

NOTICES

DELAWARE RIVER BASIN COMMISSION

Notice of Commission Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference followed by a public hearing on Wednesday, January 26, 2000. The hearing will be part of the Commission's regular business meeting. Both the conference and business meeting are open to the public and will be held in the Goddard Conference Room of the Commission's offices at 25 State Police Drive, West Trenton, NJ.

The conference among the Commissioners and staff will begin at 10 a.m. and will include a report on the agency's budget for 2001; a discussion of the Basin comprehensive planning process; an update on the United States Army Corps of Engineers proposal for undertaking projects jointly with the Commission; a status report on progress toward an agreement between the Army Corps and the Commission for storage at F.E. Walter Reservoir; a report on the status of a new basinwide flood coordination initiative; and a discussion of plans for a 2-day Commission meeting in Reading, PA in March.

In addition to the dockets listed, which are scheduled for public hearing, the Commission will address the following at its 1 p.m. business meeting: minutes of the December 8, 1999 business meeting; announcements; report on Basin hydrologic conditions; reports by the Executive Director and General Counsel; and public dialogue. The Commission also will conduct a public hearing and consider resolution to adopt the FY 2001 Budget and the 2000 Water Resources Program. It will consider additional resolutions to: authorize the Executive Director to contract with Water Resources Management, Inc. for a flow needs study for the Delaware River and major tributaries; and control toxic pollutants from point sources discharging to the Delaware River Estuary.

The dockets scheduled for public hearing will be as follows:

1. *Philadelphia Suburban Water Company D-98-11 CP*. An application to withdraw up to 4.0 million gallons per day (mgd) from East Branch Brandywine Creek for public water supply when stream flow exceeds 25% of the average daily flow and is greater than 90 mgd for the Brandywine River at Chadds Ford. The applicant proposes to serve East Brandywine and West Brandywine Townships, and potentially, Wallace Township, all in Chester County, PA. The intake will be situated on the east bank of the East Branch Brandywine Creek just south of Marshall Road in Wallace Township. On an annual average use basis, withdrawal is expected to average approximately 0.76 mgd. When available, the raw water will be conveyed for storage in a nearby abandoned quarry (known as Cornog Quarry) with an estimated storage capacity of approximately 100 million gallons. Withdrawals ranging from 0.5 mgd to 1.0 mgd will then be made from the quarry, treated by a proposed new filter plant, and distributed to the project service area.

2. *Upper Moreland-Hatboro Joint Sewer Authority D-98-48 CP*. A project to reroute the applicant's existing sewage treatment plant (STP) from an annual average 7.0 mgd flow to 7.173 mgd; the maximum monthly flow

rate will be 9.08 mgd. The additional capacity is needed due to growth within the existing service area of the Borough of Hatboro and portions of Horsham, Upper Dublin and Upper Moreland Townships, Montgomery County, PA, and a portion of Warminster Township, Bucks County, PA. The STP will continue to provide advanced secondary treatment and ultraviolet disinfection prior to discharge by the existing outfall to Pennypack Creek near Terwood Road in Upper Moreland Township, Montgomery County, PA.

3. *Reichhold, Inc. D-99-32*. An application for approval of a groundwater withdrawal project to supply up to 5.4 million gallons (mg)/30 days of water to the applicant's chemical manufacturing facility from new Well No. 37 in the Cheswold Aquifer, and to limit the withdrawal from all wells to 17 mg/30 days. The project is located in Kent County, DE.

4. *Gilbertsville Golf Club, Inc. D-99-47*. An application for approval of a groundwater withdrawal project to supply up to 8.1 mg/30 days of water for irrigation of the applicant's golf course from new Well No. PW-2 in the Brunswick Formation, and to limit the withdrawal from all wells to 12.0 mg/30 days. The project is located in New Hanover Township, Montgomery County in the Southeastern Pennsylvania Groundwater Protected Area.

5. *Liberty Electric Power, LLC D-99-61*. An application to construct a nominal 500 megawatt natural gas-fired electric power plant to be located on a 25.5 acre site between Route 291 and the Amtrak/Septa railroad tracks in Eddystone Borough, Delaware County, PA. The power generated will primarily supply the Pennsylvania-Jersey-Maryland grid. The Philadelphia Suburban Water Company will supply up to 6 mgd of water to the facility; and the applicant projects up to 4.7 mgd will be consumed. Approximately 1.3 mgd of process and sanitary wastewater will be conveyed to the DELCORA sewerage system which discharges to the Delaware River in Water Quality Zone 4.

6. *Kendal Corporation D-99-68*. An application to upgrade and expand the applicant's existing 0.07 mgd secondary treatment STP to provide tertiary treatment of 0.125 mgd to four retirement communities in Kennett and Pennsbury Townships, Chester County, PA. Effluent will continue to be applied to the applicant's existing 9-acre spray field and a proposed additional spray irrigation site located approximately 1/4 mile east of State Routes 1 and 52 in Kennett Township. However, during the months of November through April, effluent will be discharged to an unnamed tributary of Bennetts Run in the Brandywine Creek watershed.

7. *Philadelphia Suburban Water Company D-99-69 CP*. An application to transfer up to 9.5 mgd of potable water to the applicant's public water distribution system by an interconnection with the City of Philadelphia Water Department. The transfer will enable the applicant to provide an additional source of water to serve projected demand in its Southern Division service area. The proposed interconnection will be located at the Philadelphia-Delaware County border off the Interstate 95 and State Route 291 interchange near the Philadelphia International Airport.

Documents relating to these items may be examined at the Commission's offices. Preliminary dockets are available in single copies upon request. Please contact Thomas L. Brand at (609) 883-9500 ext. 221 concerning docket-related questions. Persons wishing to testify at this hearing are requested to register with the Secretary at (609) 883-9500 ext. 203 prior to the hearing.

Individuals in need of an accommodation as provided for in the Americans With Disabilities Act who wish to

attend the hearing should contact the Secretary, Pamela M. Bush, at (609) 883-9500 ext. 203 or the New Jersey Relay Service at (800) 852-7899 (TTY) to discuss how the Commission may accommodate their needs.

PAMELA M. BUSH,
Secretary

[Pa.B. Doc. No. 00-128. Filed for public inspection January 21, 2000, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending January 11, 2000.

BANKING INSTITUTIONS

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-7-00	Harleysville Interim Savings Bank Harleysville Montgomery County	271 Main Street Harleysville Montgomery County	Approved

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-5-00	The Fidelity Deposit and Discount Bank, Dunmore, and The Fidelity Deposit and Discount Interim Bank, Dunmore Surviving Institution—The Fidelity Deposit and Discount Bank, Dunmore	Blakely and Drinker Sts. Dunmore Lackawanna County	Filed
1-7-00	Harleysville Savings Bank, Harleysville, and Harleysville Interim Savings Bank, Harleysville Surviving Institution—Harleysville Savings Bank, Harleysville	271 Main Street Harleysville Montgomery County	Filed

Subject merger is being effected to facilitate the acquisition of The Fidelity Deposit and Discount Bank by Fidelity D & D Bancorp, Inc., a bank holding company in formation.

Subject merger is being effected to facilitate the acquisition of Harleysville Savings Bank by Harleysville Savings Financial Corporation, a bank holding company in formation.

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-5-00	Smithfield State Bank Smithfield Fayette County	58 West Church St. Fairchance Fayette County	Approved
1-5-00	Northern State Bank Towanda Bradford County	120 West Fourth St. Williamsport Lycoming County	Approved
1-6-00	The Drovers & Mechanics Bank York York County	30 West Patric Street Frederick Frederick Co., MD	Opened

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-7-00	Bank of Hanover Hanover York County	2991 Cape Horn Road Red Lion Windsor Township York County	Filed

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
1-7-00	The Main Line Trust Company Devon Chester County	Provides for a change in Article 2 relocating the principal place of business <i>From:</i> 111 Waynewood Avenue Wayne Delaware County <i>To:</i> 20 North Waterloo Road Devon Chester County	Effective

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

No activity.

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 00-129. Filed for public inspection January 21, 2000, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of February 2000

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of February 2000, is 8 3/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 96-221). Further preemption was instituted with the signing of Pub. L. 96-399, which overrode State interest rate limitations on an individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 6.14 to which was added 2.50 percentage points for a total of 8.64 that by law is rounded off to the nearest quarter at 8 3/4%.

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 00-130. Filed for public inspection January 21, 2000, 9:00 a.m.]

**DEPARTMENT OF
CONSERVATION AND
NATURAL RESOURCES****Pennsylvania Heritage Parks Program: Fiscal Year
2000-2001 Grant Application Announcement**

The Department of Conservation and Natural Resources (DCNR) announces that applications are now being accepted for grants to be funded from the Fiscal Year 2000-2001 Pennsylvania Heritage Parks Program. Funding is subject to an appropriation being made available to the Department for the Pennsylvania Heritage Parks Program in the upcoming Fiscal Year 2000-2001 budget. The deadline for submission of applications is Wednesday, April 19, 2000. Applications must be received no later than 5 p.m. in the Harrisburg Central Office of the Department's Bureau of Recreation and Conservation. Applications received after this deadline will not be considered for funding. Fax submissions are not acceptable.

It is the intent of the program to create a system of State Heritage Parks that will preserve and interpret the significant contributions that certain regions of this Commonwealth have made to the industrial heritage of the State and Nation. The historic, cultural, natural, scenic and recreational resources within a Heritage Park area are inventoried, preserved, enhanced and promoted as a strategy to enhance regional economic development through the attraction of tourists, creation of new jobs, stimulation of small business growth and the promotion

of public and private investment opportunities. There are currently nine designated State Heritage Parks including the Allegheny Ridge State Heritage Park, the Delaware and Lehigh Canal Heritage Corridor, the Endless Mountains Heritage Region, the Lackawanna Heritage Valley, the Lincoln Highway Heritage Corridor, the National Road Heritage Park, the Schuylkill Heritage Corridor, the Oil Heritage Region and the Rivers of Steel Heritage Area. Management action plans for the Lumber Heritage Region and the Lower Susquehanna Heritage Area are underway.

Designated State Heritage Parks are eligible to apply for grants to undertake heritage park management activities, special purpose studies and implementation projects. Other regions wishing to participate in the Pennsylvania Heritage Parks Program may apply for feasibility study grants if they meet the following criteria and are prequalified by the Department:

- Must have a strong industrial theme based on one or more of the following industries: coal, oil, iron and steel, lumber, textile, transportation, machine and foundry, and agriculture.
- Must be multicounty in size.
- Must have natural, cultural, historic, recreational and scenic resources of state or national significance.
- Have a broad-based public and private partnership and regional coalition supporting the project.
- Must demonstrate a local commitment and leadership capacity to undertake the initiative.

Program Manual/Application Forms

The Pennsylvania Heritage Parks Program Manual provides more specific information on funding levels, program requirements and the application process for this round of funding. The program manual and application forms are available from the Department. Since each project type has a specific set of application forms and instructions, please specify the type of project you are interested in when requesting application forms. The Program Manual, application forms and additional information about the program can be obtained from the Central Office of the Department's Bureau of Recreation and Conservation in Harrisburg:

Tim Keptner, Chief, Heritage Parks Division, Bureau of Recreation and Conservation, Pennsylvania Heritage Parks Program, Department of Conservation and Natural Resources, 6th Floor Rachel Carson State Office Building, P. O. Box 8475, Harrisburg, PA 17105-8475, (717) 783-0988.

Persons with a disability who wish to submit an application for Pennsylvania Heritage Parks Program funding and require assistance with the application should contact Darrel J. Siesholtz at (717) 783-2661 to discuss how the Department may best accommodate their needs. TTY or TDD users call (800) 654-5984.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 00-131. Filed for public inspection January 21, 2000, 9:00 a.m.]

Pennsylvania Rivers Conservation Registry

The Department of Conservation and Natural Resources (Department), Bureau of Recreation and Conser-

vation has approved the Kiski-Conemaugh River Conservation Plan and is placing Kiskiminetas and Conemaugh Rivers along with all tributary rivers and streams on the Pennsylvania Rivers Conservation Registry (Registry).

On September 27, 1999, the Conemaugh Valley Conservancy submitted the Kiski-Conemaugh River Conservation Plan and other required information to gain Registry status.

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

1. The Kiski-Conemaugh River Basin from the confluence with the Allegheny River (Freeport, PA) to its headwaters (1887 square miles).
2. All tributary rivers and streams within the river basin.

This action becomes effective January 22, 2000. Projects identified in the Kiski-Conemaugh River Conservation Plan become eligible for implementation, development or acquisition grant funding through the Pennsylvania Rivers Conservation Program.

A copy of the Final Plan is available for review at Kiski-Conemaugh River Basin Alliance, 501 15th Street, Windber, PA 15963, (814) 467-6816 and Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th Floor, Harrisburg, PA 17105-8475, (717) 787-2316.

Maps and supporting data are on file at the Kiski-Conemaugh River Basin Alliance office.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 00-132. Filed for public inspection January 21, 2000, 9:00 a.m.]

Pennsylvania Rivers Conservation Registry

The Department of Conservation and Natural Resources (Department), Bureau of Recreation and Conservation has approved the Montour Run River Conservation and Land Use Plan and is placing Montour Run and all tributary streams on the Pennsylvania Rivers Conservation Registry (Registry).

On October 15, 1999, the Hollow Oak Land Trust submitted the Montour Run River Conservation and Land Use Plan and other required information to gain Registry status.

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

1. The Montour Run Watershed from the confluence with the Ohio River (Coraopolis, PA) to its headwaters (36.6 square miles).
2. All tributary streams within the Montour Run Watershed.

This action becomes effective January 22, 2000. Projects identified in the Montour Run River Conservation and Land Use Plan become eligible for implementation, development or acquisition grant funding through the Pennsylvania Rivers Conservation Program.

A copy of the Final Plan is available for review at Hollow Oak Land Trust, 400 Mill Street, P. O. Box 741, Coraopolis, PA 15108-0741 and Department of Conservation and Natural Resources, Rachel Carson State Office Building, 400 Market Street, 6th Floor, Harrisburg, PA 17105-8475, (717) 787-2316.

Maps and supporting data are on file at the Hollow Oak Land Trust office.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 00-133. Filed for public inspection January 21, 2000, 9:00 a.m.]

Retention of an Architectural or Architectural Engineering Design Firm or Firms

Project Reference No. FDC-500-773

The Department of Conservation and Natural Resources (Department) will retain a professional design firm or firms for open-end contracts for various building and associated engineering designs, and general CADD services. The contract or contracts will be for a 5-year period. Projects will be assigned on an as-needed basis.

Letters of Interest for these projects will only be accepted from individuals or firms or corporations duly authorized to engage in the practice of professional design. If an individual, firm, or corporation not authorized to engage in the practice of engineering desires to submit a letter of interest, the individual, firm or corporation may do so as part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering and/or architecture. The professional design firm may be an architectural firm with an engineering subconsultant or an architectural/engineering firm.

This firm's area of responsibility for assigned work shall be throughout the entire Commonwealth. Bureau of Facility Design and Construction personnel will do project work in conjunction with this professional design firm on some of the projects.

The services may encompass a wide range of design efforts with the possibility of several different projects being designed under short completion schedules. The firm may be required to design multiple projects at the same time.

The open-ended design services work will consist of new building architectural, mechanical, plumbing and electrical designs, tie-ins to site utilities, major maintenance repair, renovations to existing buildings and additions to existing buildings. Some of these projects may be for buildings less than 5,000 square feet in size and small in terms of project scope.

The professional design firm or firms, may be required to perform any or all of the following duties: attend site visits; prepare minutes; perform necessary field surveys; plot topography and cross sections; develop erosion control details and narrative; prepare type, size, and location report; prepare construction drawings, specifications, and estimates; procure core borings; provide soil and foundation engineering report; investigate utility involvement; and evaluate alternative using benefit/cost analysis, develop details and narratives; prepare reports; investigate utility involvement; and also, the review of shop drawings, catalog cuts, and occasional attendance at job

conferences may be required. Also additional CADD services for projects designed by Department personnel may be required.

The services shall also include, but not be limited to, a preliminary meeting in the Bureau of Facility Design and Construction, 8th floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, for each project. Work may be done on an hourly basis or a maximum cost work order or a percentage of construction costs for the individual design project. Payment for services and expenses shall not exceed the contract amount. The design work will be reviewed by the architectural and engineering staff of the Bureau of Facility Design and Construction, and when acceptable, approved by the same staff.

The number of open-end contracts shall be at the discretion of the Department and the dollar amount of each contract shall be approximately \$400,000 for the first year. The extent of the work for the subsequent 4 years of the contract will be dependent on the availability of additional funds and additional projects for those years, also at the discretion of the Department.

Commitment to Enhance Socially/Economically Restricted Businesses (SERB).

The Commonwealth of Pennsylvania strongly encourages the submission of proposals by Socially/Economically Restricted Business (SERB).

To achieve the objective of enhancing SERB participation, the Commonwealth has established SERB utilization as selection criteria in the evaluation process.

The Bureau of Contract Administration and Business Development (BCABD), Department of General Services, will evaluate the aforementioned criteria and will design a point value to be considered within the overall RFP total point tabulation.

Proposers not considered to be socially/economically restricted businesses seeking to identify the businesses for joint venture and subcontracting opportunities are encouraged to contact Department of General Services, Office of Minority and Women Business Enterprise, Room 502, North Office Building, Harrisburg, PA 17125, (717) 787-7380.

Proposals submitted by individuals claiming SERB status or proposals submitted by individuals reflecting joint venture and subcontracting opportunities with SERBs must submit documentation verifying their claim.

SERBs are businesses whose economic growth and development has been restricted based on social and economic bias. These businesses are BCABD certified minority and women owned businesses and certain restricted businesses whose development has been impeded because their primary or headquarter facility is physically located in an area designated by the socially/economically restricted if one of the conditions listed exists:

1. The business has gross revenues exceeding \$4,000,000 annually.
2. The concentration of an industry is such that more than 50% of the market is controlled by the same type of SERB Minority Business Enterprise (MBE) Women Business Enterprise (WBE) or businesses within designated enterprise zones.

Proposers not considered being socially/economically-restricted businesses seeking to identify such businesses for joint venture and subcontracting opportunities are encouraged to contact the Department of General Services, Bureau of Contract Administration & Business

Development, Room 502 North Office Building, Harrisburg, PA 17125, (717) 787-7380, fax (717) 787-7052.

SERB Information

SERBs are encouraged to participate as prime proposers. SERBs qualifying as an MBE/WBE must provide their BCABD certification number. SERBs qualifying as a result of being located in a designated enterprise zone must provide proof of this status. Proposers not considered being SERBs must describe, in narrative form, their company's approach to enhance SERB utilization on a professional level in the implementation of this proposal. The following options will be considered as part of the final criteria for selection:

Priority Rank 1. Proposals submitted by SERBs.

Priority Rank 2. Proposals submitted from a joint venture with a Commonwealth approved SERB as a joint venture partner.

Priority Rank 3. Proposals submitted with subcontracting commitments to SERBs.

Each proposal will be rated for its approach to enhancing the utilization of SERB. The optional approach used will be evaluated with option number 1 receiving the greatest value and the succeeding options receiving a value in accordance with the previously-listed priority ranking. The selected contractor's SERB commitment amount will be included as a contractual obligation when a contract is entered into. One copy of the SERB information with the percent designated for SERB commitment shall be submitted in a separate sealed envelope, clearly marked. The information will be evaluated by the Department of General Services.

General Requirements and Information

Firms interested in performing the required services for the project are invited to submit Letters of Interest to Eugene J. Comoss, P.E., Director, Bureau of Facility Design and Construction, Rachel Carson State Office Building, 8th Floor, 400 Market Street, P. O. Box 8451, Harrisburg, PA 17105-8451. Contact James Eppley or David Kyper at (717) 787-7398 for general information concerning the design work.

Each Letter of Interest must include the firm's federal identification number and the project reference number. The Letter of Interest shall also include a description of the firm's three most recently completed projects similar to the project proposed. The description shall include the client, contact person, phone number, the estimated or actual construction cost of the portion of the work which the firm designed, the project manager and the names of all personnel who made major contributions to the project. The Letter of Interest shall indicate the firm's capability of working on multiple small projects at the same time and understanding of the Department's needs. A standard new 1999 DGS Form 150-ASP must accompany the Letter of Interest and shall indicate the individual in charge. Additional information pertinent to the firm's qualifications to do the work of this contract may be included. Direct costs other than payroll, such as travel and subsistence, shall be based on the current state rates. The Department shall reimburse miscellaneous expenses such as copies, prints, sepias, postage and film at cost upon approval.

The following factors will be considered during the evaluation of the firm's Letter of Interest:

Criteria evaluated by the Technical review will include:
Professional's understanding of the problem as demonstrated in Letter of Interest, and as stated in their own interpretation of the tasks to be performed.

Qualifications of firm.

Professional personnel in firm.

Soundness of approach as demonstrated in Letter of Interest, including the firm's description of prompt responsiveness to design questions, shop drawings, and construction questions.

Geographic proximity of the professional to the facility or study area.

Available manpower to perform the services required.

SERB participation. (Evaluated by DGS)

Equitable distribution of the contracts.

Each proposer shall relate their proposal to the noted criteria.

Six copies of the Letter of Interest, six copies of the required forms and one copy of the SERB information must be received no later than 2 p.m. on February 29, 2000. The six copies shall be submitted in six complete sets that shall be spiral bound or in folders or secured by binder clips. The assignment and services will be made to one of the firms responding to this notice. However, the Department reserves the right to reject all Letters of Interest submitted, cancel the solicitation requested under this notice and/or re-advertise solicitation for this service.

The Department will offer a debriefing session to the unsuccessful firms. The Department disclaims any liability whatsoever to its review of the proposal submitted and in formulating a recommendation for selections. Recommendations made by the Department shall be final.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 00-134. Filed for public inspection January 21, 2000, 9:00 a.m.]

Retention of a Professional Sanitary Design Firm or Firms

Project Reference No. FDC-500-763

The Department of Conservation and Natural Resources (Department) will retain a professional design firm or firms for open-end contracts for various sanitary engineering designs, including sewage systems, water systems and swimming pools and general CADD services. The contract or contracts will be for a 5-year period. Projects will be assigned on an as-needed basis.

Letters of Interest for these projects will only be accepted from individuals or firms or corporations duly authorized to engage in the practice of professional design. If an individual, firm or corporation not authorized to engage in the practice of engineering desires to submit a letter of interest, the individual, firm or corporation may do so as part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering. The professional design firm may be a general engineering firm, with a sanitary engineering subconsultant or a sanitary engineering firm.

This firm's area of responsibility for assigned work shall be throughout the entire Commonwealth. Bureau of Facility Design and Construction personnel will do project work in conjunction with this professional design firm on some of the projects.

The services may encompass a wide range of design and environmental efforts with the possibility of several different types of projects being designed under short completion schedules. The firm may be required to design multiple projects at the same time.

The open-ended design services work will consist of sanitary design work for new and existing facilities including mechanical, plumbing and electrical design, major maintenance repair, renovations to existing facilities and expansion of existing facilities. Some of these projects may be for smaller facilities with limited project scope.

The professional design firm or firms, may be required to perform any or all of the following duties: attend site visits; prepare minutes; perform necessary field surveys; plot topography and cross sections; develop erosion control details and narrative; prepare type, size and location report; prepare construction drawings, specifications and estimates; procure core borings; provide soil and foundation engineering report; investigate utility involvement; and evaluate alternative using benefit/cost analysis, develop details and narratives; prepare reports; investigate utility involvement; and also, review shop drawings, catalog cuts and occasional attendance at job conferences may be required.

The services shall also include, but not be limited to, a preliminary meeting in the Bureau of Facility Design and Construction, 8th floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, for each project. Work may be done on an hourly basis or a maximum cost work order or a percentage of construction costs for the individual design project. Payment for services and expenses shall not exceed the contract amount. The design work will be reviewed by the engineering staff of the Bureau of Facility Design and Construction, and when acceptable, approved by the same staff.

The number of open-end contracts shall be at the discretion of the Department and the dollar amount of each contract shall be \$400,000 for the first year. The extent of the work for the subsequent 4 years of the contract will be dependent on the availability of additional funds and additional projects for those years, also at the discretion of the Department.

Commitment to Enhance Socially/Economically Restricted Businesses (SERB).

The Commonwealth strongly encourages the submission of proposals by Socially/Economically Restricted Business (SERB).

To achieve the objective of enhancing SERB participation, the Commonwealth has established SERB utilization as selection criteria in the evaluation process.

The Bureau of Contract Administration and Business Development (BCABD), Department of General Services, will evaluate the aforementioned criteria and will design a point value to be considered within the overall RFP total point tabulation.

Proposers not considered to be socially/economically restricted businesses seeking to identify the businesses for joint venture and subcontracting opportunities are encouraged to contact: Department of General Services,

Office of Minority and Women Business Enterprise, Room 502, North Office Building, Harrisburg, PA 17125, (717) 787-7380.

Proposals submitted by individuals claiming SERB status or proposals submitted by individuals reflecting joint venture and subcontracting opportunities with SERBs must submit documentation verifying their claim.

