission Order

On April 1, 2003, Law Bureau Prosecutory Staff (Prosecutory Staff) instituted a complaint against Association Administrator, Inc. (AAI or Respondent), a telecommunications interexchange reseller certificated at A-310527, for failure to pay its 5th semiannual Telephone Consumer Education Program Fund Contribution. Respondent failed to file an answer to the complaint. Consequently, on June 27, 2003, the Commission entered a Default Order in this complaint proceeding against AAI that sustained the complaint and set forth a process to cancel Respondent's certificate of public convenience.

This is the second violation that has led to initiation of complaint proceedings to cancel AAI's certificate of public convenience since its issuance in 1997. Respondent's certificate was cancelled on April 4, 2002, for failure to

file its 1999 Annual Report and a Petition for Reinstatement was filed on June 13, 2002. In the August 8, 2002, Order granting Respondent's request for reinstatement of its certificate, we cautioned that all future Commission correspondence must be answered in a timely manner.

In this matter, the Respondent submitted a letter dated July 1, 2003, to Prosecutory Staff requesting that the Commission rescind the June 27, 2003, Default Order revoking its certificate of public convenience. Prosecutory Staff filed the letter with the Secretary's Bureau on July 9, 2003. Although the letter included enclosed payment for the 5th and 6th installments, \$30 and \$19, respectively, no explanation was given for the delinquency.

Based on the fact that AAI made all required payments including its 5th and 6th semiannual Telephone Consumer Education Program Fund Contribution and that the delinquencies involved minimal amounts, we shall grant AAI's request for rescission of the Default Order. However, in accord with our prior warning about ignoring Commission correspondence directed to AAI in the August 8, 2002, Order, we believe that a civil penalty is warranted in this matter.

Accordingly, we shall assess a civil penalty in the amount of \$250 for failing to pay the 5th semiannual Telephone Consumer Education Program Fund Contribution in a timely manner. Although no explanation was provided for the delinquency and failure to respond to the complaint, upon being informed that payments were due through service of the Default Order, Respondent immediately took action to pay the installments and sought rescission of the Default Order. Therefore, we find that this action on the part of the Respondent indicates negligent rather than intentional conduct. Based on the standards set forth in *Joseph A. Rosi v. Bell-Atlantic Pennsylvania, Inc. and Sprint Communications Company, L.P.*, C-00992409 (March 16, 2000), the presumption is that the penalty will be in the range of zero dollars to \$500 per day and we believe that Respondent's quick action, along with the small amount of the delinquency, are mitigating factors to warrant a penalty at the lower end of the range. Given that the Commission retains broad discretion in determining a total civil penalty amount that is reasonable on an individual basis, *Rosi* at 10, we believe that this amount based on a "per occurrence" violation is large enough to deter future violations of Commission regulations by AAI given the following warning: if the Respondent again fails to comply with Commission regulations, we will not be so favorably disposed and will revoke the Respondent's certificate of public convenience, absent extreme extenuating circumstances; *Therefore*,

It Is Ordered That:

1. The Default Order entered June 27, 2003, is hereby rescinded subject to the Respondent's compliance with Ordering Paragraph No. 3.
2. A copy of this Rescission Order be published in the *Pennsylvania Bulletin* and served on the Office of Trial Staff, the Office of Consumer Advocate and the Office of Small Business Advocate.
3. Association Administrators, Inc. is ordered to pay a civil penalty in the amount of \$250 under sections 3301 and 3315 of the Public Utility Code, 66 Pa.C.S. §§ 3301 and 3315, by sending a certified check or money order within 20 days after entry of this Order to Pennsylvania Public Utility Commission, Secretary's Bureau, P. O. Box 3265, Harrisburg, PA 17105-3265. The docket numbers for

this Order should be referenced in the check or money order.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1883. Filed for public inspection September 19, 2003, 9:00 a.m.]