SERBs are businesses whose economic growth and development has been restricted based on social and economic bias. These businesses are BCABD certified minority and women owned businesses and certain restricted businesses whose development has been impeded because their primary or headquarter facility is physically located in an area designated by the Commonwealth as being an enterprise zone. Businesses will not be considered socially/economically restricted if one of the conditions listed exists:

1. The business has gross revenues exceeding \$4,000,000 annually.

2. The concentration of an industry is such that more than 50% of the market is controlled by the same type of SERB (Minority Business Enterprise (MBE) Women Business Enterprise (WBE) or businesses within designated enterprise zones.

Proposers not considered to be socially/economically-restricted businesses seeking to identify such businesses for joint venture and subcontracting opportunities are encouraged to contact the Department of General Services, Bureau of Contract Administration & Business Development, Room 502 North Office Building, Harrisburg, PA 17125, (717) 787-7380, FAX (717) 787-7052.

SERB Information

SERBs are encouraged to participate as prime proposers. SERBs qualifying as an MBE/WBE must provide their BCABD certification number. SERBs qualifying as a result of being located in a designated enterprise zone must provide proof of this status. Proposers not considered being SERBs must describe, in narrative form, their company's approach to enhance SERB utilization on a professional level in the implementation of this proposal. The following options will be considered as part of the final criteria for selection:

Priority Rank 1. Proposals submitted by SERBs.

Priority Rank 2. Proposals submitted from a joint venture with a Commonwealth approved SERB as a joint venture partner.

Priority Rank 3. Proposals submitted with subcontracting commitments to SERBs.

Each proposal will be rated for its approach to enhancing the utilization of SERB. The optional approach used will be evaluated with option number 1 receiving the greatest value and the succeeding options receiving a value in accordance with the previously-listed priority ranking. The selected contractor's SERB commitment amount will be included as a contractual obligation when a contract is entered into. One copy of the SERB information with the percent designated for SERB commitment shall be submitted in a separate sealed envelope, clearly marked. The information will be evaluated by the Department of General Services.

General Requirements and Information

Firms interested in performing the required services for the project are invited to submit Letters of Interest to Eugene J. Comoss, P.E., Director, Bureau of Facility Design and Construction, Rachel Carson State Office

Building, 8th Floor, 400 Market Street, P. O. Box 8451, Harrisburg, PA 17105-8451. Contact James Eppley or David Brenneman at (717) 787-4892 for general information concerning the design work.

Each Letter of Interest must include the firm's Federal identification number and the project reference number. The Letter of Interest shall also include a description of the firm's three most recently completed projects similar to the project proposed. The description shall include the client, contact person and phone number, the estimated or actual construction cost of the portion of the work which the firm designed, the project manager and the names of all personnel who made major contributions to the project. The Letter of Interest shall indicate the firm's capability of working on multiple small projects at the same time and understanding of the Department's needs. A standard new 1999 DGS Form 150-ASP must accompany the Letter of Interest and shall indicate the individual in charge. Additional information pertinent to the firm's qualifications to do the work of this contract may be included. Direct costs other than payroll, such as travel and subsistence, shall be based on the current state rates. The Department shall reimburse miscellaneous expenses such as copies, prints, sepias, postage and film at cost upon approval.

The following factors will be considered during the evaluation of the firm's Letter of Interest:

Criteria evaluated by the Technical review will include:

Professional's understanding of the problem as demonstrated in Letter of Interest, and as stated in their own interpretation of the tasks to be performed.

Qualifications of firm.

Professional personnel in firm.

Soundness of approach as demonstrated in Letter of Interest, including the firm's description of prompt responsiveness to design questions, shop drawings, and construction questions.

Geographic proximity of the professional to the facility or study area.

Available manpower to perform the services required.

SERB participation. (Evaluated by DGS)

Equitable distribution of the contracts.

Each proposer shall relate their proposal to the above criteria.

Six copies of the Letter of Interest, six copies of the required forms and one copy of the SERB information must be received no later than 2 p.m. on February 22, 2000. The six copies shall be submitted in six complete sets that shall be spiral bound or in folders or secured by binder clips. The assignment and services will be made to one of the firms responding to this notice. However, the Department reserves the right to reject all Letters of Interest submitted, cancel the solicitation requested under this notice and/or re-advertise solicitation for this service.

The Department will offer a debriefing session to the unsuccessful firms. The Department disclaims any liability whatsoever to its review of the proposal submitted and

in formulating a recommendation for selections. Recommendations made by the Department shall be final.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 00-135. Filed for public inspection January 21, 2000, 9:00 a.m.]

Retention of Engineering/Construction Management Firm

Project Reference No. FDC-500-772

The Department of Conservation and Natural Resources (Department) will retain an engineering firm or construction management firm for a contract to perform construction inspection services on various projects located in State Parks and State Forests throughout Pennsylvania. The contract will include inspection of construction activities for rehabilitation and replacement of bridges, roads and drainage, dams, swimming pools, sewage and water treatment systems, marinas and buildings including associated heating, plumbing and electrical work. The contract will be for a period of 1 year with a renewal option of up to 3 additional years. It is anticipated that eight construction inspectors may be required to perform the required work and services.

General Requirements and Information

Firms interested in performing the required services for this project are invited to submit Letters of Interest to Eugene J. Comoss, P.E., Director, Bureau of Facility Design and Construction, Department of Conservation and Natural Resources, P. O. Box 8451, Harrisburg, PA 17105-8451. Letters of interest can be delivered to the office which is located on the 8th floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. Questions concerning the services described in this notice may be directed to J. Michael Bielo, Chief, Division of Field Engineering at (717) 787-3217.

Each Letter of Interest must include the firm's Federal identification number and the project reference number. The Letter of Interest shall also include a description of the firm's recent construction inspection experience. The description shall include the client's contact persons and phone numbers, and the actual construction cost of the portion of the work which the firm inspected. Excessive information will not be evaluated and may be cause for rejection.

A standard new 1999 DGS 150-ASP must accompany the Letter of Interest and shall indicate the individual in charge of the firm's construction management operations.

Travel and subsistence payment will be in accordance with the Commonwealth's Travel and Subsistence Reimbursement Rules and Regulations, as amended. Miscellaneous expenses such as printing and mailing shall be reimbursed at cost, upon approval by the Department. Travel time to and from project sites will not be a reimbursable item.

This contract will be for a 1 year period, with an option to renew up to 3 additional years. The extent of work for the second through the fourth years will be dependent on the availability of additional funds and additional projects.

Socially/Economically Restricted Businesses (SERB) Information.

The Commonwealth strongly encourages the submission of proposals by Socially/Economically Restricted Business (SERB).

Proposers not considered to be socially/economically restricted businesses seeking to identify such businesses for joint venture and subcontracting opportunities are encouraged to contact Department of General Services, Bureau of Contract Administration and Business Development, 502 North Office Building, Harrisburg, PA 17125, (717) 787-7380.

To achieve the objective of enhancing SERB participation, the Commonwealth has established SERB utilization as selection criteria in the evaluation process.

The Bureau of Contract Administration and Business Development (BCABD), Department of General Services, will evaluate the SERB criteria. SERBs are encouraged to participate as prime proposers. SERBs qualifying as an MBE/WBE must provide their BCABD certification number. SERBs qualifying as a result of being located in a designated enterprise zone must provide proof of this status. Proposers not considered being SERBs must describe, in narrative form, their company's approach to enhance SERB utilization on a professional level in the implementation of this proposal. The following options will be considered as part of the final criteria for selection:

- Priority Rank 1. Proposals submitted by SERBs.
- Priority Rank 2. Proposals submitted from a joint venture with a Commonwealth approved SERB as a joint venture partner.
- Priority Rank 3. Proposals submitted with subcontracting commitments to SERBs.

Each proposal will be rated for its approach to enhancing the utilization of SERB. The optional approach used will be evaluated with option number 1 receiving the greatest value and the succeeding options receiving a value in accordance with the previously-listed priority ranking. The percent designated for SERB commitment should be placed in a separate sealed envelope.

Proposals submitted by individuals claiming SERB status or proposals submitted by individuals reflecting joint venture and subcontracting opportunities with SERBs must submit documentation verifying their claim. The selected contractor's SERB commitment amount will be included as a contractual obligation when a contract is entered into.

Additional Information and Requirements

The firm selected will be required to attend a pre-construction conference with the Department and the construction contractor for each project. Under the direction of the Department, the selected firm will be required to keep records; document the construction work and provide site inspection to assure conformity with contract specifications; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention and equal opportunity provisions of the contract; and perform other duties as required.

The inspection staff must comply at least with one of the following requirements.

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of

Transportation Engineering Technology, subfield of Highway Construction, at Level 2 or higher.

2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with 1 year of bridge construction experience acceptable to the Department.

3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with 2 years of bridge construction experience acceptable to the Department.

4. Hold a Bachelor of Science in Civil Engineering with 2 years of bridge construction experience acceptable to the Department, or a Bachelor of Science in Civil Engineering Technology with 2 years of bridge construction experience acceptable to the Department.

5. Hold an Associate Degree in Civil Engineering Technology with 3 years of bridge construction experience acceptable to the Department.

The contract shall be based on the hours of service and qualifying expenses not exceeding the contract amount. Inspector's work will be reviewed by the engineering staff of the Bureau of Facility Design and Construction and, when acceptable, approved by the same staff.

The following factors will be considered during the evaluation of the firm's Letter of Interest:

1. Qualifications and experience of the firm's personnel.
2. Particular capability to perform the required inspection.
3. Understanding the Department's requirements, policies, and specifications.
4. Necessary staff to perform the required work.
5. Socially/Economically Restricted Business participation.
6. Equitable distribution of contracts.

Maximum weights for each factor have been established by the Department. The following factors are for the guidance of the readers only and are not to be assigned quantitative weight.

Each proposer shall relate their proposal to the previous criteria.

Six copies of both the Letter of Interest and the required forms and a single sealed copy of the SERB information must be received no later than 4:30 p.m. on February 15, 2000. The assignment of services will be made to one or more of the firms responding to this notice. However, the Department reserves the right to reject all Letters of Interest submitted, cancel the solicitation requested under this notice and/or re-advertise solicitation for this service.

The Department will not offer a debriefing session to the unsuccessful firms. The Department disclaims any liability whatsoever to its review of the proposals submitted and in formulating a recommendation for selections. Recommendations made by the Department shall be final.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 00-136. Filed for public inspection January 21, 2000, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

APPLICATIONS RECEIVED UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

The following parties have applied for an NPDES permit to discharge controlled wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

Where indicated the EPA, Region III, Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

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

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

The application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file and may be inspected and arrangements made for copying at the office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications for National Pollutant Discharge Elimination System (NPDES) permit to discharge to State waters.

Southeast Regional Office: Regional Manager, Water Management, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6130.

PA 0026867, Amendment No. 1. Sewage, **Abington Township**, 1176 Old York Road, Abington, PA 19001.

This application is for amendment of an NPDES permit to discharge treated sewage from the Abington Township WWTP in Upper Dublin Township, **Montgomery County**. This is an existing discharge to Sandy Run Creek.

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

Based on the results of the Group Water Effects Ratio (WER), as published in the November 20, 1999 *Pennsylvania Bulletin*, a copper limit for this discharge is not necessary. Therefore, the copper limit was removed from Abington's NPDES Permit.

PA 0055930. Industrial Waste, **Abington Memorial Hospital**, 1200 Old York Road, Abington, PA 19001.

This application is for renewal of an NPDES permit to discharge untreated cooling water from Abington Memorial Hospital's boiler in Abington Township, **Montgomery County**. This is an existing discharge to an unnamed tributary to Meadow Brook Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 900 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Dissolved Solids		2,400 lb/day	
Temperature			110°F

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Copper	0.24	0.48	0.60
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is in effect.

Northeast Region: Environmental Protection Manager, Water Management, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2553.

PA 0063983. Industrial waste, SIC: 3241, **Essroc Cement Corporation**, Egypt Plant, Route 248 and Easton Road, Nazareth, PA 18064.

This proposed action is for issuance of an NPDES permit to discharge treated cooling water and stormwater into Ranger Lake to Coplay Creek in Whitehall Township, **Lehigh County**.

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

The proposed effluent limits for Outfall 001 based on a design flow of 0.23 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Daily Maximum (mg/l)</i>	<i>Maximum (mg/l)</i>
Total Suspended Solids	5.5	10.0	
Temperature	not to exceed 3°C rise above inlet temperature		
Oil and Grease	15.0	30.0	
pH	6.0 to 9.0 standard units at all times		

The proposed effluent limits for Outfall 002 based on a design flow of 0.029 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Daily Maximum (mg/l)</i>	<i>Maximum (mg/l)</i>
Total Suspended Solids	43.5	87.0	
Temperature	not to exceed 3°C rise above inlet temperature		
Oil/Grease	15.0	30.0	
pH	6.0 to 9.0 standard units at all times		

Outfall 003, Stormwater

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Daily Maximum (mg/l)</i>	<i>Maximum (mg/l)</i>
Total Suspended Solids		50.0	
pH	6.0 to 9.0 standard units at all times		

The EPA waiver is in effect.

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.

PA 0088293. Sewage, SIC: 6514, **David Martin**, 914 South 13th Street, Harrisburg, PA 17104.

This application is for issuance of an NPDES permit for a new discharge of treated sewage to an unnamed tributary of Conewago Creek, in Londonderry Township, **Dauphin County**.

The receiving stream is classified for trout stocking fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Columbia Water Co. located in Columbia Borough, **Lancaster County**. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.0012 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃ -N	10	20
Total Residual Chlorine	0.50	1.63
Dissolved Oxygen	minimum of 5.0 at all times	
pH	from 6.0 to 9.0 inclusive	

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 9,000/100 ml as a geometric average	

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

The EPA waiver is in effect.

PA 0088331. Sewage, SIC: 4225, **David Martin**, 914 South 13th Street, Harrisburg, PA 17104.

This application is for issuance of an NPDES permit for a new discharge of treated sewage to an unnamed tributary of Conewago Creek, in Londonderry Township, **Dauphin County**.

The receiving stream is classified for trout stocking fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Columbia Water Co. located in Columbia Borough, **Lancaster County**. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.0008 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃ -N	10	20
Total Residual Chlorine	0.50	1.63
Dissolved Oxygen	minimum to 5.0 at all times	
pH	from 6.0 to 9.0 inclusive	
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 9,000/100 ml as a geometric average	

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

The EPA waiver is in effect.

Northcentral Region: Environmental Program Manager, Water Management Program, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (717) 327-3666.

PA 0114596. Industrial waste, SIC: 2891, **Avery Dennison**, Chemical Division U. S., Draketown Road, Mill Hall, PA 17751-9601.

This proposed action is for renewal of an NPDES permit for an existing discharge of noncontact cooling water to Bald Eagle Creek in Bald Eagle Township, **Clinton County**.

The receiving stream is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is PA American Water Company located at Milton.

The proposed effluent limits for Outfall 001, based on a design flow of 0.24 mgd, are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>			<i>Mass (lbs/day)</i>	
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>
Oil and Grease	15	30	30		
pH	6.0—9.0 at all times				

The EPA waiver is in effect.

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

PA 0000493. Industrial waste, SIC: 4961, **Pittsburgh Allegheny County Thermal, LTD**, Law and Finance Building, 429 Fourth Avenue—Suite 806, Pittsburgh, PA 15219.

This application is for renewal of an NPDES permit to discharge untreated process water and cooling water from its steam generation plant in the City of Pittsburgh, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, of the Allegheny River, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is the West View Municipal Authority, located at Neville Island, 6.5 miles below the discharge point.

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

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	monitor and report				
Temperature (°F)					110
Suspended Solids	30			60	
Iron	2.0			4.0	
Aluminum	4.0			8.0	
Manganese	1.0			2.0	
Total Residual Chlorine	0.5			1.0	
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

PA 0097004. Sewage, **Donald Davidson**, 2619 Hilltop Road, Oakdale, PA 15071.

This application is for renewal of an NPDES permit to discharge treated sewage from the Colonial Ridge Plan Sewage Treatment Plant in Collier Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Thoms Run, which are classified as a trout stock fishery 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 Borough Municipal Authority on the Ohio River.

Outfall 001: expanded discharge, design flow of 0.00175 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)	5			10
(11-1 to 4-30)	15			30
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 4.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

Northwest Regional Office: Regional Manager; Water Management, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6942.

PA 0029238. Sewage. **Mohawk Area School District**, Mohawk School Road, Bessemer, PA 16112.

This application is for renewal of NPDES Permit to discharge treated sewage to the Unnamed Tributary to Hickory Run in North Beaver Township, **Lawrence County**. This is an existing discharge.

The receiving water is classified for the following uses: trout stocked fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Beaver Falls Municipal Authority—Eastvale Plant intake on the Beaver River located at Eastvale, approximately 17 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.027 mgd, are:

Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	25	50
TSS	30	60
Ammonia-Nitrogen (5-1 to 10-31)	4	8
(11-1 to 4-30)	12	24

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 2,000/100 ml as a geometric average	
Total Residual Chlorine	1.4	3.3
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

PA 0038156. Sewage. **Rimersburg Borough Municipal Authority**, 104 Acme Street, P. O. Box 413, Rimersburg, PA 16248.

This application is for renewal of an NPDES Permit to discharge treated sewage to the Wildcat Run in Madison Township, **Clarion County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Western PA Water Company—Kittaning District intake on the Allegheny River located at Kittaning, approximately 27 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.2 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
TSS	30	45	60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 2,100/100 ml as a geometric average		
Total Residual Chlorine	0.5		1.6
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

PA 0033383. Sewage. **Cherry Run Camp Meeting Association**, (Cherry Run Campground), R. D. 2, Rimersburg, PA 16248.

This application is for renewal of an NPDES Permit to discharge treated sewage to Cherry Run in Toby Township, **Clarion County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Parker City Water Systems on the Allegheny River located at Parker City, approximately 20 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.015 mgd, are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report		
CBOD ₅	25		50
Total Suspended Solids	30		60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 43,000/100 ml as a geometric average		
Total Residual Chlorine	0.5		1.2
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

PA 0001988. Industrial waste, SIC: 2865, 2869 and 2891. **INDSPEC Chemical Corporation**, 133 Main Street, P. O. Box 307, Petrolia, PA 16050.

The following changes were made to the proposed permit limitations that were published in the October 16, 1999 *Pennsylvania Bulletin*.

The monitoring requirements for Benzene, Benzene Sulfonic Acid, Formaldehyde, Phenol and Resorcinol are deleted from Outfalls 010, 015 and 027.

PA 0005304. Industrial waste, SIC: 2911. **United Refining Company**, P. O. Box 780, Warren, PA 16365-0780.

This application is for renewal of an NPDES Permit, to discharge treated petroleum refining wastewater, NCCW, steam condensate and stormwater to the Allegheny River and Glade Run in the City of Warren, **Warren County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing proposed downstream potable water supply considered during the evaluation is the Emlenton Water Company on the Allegheny River located at Emlenton, approximately 96 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.6 mgd, are: Outfall No. 001 (Interim)

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
BOD ₅	XX	XX	518
Total Suspended Solids	XX	XX	455
COD**	XX	XX	3756
NH ₃ -N	XX	XX	216
Sulfide	XX	XX	3.0
(T) Chromium	XX	XX	3.8
Hex Chromium	XX	XX	0.3
Oil and Grease**	15	XX	30
Phenolics	XX	XX	3.0
TRC	XX		XX
Chlorides	XX		XX
Arsenic	XX		XX
pH		6.0 to 9.0 at all times	

XX—Monitor and report on monthly DMRs.

**—Refer to Special Condition 2 in Part C of this permit.

The proposed discharge limits, based on a design flow of 0.931 mgd, are: Outfall No. 001 (Final)

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
BOD ₅	XX	XX	379
Total Suspended Solids	XX	XX	333
COD**	XX	XX	2747
NH ₃ -N	XX	XX	158
Sulfide	XX	XX	2.2
(T) Chromium	XX	XX	2.2
Hex Chromium	XX	XX	0.2
Oil and Grease**	15	XX	30
Phenolics	XX	XX	1.9
pH		6.0 to 9.0 at all times	

XX—Monitor and report on monthly DMRs.

**—Refer to Special Condition 2 in Part C of this permit.

The proposed discharge limits, based on a design flow of 5.96 mgd, are: Outfall No. 003

The proposed discharge limits, based on a design flow of 0.3 mgd, are: Outfall No. 004

The proposed discharge limits, based on a design flow of 3.0 mgd, are: Outfall No. 005

The proposed discharge limits, based on a design flow of 2.2 mgd, are: Outfall No. 006

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
TOC**		5	
Oil and Grease**	15		30
pH		6.0 to 9.0 at all times	

XX—Monitor and report on monthly DMRs.

**—Refer to Special Condition 2 in Part C of this permit (for Outfall 003 only).

The proposed discharge limits, based on a design flow of n/a mgd, are: Outfall No. 00A

The proposed discharge limits, based on a design flow of n/a mgd, are: Outfall No. 00B

The proposed discharge limits, based on a design flow of n/a mgd, are: Outfall No. 00C

The proposed discharge limits, based on a design flow of n/a mgd, are: Outfall No. 00L

The proposed discharge limits, based on a design flow of n/a mgd, are: Outfall No. 00M

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
TOC		110	138

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease	15		30
pH		6.0 to 9.0 at all times	

XX—Monitor and report on monthly DMRs.

The proposed discharge limits, based on a design flow of 0.015 mgd, are: Outfall No. 00D

The proposed discharge limits, based on a design flow of 0.06 mgd, are: Outfall No. 00E

The proposed discharge limits, based on a design flow of 0.03 mgd, are: Outfall No. 00F

The proposed discharge limits, based on a design flow of 0.03 mgd, are: Outfall No. 00G

The proposed discharge limits, based on a design flow of 0.03 mgd, are: Outfall No. 00H

The proposed discharge limits, based on a design flow of 0.04 mgd, are: Outfall No. 00I

The proposed discharge limits, based on a design flow of 0.04 mgd, are: Outfall No. 00J

The proposed discharge limits, based on a design flow of 0.005 mgd, are: Outfall No. 00K

The proposed discharge limits, based on a design flow of 0.003 mgd, are: Outfall No. 00P

The proposed discharge limits, based on a design flow of 0.0024 mgd, are: Outfall No. 00Q

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
TOC		110	138
Oil and Grease	15		30
pH		6.0 to 9.0 at all times	

XX—Monitor and report on monthly DMRs.

The EPA waiver is not in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

The following parties have applied to renew their current NPDES permits to allow the continued discharge of controlled wastewaters into the surface waters of this Commonwealth. The Department of Environmental Protection (Department) has made a tentative determination to renew these permits and proposes to issue them, subject to their current permit effluent limitations, and monitoring and reporting requirements, with appropriate and necessary updated requirements to reflect new or changed regulations and other requirements. The updates may include, but will not be limited to, applicable permit conditions and/or requirements addressing combined sewer overflows (CSOs), municipal sewage sludge management and total residual chlorine control (TRC). Major changes to or deviations from the terms of the existing permit will be documented and published with the final Department actions.

The EPA, Region III, Regional Administrator has waived the right to review or object to these proposed permit actions under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permits are invited to submit a statement to the Field Office indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding these applications and proposed permit actions. Comments should include the name, address and telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

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

The permit renewal application and related documents, proposed effluent limitations and special conditions, comments received and other information are on the Department's file. The documents may be inspected at, or a copy requested from, the Field Office that has been indicated above the application notice.

Southeast Regional Office: Water Management Program, Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6130.

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0054895	Palmer International Inc. P. O. Box 8 Worcester, PA 19490	Skippack Township Montgomery County	UNT To Skippack Creek	
PA 0052388	Donald Alder 46 Poplar Lane Doylestown, PA 18901	Doylestown Township Bucks County	Tributary of Neshaminy Creek	

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0054933	Quebecor Printing Atglen Inc. P. O. Box 465 Lower Valley Road, Route 372 Atglen, PA 19310-0465	West Sadsbury Township Chester County	UNT To Valley Creek	
PA 0052256	The Fredericks Company 2400 Philmont Avenue P. O. Box 67 Huntingdon Valley, PA 19006	Lower Moreland Township Montgomery County	Huntingdon Val- ley Creek	
PA 0055697	TAD Facilities LTD P. O. Box 199 Coatesville, PA 19320	Chester County West Caln Township	W. Branch of Brandywine Creek	

Southcentral Regional Office: Water Management Program, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0086223	Burton E. Short 5451 Division Highway Narvon, PA 17555	Lancaster County East Earl Township	UNT Conestoga River	TRC

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

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

Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department at the address indicated above each permit application or plan. Each written protest should contain the name, address and telephone number of the protester, identification of the plan or application to which the protest is addressed and a concise statement or protest in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protest or protests. Each protester will be notified in writing of the time and place of any scheduled hearing or conference concerning the plan or action or application to which the protest relates. To insure consideration by the Department prior to final action on permit application and proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

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

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

A. 4099406. Eagle Rock Resort Company, 1031 Valley of Lakes, Hazleton, PA 18201-9717. Application for construction and operation of a low pressure sewer sys-

tem, located in Hazle Township, **Luzerne County**. Application received in the Regional Office—December 30, 1999.

Southeast Regional Office: Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6130.

WQM Permit No. 0999430. Sewerage. **Northampton Bucks County Municipal Authority**, 111 Township Road, Richboro, PA 18954. Applicant request approval for the construction and installation of a submersible pumping station force main and gravity sewer to serve Manchester Farms Development located in Northampton Township, **Bucks County**.

Northcentral Regional Office: Department of Environmental Protection, 208 West Third Street, Suite 101, Grit Building, Williamsport, PA 17701.

WQM Permit No. 4999405. Sewerage. Submitted by **Uni-Tec Consulting Engineers Inc.**, 2007 Cato Avenue, State College, PA 16801. The application was received by the Northcentral Regional Office on December 29, 1999. This application is for the construction of gravity sewer main, and pump station to serve Sunnyside/Overlook Municipal Authority located at Ralpho Township, **Northumberland County**.

WQM Permit No. 1799402. Sewerage. Submitted by **Turbotville Borough Authority**, P. O. Box 264, Turbotville, PA 17772. The application was received by the Northcentral Regional Office on November 1, 1999. This application is for an increase in the permitted loading rate of their existing sewage treatment plant.

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

A. 6374406-A4. Sewerage, **The Canonsburg-Houston Joint Authority**, 68 East Pike Street, Canonsburg, PA 15317. Application for the modification and operation of a sewage treatment plant to serve the Canonsburg-Houston Joint Authority Treatment Plant located in Cecil Township, **Washington County**.

SAFE DRINKING WATER

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

Southeast Regional Office: Sanitarian Regional Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.

A. 0999512. Public water supply. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. This proposal involves the construction of a wellhouse and Well No. S-3 in Solebury Township, **Bucks County**.

Permit No. 0199505. Public water supply. **Castle Hill MHP**, Straban Township, **Adams County**. *Responsible Official:* Castle Hill MHP, 2500 Block Old Harrisburg Rd., Gettysburg, PA 17325. *Type of Facility:* Applicant seeks a construction permit to add a 15,000 gallon finished water storage tank and two finished water pumps. *Consulting Engineer:* David J. Rimmel, 20 Erford Road, Suite 215, Lemoyne, PA 17043. *Application received:* October 21, 1999.

Permit No. 6799506. Public water supply. **James Dorwart**, Fairview Township, **York County**. *Responsible Official:* James Dorwart, 1375 Old Quaker Road, Etters, PA 17319. *Type of Facility:* This application seeks approval to install use Well No. 2 at a rate up to 90 gallons per minute. Treatment will be provided utilizing existing, previously permitted facilities. *Consulting Engineer:* Jerry Stahlman, P.E., Stallman & Stahlman, Inc., 139 E. Market St., York PA 17401. *Application received:* November 29, 1999.

Permit No. 2899504. Public water supply. **Scott Water Company**, Greene Township, **Franklin County**. *Responsible Official:* Clyde A. Scott, 2915 Johnson Drive, Chambersburg, PA 17201. *Type of Facility:* Application seeks to use Well No. 2 at a rate of 27 gallons per minute. Treatment will be provided via existing, previously permitted facilities. *Consulting Engineer:* Max E. Stoner, P.E., Glace Associates, Inc., 3705 Trindle Road, Camp Hill, PA 17011-4334. *Application received:* December 27, 1999.

Regional Office: Northcentral Field Operations, Environmental Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

A. 4900501. The Department has received a permit application from **Turbotville Municipal Authority**, Turbotville Borough, **Northumberland County** for the construction of a 234,000 gpd capacity EPD pressure sand filtration plant, construction of a finished water storage tank, rehabilitation of an existing finished water storage tank, and looping of distribution mains.

A. 1800501. The Department has received a permit application from **Rote Mutual Water Co., Inc.**, P. O. Box 213, Mill Hall, PA 17751-0213, Lamar Township, **Clinton County** for booster pump system, cartridge filters and corrosion control system.

A. 1499506. The Department has received a permit application from **TORODOCO, Inc.**, 111 West College Avenue, State College, PA 16801, Marion Township, **Centre County**. The proposed water system will include a drilled well, chlorination facilities, finished water storage and distribution system. Source is a drilled well and chlorination system.

Application No. Minor Amendment. The Department has received a permit application from **Consumers**

Pennsylvania Water Company, Roaring Creek Division, 204 E. Sunbury Street, Shamokin, PA 17872, Coal Township, **Northumberland County**. The application is for replacement of 150,000 gallon tank with new 500,000 gallon tank and upgrade of existing booster pumping station for the Ferndale area of the water company's water system.

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

5687502-A1. Ligonier Highlands, 120 West Hutchinson, Pittsburgh, PA 15218. Installation of liquid caustic soda application to replace existing limestone inlet facility serving Jenner Township, **Somerset 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, 303, 304 and 305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known suspected contaminants at the site, the proposed remediation measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Southeast Regional Office: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-5950.

Former Earl's Amoco Service Station, West Chester Borough, **Chester County**. Christopher Orzechowski, RT Environmental Services, Inc., 215 W. Church Road, King of Prussia, PA 19406, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with lead, BTEX and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet Statewide health and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in *Chester County Press* on December 15, 1999.

Keystone Coke Company, Upper Merion Township, **Montgomery County**. Samantha R. Corson, Esq., Ballard, Spahr, Andrews & Ingersoll, LLP, 1735 Market Street, 51st Floor, Philadelphia, PA 19103, has submitted a Notice of Intent to Remediate site soil contaminated with lead, heavy metals, BTEX and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in *Montgomery County Times Herald* on December 9, 1999.

Northeast Regional Field Office: Joseph A. Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Pennsylvania Power & Light Company (PP&L)—Distribution Pole # 50404N39448 (Division Street), City of Wilkes-Barre, **Luzerne County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 has submitted a Notice of Intent to Remediate concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The notice indicates that the site will be remediated to meet the Statewide human health standard.

RESIDUAL WASTE PROCESSING FACILITIES

Applications received under the Solid Waste Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a solid waste processing or disposal area or site.

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

A. I. D. No. 300683. Gabriel Sacco, Box 368 Ridge Road, Ambridge, PA 15003-1519. Ambridge Landfill, State

Rte. 989, Ambridge, PA 15003-1519. Application for a residual waste landfill in Ambridge Borough, **Beaver County** was received in the Regional Office on December 30, 1999.

AIR QUALITY

Notice of Plan Approval and Operating Permit Applications

Nonmajor 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.

Notice is hereby given that the Department has received applications for plan approvals and/or operating permits from the following facilities. Although the sources covered by these applications may be located at a major facility, the sources being installed or modified do not trigger major new source review or prevention of significant deterioration requirements.

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

Persons wishing to file protests or comments on the proposed plan approval and/or operating permits must submit the protest or comment within 30 days from the date of this notice. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with Regional Offices must include a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

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

PLAN APPROVALS

Applications received and intent to issue Plan Approvals under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

PA-09-0124A: S.W.E.C., LLC (USX Industrial Park, Fairless Hills, PA 19030) for construction of a 500 MW power plant in Falls Township, **Bucks County**.

PA-09-0127: Bracalente Mfg. Co., Inc. (20 West Creamery Road, Trumbauersville, PA 18970) for construction of a solvent recovery system in Trumbauersville Borough, **Bucks County**.

PA-09-0028B: Fibermark, Inc. (45 North Fourth Street, Quakertown, PA 18951) for modification of Surface Coater No. 8 in Quakertown Borough, **Bucks County**.

PA-09-0037D: CMS Gilbreth Packaging Systems (3001 State Road, Croydon, PA 19021) for modification of a hard chromium electroplating source in Bristol Township, **Bucks County**.

PA-09-0037C: CMS Gilbreth Packaging Systems (3001 State Road, Croydon, PA 19021) for modification of five graphic art presses in Bristol Township, **Bucks County**.

PA-46-0036A: Ford Electronics & Refrigeration, LLC (2750 Morris Road, Lansdale, PA 19446) for installation of an urea selective catalytic reduction in Worcester Township, **Montgomery County**.

46-302-219GP: Georgia-Pacific Corp. (600 Righters Ferry Road, Bala Cynwyd, PA 19004) for installation of a 24.27 MM Btu/hr Natural Gas Boiler in Lower Merion Township, **Montgomery County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

01-05027A: McDermitt, Inc. (P. O. Box 3219, Gettysburg, PA 17325) for construction of a drum mix asphalt plant in Oxford Township, **Adams County**. A fabric collector will control particulate emissions. This source is subject to the following: 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities; 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels); 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

38-05003A: Pennsylvania Lime, Inc. (P. O. Box 160, Annville, PA 17003) for installation of two dust collection systems at the Millard lime plant in North Londonderry Township, **Lebanon County**.

07-03035: Pennfield Corp. (711 Rohrerstown Road, P. O. Box 4366, Lancaster, PA 17604) for installation of 14 ingredient bins along with two fabric collectors for the dairy feed manufacturing operation in Martinsburg Borough, **Blair County**.

67-304-044: R. H. Sheppard Co., Inc. (P. O. Box 877, Hanover, PA 17331-0877) for installation of a fabric collector to control particulate emissions from the existing casting cleaning operations at Plant No. 7 in Hanover Borough, **York County**.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

14-313-039: Rutgers Organics Corp. (201 Struble Road, State College, PA 16801) for modification of a chemical process facility to manufacture a new product (Product 9001) in College Township, **Centre County**. The production of Product 9001 will potentially result in the emission of xylene, methanol and hydrogen chloride, all of which have been designated as hazardous air pollutants by the Environmental Protection Agency.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

63-016A: West Penn Power Co., Mitchell Power Station (50 Electric Way, New Eagle, PA 15607-2050) for operation of an electric power generation facility and installation of a pneumatic lime delivery system with six dust collectors in Union Township, **Washington County**.

This facility is considered major for emissions of volatile organic compounds (VOC), nitrogen oxides (NO_x), sulfur dioxide (SO₂), carbon monoxide (CO) and Particulate Matter Less Than 10 Microns (PM-10). The conditions placed in this plan approval by the Department ensure that the new sources meet the Best Available Technology requirements of 25 Pa. Code § 127.12(a)(5).

Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.

33-002B: Owens-Brockway Glass Container, Inc. (Route 219 North, Brockway, PA 15824) for installation of 1000 kW of electric boost on the No. C glass melting furnace in Snyder Township, **Jefferson County**. This installation will result in the following potential source emission increases: Particulate Matter—14.9 tons per year; Sulfur Oxide—39.9 tons per year; Nitrous Oxide—39.9 tons per year. The Plan Approval will contain the following conditions: 1) Sulfur oxide emissions from Furnace C shall not exceed 148.4 tons per year; 2) Particulate matter emissions from Furnace C shall not exceed 47.4 tons per year; 3) NO_x emissions from Furnace C shall not exceed 216.4 tons per year; and, 4) Glass production from Furnace C shall be limited to 119,000 tons per year, to be defined as any consecutive 12-month rolling period. The 119,000 tons per year glass melting limit is derived from a NO_x emission factor of 3.58 tons NO_x/ton of glass melted, and may be revised through Plan Approval based on NO_x stack testing results. 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. This modification is subject to Federal NSPS 40 CFR 60, Subpart CC.

PA 43-317A: Lindy Paving Co. (Route 173 and East Gillmore Road, Grove City, PA 16127) for construction of a batch asphalt plant (400 tons per hour) in Wolf Creek Township, **Mercer County**. This construction is subject to Federal NSPS, 40 CFR 60, Subpart I.

37-303-005A: Dunbar Asphalt Products, Inc. (Route 224, Hillsville, PA) for installation of a new baghouse on an existing batch asphalt plant (250 tons/hour) in Mahoning Township, **Lawrence County**.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

MINING ACTIVITY APPLICATIONS

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

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District mining office indicated above each application. Where a 401

water quality certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for the certification.

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

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

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

Ebensburg District Office, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

Coal Applications Received:

11783035, Permit Renewal. C & K Coal Company (P. O. Box 69, Mayfield Road, Clarion, PA 16214), for continued operation of a bituminous-surface/coal refuse disposal/auger strip mine in Reade Township, **Cambria County**, affecting 1256.0 acres, receiving stream to Bear Loop; to unnamed trib to Bells Gap Run; and to Powell Run, application received December 31, 1999.

05803009. Permit Renewal for reclamation only, **Dash Coal Company, Inc.** (R. D. 2, Box 55A, Dunbar, PA 15431), for continued restoration of a bituminous strip mine in Broadtop Township, **Bedford County**, affecting 494.3 acres, receiving stream to unnamed tributary of Great Trough Creek and to Great Trough Creek, application received January 6, 2000.

Greensburg District Office, R. R. 2, Box 603-C, Greensburg, PA 15601.

26703078R. Purco Coal, Inc. (22 Van Voorhis Lane, Monongahela, PA 15063). Renewal application received

for continued reclamation of a bituminous surface auger mine located in Saltlick Township, **Fayette County**, affecting 198.0 acres. Receiving streams: unnamed tributary to Newmeyer Run. Renewal application received: December 30, 1999.

Hawk Run District Office, P. O. Box 209, Off Empire Road, Hawk Run, PA 16840.

17814033. Philip Reese Coal Co., Inc. (Box 67, Karthaus, PA 16845), revision to an existing bituminous surface mine permit for a change in permit acres from 403.3 to 412.8 acres, located in Karthaus Township, **Clearfield County**. Receiving streams: Saltlick Run and unnamed tributaries to Saltlick Run. Application received January 4, 2000.

Knox District Office, P. O. Box 669, Knox, PA 16232.

33990113. Cookport Coal Co., Inc. (425 Market Street, Kittanning, PA 16201). Commencement, operation and restoration of a bituminous surface strip operation in Perry Township, **Jefferson County**, affecting 50.1 acres. Receiving streams: Unnamed tributary to Rose Run. Application received December 28, 1999.

24673003. Tamburlin Brothers Coal Company, Inc. (P. O. Box 1419, Clearfield, PA 16830). Renewal of an existing bituminous surface strip, auger and use of co-product operation in Fox Township, **Elk County** affecting 56.2 acres. Receiving streams: Limestone Run to Little Toby Creek. Application received January 4, 2000.

33990114. Falls Creek Energy Co., Inc. (R. D. 6, Box 231, Kittanning, PA 16201). Commencement, operation and restoration of a bituminous surface strip operation in Pinecreek Township, **Jefferson County** affecting 117.5 acres. Receiving streams: Unnamed tributaries to Fivemile Run and Fivemile Run. Application received December 31, 1999.

33813001. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip, auger and tippel refuse disposal operation in Oliver and Ringgold Townships, **Jefferson County**, affecting 507.6 acres. Receiving streams: Two unnamed tributaries of an unnamed tributary of Big Run; and an unnamed tributary of Big Run and Big Run. Application for reclamation only. Application received January 7, 2000.

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

54001301. M & M Anthracite Coal Co. (245 2nd Street, Joliett-Tremont, PA 17981), commencement, operation and restoration of an anthracite underground mine operation in Frailey Township, **Schuylkill County** affecting 3.0 acres, receiving stream—Middle Creek. Application received December 27, 1999.

22850201R3. Meadowbrook Coal Co., Inc. (6690 State Route 209, Lykens, PA 17048), renewal of an existing coal refuse reprocessing operation in Wiconisco Township, **Dauphin County** affecting 10.8 acres, receiving stream—Wiconisco Creek. Application received December 31, 1999.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT ENCROACHMENTS

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment ap-

proval and requests for water quality certification have been received by the Department of Environmental Protection (Department). Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Safety or Encroachment Permit or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the Federal Water Pollution Control Act.

Southcentral Regional Office: Section Chief, Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.

E07-323. Encroachment. **Joseph Wilt**, 550 Foot of Ten Road, Duncansville, PA 16635. To construct and maintain a single span bridge having a clear span of 48.0 feet and an underclearance of 8.13 feet across Blair Gap Run for the purpose of replacing a bridge crossing that accessed private property and was destroyed by the flooding of 1996 located at the intersection of Foot of Ten Road (T-384) and SR 3012 (Hollidaysburg, PA Quadrangle N: 8.1 inches; W: 9.7 inches) in Allegheny Township, **Blair County**.

Northcentral Region, Water Management, Soils and Waterways Section, F. Alan Sever, Chief, 208 West Third St., Suite 101, Williamsport, PA 17701.

E08-357. Encroachment. **Donna Strobe Esposito**, R. R. 3, Box 83A, Towanda, PA 18848. To construct, operate and maintain a single span bridge across an unnamed tributary to Sugar Creek (Warm Water Fishery) for private, single dwelling access. The construction work shall consist of constructing a single span bridge that will have a minimum span of 40-feet, minimum underclearance of 4-feet and minimum width of 12-feet. The project will not impact wetlands while impacting 20-feet of waterway that is located along the southern right-of-way of SR 0006 approximately 0.76-mile south of SR 0006 and Lynch Road intersection (Ulster, PA Quadrangle N: 5.0 inches; W: 4.1 inches) in Burlington Township, **Bradford County**.

Southwest Regional Office, Soils & Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E26-264. Encroachment. **Pennsylvania Department of General Services**, 18th and Herr Streets, Harrisburg, PA 17120. To place and maintain fill in approximately 0.01 acre of wetland and relocate approximately 550 LF of an unnamed tributary to the Monongahela River (WWF) for the purpose of constructing the Western Pennsylvania Correctional Institution along S. R. 4028, located near its intersection with S. R. 4022 (California-Carmichaels, PA Quadrangle N: 22.2 inches; W: 15.65 inches) in Luzerne Township, **Fayette County**.

E26-265. Encroachment. **Fay-Penn Economic Development Council**, Two West Main Street, Suite 407, P. O.

Box 2101, Uniontown, PA 15401-1701. To place and maintain fill in 1.26 acres of wetlands (FO) and an unnamed tributary to Redstone Creek (WWF) for the purpose of developing land as part of Fayette Technology park located off of S. R. 119 adjacent to Pennsylvania State University Campus (Uniontown, PA Quadrangle N: 11.4 inches; W: 6.7 inches) in North Union Township, **Fayette County**. The applicant proposes to construct and maintain 1.41 acres of wetland replacement (PEM) to compensate for impacted wetlands.

DAM SAFETY

Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the Federal Water Pollution Control Act.

Central Office: Bureau of Waterways Engineering, 400 Market Street, 3rd Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.

D09-241. Dam. **Township of Middletown** (2140 Trenton Road, Levittown, PA 19056). To construct, operate and maintain a dam across a tributary to Neshaminy Creek (WWF, MF), directly and indirectly impacting a de minimis area of wetlands equal to 0.05 acre (PEM) and 800 feet of stream for the purpose of providing flood control. (Langhorne, PA Quadrangle N: 6.3 inches; W: 6.2 inches) in Middletown Township, **Bucks County**.

WATER QUALITY CERTIFICATION

Requests for Certification under Section 401 of the Federal Water Pollution Control Act

The following requests have been made to the Department of Environmental Protection for certification under § 401(a) of the 1972 amendments to the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), that there is reasonable assurance that the construction herein described will not violate applicable Federal and State water quality standards.

Prior to final approval of the proposed certification, consideration will be given to any comments, suggestions or objection which are submitted in writing 30 days of the date of this Notice. Comments should be submitted to the Department of Environmental Protection at the address indicated above each of the following requests for certification. All 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 in sufficient detail to inform the Department of the exact basis of the proposal and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given comments if deemed necessary to resolve conflicts. Each individual will be notified in writing of the time and place of any scheduled hearing or conference concerning the certification request to which the protest relates. Maps, drawings and other data pertinent to the certification request are available for inspection and review at the address indicated above each request for certification between the hours of 8 a.m. and 4 p.m. on each working day.

Southeast Regional Office: Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.

Certification Request Initiated By: Tosco Refining Company, Trainer Refinery, 4101 Post Road, Trainer, PA 19061.

Project Description/Location: This activity involves the discharge of supernatant from the U. S. Army Corps of Engineers (USACE) Fort Mifflin confined disposal facility (CDF) into the Delaware Estuary—Zone 4. The supernatant will be associated with the disposal of approximately 135,000 cubic yards of sediment from the area of Dock No. 1, Outer Barge Dock, and Inner Barge Dock at the Tosco Trainer Refinery located in Trainer Borough, Delaware County. A closed clamshell is to be used to place the dredged sediment into scows, which will transport the material to Fort Mifflin for removal and for transfer to the CDF by barge mounted crane with a closed clamshell bucket.

ACTIONS

FINAL ACTIONS TAKEN UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System
Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

The Department of Environmental Protection has taken the following actions on previously received permit applications and requests for plan approval and has issued the following significant orders.

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514), and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of 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 decisional law.

Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Permits Issued

Southeast Regional Office: Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6130.

WQM Permit No. 4699424. Sewerage. **Frederick Mennonite Community**, P. O. Box 498, Frederick, PA 19435-0498. Applicant is granted approval for the construction and operation of a sewage treatment plant, which will upgrade an existing treatment plant at Frederick Mennonite Community, located in Upper Frederick Township, **Montgomery County**.

WQM Permit No. 4699430. Sewerage. **Methacton School District**, 1001 Kriebel Mill Road, Norristown, PA 19408-2011. Applicant is granted approval to modify the existing WWTP, which will include the addition of dechlorination facilities located in Worcester Township, **Montgomery County**.

WQM Permit No. 2399201. Industrial waste. **Springfield Township**, 50 Powell Road, Springfield, PA 19064. Applicant is granted approval for the construction and operation of treatment wetland to treat leachate of Springfield Township landfill located in Springfield Township, **Delaware County**.

NPDES Permit No. PA0052191. Sewerage. **Frank H. Duke**, 1085 Wood Lane, West Chester, PA 19382. Is authorized to discharge from a facility located in Westtown Township, **Chester County** to receiving waters named Chester Creek. (Locally known as Goose Creek)

NPDES Permit No. PA0055140. Industrial waste. **Equivest Management Inc.**, 215 South Broad Street, Philadelphia, PA 19107. Is authorized to discharge from a facility located in Norristown Borough, **Montgomery County** to receiving waters named Schuylkill River.

NPDES Permit No. PA0044474. Sewerage. **Genesis Eldercare**, 549 Baltimore Pike, Glen Mills, PA 19342. Is authorized to discharge from a facility located in Concord Township, **Delaware County** to receiving waters named West Branch of Chester Creek.

NPDES Permit No. PA0056359. Sewerage. **Ralph W. Owens**, 208 Neiffer Road, Schwenksville, PA 19473. Is authorized to discharge from a facility located in Limerick Township, **Montgomery County** to receiving waters named Mine Run.

NPDES Permit No. PA0053121. Sewerage. **Elizabeth D. Nover**, 970 Almshouse Road, Warrington, PA 18976-1102. Is authorized to discharge from a facility located in Doylestown Township, **Bucks County** to an unnamed tributary to Neshaminy Creek.

NPDES Permit No. PA0053236. Sewerage. **Raymond E. Woodward**, 2086 Strasburg Road, Coatesville, PA 19320. Is authorized to discharge from a facility located in Newlin Township, **Chester County** to an unnamed tributary West Branch of Brandywine.

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

NPDES Permit PA-0035009. Sewerage. **Lake Lehman School District**, P. O. Box 38, Lehman, PA 18627 is authorized to discharge from a facility located in Lehman Township, **Luzerne County**, to East Fork Harveys Creek.

NPDES Permit PA-0063908. Industrial waste. **Ace-Robbins, Inc.**, 55 West Street, Tunkhannock, PA 18657 is authorized to discharge from a facility located in Tunkhannock Township, **Wyoming County**, to Tunkhannock Creek.

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4795.

Permit No. 2296404-99-1. Sewage—Single Family Residence. **Steven and Karen Parinisi**, 9165 Mountain Road, Grantville, PA 17028. This permit approves the construction of Sewage Treatment Facility in East Hanover Township, **Dauphin County**.

Permit No. PA 0040860. Industrial waste. **Delaware County Solid Waste Authority**, (Rolling Hills Landfill),

583 Longview Road, Boyertown, PA 19512 is authorized to discharge from a facility located in Earl and Oley Townships, **Berks County** to the receiving waters named Manatawny Creek and Furnace Run.

Northcentral Regional Office: Department of Environmental Protection, 208 West Third Street, Suite 101, Grit Building, Williamsport, PA 17701.

NPDES Permit No. PA0228168. Sewerage. **William J. Tolan.** R. D. 1, Box 324A, Port Matilda, PA 16870. Approval granted for a single family residence permit to repair existing malfunctioning onlot system, located at Patton Township, **Centre County**.

NPDES Permit No. PA0209669A-1 Amendment. Sewerage. **Cooper Township Municipal Authority,** P. O. Box 446, Winburne, PA 16879. Approval granted to decrease the flow to be consistent with the approved Act 537 Official Plan. Facility located at Cooper Township, **Clearfield County**.

NPDES Permit No. PA0024406 Amendment. Sewerage. **Borough of Mt. Carmel,** 100 North Vine Street, Mt. Carmel, PA 17851. Amendment granted to established specific chlorine limits. Facility located at Mt. Carmel Township, **Northumberland County**.

NPDES Permit No. PA0024341. Sewerage. **Canton Borough Authority,** P. O. Box 237, Canton, PA 17724. Renewal granted to discharge treated sewage from facility located at Canton Borough, **Bradford County**.