Rescission Order Statement

Pennsylvania Public Utility Commission, Law Bureau Prosecutory Staff v. Association Administrator, Inc.	Public Meeting September 5, 2003 SEP-2003-L-0087R Docket No. C-20039877
Pennsylvania Public Utility Commission, Law Bureau Prosecutory Staff v. Allegheny Coin Company, Inc.	Public Meeting September 5, 2003 SEP-2003-L-0100* Docket No. C-20039886 A-310296

Statement of Commissioner Aaron Wilson, Jr.

I applaud the Commission's willingness to impose penalties on telecommunications carriers that violate our regulations, fail to pay their assessments, or fail to timely comply with our obligations regarding universal service support. This approach is long overdue in the telecommunications area.

However, I do not support application of any mitigation criteria under *Joseph A. Rosi v. Bell-Atlantic Pennsylvania, Inc. and Sprint Communications, L.P.*, Docket No. C-00992409 (March 16, 2000) (*Rosi*). The use of a "mitigation" criteria is disturbing because it legitimizes the potential for discrimination in the application of the penalty provisions of our Public Utility Code. Mitigation is premised on a largely subjective view of a utility, a utility's counsel, or a utility's reputation. I have not supported, and do not support, use of criteria that institutionalizes discriminatory and subjective treatment.

DR. AARON WILSON, Jr.,
Commissioner

[Pa.B. Doc. No. 03-1884. Filed for public inspection September 19, 2003, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 14, 2003. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for approval to begin operating as common carriers for transportation of persons as described under each application.

A-00120112. Eazy Cabs, Inc. (1819 C. Paxton Street, Harrisburg, Dauphin County, PA 17104), a corporation of the Commonwealth—persons, upon call or demand in the Counties of Dauphin, Cumberland, York and Perry.

A-00120111. Mellinnium Transportation, Inc. (P. O. Box 12426, City and County of Philadelphia, PA 19151), a corporation of the Commonwealth—persons, in paratransit service, from points in the City and County of Philadelphia, to all State and Federal correctional institutions in Pennsylvania, and return.

A-00120113. Michael Odell Pettus t/d/b/a Pettus Taxi Service (239 Edgewood Avenue, Pittsburgh, Allegheny County, PA 15218)—persons, upon call or demand in the City of Pittsburgh, the Township of Mt. Lebanon and the Boroughs of Green Tree, Dormont, Edgewood, McKees Rocks, Etna, Sharpsburg, Aspinwall, Crafton, Mt. Oliver, Homestead, Swissvale, Wilkinsburg, Forest Hills, Rankin and Churchill, all located in Allegheny County.

A-00120114. Galen H. and Barbara B. Martin, Tenants by Entirety t/d/b/a Martin's (6004 Mast Road, Narvon, Lancaster County, PA 17555)—persons, in paratransit service, whose personal convictions prevent them from owning or operating motor vehicles, between points in the Counties of Lancaster and Chester, and from points in said counties, to points in Pennsylvania, and return.

A-00120108. Northern Car & Truck Rental, Inc. (626 W. Lackawanna Avenue, Scranton, Lackawanna County, PA 18503), a corporation of the Commonwealth—persons, in limousine service, between points in the Counties of Lackawanna, Luzerne, Wayne, Monroe, Carbon, Pike, Wyoming and Susquehanna, and from points in said counties, to points in Pennsylvania, and return.

Application of the following for the approval of the transfer of stock as described under the application.

A-00108173, Folder 5001. D's Limousine Service, Ltd. (P. O. Box 296, Orefield, Lehigh County, PA 18069), a limited liability company of the Commonwealth, for the approval of transfer of 50 shares of issued and outstanding shares held by Barbara Ianovale to John Lakis. *Attorney:* Irene A. Belot-Pave, 766 Bridgeview Road, Langhorne, PA 19053.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 03-1886. Filed for public inspection September 19, 2003, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project 03-092.0, Condition Survey of Container Cranes until 2 p.m. on Thursday, October 9, 2003. The proposal documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available on Tuesday, September 23, 2003. PRPA is an equal opportunity employer. Offerors must comply with all applicable equal opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 03-1886. Filed for public inspection September 19, 2003, 9:00 a.m.]