WQM Permit No. 1499408. Sewerage. **William J. Tolan,** R. D. 1 Box 324A, Port Matilda, PA 16870. Approval granted to construct a single residence system located at Patton Township, **Centre County**.

WQM Permit No. 1499410. Sewerage. **Gregory and Cindy Cain,** 114 Jack Pine Lane, Bellefonte, PA 16823. Permission granted to construct a single residence treatment facility, located at Boggs Township, **Centre County**.

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

NPDES Permit No. PA0217751-A1. Industrial. **The Borough of Sewickley Water Authority,** P. O. Box 190, Sewickley, PA 15143 is authorized to discharge from a facility located at the Borough of Sewickley Water Treatment Plant, Osborne Borough, **Allegheny County** to receiving waters named Ohio River.

NPDES Permit No. PA0218081. Industrial. **West Homestead Engineering and Machine Company**

(**WHEMCO**), P. O. Box 438, West Seventh Avenue, Homestead, PA 15120 is authorized to discharge from a facility located at the West Homestead Plant, West Homestead, **Allegheny County** to receiving waters named Streets Run, West Run and Monongahela River.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-694.

NPDES Permit No. PA0104078. Sewerage. **Anderson Mobile Home Park,** 128 N. Maysville Road, Greenville, PA 16125 is authorized to discharge from a facility located in West Salem Township, **Mercer County** to an unnamed tributary to Big Run.

NPDES Permit No. PA0222992. Sewerage. **Reed Oil Company—Last Minut Mart,** 511 Montgomery Avenue, P. O. Box 2328, New Castle, PA 16102 is authorized to discharge from a facility located in East Lackawannock Township, **Mercer County** to a dry/intermittent tributary to Beaver Run.

NPDES Permit No. PA0222984. Sewerage. **Spartansburg Borough,** Main Street, P. O. Box 222, Spartansburg, PA 16434 is authorized to discharge from a facility located in the Borough of Spartansburg, **Crawford County** to the East Branch of Oil Creek.

WQM Permit No. 1099411. Sewerage, **Annabelle Eichler Executor for Anna McMurdo Estate SRSTP,** 218 North Clay Street, Apt. H, Zelienople, PA 16063. Construction of Anna McMurdo Estate SRSTP located in Forward Township, **Butler County**.

WQM Permit No. 1099410. Sewerage, **William L. Kennedy SRSTP,** 1297 State Route 288, Fombell, PA 16123. Construction of William L. Kennedy SRSTP located in Adams Township, **Butler County**.

WQM Permit No. 4399427. Sewerage, **Chris Kirkland SRSTP,** 987 Taylor Avenue, Masury, OH 44438. Construction of Chris Kirkland SRSTP, located in West Salem Township, **Mercer County**.

WQM Permit No. 4399429. Sewerage, **James D. Gainor SRSTP,** 26 Manorview Drive, Greenville, PA 16125. Construction of James D. Gainor SRSTP, located in West Salem Township, **Mercer County**.

WQM Permit No. 4399428. Sewerage, **Jay C. Lynch SRSTP,** 69 S. Summit Road, Greenville, PA 16125. Construction of Jay C. Lynch SRSTP, located in West Salem Township, **Mercer County**.

INDIVIDUAL PERMITS

(PAR)

APPROVALS TO USE NPDES AND OTHER GENERAL PERMITS

The following parties have submitted (1) Notices of Intent (NOIs) for coverage under General NPDES Permit(s) to discharge wastewater into the surface waters of this Commonwealth; (2) NOIs for coverage under General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; or (3) Notifications for First Land Application of Sewage Sludge.

The approval of coverage under these General Permits may be subject to one or more of the following: pollutant or effluent discharge limitations, monitoring and reporting, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective general permit. The Department of Environmental Protection has reviewed the NOIs and determined that they comply with administrative requirements of the respective permit application. Also, the Department has evaluated the First Land Application of Sewage Sludge for the sites applying for coverage under PAG-7, PAG-8 and PAG-9 and determined that the sites are suitable for land application of sewage sludge.

The EPA Region III Regional Administrator has waived the right to review or object to this permit action under the waiver provision: 40 CFR 123.24.

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

The Department of Environmental Protection has acted on the following requests for coverage under the specified General Permit as follows:

List of

General Permit Type

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater from Construction Activities
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
PAG-7	General Permit For Beneficial Use of Exceptional Quality Sewage Sludge By Land Application
PAG-8	General Permit For Beneficial Use of Non-Exceptional Quality Sewage Sludge By Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-9	General Permit For Beneficial Use of Residential Septage By Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-10	General Permit for Discharges Resulting From Hydrostatic Testing of Tanks and Pipelines

General Permit Type—PAG-2

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Northampton County Allen Township	PAR10U132	Joseph Keglovits, President Keglovits Enterprises, Inc. 1492 Main St. Catasauqua, PA 18032	Catasauqua Creek	Northampton CD (610) 746-1971
Tioga County Chatham Township	PAR106633	PA Dept. of Transportation Engineering Dist. 3-0 P. O. Box 218 Montoursville, PA 17754	Unt. Crooked Creek	Tioga County CD 29 East Ave. Wellsboro, PA 16901 (570) 724-1801X5
Tioga County Richmond	PAR106632	Wal Mart Realty 2001 SE 10th St. Bentonville, AR 72712	Canoe Camp Creek	Tioga County CD 29 East Ave. Wellsboro, PA 16901 (570) 724-1801X5
Union County White Deer Township	PAR106837	715 Jordan Ave. Montoursville, PA 17754	Pa. DOT Storm Sewer	Union County CD 60 Bull Run Crossing Lewisburg, PA 17837 (570) 523-8782
South Heidelberg Township Berks County	PAR-10-C291	Aluminum Alloys Inc. William Rita P. O. Box 2197 Sinking Spring, PA 19608	Cacoosing Creek	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Amity Township Berks County	PAR-10-C296	Neuber Land Development Joseph F. Neuber P. O. Box 745 Kimberton, PA 19442	UNT Schuylkill River	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Richmond Township Berks County	PAR-10-C297	Fleetwood Bible Church Rev. Timothy Valentino 120 N. Richmond Street Fleetwood, PA 19522	Tributary to Willow Creek	Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657
Southampton Township Franklin County	PAR-10-M193	Kimjon 60 South Pin Oak Drive Boiling Springs, PA 17007	Tributary to Rowe Run and Muddy Run	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
Waynesboro Borough Franklin County	PAR-10-M192	Meadow Breeze 10530 Buchanan Trail East Waynesboro, PA 17268	West Branch Antietam Creek	Franklin County CD 550 Cleveland Avenue Chambersburg, PA 17201 (717) 264-8074
Rapho Township Lancaster County	PAR-10-O-402	M. Gregory Gehman 565 Oak Tree Road Manheim, PA 17603	Brubaker Run	Lancaster County CD 1383 Arcadia Road Rm 6 Lancaster, PA 17601 (717) 299-5361
Manor Township Lancaster County	PAR-10-O-412	Manor Brethren in Christ Church 530 Central Manor Road Lancaster, PA 17603	UNT Little Conestoga Creek West Branch	Lancaster County CD 1383 Arcadia Road Rm 6 Lancaster, PA 17601 (717) 299-5361
West Hempfield Township Lancaster County	PAR-10-O-413	Lift Inc. 2969 Old Tree Drive Lancaster, PA 17603	Little Conestoga Creek West Branch	Lancaster County CD 1383 Arcadia Road Rm 6 Lancaster, PA 17601 (717) 299-5361
West Lampeter Township Lancaster County	PAR-10-O-398	Don Beaner 901 Country Place Drive Lancaster, PA 19601	Conestoga River	Lancaster County CD 1383 Arcadia Road Rm 6 Lancaster, PA 17601 (717) 299-5361
East Cocalico Township Lancaster County	PAR-10-O-419	Nicholas Reinhart 620 N. Reading Road Ephrata, PA 17522	Cocalico Creek	Lancaster County CD 1383 Arcadia Road Rm 6 Lancaster, PA 17601 (717) 299-5361
Clay Township Lancaster County	PAR-10-O-422	Paul B. Zimmerman Inc. 50 Wood Corner Road Lititz, PA 17543	UNT Middle Creek	Lancaster County CD 1383 Arcadia Road Rm 6 Lancaster, PA 17601 (717) 299-5361
Sadsbury Township Lancaster County	PAR-10-O-423	Christiana Development Corp. 53 Logging Road Leola, PA 17540	Pine Creek	Lancaster County CD 1383 Arcadia Road Rm 6 Lancaster, PA 17601 (717) 299-5361
Manheim Township Lancaster County	PAR-10-O-424	Manheim Township Commissioners 1840 Municipal Drive Lancaster, PA 17601	Little Conestoga Creek	Lancaster County CD 1383 Arcadia Road Rm 6 Lancaster, PA 17601 (717) 299-5361
Cornwall Borough Lebanon County	PAR-10-P114	Sycamore Hill Mobile Home Park Chester Scholl 25 Briarwood Drive Elverson, PA 19520	Snitz Creek	Lebanon County CD 2120 Cornwall Rd. Suite 5 Lebanon, PA 17042 (717) 272-3908 EXT 3
West Manchester Township York County	PAR-10-Y413	Smith Development Co. Inc. Brent Smith 2449 South Queen Street York, PA 17402	UNT to Little Conewago Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Penn Township Hanover Borough York County	PAR-10-Y427	Keystone Machine Inc. Patrick H. Sweeney Triple S Leasing LLC 115 Newark Street Littlestown, PA 17402	Oil Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Springettsbury Township York County	PAR-10-Y432	Diehl Motor Company Service FAC Diehl Motor Company 1885 Whiteford Road York, PA 17402	UNT to Mill Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Lower Windsor Township York County	PAR-10-Y433	Yorkana Mobile Home Park James L. McKinsey 855 Old Commons Road Windsor, PA 17366	UNT Cabin Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430

General Permit Type—PAG-3

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Somerset County Somerset Borough	PAR146102	Penn Carbose Inc. 100 Maple Street Somerset, PA 15501	East Branch Coxes Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Westmoreland County Scottdale Borough	PAR206118	Duraloy Technologies Inc. 120 Bridge Street Scottdale, PA 15683-0081	Jacobs Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Fayette County Bullskin Township	PAR226120	Edward Nicholson & Sons Lumber Co. Inc. Box G Normalville, PA 15469	Whites Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Allegheny Township Butler County	PAR228329	Universal Forest Products, Inc.—Consolidated Building Components, Inc. 2801 East Beltline, NE Grand Rapids, MI 49525-9736	Unnamed Creek then S. Fork of Little Scrubgrass	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-4

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bradford County Lower Augusta Township	PAG045077	Bret Diehl R. D. 3 Box 137A Sunbury, PA 17801	Boile Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Centre County Boggs Township	PAG045074	Gregory & Cindy Cain 112 Jack Pine Lane Bellefonte, PA 16823	Antis Run/Trib to Bald Eagle Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Hamlin Township McKean County	PAG048333	Dale W. Howard P. O. Box 193 Hazel Hurst, PA 16733	Kane Creek	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Forward Township Butler County	PAG048639	Annabelle Eichler Executor for Anna McMurdo Estate 218 North Clay Street Apt. H Zelienople, PA 16063	Unnamed Tributary to Breakneck Creek	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Adams Township Butler County	PAG048638	William L. Kennedy 1297 State Route 288 Fombell, PA 16123	Tributary to Breakneck Creek	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
West Salem Township Mercer County	PAG048641	Chris Kirkland 987 Taylor Avenue Masury, OH 44438	Tributary Big Run	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
West Salem Township Mercer County	PAG048644	James D. Gainor 26 Manorview Drive Greenville, PA 16125	Tributary Big Run	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
West Salem Township Mercer County	PAG048642	Jay C. Lynch 69 S. Summit Road Greenville, PA 16125	Tributary to Booth Run	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-8

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Manchester Township York County	PAG-08-3529	Northeastern York County Sewer Authority P. O. Box 516 Mt. Wolf, PA 17347	Sinking Springs, Inc. Farm Manchester Township York County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Cumberland Township Adams County	PAG-08-3523 PAG-08-3524	Cumberland Township Auth 1370 Fairfield Road Gettysburg, PA 17325	Paul Waybright Farm Cumberland Township Adams County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Revision Approval granted January 6, 2000 under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

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

*Location: Bowser & Bowser Subdivision, Two Single
Family Residences, West St. Clair Township, Bedford
County; located at the intersections of Routes 56 and 96;
northeast of Route 96, approximately .7 mile on the
northwest side of the road.*

The approved plan revision provided for: Approval of a
revision to the Official Plan of West St. Clair Township,
Bedford County. Project involves construction of two
personal dwelling residences to be served by one small
flow treatment facility (SFTF), with intermittent stream
discharge to an unnamed tributary of George's Creek.

Any required NPDES Permits or Water Management
Permits must be obtained in the name of the owner.

SAFE DRINKING WATER

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

*Southeast Regional Office: Sanitarian Regional Man-
ager, Lee Park, Suite 6010, 555 North Lane,
Conshohocken, PA 19428-2233, (610) 832-6130.*

Permit No. 1599514. Public water supply. **Avonwheel
Estates Mobile Home Park**, 310 North High Street,
West Chester, PA 19380. A permit has been issued to
Avonwheel Estates Mobile Home Park granting permis-
sion to install an additional 10,000 gallon storage tank in
London Grove Township, **Chester County**. *Type of Facil-
ity:* Public Water Supply System. *Consulting Engineer:*
Evans Mill Environmental, Inc., P. O. Box 735, Uwchland,
PA 19480. *Permit to Construct Issued:* December 17, 1999.

Permit No. 0199501. Public water supply. **Franklin
Township Municipal Authority**, Franklin Township,
Adams County. *Responsible Official:* Robert Cullison,
Chairman, P. O. Box 4, Cashtown, PA 17310. *Type of
Facility:* Department has issued a Construction Permit
for the Rock Top Well and ancillary facilities. The well is
to be used at a maximum rate of 50 gpm; treatment will
be limited to hypochlorite disinfection. A 60,000 gallon
finished water storage tank is also approved. *Consulting
Engineer:* Scott M. Rights, P.E., HRG, Inc., 32 W. Middle
St., Gettysburg, PA 17325. *Permit to Construct Issued:*
March 16, 1999.

Permit No. 0199504. Public water supply. **Mt. View
Mobile Home Park**, Reading Township, **Adams
County**. *Responsible Official:* David Rimmel, 20 Erford

Rd., Suite 215, Lemoyne, PA 17043. *Type of Facility:*
Construction Permit approving installation of four 2,500-
gallon finished water tanks, two booster pumps, cartridge
filtration and sodium hypochlorite disinfection. *Consult-
ing Engineer:* Janet R. McNally PE, William F. Hill &
Assoc., Inc., 207 Baltimore St., Gettysburg, PA 17325.
Permit to Construct Issued: October 25, 1999.

Permit No. 2899503. Public water supply. **Mt. Rock
Homes, Inc.**, Southampton Township, **Franklin
County**. *Responsible Official:* William K. Swarthout,
President, 7650 Molly Pitcher Highway, Shippensburg, PA
17257-9093. *Type of Facility:* Construction Permit which
authorizes expansion of the existing Mt. Rock Manor
Mobile Home Park. This phase of construction will in-
clude a new well, treatment facilities and distribution
expansion. The well will be operated at a maximum rate
of 72 gallons per minute. Treatment will include
hypochlorite disinfection and cation exchange softening.
Consulting Engineer: Dennis E. Black, P.E., Dennis E.
Black Engineering, Inc., 2400 Philadelphia Ave.,
Chambersburg, PA 17201. *Permit to Construct Issued:*
November 2, 1999.

Permit No. 6799502. Public water supply. **Dillsburg
Borough Authority**, Carroll Township, **York County**.
Responsible Official: Sheldon Williams, Authority Man-
ager, 151 Baltimore St., Dillsburg, PA 17019. *Type of
Facility:* Construction Permit authorizes completion of
construction associated with Well No. 5A and ancillary
facilities. The completed supply will operate at a rate of
400 gallons per minute. Treatment will include addition
of a hypochlorite solution for disinfection and phosphates
for corrosion control. *Consulting Engineer:* David A.
Brinjac, PE, Brinjac, Kambic & Associates, Inc., 114
North Second St., Harrisburg, PA 17101. *Permit to Con-
struct Issued:* November 17, 1999.

Permit No. 6799503. Public water supply. **Stewart-
town Borough Authority**, Stewartstown Borough, **York
County**. *Responsible Official:* David E. England, P. O.
Box 415, Stewartstown, PA 17363. *Type of Facility:* Con-
struction Permit for installation of a greens and filter for
iron and manganese removal and anion exchange equip-
ment for nitrate removal at existing Wells No. 1, 2 and 3.
Consulting Engineer: Dennis E. Sarpen, P.E., Holley &
Associates, 18 S. George St., York, PA 17401. *Permit to
Construct Issued:* January 4, 2000.

*Regional Office: Northcentral Field Operations, Envi-
ronmental Program Manager, 208 West Third Street, Suite
101, Williamsport, PA 17701.*

Permit No. Minor Amendment. The Department
issued a construction permit to **Pike Township Muni-
cipal Authority**, P. O. Box 27, Curwensville, PA 16833,
Pike Township, **Clearfield County**. This permit autho-
rizes construction of McNaull Street finished water stor-
age tank No. 2 and related transmission line.

Permit No. 1499504. The Department issued a con-
struction permit to **Orviston Water Association**, P. O.

Box 639, Orviston, PA 16864, Curtain Township, **Centre County**. This permit authorizes construction of Well No. 1, disinfection and sequestering treatment, finished water storage, and associated transmission mains and controls.

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

Permit No. 0499504. Public water supply. **Municipal Authority of the Borough of Midland**, 946 Railroad Avenue, Midland, PA 15059. *Type of Facility:* Addition of caustic soda and Hyper Ion 3021. *Permit issued for Operation:* December 23, 1999.

Permit No. 1194505-A2. Public water supply. **Saint Francis College**, Business Office, Loretto, PA 15940. *Type of Facility:* St. Francis College Water System. *Permit issued for Operation:* December 28, 1999.

HAZARDOUS SITES CLEANUP

Under the Act of October 18, 1988

Notice of Settlement under the Hazardous Sites Cleanup Act.

Montgomery County

The Department of Environmental Protection (Department) has entered into a settlement with 152 Mathers Associates, LLC (Mathers) relating to the Chemigraphics HSCA Site (site) in the Department's Southeast Region. The site is located at 152 Mathers Road, Whitpain Township, Montgomery County, PA, and was formerly used for a variety of light industrial and commercial purposes which resulted in the release of trichloroethylene (TCE) and other hazardous substances onto the ground surface at the site.

Mathers is the first mortgage holder to the site and intends to foreclose on its mortgage and redevelop the site for industrial/commercial purposes. Under the terms of the settlement, Mathers will remit \$3,000 to the Department toward its response costs at the site in exchange for a covenant not to sue from the Department and contribution protection from third parties.

This notice is provided under section 1113 of HSCA, 35 P. S. § 6020.1113. Copies of the proposed Consent Order and Agreement are in the possession of the Department and may be examined at the Department's offices at Lee Park, Suite 6010, Conshohocken, PA. Interested persons should contact George Danyliw at (610) 832-5967 or Anderson Lee Hartzell, Esquire, at (610) 832-6300 during normal business hours. The Department will provide a 60-day public comment period from the date of this notice. Persons may submit comments to George Danyliw at the noted address. The Department will provide a response to all significant comments received during the public comment period, and the proposed Consent Order and Agreement authorizes the Department to withdraw or withhold its consent in the event that the Department determines, based upon the comments received during the public comment period, that the Consent Order and Agreement is inappropriate, improper, or not in the public interest.

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 to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning the final report, contact the Environmental Cleanup Program Manager in the Department's Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports:

Northeast Regional Field Office: Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Sun Pipeline Company—Hess Mountain Site, Conyngham Township, **Luzerne County**. Jennifer Stafford, Project Manager/Hydrogeologist, Groundwater & Environmental Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19342 has submitted a Final Report (on behalf of her client, Sunoco, Inc., 4041 Market Street, Aston, PA 19014) concerning the remediation of site groundwater found to have been contaminated with petroleum hydrocarbons and BTEX (benzene, toluene, ethylbenzene and xylene) compounds. The report was submitted to document remediation of the site to meet the Statewide health standard.

Southcentral Regional Office: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.

Distribution Pole 23817S35303, City of Harrisburg, **Dauphin County**. **PP&L**, Two North Ninth Street, Allentown, PA 18101-1179 has submitted a Final Report concerning remediation of site soils contaminated with PCBs. The report is intended to document remediation of the site to the Statewide health standard.

Distribution Pole 22359S32512, Shiremanstown Borough, **Cumberland County**. **PP&L**, Two North Ninth Street, Allentown, PA 18101-1179 has submitted a Final Report concerning remediation of site soils contaminated with PCBs. The report is intended to document remediation of the site to the Statewide health standard.

Internet Site, East Hempfield Township, **Berks County**, **County of Lancaster**, 50 North Duke Street, Lancaster, PA 17608-3480 has submitted a Remedial Investigation/Final Report concerning the remediation of site groundwater contaminated with PCBs, heavy metals, BTEX and PAHs. The report is intended to document remediation of the site to the site-specific standard.

M & M Realty/L. Lavetan & Sons, Inc., West Manchester Township, **York County**, **Alliance Environmental Services, Inc.**, 3540 North Progress Avenue, Harrisburg, PA 17110 has submitted a Final Report concerning remediation of sites soils contaminated with lead and heavy metals and groundwater contaminated with lead and PAHs. The report is intended to document remediation of the site to the site-specific standard.

Southwest Field Office: John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-5217.

LTV Steel Eliza and Monongahela Connecting Railroad Parcels, City of Pittsburgh, **Allegheny County**. LTV Steel Eliza and Monongahela Connecting Railroad Parcels, 200 Public Square, Cleveland, OH 44114-2308 and Martin C. Knuth, Civil and Environmental Consultants, Inc., 601 Holiday Drive, Building 3, Pittsburgh, PA 15220 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with PCBs, lead, heavy metals, solvents, BTEX, PHCs, PAHs and elevated pH. The report is intended to document remediation of the site to meet the site specific standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediations Standards Act (35 P. S. §§ 6026.101—6026.908) and Chapter 250 Administration of Land Recycling Program.

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

For further information concerning the plans and reports, contact the Environmental Cleanup Program Manager in the Department's Regional Office under which the notice of the plans or report appears. If information concerning a plan or report is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has acted upon the following plans and reports:

Southeast Regional Office: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-5950.

Village Center Mart (Hashas Cleaners), Bensalem Township, **Bucks County**. Charlene R. Drake, React Environmental Services Inc., 6901 Kingsessing Avenue, Philadelphia, PA 19142, has submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with solvents. The report was approved by the Department on November 30, 1999.

Philadelphia Regional Port Authority Pier 80 South Annex, City of Philadelphia, **Philadelphia County**. James G. Gallagher, P.E., Pennoni Associates, Inc., 950 Clifton Avenue, Clifton, NJ 07013-2790, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX, and polycyclic aromatic hydrocarbons. The report did not demonstrate attainment of the Statewide health standard and was disapproved by the Department on December 13, 1999.

Philadelphia Regional Port Authority Tioga Maintenance Building and Carpenters Shop, City of Philadelphia, **Philadelphia County**. James G. Gallagher, P.E., Pennoni Associates, Inc., 950 Clifton Avenue, Clifton, NJ 07013-2790, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead, BTEX, and polycyclic aromatic hydrocarbons. The report did not demonstrate attainment of the Statewide health standard and was disapproved by the Department on December 13, 1999.

Connelly Paper Mill (Former), City of Philadelphia, **Philadelphia County**. Darryl A. Borrelli, Manko, Gold & Katcher, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead, heavy metals, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on December 16, 1999.

Unisys Downingtown Facility (Former), Downingtown Borough, **Chester County**. Randy L. Shuler, Environmental Resources Management, 250 Phillips Blvd., Suite 280, Ewing, NJ 08618, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with heavy metals and solvents. The report demonstrated attainment of the Statewide health and site-specific standards and was approved by the Department on December 15, 1999.

Upper Nike Property, Schuylkill and Tredyffrin Townships, **Chester County**. Joseph W. Standen, Jr., Leggette, Brashears & Graham, Inc., 426 Brandywine Parkway, West Chester, PA 19380, has submitted a Final Report concerning remediation of site soil contaminated with petroleum hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved by the Department on December 16, 1999.

Madonna Management Property, Bensalem Township, **Bucks County**. Thomas J. Brady, IV, RT Environmental Services, Inc., Suite 306, Pureland Complex, 510 Heron Drive, Bridgeport, NJ 08014, has submitted a Remedial Investigation/Final Report concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbons. The report demonstrated attainment of the Statewide health and site-specific standards and was approved by the Department on December 20, 1999.

Estate of Martin Spinelli, Tredyffrin Township, **Chester County**. William G. Murray, URS Greiner Woodward Clyde, 1400 Union Meeting Road, Suite 202, Blue Bell, PA 19422-1972, has submitted a Final Report concerning remediation of site soil contaminated with lead and BTEX. The report demonstrated attainment of the Statewide health standard and was approved by the Department on December 22, 1999.

Spring Mill Estates North Parcel Site II, Upper Providence Township, **Montgomery County**. Mark Fortna, DelVal Soil & Environmental Consultants, Inc., Sky Run II Suite A1, 4050 Skyron Drive, Doylestown, PA 18901, has submitted a Final Report concerning remediation of site soil contaminated with pesticides. The report demonstrated attainment of the Statewide health standard and was approved by the Department on December 22, 1999.

Northeast Regional Field Office: Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Bahr Residence, Bushkill Township, **Northampton County**. William K. Ahlert, Manager, Lawler, Matusky & Skelly Engineers, 609 Hamilton Mall, Allentown, PA 18101, submitted a Final Report (on behalf of his client, Brian Bahr, 791 Golden Eagle Drive, Nazareth, PA 18091) concerning the remediation of site soils found to have been contaminated with petroleum hydrocarbons. The report demonstrated attainment of the Statewide health standard and was approved on December 31, 1999.

Northcentral Regional Office, Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 321-6525.

Potter County Redevelopment Authority (Former Damascus Tanning—Southern Site), Coudersport Borough, **Potter County**. Moody and Associates, Inc. on behalf of their client Potter County Redevelopment Authority, 8 East 7th Street, P. O. Box 312, Coudersport, PA 16915 has submitted a Baseline Environmental Report concerning the remediation of site soil contaminated with heavy metals, solvents and PAHs, and groundwater contaminated with lead and heavy metals. The report was approved by the Department on December 16, 1999.

SOLID AND HAZARDOUS WASTE

LICENSE TO TRANSPORT HAZARDOUS WASTE

License issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.

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

Emerald Environmental Services, Inc., P. O. Box 1953, Kent, OH 44240; License No. **PA-AH 0641**; license issued December 27, 1999.

Environmental Services, Inc., 22153 Country Road 5, R. R. 3, Tilbury, ON N0P 2L0; License No. **PA-AH 0643**; license issued December 29, 1999.

MHF, Inc., 300 Grandview Boulevard, Zelienople, PA 16063; License No. **PA-AH 0638**; license issued December 13, 1999.

Premier Environmental Services, Inc., P. O. Box 429, Middlesex, NJ 08846; License No. **PA-AH 0639**; license issued December 13, 1999.

RPR Environmental, 164-166 South Service Road, Stoney Creek, ON L8E 3H6; License No. **PA-AH 0642**; license issued December 29, 1999.

Vernon Milling Company, Inc., P. O. Box 1259, Vernon, AL 35592; License No. **PA-AH 0640**; license issued December 14, 1999.

Von Roll America, Inc., 1250 St. George Street, East Liverpool, OH 43920; License No. **PA-AH 0644**; license issued January 7, 2000.

Renewal licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.

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

Barbish Environmental Services Technology, Route 22 East, New Alexandria, PA 15670; License No. **PA-AH 0513**; renewal license issued December 21, 1999.

C. J. Langenfelder & Son, Inc., 8427 Pulaski Highway, Baltimore, MD 21237; License No. **PA-AH 0405**; renewal license issued January 6, 2000.

Coal City Cob Company, Inc., P. O. Box 516, Avalon, TX 76623; License No. **PA-AH 0589**; renewal license issued December 21, 1999.

Edward Armstrong & Sons, Inc., 205 Greenfield Road, Lancaster, PA 17601; License No. **PA-AH 0027**; renewal license issued December 22, 1999.

Environmental Industrial Services Corp., 524-B South Walnut Street, Wilmington, DE 19801; License No. **PA-AH 0457**; renewal license issued December 23, 1999.

Enviroserve, J. V., 5502 Schaaf Road, Cleveland, OH 44131; License No. **PA-AH 456**; renewal license issued December 22, 1999.

Fortress Trucking Limited, R. R. 1, Elora, ON N0B 1S0; License No. **PA-AH 0512**; renewal license issued December 15, 1999.

Frank's Vacuum Truck Service, Inc., 4500 Royal Avenue, Niagara Falls, NY 14303; License No. **PA-AH 0331**; renewal license issued December 22, 1999.

General Chemical Corporation, 138 Leland Street, Framingham, MA 01701; License No. **PA-AH 0374**; renewal license issued December 28, 1999.

Lacy's Express, Inc., P. O. Box 130, Pedricktown, NJ 08067; License No. **PA-AH 0243**; renewal license issued December 22, 1999.

Metropolitan Environmental Inc., P. O. Box 378, Celina, OH 45822; License No. **PA-AH 0289**; renewal license issued December 13, 1999.

Nortru, Inc., 515 Lycaste, Detroit, MI 48214; License No. **PA-AH 0451**; renewal license issued December 21, 1999.

S-J Transportation Co., P. O. Box 169, Woodstown, NJ 08098; License No. **PA-AH 0015**; renewal license issued December 14, 1999.

Specialty Transportation Services, Inc., 5965 McCasland Avenue, Portage, IL 46368; License No. **PA-AH 0582**; renewal license issued December 22, 1999.

The R. P. Blair Corporation, 1956 Stout Drive, Ivyland, PA 18940; License No. **PA-AH 0588**; renewal license issued December 22, 1999.

Hazardous waste transporter license voluntarily terminated under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport hazardous waste.

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

Central States Environmental Services, Inc., P. O. Box 684, Centralia, IL 62801; License No. **PA-AH S186**; license terminated December 6, 1999.

License expired under the Solid Waste Management Act (35 P. S. §§ 6018.1001—6018.1003) and regulations for license to transport hazardous waste.

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

Advanced Distribution System, Inc., P. O. Box 28228, Columbus, OH 43228; License No. **PA-AH 0579**; license expired on December 31, 1999.

Asche Transfer, Inc., 10214 N. Mount Vernon Road, Shannon, IL 61078; License No. **PA-AH 0577**; license expired on December 31, 1999.

First Recovery, Division of Ecogard, Inc., P. O. Box 14047, Lexington, KY 40512; License No. **PA-AH 0449**; license expired on December 31, 1999.

Hudson Jersey Sanitation Co., 1001 Madison Street, Hoboken, NJ 07030; License No. **PA-AH 0576**; license expired on December 31, 1999.

Waste Management of Ohio, Inc., 3956 State Route 412, Vickery, OH 43464; License No. **PA-AH 0502**; license expired on December 31, 1999.

HAZARDOUS WASTE, TREATMENT, STORAGE AND DISPOSAL FACILITIES

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

Regional Office: Regional Solid Waste Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

Permit No. PAD002312791. Sunoco, Inc. (R&M), Margaret and Bermuda Streets, Philadelphia, PA 19137. Permit was reissued from Allied Signal Inc. to Sunoco, Inc. (R&M) to reflect the transfer of ownership of the Frankfort Plant located in the City of Philadelphia. No changes to the permit other than those reflecting the transfer of ownership are reflected in this action. Permit reissued by the Southeast Regional Office on December 31, 1999.

PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

Renewal licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport infectious and chemotherapeutic waste.

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

Genesis Environmental, Ltd., 380 Locust Street, McKeesport, PA 15132; License No. **PA-HC 0203**; renewal license issued December 14, 1999.

Health Care Waste Services Corp., 8 Slater Street, Port Chester, NY 10573; License No. **PA-HC 0184**; renewal license issued January 7, 2000.

AIR QUALITY

OPERATING PERMITS

General Plan Approval and Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

15-323-010GP: Graco Children's Products, Inc. (47 Park Avenue, Elverson, PA 19520) on December 29, 1999, for a Guspro Burn Off Oven in Elverson Borough, **Chester County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

GP3-21-3045: Hempt Bros., Inc. (205 Creek Road, P. O. Box 278, Camp Hill, PA 17001-0278) for operation of portable crushing and conveying equipment at the Locust Point Quarry in Silver Spring Township, **Cumberland County**.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

GP5-14-02B: Eastern States Exploration Co. (P. O. Box 178, Snow Shoe, PA 16874) on December 1, 1999, to construct and operate a natural gas dehydration unit under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP5) at the Red Buck Compressor Station in Snow Shoe Township, **Centre County**.

GP5-17-15: Kriebel Minerals, Inc. (P. O. Box 765, Clarion, PA 16214-0765) on December 2, 1999, to construct and operate a 195 horsepower natural gas-fired compressor engine and associated catalytic converter under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP5) at the Curwensville Station in Knox Township, **Clearfield County**.

GP5-17-14: Mid East Oil Co. (255 Air Port Road, Indiana, PA 15701) on December 13, 1999, to construct and operate a 215 horsepower natural gas-fired compressor engine and associated catalytic converter under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP5) at the Neeper Booster Station in Ferguson Township, **Clearfield County**.

Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

06-319-099E: General Battery Corp. (P. O. Box 13995, Reading, PA 19612-3995) on January 6, 2000, for operation of lead/acid battery manufacturing operations controlled by various devices located at the SLI Plant in Muhlenberg Township, **Berks County**. These sources are subject to 40 CFR Part 60, Subpart KK of the Standards of Performance for New Stationary Sources.

28-03004A: Bri-Mar Mfg., LLC (1080 South Main, Chambersburg, PA 17201) on January 4, 2000, for operation of two paint spray booths controlled by dry filters in Chambersburg Borough, **Franklin County**.

36-05014C: Alumax Mill Products, Inc. (1480 Manheim Pike, Lancaster, PA 17604) on January 4, 2000, for operation of a dross process line controlled by a baghouse in Manheim Township, **Lancaster County**.

Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

32-000-065: Specialty Tires of America Inc. (1600 Washington St., P. O. Box 749, Indiana, PA 15701) for modification and reissuance of a RACT operating permit in Indiana, **Indiana County**.

Administrative Amendment of Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

OP-23-0003: Tosco Refining L.P. (4101 Post Road, Trainer, PA 19061) on December 29, 1999, for Facility Major NOx and VOC in Trainer Borough, **Delaware County**.

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

39-00009: PPL Martins Creek, LLC (Two North Ninth Street, Allentown, PA 18101-1179) on December 29, 1999, for their electric generating substation in the City of Allentown, **Lehigh County**.

40-00017: PPL Martins Creek, LLC (Two North Ninth Street, Allentown, PA 18101-1179) on December 29, 1999, for their electric generating substation in Laflin Borough, **Luzerne County**.

40-00022: PPL Martins Creek, LLC (Two North Ninth Street, Allentown, PA 18101-1179) on December 29, 1999, for their electric generating substation in Hazle Township, **Luzerne County**.

54-00011: PPL Martins Creek LLC (Two North Ninth Street, Allentown, PA 18101-1179) on December 29, 1999, for their electric generating substation in Norwegian Township, **Schuylkill County**.

40-00005: UGI Development Co. (P. O. Box 224, Hunlock Creek, PA 18621) on December 6, 1999, for the Hunlock Power Station in Hunlock Township, **Luzerne County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

06-3072A: Animal Rescue League of Berks (P. O. Box 69, Mohnton, PA 19540) for an animal crematorium controlled by a secondary combustion chamber in Cumru Township, **Berks County**.

06-03080: FM Brown's Sons, Inc. (P. O. Box 153, Fleetwood, PA 19522) for a flour mill controlled by a fabric collector in Fleetwood, **Berks County**.

06-05068: Scranton/Altoona Terminals Corp. (P. O. Box 2621, Harrisburg, PA 17105) for a bulk gasoline terminal and storage facility controlled by a vapor recovery unit and internal floating roofs in Sinking Spring, **Berks County**. Some of the sources are subject to 40 CFR Part 60, Subparts Kb and XX, Standards of Performance for New Stationary Sources.

PLAN APPROVALS

Plan Approvals issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

PA-46-0150: Montgomery County SPCA (1059 Sweifford Road, Perkiomenville, PA 18074) on December 20, 1999, for operation of an animal crematory in Upper Frederick Township, **Montgomery County**.

PA-09-0068A: Orchard Hill Memorial Park, Inc. (80 Kelly Road, Quakertown, PA 18951) on December 22, 1999, for operation of an incinerator in Quakertown Borough, **Bucks County**.

PA-09-0046B: RJM Mfg., Inc. dba Taratape (250 Canal Road, Fairless Hills, PA 19030) on December 31, 1999, for operation of a flexographic printer in Falls Township, **Bucks County**.

PA-46-0197: Hershey Foods Corp. (2452 Quakertown Road, Pennsburg, PA 18073) on January 5, 2000, for operation of a starch deduster (Fabric Filter) in Upper Hanover Township, **Montgomery County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

06-03042: Fairmont Foundry, Inc. (P. O. Box 466, Hamburg, PA 19526) on January 6, 2000, for installation of a fabric collector which controls a pneumatic grinding machine at the Hamburg Foundry in Hamburg Borough, **Berks County**.

21-312-021A: Arnold Fuel Oil, Inc. (P. O. Box 2621, Harrisburg, PA 17105) on January 5, 2000, for modification of a petroleum product loading rack controlled by a vapor combustion unit at the Mechanicsburg Terminal—127 Texaco Road in Silver Spring Township, **Cumberland County**. This source is subject to 40 CFR Part 60, Subpart XX—Standards of Performance for bulk gasoline terminals.

28-03025: Wenger's Feed Mill, Inc. (P. O. Box 26, Rheems, PA 17570-0026) on January 4, 2000, for construction of a new feed mill at the Shippensburg Plant in Southampton Township, **Franklin County**.

36-05033A: Rutt Custom Cabinetry, LLC (P. O. Box 129, Goodville, PA 17528) on January 6, 2000, for installation of a cyclonic baghouse which controls the wood-working operations section in East Earl Township, **Lancaster County**.

38-318-033B: Supreme Mid-Atlantic Corp. (P. O. Box 779, Jonestown, PA 17038) on January 6, 2000, for relocation of the lift gate surface coating operation at Plant 1 in Union Township, **Lebanon County**.

67-320-022D: Fry Communications, Inc. (800 West Church Road, Mechanicsburg, PA 17055) on January 4, 2000, for installation of three heatset printing presses controlled by a regenerative thermal oxidizer in Manchester Township, **York County**.

67-320-026C: GTY, Inc. (2075 Loucks Road, York, PA 17404) on January 5, 2000, for construction of rotogravure press Nos. 2 and 3 located in West Manchester Township, **York County**. These sources are subject to 40 CFR Part 60, Subpart FFF—Standards of Performance for Flexible Vinyl and Urethane Coating and Printing.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

14-309-044: Gensimore Trucking, Inc. (P. O. Box 5210, Bellefonte, PA 16823) on December 6, 1999, for construction of a bulk cement blending facility and associated air cleaning devices (two fabric collectors) in Spring Township, **Centre County**.

14-310-017K: Glenn O. Hawbaker, Inc. (450 East College Avenue, Bellefonte, PA 16823) on December 8, 1999, for construction of stone crushing/screening equipment and a railcar unloading system and associated air cleaning devices (a fabric collector and two water spray dust suppression systems) in Spring Township, **Centre County**. Most of the crushing/screening and railcar unloading equipment is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

TVOP-53-00004A: CNG Transmission Corp. (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15222-3199) issued a Title V Operating Permit on December 13, 1999, for construction of a 25.2 million BTU per hour natural

gas-fired boiler equipped with a low NOx burner at the Harrison Compressor Station in Harrison Township, **Potter County**. This boiler is subject to Subpart Dc of Federal Standards of Performance for New Stationary Sources.

49-318-034: Milton Steel, Inc. (6 Canal Street, Milton, PA 17847) on December 16, 1999, for construction of a steel parts surface coating operation consisting of two dip tanks in Milton Borough, **Northumberland County**. The surface coating operation is subject to Subpart EE of the Federal Standards of Performance for New Stationary Sources.

41-310-010D: Lycoming County Resource Management Services (P. O. Box 187, Montgomery, PA 17752) on December 23, 1999, for construction of stone crushing and screening equipment and associated air cleaning device (a water spray dust suppression system) as well as the construction of a diesel generator at the Lycoming County Landfill in Brady Township, **Lycoming County**. The stone crushing and screening equipment is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

Plan Approvals extensions issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

PA-46-0078: BKL, Inc. (421 Feheley Drive, King of Prussia, PA 19406) on January 5, 2000, for operation of a 2 Screen Printing Press/2 Coating in Upper Merion Township, **Montgomery County**.

PA-15-0002B: Quebecor Printing Atglen, Inc. (Route 372, Lower Valley Road, Atglen, PA 19310) on January 5, 2000, for operation of a Publication Rotogravure Press in West Sadsbury Township, **Chester County**.

PA-15-0002A: Quebecor Printing Atglen, Inc. (Route 372, Lower Valley Road, Atglen, PA 19310) on January 5, 2000, for operation of a Publication Rotogravure Press in West Sadsbury Township, **Chester County**.

46-302-214: McNeil Consumer Healthcare (7050 Camp Hill Road, Fort Washington, PA 19034) on January 6, 2000, for operation of a 600 HP Johnston Boiler in Whitmarsh Township, **Montgomery County**.

PA-09-0013: Wheelabrator Falls, Inc. (1201 New Ford Mill Road, Morrisville, PA 19067) on January 6, 2000, for operation of a Municipal Waste Incinerator in Falls Township, **Bucks County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

38-302-057: G & H Fortyniners, Inc. (P. O. Box 37, Fredericksburg, PA 17026) on January 5, 2000, for operation of an 800 HP Johnston Boiler, covered under this Plan Approval until May 2, 2000, on Chestnut Hill Road in Bethel Township, **Lebanon County**. This source is subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

OP-41-0007B: Coastal Aluminum Rolling Mills, Inc. (2475 Trenton Avenue, Williamsport, PA 17701) on December 31, 1999, to require 100% volatile organic compound emission capture at a coil coating application station, limit the volatile organic compound emissions from the coil coating application station and associated curing oven to 6.55 tons in a 12-consecutive month period (instead of 9.7 tons) and require the permittee to be in possession of 49.85 tons of approved volatile organic compound emission reduction credits (instead of 53.47 tons) in the City of Williamsport, **Lycoming County**.

47-318-009: Aldan Industries, Inc. (115 Woodbine Lane, Danville, PA 17821) on December 23, 1999, for operation of a fabric coating operation and associated air cleaning device (a thermal oxidizer) on a temporary basis until April 21, 2000, in Mahoning Township, **Montour County**.

49-399-013B: Hoeganaes Corp. (1001 Taylors Lane, Cinnaminson, NJ 08077) on December 23, 1999, for operation of a powdered metals manufacturing operation and associated air cleaning devices (nine cartridge collectors) on a temporary basis until April 21, 2000, in Delaware Township, **Northumberland County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Mining Activity Actions

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to the applications will also address the applicable 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).

Ebensburg District Office, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

Coal Applications Issued

11890201. Permit Renewal for reclamation only, **Greenley Energy Holdings of PA, Inc.** (505 Point Drive, Greensburg, PA 15601) for continued restoration of a bituminous-coal refuse reprocessing-ash disposal strip mine in Scalp Level Borough, **Cambria County**, affecting 9.7 acres, receiving stream Little Paint Creek, application received November 10, 1999, issued January 4, 2000.

56763114. Permit Renewal, **Svonavec, Inc.** (150 West Union Street, Suite 201, Somerset, PA 15501), for continued restoration of a bituminous-Lower Mahoning Sandstone Removal strip mine in Milford Township, **Somerset County**, affecting 96.8 acres, receiving stream unnamed tributaries to South Glade Creek and to South Glade Creek, application received September 2, 1999, issued January 4, 2000.

Greensburg District Office, R. R. 2, Box 603-C, Greensburg, PA 15601.

63940103. Twilight Industries (Division of U. S. Natural Resources, Inc., 212 State Street, Belle Vernon, PA 15012). Revision to change the land use and a renewal permit issued for continued operation and reclamation of a bituminous surface mine located in Somerset and Fallowfield Townships, **Washington County**, affecting 51.0 acres. Receiving streams: unnamed tributary to Pigeon Creek. Revision and renewal application received: September 20, 1999. Revision/renewal issued: January 7, 2000.

03910101. Thomas J. Smith, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774). Permit revised to allow for a new erosion and sedimentation control plan, a stream encroachment within 100 feet of an unnamed tributary to North Fork Pine Creek, mining within 100 feet of S. R. 1029, and a waiver to mine within 125 feet of the Snyder Brothers gas well, at an existing bituminous and clay/shale/sandstone surface mining/auger site located in Boggs Township, **Armstrong County**, affecting 208.5 acres. Receiving streams: unnamed tributary to North Fork of Pine Creek to Pine Creek to Allegheny River. Application received: October 4, 1999. Revision issued: January 10, 2000.

Knox District Office, P. O. Box 669, Knox, PA 16232.

16890110. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Renewal of an existing bituminous strip and tippel refuse disposal operation in Limestone Township, **Clarion County** affecting 175.6 acres. This renewal is issued for reclamation only. Receiving streams: Two unnamed tributaries to Parsons Run. Application received: November 3, 1999. Permit Issued: December 30, 1999.

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

13890201R2. Panther Creek Partners (1001 Industrial Road, Nesquehoning, PA 18240-2244), renewal of an existing coal refuse reprocessing/disposal operation in Nesquehoning Borough, **Carbon County** affecting 428.0 acres, receiving stream—Panther Creek. Renewal issued January 7, 2000.

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

Small Noncoal (Industrial Mineral) Permits Issued

66990805. G&S Stone (302 Jenks Road, Tunkhannock, PA 18657), commencement, operation and restoration of a quarry operation in Eaton Township, **Susquehanna County** affecting 5.0 acres, receiving stream—none. Permit issued January 5, 2000.

58990826. Paul Strohl & Sons (R. R. 2 Box 219, Montrose, PA 18801), commencement, operation and restoration of a quarry operation in Apolacon Township, **Susquehanna County** affecting 1.0 acre, receiving stream—none. Permit issued January 7, 2000.

58990827. Paul Strohl & Sons (R. R. 2 Box 219, Montrose, PA 18801), commencement, operation and restoration of a quarry operation in Apolacon Township, **Susquehanna County** affecting 2.0 acres, receiving stream—none. Permit issued January 7, 2000.

58990839. Leonard Oliviero (R. R. 1 Box 246A, Kingsley, PA 18826), commencement, operation and restoration of a quarry operation in Gibson Township, **Susquehanna County** affecting 1.0 acre, receiving stream—none. Permit issued January 7, 2000.

58990842. William H. Shay (R. R. 1 Box 44, Thompson, PA 18465), commencement, operation and restoration of a bluestone quarry operation in Thompson Township, **Susquehanna County** affecting 1.0 acre, receiving stream—none. Permit issued January 7, 2000.

58990820. John J. Ayers (R. R. 1 Box 1114, Nicholson, PA 18446), commencement, operation and restoration of a bluestone quarry operation in Bridgewater Township, **Susquehanna County** affecting 3.0 acres, receiving stream—none. Permit issued January 7, 2000.

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

Noncoal Permits Issued

5777SM4C2. Barletta Materials & Construction, Inc. (P. O. Box 10, Hazleton, PA 18201-0010), correction of an existing quarry operation in Nescopeck Township, **Luzerne County** affecting 175.3 acres, receiving stream—Susquehanna River and unnamed tributary. Correction issued January 7, 2000.

Hawk Run District Office, P. O. Box 209, Off Empire Road, Hawk Run, PA 16840.

Notice of Action on First Land Application of Nonexceptional Value Sewage Sludge under General Permit PAG-8

The Department of Environmental Protection (Department) has previously approved coverage under General Permit PAG-8 for the generators of nonexceptional quality sewage sludge. General Permit PAG-08-0004 authorizes the beneficial use of nonexceptional quality sewage sludge by land application to a reclamation site. The purpose of this notice is to advise the public that the Department has reviewed the Notice for First Land Application of Sewage Sludge for **Wheelabrator Water Technologies, Inc.**, P. O. Box 266, Somerset, PA 15501, Johnson Morgan Operation, located in Snow Shoe Township, **Centre County** affecting 207.4 acres, and has determined that the site is suitable for land application of nonexceptional quality sewage sludge effective January 6, 2000.

These actions of the Department may be appealed to the Environmental Hearing Board (Board) at 2nd Floor Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457 by an aggrieved person under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Appeals must be filed within 30 days of the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practices and procedure may be obtained from the Board.

ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704

(relating to the Administrative Agency Law) to the Environmental Hearing Board, 400 Market Street, Floor 2, 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 receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Actions on applications filed 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 sections 5 and 402 of The Clean Streams Law (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)). (Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.)

Northeast Regional Office: Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

E40-532. Encroachment. Hunlock Township, P. O. Box 164, Hunlock Creek, PA 18621. To repair and maintain an existing railroad tie and mortared stone retaining wall along the southern streambank of Hunlock Creek with work consisting of the following: (1) construction of a gabion basket retaining wall having a height of approximately 12 feet and length of 84 feet to stabilize an eroded section of the existing wall; and (2) placement of approximately 148 feet of R-7 riprap to reduce the potential for future scour along the toe of the entire wall. This work is associated with PA DEP—Bureau of Waterways Engineering Project No. S40:117 and is located along the Wildoner property, just upstream from S. R. 4016 (Nanticoke, PA Quadrangle N: 15.2 inches; W: 10.8 inches) in Hunlock Township, **Luzerne County**.

E45-378. Encroachment. Borough of Stroudsburg, Seventh and Sarah Streets, Stroudsburg, PA 18360. To construct and maintain a 36-inch diameter HDPE stormwater outfall structure and associated energy dissipator along the northern streambank of Pocono Creek. The project is located behind Stroud Ford Automobile Dealership, just south of the intersection of S. R. 0611 and Scott Street (Stroudsburg, PA Quadrangle N: 20.3 inches; W: 10.9 inches) in the Borough of Stroudsburg, **Monroe County**.

Southcentral Regional Office: Section Chief, Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.

E22-406. Encroachment. Hershey Trust Co., Founders Hall, P. O. Box 830, Hershey, PA 17033. To remove an existing footbridge and to construct and maintain a 6-foot by 26-foot box culvert in the channel of a tributary to Spring Creek (WWF) at a point 850 feet upstream of Bachmanville Road (Hershey, PA Quadrangle N: 1.5 inches; W: 0.5 inch) in Derry Township, **Dauphin County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E67-665. Encroachment. Hantz Enterprises, Inc., Clark Drenning, 2157 Bayberry Lane, York, PA 17403. To

place fill in 0.20 acre of wetlands for the purpose of constructing a stormwater management facility for the Orchard Ridge subdivision located east of Maple Drive and southwest of I-83 (York, PA Quadrangle N: 12.8 inches; W: 12.8 inches) in York Township. The permittee will construct 0.20 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

Northcentral Region, Water Management—Soils and Waterways, F. Alan Sever, Chief, 208 West Third St., Williamsport, PA 17701.

E08-345. Encroachment. **Central Bradford Progress Authority**, 701 Main Street, P. O. Box 214, Towanda, PA 18848. To construct and maintain a pedestrian/bicycle trail with information center and interpretive signs in the floodplain of the Susquehanna River at the Route 6 bridge (Towanda, PA Quadrangle N: 2.8 inches; W: 9.1 inches) in the Borough of Towanda and Wysox Township, **Bradford County**. This permit was issued under section 105.13(e) "Small Projects."

E14-349. Encroachment. **PA Dept. of Transportation**, 1924-30 Daisy St., Clearfield, PA 16830. To 1) remove the above ground portion of an existing 20-foot clear span prestressed concrete box beam bridge across Waddle Creek located 161 feet south bound on S. R. 3042 from Sellers Lane intersection; 2) construct and maintain, directly over the abutments of the mentioned structure, a 30-foot clear span prestressed concrete box beam bridge with a minimum underclearance of 7.5 feet and an effective underclearance of 6.5 feet; 3) construct and maintain for a period of 1 year a temporary stream crossing with one 60-inch and six 48-inch corrugated metal pipes with the associated 150-foot long by 4-foot wide by 3-foot deep temporarily relocated low-flow stream channel located 100 feet upstream of before mentioned bridge; 4) construct and maintain two 60-inch reinforced concrete pipes (RCP) stream enclosures in an unnamed tributary to Waddle Creek. Culvert 1 is located along S. R. 6220 Sta. 980+50, Segment 270; its upstream end is 2,651.5 feet from the confluence of Waddle Creek and its downstream end is 2,038.7 feet from the confluence. Culvert 2 is located at Ramp D Sta. 318+00, Segment 21 and Ramp E Sta. 420+70, Segment 61; its upstream end is 1,345.1 feet from the confluence Waddle Creek and its downstream end is 431.4 feet from the confluence; 5) to fill 300 linear feet of an unnamed tributary with clean fill and to realign 100 linear feet of the same tributary that are located at the Scotia Road and S. R. 322 intersection; 6) remove 0.006 acre of riverine wetlands adjacent to Waddle Creek and remove 0.184 acre of PEM wetlands along Ghaner Road. (Julian, PA Quadrangle, N: 12.0 inches; W: 5.8 inches) in Patton Township, **Centre County**.

E14-359. Encroachment. **Centre County Solid Waste Authority**, 253 Transfer Rd. Rt 932, Bellefonte, PA 16823. To 1) divert an existing intermittent stream into a R-5 riprap lined 300-foot long trapezoidal stream channel with a 3-foot bottom width, 2-foot depth and 2:1 side slopes; and 2) to fill in an unnamed sinkhole; both of which are located 400 feet northeast of the northeast corner of the Centre County Solid Waste Authority's Dale Summit Recycling Building's northeast corner (State College, PA Quadrangle, N: 16.0 inches; W: 5.0 inches) in College Township, **Centre County**. This permit also includes 401 Water Quality Certification.

E14-361. Encroachment. **Rod J. Bartell**, 820 Oak Ridge Drive, State College, PA 16801. To 1) maintain two twin 60-inch diameter by 28-foot long aluminized corrugated metal pipes located 150 feet downstream of the

twin culverts carrying an unnamed tributary of Little Fishing Creek under Hecla Road; 2) remove an existing bridge; 3) construct and maintain a steel I-beam and wood plank bridge with a clear span of 13-feet 5-inches and an underclearance of 7-feet 5-inches across Little Fishing Creek; 4) to remove the overburden from the 50-foot of the right stream bank immediately upstream of the bridge and stabilized the toe of the bank with R-8 riprap (Mingoville, PA Quadrangle, N: 10.9 inches; W: 3.1 inches) in Walker Township, **Centre County**. This permit also includes 401 Water Quality Certification.

E18-285. Encroachment. **Douglas P. Calhoun**, 28 South Water Street, Mill Hall, PA 17751-1709. To maintain a 10 foot x 16 foot x 3-1/2 foot high deck enclosed with lattice in the floodway of Fishing Creek located approximately 550 feet northeast of the intersection of South Water Street with Church Street (Mill Hall, PA Quadrangle North: 19.2 inches; West: 15.4 inches) in Mill Hall Borough, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects."

E18-286. Encroachment. **Sue A. Hills and John P. Henry**, R. R. 2, Box 307A, Mill Hall, PA 17751. To construct and maintain an 8 foot x 12 foot x 8 foot high addition to a shed, a porch addition 10 foot x 8 foot x 10 foot high, and an addition to close in a corner of the home 10 foot x 10 foot x 10 foot in the floodway of Bald Eagle Creek approximately 2000 feet north of the intersection of Rt 150 and S. R. 2020 (Beech Creek, PA Quadrangle N: 21.4 inches; W: 0.20 inch) in Bald Eagle Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects."

E18-287. Encroachment. **International Paper Company**, P. O. Box 268, Lock Haven, PA 17745-0268. To maintain an elliptical corrugated metal culvert pipe 6'4" high by 9'9" wide by 60' long in the Pennsylvania Canal to provide a travel way to the International Paper Company. The project is located off Park Street at the southwest corporate limits of the City of Lock Haven (Lock Haven, PA Quadrangle N: 0.25 inch; W: 11.0 inches) in Castanea Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E41-446. Encroachment. **Transcontinental Gas Pipe Line Corporation**, P. O. Box 1396, Houston, TX 77251-1396. To install, operate and maintain: 1) a 42-inch diameter high pressure pipeline beneath Mill Race (Cold Water Fishery) Lat. 41°16'10", Long. 76°42'19"; Muncy Creek (Trout Stocked Fishery) Lat. 41°16'13", Long. 76°42'56"; Pine Run (Cold Water Fishery) Lat. 41°16'15", Long. 76°43'32"; three unnamed tributaries to Wolf Run (Cold Water Fishery) Lat. 41°16'25", Long. 76°43'33", Lat. 41°16'26", Long. 76°44'34", Lat. 41°16'29", Long. 76°45'02", respectively; Wolf Run (Cold Water Fishery) Lat. 41°16'32", Long. 76°45'35"; two unnamed tributaries to Oak Run (Cold Water Fishery) Lat. 41°16'36", Long. 76°46'11", Lat. 41°16'38", Long. 76°46'31", respectively; an unnamed tributary to Carpenters Run (Warm Water Fishery) Lat. 41°16'41", Long. 76°47'37"; Carpenters Run (Warm Water Fishery) Lat. 41°16'41", Long. 76°47'50"; three unnamed tributaries to Margaret Run (Warm Water Fishery) Lat. 41°16'46", Long. 76°49'12", Lat. 41°16'45", Long. 76°49'19", Lat. 41°16'43", Long. 76°49'29", respectively; Margaret Run (Warm Water Fishery) Lat. 41°16'46", Long. 76°49'17"; Twin Run (Warm Water Fishery) Lat. 41°16'43", Long. 76°50'42"; two unnamed tributaries to Bennetts Run (Trout Stocked Fishery) Lat. 41°16'45", Long. 76°51'58", Lat. 41°16'45", Long. 76°52'08", respectively; Bennetts Run (Trout Stocked

Fishery) Lat. 41°16'45", Long. 76°52'03"; four unnamed tributaries to Mill Creek #1 (Trout Stocked Fishery) Lat. 41°16'45", Long. 76°52'38", Lat. 41°16'45", Long. 76°52'59", Lat. 41°16'45", Long. 76°53'47", Lat. 41°16'45", Long. 76°54'03", respectively; Mill Creek #1 (Trout Stocked Fishery) Lat. 41°16'50", Long. 76°54'26"; two unnamed tributaries to Loyalsock Creek (Trout Stocked Fishery) Lat. 41°16'49", Long. 76°55'03", Lat. 41°16'48", Long. 76°55'21"; two unnamed tributaries to Mill Creek #2 (Trout Stocked Fishery) Lat. 41°16'8", Long. 76°55'21", Lat. 41°16'42", Long. 76°56'42", respectively; Mill Creek #2 (Trout Stocked Fishery) Lat. 41°16'44", Long. 76°56'06"; Loyalsock Creek (Trout Stocked Fishery) Lat. 41°16'50", Long. 76°54'55" and a 0.53 acre wetland crossing (Palustrine Emergent/Scrub Shrub) Lat. 41°16'30", Long. 76°58'45"; 2) a 36-inch diameter high pressure pipeline beneath an unnamed tributary to Mill Creek #2 (Trout Stocked Fishery) Lat. 41°16'41", Long. 76°57'05"; two unnamed tributaries to Millers Run (Cold Water Fishery) Lat. 41°16'41", Long. 76°57'45", Lat. 41°16'39", Long. 76°58'00", respectively; and Millers Run (Warm Water Fishery) Lat. 41°16'30", Long. 76°58'46"; 3) in Penn Township, Wolf Township, Muncy Township, Upper Fairfield and Loyalsock Township, **Lycoming County**.

E41-447. Encroachment. Transcontinental Gas Pipe Line Corporation, 2800 Post Oak Boulevard, P. O. Box 1396, Houston, TX 77251-1396. To construct and maintain 30 stream and 19 wetland crossings with a 36-inch gas pipeline. Crossing 1) HW1A Jersey Mills, PA Quadrangle N: 7.38 inches, W: 11.82 inches, 2) HW2A Jersey Mills, PA Quadrangle N: 7.55 inches, W: 12.2 inches, 3) HW3A Jersey Mills, PA Quadrangle N: 7.77 inches, W: 12.76 inches, 4) HW4A Jersey Mills, PA Quadrangle N: 7.91 inches, W: 13.13 inches, 5) HW5A Jersey Mills, PA Quadrangle N: 8.13 inches, W: 13.6 inches, 6) HW6A Jersey Mills, PA Quadrangle N: 8.38 inches, W: 14.24 inches, 7) HW14 Jersey Mills, PA Quadrangle N: 9.10 inches, W: 16.11 inches, 8) HW15 Jersey Mills, PA Quadrangle N: 9.15 inches, W: 16.3 inches, 9) HW12 Jersey Mills, PA Quadrangle N: 9.3 inches, W: 16.76 inches, 10) HW11 Glen Union, PA Quadrangle N: 9.51 inches, W: .45 inch, 11) HW13 Glen Union, PA Quadrangle N: 18.73 inches, W: 17.02 inches, 12) HW7 Renovo East, PA Quadrangle N: 19.05 inches, W: .35 inch, 13) HW8 Renovo East, PA Quadrangle N: 20.24 inches, W: 3.72 inches, 14) HW9 Renovo East, PA Quadrangle N: 20.43 inches, W: 4.53 inches, 15) HW1 Renovo East, PA Quadrangle N: 21 inches, W: 6.81 inches, 16) HW2 Renovo East, PA Quadrangle N: 20.95 inches, W: 7.69 inches, 17) HW4 Renovo East, PA Quadrangle N: 21.08 inches, W: 8.22 inches, 18) HW5 Renovo East, PA Quadrangle N: 21.63 inches, W: 10.10 inches, 19) HW6B Renovo East, PA Quadrangle N: 21.72 inches, W: 10.42 inches, 20) NA Unnamed tributary to the North Fork of Tombs Run Waterville, PA Quadrangle N: 1.65 inches, W: 7.18 inches, 21) NA North Fork of Tombs Run Waterville, PA Quadrangle N: 1.65 inches, W: 8.2 inches, 22) NA Pine Creek (east of island) Waterville, PA Quadrangle N: 3.63 inches, W: 1.86 inches, 23) NA Pine Creek (west of island) Waterville, PA Quadrangle N: 3.7 inches, W: 11.28 inches, 24) NA unnamed tributary to the Bonnell Run Waterville, PA Quadrangle N: 4.0 inches, W: 14.0 inches, 25) NA unnamed tributary to the Bonnell Run Waterville, PA Quadrangle N: 4.19 inches, W: 14.29 inches, 26) NA Lower Pine Bottom Run Jersey Mills, PA Quadrangle N: 5.05 inches, W: 5.40 inches, 27) NA Pine Bottom Run

Jersey Mills, PA Quadrangle N: 5.53 inches, W: 6.85 inches, 28) HS1a unnamed tributary to Staver Run Jersey Mills, PA Quadrangle N: 7.45 inches, W: 12.01 inches, 29) HS2a unnamed tributary to Staver Run Jersey Mills, PA Quadrangle N: 7.61 inches, W: 12.38 inches, 30) HS3a unnamed tributary to Staver Run Jersey Mills, PA Quadrangle N: 7.70 inches, W: 12.53 inches, 31) HS4a unnamed tributary to Staver Run Jersey Mills, PA Quadrangle N: 7.78 inches, W: 12.78 inches, 32) HS5a unnamed tributary to Staver Run Jersey Mills, PA Quadrangle N: 7.88 inches, W: 12.88 inches, 33) HS6a unnamed tributary to Staver Run Jersey Mills, PA Quadrangle N: 7.91 inches, W: 13.13 inches, 34) HS7a unnamed tributary to Staver Run Jersey Mills, PA Quadrangle N: 7.96 inches, W: 13.25 inches, 35) HS8a Staver Run Jersey Mills, PA Quadrangle N: 8.38 inches, W: 13.76 inches, 36) HS24 unnamed tributary to Lick Run Jersey Mills, PA Quadrangle N: 9.10 inches, W: 16.11 inches, 37) HS25 unnamed tributary to Lick Run Jersey Mills, PA Quadrangle N: 9.05 inches, W: 16.01 inches, 38) HS26 unnamed tributary to Lick Run Jersey Mills, PA Quadrangle N: 9.18 inches, W: 16.36 inches, 39) HS19 unnamed tributary to Lick Run Glen Union, PA Quadrangle N: 10.35 inches, W: 1.95 inches, 40) HS22 Lick Run Jersey Mills, PA Quadrangle N: 9.32 inches, W: 16.91 inches, 41) HS18 Rattlesnake Run Glen Union, PA Quadrangle N: 13.18 inches, W: 7.81 inches, 42) HS15 Little Johnson Run Glen Union, PA Quadrangle N: 15.25 inches, W: 11.53 inches, 43) HS14 Johnson Run Glen Union, PA Quadrangle N: 15.78 inches, W: 12.70 inches, 44) HS13 Cleveland Hollow Glen Union, PA Quadrangle N: 18.13 inches, W: 15.84 inches, 45) HS3 unnamed tributary to Hyner Run Renovo East, PA Quadrangle N: 19.05 inches, W: 0.35 inch, 46) HS7b unnamed tributary to Hyner Run Renovo East, PA Quadrangle N: 19.0 inches, W: 0.34 inch, 47) HS7 Hyner Run Renovo East, PA Quadrangle N: 18.75 inches, W: 0.69 inch, 48) HS8 unnamed tributary to Dry Run Renovo East, PA Quadrangle N: 2.6 inches, W: 5.49 inches, 49) HS10 Dry Run (East Branch) Renovo East, PA Quadrangle N: 22.6 inches, W: 5.49 inches, 50) HS11 Dry Run (West Branch) Renovo East, PA Quadrangle N: 22.7 inches, W: 5.61 inches, 51) Young Womans Creek Renovo East, PA Quadrangle N: 21.67 inches, W: 10.32 inches. This permit also authorizes the construction, removal and restoration of disturbed areas for temporary stream crossings for construction vehicle access and construction of pipeline. These crossings shall be constructed of rock, free of fines, and shall not be constructed of any erodible material. All streambank disturbance shall be kept to a minimum and stabilized with indigenous vegetation within 72 hours of final earthmoving to prevent erosion and sedimentation. The backfilling of the trench in which the pipeline will be laid and shall be done so as to eliminate the formation of a permanent ridge in the stream bed. Prior to crossing Hyner Run, the permittee shall acquire, from the Department, final design approval for the fish enhancement structures. This permit also includes 401 Water Quality Certification.

E49-228. Encroachment. Lee Herb, R. R. 1, Box 252B, Sunbury, PA 17801. To maintain approximately 250 cubic yards of fill in the floodway of an unnamed tributary to the Susquehanna River (Riverside, PA Quadrangle N: 3.0 inches; W: 17.1 inches) in Upper Augusta Township, **Northumberland County**. This permit was issued under section 105.13(e) "Small Projects."

Southwest Regional Office, Soils & Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E63-478. Encroachment. **Washington County Commissioners**, 701 Courthouse Square, Washington, PA 15301. To rehabilitate and maintain the existing McLaren Bridge having a span of 80.0 feet with an underclearance of 11.8 feet across Raccoon Creek (WWF) located on T-500, approximately 800 feet northeast from the intersection of T-500 and L. R. 4004 (Clinton, PA Quadrangle N: 9.6 inches; W: 16.0 inches) in Hanover Township, **Washington County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

Northwest Regional Office: Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

E20-478. Encroachment. **Advanced Cast Products, Inc.**, P. O. Box 417, Meadville, PA 16335. To construct and maintain a 180-foot-long by 80-foot-wide building adjacent to the western side of the existing buildings at the Advanced Cast Products Foundry with a portion of the building within the FEMA mapped 100-year floodway of French Creek southeast of the intersection of Pennsylvania Avenue and Mill Street (Meadville, PA Quadrangle N: 0.1 inch; W: 5.2 inches) located in Vernon Township, **Crawford County**.

E62-347. Encroachment. **Brokenstraw Valley Area Authority**, Box 155, Youngsville, PA 16371-0156. To install and maintain the following utility line stream and wetland crossings as part of a sewage collection and treatment system serving portions of Brokenstraw, Pittsfield and Pleasant Townships, **Warren County**.

1. DE:0-1A, a 4-inch diameter HDPE force main across the Allegheny River (WWF, 1-A Scenic River) by directional drilling (Youngsville, PA Quadrangle, Latitude 41°48'18"; Longitude 79°16'51") in Brokenstraw and Pleasant Townships.

2. DE:0-1B, an 8-inch diameter ductile iron pipe across Dunn Run (CWF) by open cut with temporary flume (Youngsville, PA Quadrangle, Latitude 41°48'20"; Longitude 79°16'56") in Brokenstraw Township.

3. DE:0-1C, a 1.5-inch diameter HDPE force main across a tributary to Allegheny River (WWF) by open cut (Youngsville, PA Quadrangle, Latitude 41°48'00"; Longitude 79°17'08") in Brokenstraw Township.

4. PL:0-5A, a 14-inch diameter ductile iron pipe across a tributary to Allegheny River (WWF) by open cut (Youngsville, PA Quadrangle, Latitude 41°49'55"; Longitude 79°15'25") in Pleasant Township.

5. PL:0-5B, an 8-inch diameter ductile iron pipe across Lenhart Run (CWF) by open cut with temporary flume (Youngsville, PA Quadrangle, Latitude 41°49'40"; Longitude 79°15'35") in Pleasant Township.

6. PL:0-5C, a 14-inch diameter ductile iron pipe and a 12-inch diameter HDPE force main across Lenhart Run (CWF) by open cut with temporary flume (Youngsville, PA Quadrangle, Latitude 41°49'41"; Longitude 79°15'41") in Pleasant Township.

7. PL:0-3D, a 4-inch diameter HDPE force main across a tributary to Allegheny River (WWF) by open cut (Youngsville, PA Quadrangle, Latitude 41°49'07"; Longitude 79°16'04") in Pleasant Township.

8. PL:0-1E, a 6-inch diameter ductile iron pipe and a 4-inch diameter HDPE force main across a tributary to Allegheny River (WWF) by open cut (Youngsville, PA Quadrangle, Latitude 41°48'17"; Longitude 79°16'45") in Pleasant Township.

9. PL:0-1F, an 8-inch diameter ductile iron pipe across Charley Run (CWF) by open cut (Youngsville, PA Quadrangle, Latitude 41°48'13"; Longitude 79°16'46") in Pleasant Township.

10. IR:0-2A, a 10-inch diameter HDPE force main across the Allegheny River (WWF, 1-A Scenic River) by directional drilling (Youngsville, PA Quadrangle, Latitude 41°50'27"; Longitude 79°15'14") in Pleasant and Brokenstraw Townships.

11. IR:0-1B, a 10-inch diameter HDPE force main across a tributary to Allegheny River (WWF) by open cut (Youngsville, PA Quadrangle, Latitude 41°50'09"; Longitude 79°15'13") in Pleasant Township.

12. IR:0-2C, a 10-inch diameter HDPE force main across Irvine Run (CWF) by open cut with temporary flume (Youngsville, PA Quadrangle, Latitude 41°50'27"; Longitude 79°15'31") in Brokenstraw Township.

13. IR:0-3D, a 10-inch diameter HDPE force main across Brokenstraw Creek (CWF, Trout Stocked) by directional drilling (Youngsville, PA Quadrangle, Latitude 41°50'20"; Longitude 79°15'48") in Brokenstraw Township.

14. IR:0-3E, a 14-inch diameter ductile iron pipe across a tributary to Allegheny River (WWF) by open cut (Youngsville, PA Quadrangle, Latitude 41°50'17"; Longitude 79°16'01") in Brokenstraw Township.

15. IR:0-3F, a 6-inch diameter ductile iron pipe across a tributary to Allegheny River (WWF) by open cut (Youngsville, PA Quadrangle, Latitude 41°50'24"; Longitude 79°16'05") in Brokenstraw Township.

16. IR:0-6G, a 14-inch diameter ductile iron pipe across a tributary to Brokenstraw Creek (CWF) by open cut (Youngsville, PA Quadrangle, Latitude 41°50'40"; Longitude 79°18'14") in Brokenstraw Township.

17. RT6:0-4A, a 14-inch diameter ductile iron pipe across Mead Run (CWF) by open cut with temporary flume (Youngsville, PA Quadrangle, Latitude 41°50'41"; Longitude 79°20'01") in Brokenstraw Township.

18. RT6:0-5B, an 8-inch diameter HDPE force main across Brokenstraw Creek (CWF, Trout Stocked) by directional drilling (Youngsville, PA Quadrangle, Latitude 41°50'56"; Longitude 79°19'23") in Youngsville Borough.

19. PIT:0-8A, a 6-inch diameter HDPE force main across Brokenstraw Creek (CWF, Trout Stocked) by directional drilling (Pittsfield, PA Quadrangle, Latitude 41°49'59"; Longitude 79°22'57") in Pittsfield Township.

20. PIT:0-8B, a 6-inch diameter HDPE force main across Brokenstraw Creek (CWF, Trout Stocked) by directional drilling (Pittsfield, PA Quadrangle, Latitude 41°49'53"; Longitude 79°22'58") in Pittsfield Township.

21. PIT:0-5C, an 8-inch diameter ductile iron pipe and a 6-inch diameter HDPE force main across Andrews Run (CWF) by open cut with temporary flume (Pittsfield, PA Quadrangle, Latitude 41°49'40"; Longitude 79°22'45") in Pittsfield Township.

22. PIT:0-8D, a 4-inch diameter HDPE force main across Little Brokenstraw Creek (CWF, Trout Stocked) by directional drilling (Pittsfield, PA Quadrangle, Latitude 41°50'03"; Longitude 79°23'02") in Pittsfield Township.

23. IT:0-11E, a 3-inch diameter HDPE force main across Little Brokenstraw Creek (CWF, Trout Stocked) by directional drilling (Pittsfield, PA Quadrangle, Latitude 41°50'36"; Longitude 79°23'22") in Pittsfield Township.

24. PIT:0-14F, an 8-inch diameter ductile iron pipe across a tributary to Little Brokenstraw Creek (CWF) by open cut with temporary flume (Youngsville, PA Quadrangle, Latitude 41°50'20"; Longitude 79°21'40") in Brokenstraw Township.

25. PIT:0-14G, an 8-inch diameter ductile iron pipe across a tributary to Brokenstraw Creek (CWF) by open cut with temporary flume (Youngsville, PA Quadrangle, Latitude 41°50'28"; Longitude 79°21'39") in Brokenstraw Township.

26. GAR:0-2A, an 8-inch diameter PVC pipe in a steel casing across Brokenstraw Creek (CWF, Trout Stocked) by directional drilling (Pittsfield, PA Quadrangle, Latitude 41°48'53"; Longitude 79°26'50") in Pittsfield Township.

27. GAR:0-2B, a 6-inch diameter ductile iron pipe across Gar Run (CWF) by open cut with temporary flume (Pittsfield, PA Quadrangle, 41°48'49"; Longitude 79°26'55") in Pittsfield Township.

28. GAR:0-1C, a 2.5-inch diameter HDPE force main across Hosmer Run (CWF) by open cut with temporary flume (Pittsfield, PA Quadrangle, Latitude 41°48'33"; Longitude 79°27'29") in Pittsfield Township.

29. GAR:0-6D, a 4-inch diameter HDPE force main across a wetland area (PSS) by directional drilling (Pittsfield, PA Quadrangle, Latitude 41°48'34"; Longitude 79°25'30") in Pittsfield Township.

30. GAR:0-6D, a 4-inch diameter HDPE force main across Brokenstraw Creek (CWF, Trout Stocked) by directional drilling (Pittsfield, PA Quadrangle, Latitude 41°48'32"; Longitude 79°25'29") in Pittsfield.

To construct and maintain a 36-inch diameter outfall and headwall structure along the east bank of the Allegheny River (WWF, 1-A Scenic River) (Youngsville, PA Quadrangle, Latitude 41°49'57"; Longitude 79°15'28") in Pleasant Township, Warren County.

ENVIRONMENTAL ASSESSMENT

Environmental Assessment Approval and Actions on 401 Certification

Central Office: Bureau of Waterways Engineering, 400 Market Street, 3rd Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.

D32-043EA. Environmental Assessment. **GPU Energy** (Gateway Building, 201 Penn Street, Suite 300, P. O. Box 16001, Reading, PA 19640-0002). To breach and remove the Findley Run Reservoir Dam across Findley Run (HQ-CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 5,400 feet east of the intersection of S. R. 711 and S. R. 403 (Vintondale, PA Quadrangle N: 8.45 inches; W: 13.65 inches) in East Wheatfield Township, **Indiana County**.

STORAGE TANKS

The following Storage Tank Site Specific Installation Permits under the authority of the Storage Tank and Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and 25 Pa. Code Chapter 245, Subchapter C have been issued by the Bureau of Watershed Conservation, Director, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 787-5267.

<i>SSIP Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Tank Type and Capacity</i>
99-22-001	John F. Rice Pennsy Supply, Inc. P. O. Box 3331 Harrisburg, PA 17105	Dauphin County Harrisburg	1 AST storing Diesel Fuel at 30,000 gallons
99-02-008	Donald R. Feenstra Allegheny Energy Unit 1 and Unit 2 L.L.C. 800 Cabin Hill Drive Greensburg, PA 15601	Allegheny County Springdale Township	1 AST storing Low Sul- fur Diesel Fuel 500,000 gallons

SPECIAL NOTICES

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of December 1999, the Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed as follows to perform radon-related activities in Pennsylvania. The period of certification is 2 years. For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (800) 23RADON.

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Harold E. Beers H. E. Beers, Co.	1601 North Front Street Harrisburg, PA 17102	Mitigation

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Paul Bellina	1239 Browning Court Lansdale, PA 19446	Testing
Jeffrey Black	920 Debra Drive Hummelstown, PA 17036	Testing
Nathaniel Burden, Jr.	804 Second Street Pike South Hampton, PA 18966	Mitigation
Francis Butler, Jr.	20 Thornridge Road Springfield, PA 19064	Testing
Richard Cassano	245 St. Leonard's Lane Cranberry Township, PA 16066	Testing
Peter Cook U. S. Inspect, Inc.	3975 Fair Ridge Drive, Suite 250 Fairfax, VA 22033	Testing
Mark Johnson	390 East Linn Street Bellefonte, PA 16823	Testing
Richard Malin	2075 Haymaker Road Monroeville, PA 15145	Testing
Susan Nowicki	1806 Tilton Drive Pittsburgh, PA 15241	Testing
William Petro, Sr.	R. R. 2, Box 387 Blairsville, PA 15717	Testing
Eli Port	6312 West Oakton Street Morton Grove, IL 60053	Laboratory
Kenneth Schutter	P. O. Box 55 Kimberton, PA 19442	Testing
Robert Shoemaker H. O. Thompson Testing Lab	104 Valley View Drive Parkesburg, PA 19365	Testing
Jerry Wilver	R. D. 2, Box 1050 New Columbia, PA 17856	Testing Mitigation
Roger Wood	1053 High Meadows Drive Gibsonia, PA 15044	Mitigation

[Pa.B. Doc. No. 00-137. Filed for public inspection January 21, 2000, 9:00 a.m.]

Availability of Technical Guidance

Technical Guidance Documents are on DEP's World Wide Web site (www.dep.state.pa.us) at the Public Participation Center. The "2000 Inventory" heading is the Governor's List of Non-regulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will continue to revise its documents, as necessary, throughout 2000.

Ordering Paper Copies of DEP Technical Guidance

Persons can order a bound paper copy of the latest Inventory or an unbound paper copy of any of the final documents listed on the Inventory by calling DEP at (717) 783-8727.

In addition, bound copies of some of DEP's documents are available as DEP publications. Please check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Here is the current list of recent changes. Persons who have any questions or comments about a particular document should call the contact person whose name and phone number is listed with each document. Persons who have questions or comments in general should call Joe Sieber at (717) 783-8727.

Draft Guidance—Substantive Revision

DEP ID: 381-5511-014 Title: Guidance on Utilization of Minority and Women's Business Enterprise (M/WBE) Firms; Description: This revised document provides updated and current information on the affirmative steps loan recipients should take toward meeting the solicitation requirements for utilization of M/WBE firms in the Clean Water and Drinking Water State Revolving Fund Programs. This guidance was last published in 1998. Anticipated Effective Date: March 1, 2000; Comment Period Ends: February 21, 2000; Contact: Tony Maisano at (717) 787-6744, or E-mail at Maisano.Anthony@dep.state.pa.us

Final Guidance

DEP ID: 361-0300-001 Title: Manure Management for Environmental Protection Description: This document contains revisions of Volume I of the *Manure Management Manual*, which clarifies and updates the current requirements for livestock and poultry operations in this Com-

monwealth and provides a description of Department approved practices. Effective Date: January 22, 2000; Contact: Mohammed Farooq at (717) 783-7577.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 00-138. Filed for public inspection January 21, 2000, 9:00 a.m.]

Technical Advisory Committee on Diesel-Powered Equipment Meeting Notice

The January 19 meeting of the Technical Advisory Committee on Diesel-Powered Equipment (TAC) has been rescheduled to be held on February 22 at 10 a.m. in the Fayette County Health Center in Uniontown.

Questions concerning this meeting can be directed to Allison Gaida at (724) 439-7289 or E-mail to Gaida.Allison@dep.state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on DEP's World Wide Web site 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 Allison Gaida directly at (724) 439-7289 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 00-139. Filed for public inspection January 21, 2000, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The contractors referenced within this notice have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-11—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these persons and firms, or any firms, corporations or partnerships in which such persons and firms have an interest, shall be awarded no contract for 3 years after the date listed.

JOHNNY J. BUTLER,
Secretary

Date of Debarment

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
1. Jay Reed, d/b/a Jay Reed Concrete Finishing Company (Fed. ER Tax ID No. 25-1247205)	R. D. 1, Box 358A Hopewell, PA 16650	01/08/97

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
2. Michael R. Olson, t/a Olson Contracting & Construction Company	18 Conewago Avenue Warren, PA 16365	03/26/97
3. Blue Eagle Construction (Fed. ER Tax ID No. 25-1725623)	4830 Hatfield Street Pittsburgh, PA 15201 -and/or- 44 McKnight Street Pittsburgh, PA 15201	06/13/97
4. Rindfuss Electric, Inc., and Rick L. Rindfuss (Fed. ER Tax ID No. 25-1590897)	12180 Angling Road Edinboro, PA 16413	08/18/97
5. Boss Insulation & Roofing, Inc., and W. Max Bossert, Jr. (Fed. ER Tax ID Nos. 23-2410800, 23-2079872)	R.D.3, Box 174B Lewisburg, PA 17837	10/20/97
6. Larry Hager, Peggy Hager, d/b/a P. H. Trucking	7241 West Brady Lane Homasasso, FL 34446	11/20/97
7. Walter Gay, d/b/a Wayne Painting	411 Caldwell Avenue Wilmerding, PA 15148	12/09/97
8. Eltech, Inc., d/b/a Eagle Interiors (Fed. ER Tax ID Nos. 25-1611906, 25-1620224 -and- Eldin W. Fox, Jr. (Fed. ER Tax ID No. 25-1331625) and Brenda K. Fox	P. O. Box 546 Bashford Acres, R. D. 12	01/07/98
9. Plumb-Town, Inc. and Lawrence DiCicco (Fed. ER Tax ID 23-2494553)	237-421 Tasker St. P. O. Box 18095 Philadelphia, PA 19147 -and/or- 95 Greensward Cherry Hill, PA 08022	02/04/98
10. Ellen F. Lynch and Allyn L. Lynch	Professional Complex Suite 100 15 Forbes Road Trafford, PA 15085	02/20/98
11. Insulated Systems, Inc. (Fed. ER Tax ID 25-1650693)	4734 Pittsburgh Avenue Erie, PA 16509	03/26/98
12. Pedos Painting Company, Inc. (Fed ER Tax ID No. 25-1412723)	229 Wainwright Drive McKeesport, PA 15132	04/16/98

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>	<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
13. Willie Walker, t/a Walker Construction Co.	1550 Fireside Road York, PA 17404	04/17/98	33. Douglas R. Hughes, Inc. (Fed. ER Tax ID No. 25-1327715) -and- Douglas R. Hughes	R. D. 1, Box 22 Sycamore, PA 15364	05/05/99
14. Kazdal Construction Co., Inc., and Louis Kazdal	191 La Costa Drive P. O. Box 1482 Blackwood, NJ 08012	05/15/98	34. A-K Computers, Inc. a/k/a A/K Technologies, Inc. (Fed. ER ID Nos. 25-1638066, 23-2196007) -and- 25-1828932)	738 Cumberland Street Lebanon, PA 17042	05/27/99
15. Gregg Uliano	3465 Central Avenue Huntingdon Valley, PA 19006-4128	06/03/98	35. Alex Roofing Company, Inc. (Fed. ER Tax ID No. 25-1358277) -and- Peter Alex, III	1134 Payne Avenue Erie, PA 16503	08/24/99
16. J. Demby, Sr., Enterprises and Jopseh E. Demby, Sr. (Fed. ER Tax ID No. 22-3214361)	848 Rancocas Road Mount Holly, NJ 08060	06/12/98	36. Eugene Krall, t/a American Power Wash (Fed. ER Tax ID No. 23-2848212) -and- 1000 Bluegrass Road Lancaster, PA 17601 -and- 30 Magnolia Drive Conestoga, PA 17506	P. O. Box 7904 Lancaster, PA 17604 -and- 315 Dahlia Road Lancaster, PA 17602 -and- 1000 Bluegrass Road Lancaster, PA 17601 -and- 30 Magnolia Drive Conestoga, PA 17506	08/26/99
17. Irwin Pearlman, a/k/a Irv Pearlman, individually, and d/b/a Pearlman Demolition (Fed. ER Tax ID No. 25-1593522)	5841 Morrowfield Avenue Pittsburgh, PA 15217	08/17/98 Ext. to 12/10/01	37. Stiteler Builders, Inc. and James Stiteler, individually	1119 Sandstone Road Greensburg, PA 15601	09/09/99
18. Spadafora Corporation and Paul Spadafora (Fed. ER Tax ID Nos. 25-16444399 -and- 25-1231136)	4073 Route 8 Allison Park, PA 15101	08/17/98			
19. Marker & Son, Ltd., Thomas Marker (Fed. ER Tax ID No. 23-2706523)	3273 Gun Club Road Nazareth, PA 18064 -and/or- 251 Lynwood Road Wind Gap, PA 18091	08/26/98			
20. David Butters, d/b/a DMB Architectural Hardware (Fed. ER Tax ID No. 23-2404815)	513 Cemetery Street Williamsport, PA 17701 -and/or- 123 Aberdeen Road Williamsport, PA 17701	08/27/98			
21. Klondike Insulation, Inc., (Fed ER Tax ID No. 25-1703833) -and- Paul Guzan Technology, Inc. (Fed. ER Tax ID No. 25-1727730)	3025 Washington Road McMurray, PA 15317 -and- 509 Clubview Drive McMurray, PA 15317	10/28/98			
22. Construction Design Technology, Inc. (Fed. ER Tax ID No. 23-2676903)	34 Hanover Court Langhorne, PA 19047	12/08/98			
32. JAE Electric Service, Inc. (Fed ER Tax ID No. 23-1605546) -and- Jay Weintraub	14 Mount Pleasant Drive Aston, PA 19014 1010 Nicole Drive Newtown Square, PA 19073	04/14/99			

[Pa.B. Doc. No. 00-140. Filed for public inspection January 21, 2000, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Payments to Nursing Facilities January 1, 2000 Proposed Rates

The purposes of this notice are to announce the proposed changes in payment rates for nursing facilities beginning January 1, 2000, and to identify the methodology and justification for these proposed rates. Under 42 U.S.C.A. § 1902(a)(13)(A), as amended by section 4711 of the Balanced Budget Act of 1997, P. L. 105-33, § 4711, a state must use a public process when it proposes to make changes in payment rates or payment methodologies for nursing facility services under its approved Title XIX State Plan. The Department of Public Welfare (Department) is not proposing to amend its State Plan or to change its regulations, 55 Pa. Code Chapter 1187, relating to the rate-setting methodology used to set nursing facility payment rates. Rather, the Department is proposing to make changes in its nursing facility payment rates because those rate changes are required by the rate-setting methodology contained in its approved State Plan and regulations.

Rates

The proposed January 1, 2000, rates are available through the Bulletin Board System (BBS) at (800) 833-5091, at the local County Assistance Offices throughout the Commonwealth, or by contacting Tom Jayson in the Policy Section of the Bureau of Long Term Care Programs at (717) 772-2570.

Methodology

The methodology that the Department used to set the proposed rates is contained in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting) and the Commonwealth's approved Title XIX State Plan.

Justification

The justification for the proposed rates is that they were set under the rate-setting methodology required by the Commonwealth's approved State Plan and the current regulations.

The estimated increase in annual aggregate expenditures for Medical Assistance nursing facility services for FY 1999-2000 is \$9.156 million (\$4.230 million in State funds).

Interested persons are invited to submit written comments about the proposed rates to the Department within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Comments should be addressed to: Department of Public Welfare, Attention: Suzanne Love, Room 515 Health and Welfare Building, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Services by calling (800) 654-5984 (TDD Users) or (800) 654-5988 (Voice Users). Persons who require another alternative should contact Thomas Vracarich in the Office of Legal Counsel at (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-231. (1) General Fund; (2) Implementing Year 1999-00 is \$4.230 million; (3) 1st Succeeding Year 2000-01 is \$4.845 million; 2nd Succeeding Year 2001-02 is \$5.088 million; 3rd Succeeding Year 2002-03 is \$5.342 million; 4th Succeeding Year 2003-04 is \$5.609 million; 5th Succeeding Year 2004-05 is \$5.889 million; (4) 1998-99 Program—\$721.631 Million; 1997-98 Program—\$617.252 Million; 1996-97 Program—\$591.910 Million; (7) Medical Assistance—Long Term Care; (8) recommends adoption. Funds are available in the department's budget to cover the increased cost of the proposed rate changes.

[Pa.B. Doc. No. 00-141. Filed for public inspection January 21, 2000, 9:00 a.m.]

Public Hearing on Declining Resident Population at White Haven Center

The Department of Public Welfare (Department) will hold a public hearing on the declining resident population at White Haven Center. The hearing will be held on Thursday, February 10, 2000 from 7 p.m.—9 p.m. at the Educational Conference Center, Luzerne County Community College, 33 South Prospect Street, Nanticoke, PA.

State Law requires the Department of Public Welfare to hold a public hearing on any state mental health or mental retardation facility within 30 days of a closure announcement or following a downsizing of 20% or more.

The decrease in patient population at White Haven Center is a result of numerous factors, primarily success-

ful community placement of individuals with mental retardation into small community homes, which provide alternatives to state center treatments and living arrangements.

Individuals or organizations wishing to testify should contact Tom Harfman, Regional Director at (570) 963-4391 by February 2, 2000. Persons who require special accommodations are asked to inform the Department at the time of scheduling.

FEATHER O. HOUSTOUN,
Secretary

[Pa.B. Doc. No. 00-142. Filed for public inspection January 21, 2000, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Fortune 4 Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314), and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Fortune 4.

2. *Price:* The price of a Pennsylvania Fortune 4 instant lottery game ticket is \$2.00.

3. *Play Symbols:* Each Pennsylvania Fortune 4 instant lottery game ticket will contain four play areas known as "Game 1," "Game 2," "Game 3" and "Game 4." Each "Game" is played separately. The play symbols and their captions located in the four play areas are: 1 (ONE), 2 (TWO), 3 (THR), 4 (FOR), 5 (FIV), 6 (SIX), 7 (SVN), 8 (EGT) and 9 (NIN).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the four "Prize" areas are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$4⁰⁰ (FOR DOL), \$8⁰⁰ (EGT DOL), \$12\$ (TWLV), \$16\$ (SIXTN), \$20\$ (TWENTY), \$40\$ (FORTY), \$120 (HUNTWY), \$240\$ (TWOHUNFRY), \$2,000 (TWO THO) and \$40,000 (FRY THO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$4, \$8, \$12, \$16, \$20, \$40, \$120, \$240, \$2,000 and \$40,000. The player can win up to four times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,320,000 tickets will be printed for the Pennsylvania Fortune 4 instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$40,000 (FRY THO) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$40,000.

(b) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$2,000 (TWO THO) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$2,000.

(c) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$240\$ (TWOHUNFRY) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$240.

(d) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$120 (HUNTWY) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$120.

(e) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$40\$ (FORTY) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$20\$ (TWENTY) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$20.

(g) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$16\$ (SIXTN) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$16.

(h) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$12\$ (TWLV) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$12.

(i) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$8.⁰⁰ (EGT DOL) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$8.

(j) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$4.⁰⁰ (FOR DOL) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$4.

(k) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$3.⁰⁰ (THR DOL) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$3.

(l) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$2.⁰⁰ (TWO DOL) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$2.

(m) Holders of tickets with three matching 4 (FOR) play symbols in the same row, column or diagonal, in the same "Game," and a prize play symbol of \$1.⁰⁰ (ONE DOL) appearing in the "Prize" area for that "Game," on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

Get 3 4's In A Row, Column Or Diagonal With Prize(s) Of:

<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 4,320,000 Tickets</i>
\$2	1:16.67	259,200
\$1 x 2	1:8.33	518,400
\$4	1:150	28,800
\$2 x 2	1:50	86,400
\$1 x 4	1:37.50	115,200
\$8	1:750	5,760
\$2 x 4	1:150	28,800
\$4 x 2	1:187.50	23,040
\$2 x 2 + \$4	1:150	28,800
\$12	1:1,500	2,880
\$3 x 4	1:375	11,520
\$4 x 3	1:500	8,640
\$8 + \$4	1:750	5,760
\$16	1:1,500	2,880
\$4 x 4	1:300	14,400
\$12 + \$4	1:750	5,760
\$8 x 2	1:750	5,760
\$20	1:1,500	2,880
\$8 x 2 + \$4	1:500	8,640
\$4 x 2 + \$12	1:500	8,640
\$2 x 2 + \$16	1:500	8,640
\$40	1:3,000	1,440
\$20 x 2	1:666.67	6,480
\$12 x 3 + \$4	1:666.67	6,480
\$120	1:60,000	72
\$40 x 3	1:12,000	360
\$240	1:216,000	20
\$120 x 2	1:61,714	70
\$2,000	1:540,000	8
\$40,000	1:1,080,000	4

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Fortune 4 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Fortune 4, prize money from winning Pennsylvania Fortune 4 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Fortune 4 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Fortune 4 or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary of Revenue

[Pa.B. Doc. No. 00-143. Filed for public inspection January 21, 2000, 9:00 a.m.]

Pennsylvania Valentine's Day Cash Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314), and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Valentine's Day Cash.

2. *Price:* The price of a Pennsylvania Valentine's Day Cash instant lottery game ticket is \$2.00.

3. *Play Symbols:*

(a) Each Pennsylvania Valentine's Day Cash instant lottery game ticket will contain three play areas known as "Game 1," "Game 2" and "Game 3" respectively. Each game has a different game play method and is played separately. Each Pennsylvania Valentine's Day Cash instant lottery game ticket will also contain a "Fast Cash Bonus" area.

(b) The play symbols and their captions located in the play area for "Game 1" are: \$2.⁰⁰ (TWO DOL), \$3.⁰⁰ (THR DOL), \$4.⁰⁰ (FOR DOL), \$7.⁰⁰ (SVN DOL), \$10.⁰⁰ (TEN DOL), \$40\$ (FORTY) and \$14,000 (FRTN THO).

(c) The play symbols and their captions located in the play area for "Game 2" are: X Symbol (XXX) and O Symbol (OOO).

(d) The play area for "Game 3" will contain a "Lucky Symbol" area and a "Your Symbols" area. The play symbols and their captions located in the "Lucky Symbol" area and "Your Symbols" area for "Game 3" are: Kiss

Symbol (KISS), Bear Symbol (BEAR), Candy Symbol (CANDY), Diamond Symbol (DIMND), Rose Symbol (ROSE), Gift Symbol (GIFT), Cash Symbol (CASH), Balloon Symbol (BALLN), Crown Symbol (CROWN), Heart Symbol (HEART), Cupid Symbol (CUPID), Bow Symbol (BOW), Ring Symbol (RING) and Cake Symbol (CAKE).

4. *Prize Play Symbols:*

(a) The play area for "Game 2" will contain a "Prize" area. The prize play symbols and their captions located in the "Prize" area are for "Game 2" are: \$2.⁰⁰ (TWO DOL), \$3.⁰⁰ (THR DOL), \$4.⁰⁰ (FOR DOL), \$7.⁰⁰ (SVN DOL), \$21\$ (TWY ONE), \$40\$ (FORTY) and \$14,000 (FRTN THO).

(b) The prize play symbols and their captions located in the "Your Symbols" area for "Game 3" are: \$1.⁰⁰ (ONE DOL), \$2.⁰⁰ (TWO DOL), \$3.⁰⁰ (THR DOL), \$4.⁰⁰ (FOR DOL), \$7.⁰⁰ (SVN DOL), \$40\$ (FORTY) and \$14,000 (FRTN THO).

(c) The prize play symbols and their captions located in the "Fast Cash Bonus" area are: \$14\$ (FORTN) and TRY AGAIN.

5. *Prizes:* The prizes that can be won in "Game 1" are \$2, \$3, \$4, \$7, \$10, \$40 and \$14,000. The prizes that can be won in "Game 2" are \$2, \$3, \$4, \$7, \$21, \$40 and \$14,000. The prizes that can be won in "Game 3" are \$1, \$2, \$3, \$4, \$7, \$40 and \$14,000. The prize that can be won in the "Fast Cash Bonus" area is \$14. The player can win up to eight times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 2,280,000 tickets will be printed for the Pennsylvania Valentine's Day Cash instant lottery game.

7. *Determination of Prize Winners:*

(a) Determination of prize winners for "Game 1" are:

(1) Holders of tickets with three matching play symbols of \$14,000 (FRTN THO) in the play area, on a single ticket, shall be entitled to a prize of \$14,000.

(2) Holders of tickets with three matching play symbols of \$40\$ (FORTY) in the play area, on a single ticket, shall be entitled to a prize of \$40.

(3) Holders of tickets with three matching play symbols of \$10.⁰⁰ (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(4) Holders of tickets with three matching play symbols of \$7.⁰⁰ (SVN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$7.

(5) Holders of tickets with three matching play symbols of \$4.⁰⁰ (FOR DOL) in the play area, on a single ticket, shall be entitled to a prize of \$4.

(6) Holders of tickets with three matching play symbols of \$3.⁰⁰ (THR DOL) in the play area, on a single ticket, shall be entitled to a prize of \$3.

(7) Holders of tickets with three matching play symbols of \$2.⁰⁰ (TWO DOL) in the play area, on a single ticket, shall be entitled to a prize of \$2.

(b) Determination of prize winners for "Game 2" are:

(1) Holders of tickets with three matching X Symbol (XXX) play symbols in the same row, column or diagonal, and a prize play symbol of \$14,000 (FRTN THO) in the

“Prize” area for that game, on a single ticket, shall be entitled to a prize of \$14,000.

(2) Holders of tickets with three matching X Symbol (XXX) play symbols in the same row, column or diagonal, and a prize play symbol of \$40\$ (FORTY) in the “Prize” area for that game, on a single ticket, shall be entitled to a prize of \$40.

(3) Holders of tickets with three matching X Symbol (XXX) play symbols in the same row, column or diagonal, and a prize play symbol of \$21\$ (TWY ONE) in the “Prize” area for that game, on a single ticket, shall be entitled to a prize of \$21.

(4) Holders of tickets with three matching X Symbol (XXX) play symbols in the same row, column or diagonal, and a prize play symbol of \$7^{.00} (SVN DOL) in the “Prize” area for that game, on a single ticket, shall be entitled to a prize of \$7.

(5) Holders of tickets with three matching X Symbol (XXX) play symbols in the same row, column or diagonal, and a prize play symbol of \$4^{.00} (FOR DOL) in the “Prize” area for that game, on a single ticket, shall be entitled to a prize of \$4.

(6) Holders of tickets with three matching X Symbol (XXX) play symbols in the same row, column or diagonal, and a prize play symbol of \$3^{.00} (THR DOL) in the “Prize” area for that game, on a single ticket, shall be entitled to a prize of \$3.

(7) Holders of tickets with three matching X Symbol (XXX) play symbols in the same row, column or diagonal, and a prize play symbol of \$2^{.00} (TWO DOL) in the “Prize” area for that game, on a single ticket, shall be entitled to a prize of \$2.

(c) Determination of prize winners for “Game 3” are:

(1) Holders of tickets where any one of the “Your Symbols” play symbols matches the “Lucky Symbol” play symbol and a prize play symbol of \$14,000 (FRTN THO) appears in the prize area under the matching “Your Symbols” play symbol, on a single ticket, shall be entitled to a prize of \$14,000.

(2) Holders of tickets where any one of the “Your Symbols” play symbols matches the “Lucky Symbol” play

symbol and a prize play symbol of \$40\$ (FORTY) appears in the prize area under the matching “Your Symbols” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(3) Holders of tickets where any one of the “Your Symbols” play symbols matches the “Lucky Symbol” play symbol and a prize play symbol of \$7^{.00} (SVN DOL) appears in the prize area under the matching “Your Symbols” play symbol, on a single ticket, shall be entitled to a prize of \$7.

(4) Holders of tickets where any one of the “Your Symbols” play symbols matches the “Lucky Symbol” play symbol and a prize play symbol of \$4^{.00} (FOR DOL) appears in the prize area under the matching “Your Symbols” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(5) Holders of tickets where any one of the “Your Symbols” play symbols matches the “Lucky Symbol” play symbol and a prize play symbol of \$3^{.00} (THR DOL) appears in the prize area under the matching “Your Symbols” play symbol, on a single ticket, shall be entitled to a prize of \$3.

(6) Holders of tickets where any one of the “Your Symbols” play symbols matches the “Lucky Symbol” play symbol and a prize play symbol of \$2^{.00} (TWO DOL) appears in the prize area under the matching “Your Symbols” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(7) Holders of tickets where any one of the “Your Symbols” play symbols matches the “Lucky Symbol” play symbol and a prize play symbol of \$1^{.00} (ONE DOL) appears in the prize area under the matching “Your Symbols” play symbol, on a single ticket, shall be entitled to a prize of \$1.

(d) Holders of tickets with a prize play symbol of \$14\$ (FORTN) in the “Fast Cash Bonus” area, on a single ticket, shall be entitled to a prize of \$14.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>Fast \$ Bonus</i>	<i>Match 3 Amounts Game 1</i>	<i>Tic-Tac-Toe Game 2</i>	<i>Key Symbol Match Game 3</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 2,280,000 Tickets</i>
		\$2		\$2	1:13.76	165,680
			\$2	\$2	1:13.76	165,680
	\$2			\$2	1:13.76	165,680
		\$3		\$3	1:150	15,200
	\$3			\$3	1:150	15,200
			\$3	\$3	1:150	15,200
		\$2	\$1 x 2	\$4	1:1,500	1,520
	\$2		\$1 x 2	\$4	1:500	4,560
			\$1 x 4	\$4	1:500	4,560
	\$2	\$2		\$4	1:500	4,560
		\$7		\$7	1:115.38	19,760
	\$7			\$7	1:375	6,080
	\$2		\$1 x 5	\$7	1:250	9,120
	\$10			\$10	1:1,500	1,520
	\$2		\$4 x 2	\$10	1:750	3,040
	\$3	\$4	\$3	\$10	1:750	3,040
\$14				\$14	1:75	30,400
	\$4		\$2 x 5	\$14	1:150	15,200

<i>Fast \$ Bonus</i>	<i>Match 3 Amounts Game 1</i>	<i>Tic-Tac-Toe Game 2</i>	<i>Key Symbol Match Game 3</i>	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 2,280,000 Tickets</i>
	\$10	\$2	\$2	\$14	1:250	9,120
	\$4	\$4	\$1 x 6	\$14	1:375	6,080
		\$21		\$21	1:1,500	1,520
\$14	\$7			\$21	1:750	3,040
\$14			\$7	\$21	1:1,500	1,520
\$14		\$7		\$21	1:1,500	1,520
\$14		\$7	\$2 x 2	\$25	1:600	3,800
			\$40	\$40	1:12,000	190
		\$40		\$40	1:12,000	190
	\$40			\$40	1:12,000	190
\$14	\$7	\$7	\$4 x 3	\$40	1:923.08	2,470
	\$7	\$7	\$40 x 5	\$214	1:60,000	38
\$14			\$40 x 5	\$214	1:12,000	190
	\$14,000		\$14,000	\$14,000	1:2,280,000	1
		\$14,000		\$14,000	1:2,280,000	1
				\$14,000	1:2,280,000	1

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Valentine's Day Cash instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Valentine's Day Cash, prize money from winning Pennsylvania Valentine's Day Cash instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Valentine's Day Cash instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Valentine's Day Cash or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 00-144. Filed for public inspection January 21, 2000, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

Mercer County

Project Reference No. 08430AG2481

The Department will retain an engineering firm to provide supplementary construction inspection staff of

approximately ten (10) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on S. R. 0080, Section A04, Mercer County, I-80 Interstate Restoration. This project involves rubblizing and bituminous overlay of the existing reinforced concrete pavement, rehabilitation/reconstruction of eight (8) structures, drainage, guiderail, signs and pavement markings.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage.
- b. Understanding of Department's requirements, policies, and specifications.
- c. Past Performance.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	2 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	6 (4)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	1 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$47.65
(TCIS)	\$41.75
(TCI)	\$36.53
(TA)	\$25.12

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required. Firms applying must have qualified

personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 1 Nuclear Densometer Gauge/License
- 1 Vehicle for the Transportation of Nuclear Gauge
- 2 Cellular Phones
- 1 Level, Rod, Tape, etc.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	3
TCI	8

No resumes are required for the TA Classification.

This project reference assignment is considered moderately complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. John L. Baker, P.E., District Engineer
 Engineering District 1-0
 P. O. Box 398, 255 Elm Street
 Oil City, PA 16301-0398

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Terry J. Nye, P.E., District 1-0, at (814) 678-7120.

Erie County

Project Reference No. 08430AG2482

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately ten (10) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on S. R. 0079, Section A01, Erie County, I-79 Interstate Restoration. This project involves rubblizing and bituminous overlay of the existing reinforced concrete pavement, the reconstruction of four (4) structures, drainage, guiderail, lighting, automatic traffic recorder (ATR) structures, signs and pavement markings.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be estab-

lished directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage.
- b. Understanding of Department's requirements, policies, and specifications.
- c. Past Performance.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	2 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	6 (4)*
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	1 (0)

* At least one (1) TCI to be a Nuclear Gage Operator

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$47.65
(TCIS)	\$41.75
(TCI)	\$36.53
(TA)	\$25.12

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 1 Nuclear Densometer Gauge/License
- 1 Vehicle for the Transportation of Nuclear Gauge
- 2 Cellular Phones
- 1 Level, Rod, Tape, etc.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	3
TCI	8

No resumes are required for the TA Classification.

This project reference assignment is considered moderately complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. John L. Baker, P.E., District Engineer
 Engineering District 1-0
 P. O. Box 398, 255 Elm Street
 Oil City, PA 16301-0398

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Terry J. Nye, P.E., District 1-0, at (814) 678-7120.

Lancaster County

Project Reference No. 08430AG2483

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately forty-two (42) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on the following projects:

1. S. R. 0030, Section 010, Lancaster County Local Name: U. S. 30 (West) This project involves reconstruction and widening of existing roadway and structures to 72 feet from Rohrerstown Road to Manheim Pike in East Hempfield/Manheim Townships and Lancaster City.

It is anticipated that the services will be required from March 2000 to October 2001 in the following classifications: 1-TCM-1, 3-TCIS, 1-TCI-M, 10-TCI and 3-TA.

2. S. R. 0030, Section 011, Lancaster County Local Name: U. S. 30 (East) This project involves reconstruction and widening of existing roadway and structures to 72 feet from U. S. 0222 to PA 462 in Manheim/East Lampeter Townships and Lancaster City.

It is anticipated that the services will be required from July 2000 to January 2002 in the following classifications: 1-TCM-1, 4-TCIS, 1-TCI-M, 14-TCI, 4-TA.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, drainage, construction documentation procedures, CDS operations and structures inspection.

b. Number of NICET certified inspectors in each payroll classification.

c. Number of NECEPT certified inspectors, with the exception of TCM-1 and TA personnel, as indicated below:

- First Year of the Contract 50%
- Second Year of the Contract 75%
- Third Year to end of the Contract 100%

d. Number of available inspectors in each payroll classification.

e. Understanding of Department's requirements, policies, and specifications.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	2 (2)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	7 (7)
Transportation Construction Inspector - Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	2 (2)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	24 (19)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	7 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$47.65
(TCIS)	\$41.75
(TCI-Materials)	\$37.65
(TCI)	\$36.53
(TA)	\$25.12

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the

construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; proficiency with Department documentation procedures as well as CDS operations and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 2 Nuclear Densometer Gauges/License
- 12 Cellular Phones
- 3 Cameras (1 digital and 2 Standard 35mm w/flash

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	3
TCIS	9
TCI-M	3
TCI	29

No resumes are required for the TA Classification.

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Barry G. Hoffman, P.E., District Engineer
 Engineering District 8-0
 2140 Herr Street
 Harrisburg, PA 17103-1699
 Attention: Construction Unit

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Richard K. Waddell, District 8-0, at (717) 787-5054.

Dauphin County

Project Reference No. 08430AG2484

The Department will retain an engineering firm to provide environmental studies, preliminary engineering, final design, including preparation of bridge and roadway plans, specifications and estimates, construction consultation and viewers plans for:

1. S. R. 1004, Section 004, Segment 0030, Offset 0997 (L. R. 22073, Sta. 141+17) over Armstrong Creek, Jackson Township, Dauphin County. Work will involve replacement of an existing single span structure and roadway approach work. Within the project limits is one property over 50 years old that is potentially eligible for the National Register; therefore, the project may require a Section 4(f) evaluation.

2. S. R. 1021, Section 003, Segment 0060, Offset 000 (L. R. 22064, Sta. 87+62) over Wiconisco Creek, Washington Township, Dauphin County. Work will involve replacement of an existing two (2) span structure and roadway approach work. Within the project limits is one property over 50 years old that is potentially eligible for the National Register; therefore, the project may require a Section 4(f) evaluation.

The required services will include preparation of intent to enter notices; field surveys; plotting of topography; cultural resources; Categorical Exclusion Evaluation; wetlands; preliminary area reconnaissance; utility investigation; safety review meeting; hydrologic and hydraulic report; type, size and location submission; agency coordination; Step 9 submission; preparation of a joint permit application; development of a soils and foundation engineering report; erosion and sediment control plan and narrative; field view; right-of-way plans; utility engineering; structure plans; value engineering; maintenance and protection of traffic plan and narrative; preparation of construction plans, specifications and estimates; construction consultation; shop drawing review; project management; viewers plans; and any other work and services required to complete preliminary engineering, final design and services during construction for these projects.

- The design of the project will be developed using metric units.
- Welcom's Open Plan software will be used for project management and tracking.
- A project specific Quality Development plan will be developed.

The Department is seeking a multi-disciplined team with environmental, geotechnical, highway design and structure design experience.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Specialized experience and technical competence with replacement and rehabilitation bridge projects and their ability to provide innovative solutions to complex technical problems.
- b. Experience in environmental, highway design, structure design, geotechnical design, and hydrologic/hydraulic analysis and design.
- c. Past record with respect to cost control, work quality, and ability to meet schedules.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered moderately complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an

organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Barry G. Hoffman, P.E., District Engineer
Engineering District 8-0
2140 Herr Street
Harrisburg, PA 17103
Attention: Mr. Michael Lapano

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Michael Lapano, District 8-0, at (717) 787-7482.

Dauphin County

Project Reference No. 08430AG2485

The Department will retain an engineering firm to provide environmental studies, preliminary engineering, final design, including preparation of bridge and roadway plans, specifications and estimates, construction consultation and viewers plans for:

1. S. R. 4008, Section 012, Segment 0010, Offset 1229 (L. R. 22038, Sta. 0+00) over Little Wiconisco Creek in Upper Paxton Township, Dauphin County. Work will involve replacement of an existing single span structure and roadway approach work. Within the project limits is one property over 50 years old that is potentially eligible for the National Register, therefore, the project may require a Section 4(f) evaluation.

The required services will include preparation of intent to enter notices; field surveys; plotting of topography; cultural resources; Categorical Exclusion Evaluation; wetlands; preliminary area reconnaissance; utility investigation; safety review meeting; hydrologic and hydraulic report; type, size and location submission; agency coordination; Step 9 submission; preparation of a joint permit application; development of a soils and foundation engineering report; erosion and sediment control plan and narrative; field view; right-of-way plans; utility engineering; structure plans; value engineering; maintenance and protection of traffic plan and narrative; preparation of construction plans, specifications and estimates; construction consultation; shop drawing review; project management; viewers plans; and any other work and services required to complete preliminary engineering, final design and services during construction for these projects.

- The design of the project will be developed using metric units.
- Welcom's Open Plan software will be used for project management and tracking.
- A project specific Quality Development plan will be developed.

The Department is seeking a multi-disciplined team with environmental, geotechnical, highway design and structure design experience.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

a. Specialized experience and technical competence with replacement and rehabilitation bridge projects and their ability to provide innovative solutions to complex technical problems.

b. Experience in environmental, highway design, structure design, geotechnical design, and hydrologic/hydraulic analysis and design.

c. Past record with respect to cost control, work quality, and ability to meet schedules.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered moderately complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Barry G. Hoffman, P.E., District Engineer
Engineering District 8-0
2140 Herr Street
Harrisburg, PA 17103
Attention: Mr. Michael Lapano

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Michael Lapano, District 8-0, at (717) 787-7482.

Dauphin County

Project Reference No. 08430AG2486

The Department will retain an engineering firm to provide environmental studies, preliminary engineering, final design, including preparation of bridge and roadway plans, specifications and estimates, construction consultation and viewers plans for:

1. S. R. 2010, Section 003, Segment 0030, Offset 0000 (L. R. 22008, Sta. 330+17) over Beaver Creek, in Lower Paxton and South Hanover Townships, Dauphin County. Work will involve replacement of an existing two (2) span structure and roadway approach work.

The required services will include preparation of intent to enter notices; field surveys; plotting of topography; cultural resources; Categorical Exclusion Evaluation; wetlands; preliminary area reconnaissance; utility investigation; safety review meeting; hydrologic and hydraulic report; type, size and location submission; agency coordination; Step 9 submission; preparation of a joint permit application; development of a soils and foundation engineering report; erosion and sediment control plan and narrative; field view; right-of-way plans; utility engineering; structure plans; value engineering; maintenance and protection of traffic plan and narrative; preparation of construction plans, specifications and estimates; construction consultation; shop drawing review; project management; viewers plans; and any other work and services required to complete preliminary engineering, final design and services during construction for these projects.

- The design of the project will be developed using metric units.
- Welcom's Open Plan software will be used for project management and tracking.

- A project specific Quality Development Plan will be developed.

The Department is seeking a multi-disciplined team with environmental, geotechnical, highway design and structure design experience.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- Specialized experience and technical competence with replacement and rehabilitation bridge projects and their ability to provide innovative solutions to complex technical problems.
- Experience in environmental, highway design, structure design, geotechnical design, and hydrologic/hydraulic analysis and design.
- Past record with respect to cost control, work quality, and ability to meet schedules.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Barry G. Hoffman, P.E., District Engineer
Engineering District 8-0
2140 Herr Street
Harrisburg, PA 17103
Attention: Mr. Michael Lapano

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Michael Lapano, District 8-0, at (717) 787-7482.

Franklin, York, Dauphin and Lancaster Counties

Project Reference No. 08430AG2487

The Department will retain an engineering firm to provide construction management support/inspection services and supplementary construction inspection staff of approximately forty-seven (47) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on the following projects:

1. S. R. 0300, Section 005, Dauphin County Local Name: PA-283 This project involves reconstruction and bridge rehabilitation with acceleration and deceleration lanes from PA 341 to the Lancaster County line. It is anticipated that the services will be required from September 2000 to November 2001 in the following classifications, 1-TCM-1, 2-TCIS, 2-TCI, 2-TA.

2. S. R. 0081, Section 001, Franklin County Local Name: Interstate 81 This project involves construction of new Exit 7 interchange. It is anticipated that the services will be required from January 2001 to December 2001 in the following classification, 1-TCM-1*, 1-TCIS, 3-TCI,

1-TA. (*one (1) TCM-1 will be utilized to manage this project as well as S. R. 0997, Section 009 and S. R. 0030, Section 016).

3. S. R. 0030, Section A01, York County Local Name: U. S. 30, York Bypass This project involves reconstruction, widen to 74 feet from PA 116 to PA 462. It is anticipated that the services will be required from June 2000 to November 2001 in the following classifications, 1-TCM-1, 1-TCIS, 4-TCI, 2-TA.

4. S. R. 0081, Section 015, Franklin County Local Name: Interstate 81 This project involves reconstruction and bridge rehabilitation with acceleration and deceleration lanes from north of Scotland to the Cumberland County line. It is anticipated that the services will be required from July 2000 to August 2001 in the following classifications, 1-TCM-1, 2-TCIS, 1-TCI-M, 5-TCI, 2-TA.

5. S. R. 0997, Section 009, Franklin County Local Name: PA 997, Bridge Interchange This project involves bridge rehabilitation and widen for left turn lane. It is anticipated that the services will be required from October 2001 to November 2002 in the following classifications, 1-TCM-1*, 1-TCIS, 1-TCI-M, 1-TCI, 1-TA. (*See S. R. 0081, Section 001)

6. S. R. 0072, Section 006, Lancaster County Local Name: PA 72, City of Lancaster This project involves bridge replacement, Fruitville Pike Bridge over Amtrack railroad. It is anticipated that the services will be required from July 200 to October 2001 in the following classifications, 1-TCM-1, 2-TCI, 1-TA.

7. S. R. 0030, Section 016, Franklin County Local Name: U. S. 30 This project involves reconstruction, widen to 60 feet, provide 5 lanes from Walker Avenue to old U. S. 30. It is anticipated that the services will be required from August 2001 to September 2003 in the following classifications, 1-TCM-1*, 1-TCIS, 1-TCI-M, 3-TCI, 2-TA. (*See S. R. 0081, Section 001)

The Construction Management Support/Inspection Services Team (CMSI) will be required to provide the following services:

- Implement a project control system to document, monitor, evaluate and resolve field construction problems.
- Develop, monitor and maintain a master CPM schedule.
- Monitor and maintain the contractors' CPM schedule.
- Prepare and distribute construction summary reports.
- Establish and maintain a system of document control.
- Conduct regular progress meetings.
- Attend scheduled pre-bid and pre-construction meetings.
- Review cost estimates.
- Draft and prepare correspondence for PennDOT signature.
- Evaluate change orders and provide claim avoidance evaluations.
- Coordinate and participate in community relations.
- Establish and coordinate necessary interaction among the project's designers, contractors, traveling public, communities, public and private agencies, utility companies, local government and PennDOT.

- Take pre-construction and progressional project photographs and videos.
- Monitor environmental issues.
- Provide structural and roadway services.
- Coordinate and resolve all traffic issues in conjunction with PennDOT personnel.
- Implement a reporting system to record and comment on field work and schedule of the CMSI team.
- Provide specialized services in the following areas:
 - A. Archaeological monitoring during construction.
 - B. Concrete and steel evaluation and testing.
 - C. Public information and graphs.
 - D. Paint/Coatings testing and evaluation.
 - E. Soils engineering, sampling and testing.
 - F. Hazardous materials monitoring and testing.
- Assist in development, data input and approval process of work orders.
 - Complete auditing of project records in accordance with Department regulations.
 - Provide development and maintenance of Web Page(s) for each project to display information, including graphs.

• Provide sufficient personnel to provide construction inspection responsibilities under the Department's Inspector-In-Charge. The construction inspection responsibilities may be performed by the consultant's in-house personnel, joint venture or the use of subconsultant(s).

Resumes will be required for the following personnel:

- Project Manager (1)
- Assistant Project Manager (1)
- Construction Engineers (3)

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

a. Review of resumes for the following individuals with emphasis on experience in all phases of construction management support services (number of individuals):

- Project Manger P.E. required (1)
- Assistant Project Manger (1)
- Construction Engineers (3)
- Overall experience
- Length of time in the performance of CM support service responsibilities
 - Signed commitment of availability for project assignment
 - Length of service with the consulting firm
 - Educational background

b. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience

in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, drainage, construction documentation procedures, and "CDS" operations and structure inspection.

c. Number of NECEPT certified inspectors, with the exception of TCM-1 and TA personnel, as indicated below:

First Year of Contract	50%
Second Year of Contract	75%
Third Year of Contract	100%

d. Number of available inspectors in each payroll classification.

e. Understanding of Department's requirements, policies, and specifications.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	4 (4)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	9 (9)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	3 (3)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	20 (16)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	11 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.

2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar

year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$47.65
(TCIS)	\$41.75
(TCI-Materials)	\$37.65
(TCI)	\$36.53
(TA)	\$25.12

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend pre-construction conferences with the Department and the construction contractors for these projects. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractors; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; proficiency with Department documentation procedures as well as CDS operations; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 6 Nuclear Densometer Gauges/License at point of need
- 2 Paint Test Kits
- 20 Cellular Phones
- 8 Camera (1 digital and 7 Std. 35mm)
- 20 Pagers

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and/or TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	5
TCIS	11
TCI-M	4
TCI	24

No resumes are required for the TA Classification.

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Barry G. Hoffman, P.E., District Engineer
Engineering District 8-0
2140 Herr Street
Harrisburg, PA 17103-1699
Attention: Construction Unit

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Richard K. Waddell, District 8-0, at (717) 787-5054.

Northampton County

Project Reference No. 08430AG2488

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately six (6) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on S. R. 0412, Section 01B, Northampton County, Fourth and Daly Avenue Bridge.

This project is located in the City of Bethlehem at the Daly Avenue Bridge, and involves the removal of two (2) existing steel truss structures, and construction of a single span composite prestressed concrete spread box beam bridge having a length of 48.98 linear feet, or alternative design, over Philadelphia Bethlehem and New England railroad tracks, and construction of a single span composite prestressed concrete I-beam bridge having a length of 86 linear feet, or alternative design, over Norfolk Southern railroad tracks; also mechanically stabilized wingwalls, or alternative design; construction of approximately 2,550 linear feet of bituminous concrete base course with a bituminous binder course, ID-2, RPS, and bituminous wearing course, ID-2, RPS, SRL-H, variable 34 feet to 67 feet in width; also demolition, miscellaneous drainage improvements, guide rail upgrading, curb and sidewalk, erosion control, traffic signals and signing, impact attenuators, utility relocations, and pavement marking within a length of 3,556.61 linear feet (0.674 mile). The estimated construction cost is \$7.525 million.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the acceptable letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting acceptable letters of interest:

a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete, asphalt paving, and drainage. The TCM1's listed must have extensive steel and concrete bridge inspection experience. The TCI-M must be NICET Level II Highway Materials Certified and Nuclear Gauge Certified. The CDS operator will be full-time TCI who is PennDOT CDS certified.

b. Understanding of Department's requirements, policies, and specifications.

c. Past Performance.

d. Ability to provide CDS operator.

e. Number of NICET certified inspectors in each payroll classification.

f. Number of available inspectors in each payroll classification.

g. Ability to provide CPM scheduling.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	1 (1)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	2 (1)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	1 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$47.65
(TCIS)	\$41.75
(TCI-Materials)	\$37.61

Maximum Straight Time Reimbursement Per Hour Of Inspection

<i>Payroll Classification</i>	
(TCI)	\$36.53
(TA)	\$25.12

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

1	Nuclear Densometer Gauge/License (At point of need, when required)
1	Paint Test Kit
1	Base Radio Station
7	Two-Way Radios
1	Two-Way Radio Repeater Station
1	Camera (35mm)

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project reference number must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project. The Technical Assistant(s) do not need to be identified in the Letter of Interest.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	2
TCI-M	2
TCI	3

No resumes are required for the TA Classification.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Walter E. Bortree, P.E., District Engineer
Engineering District 5-0
2460 Parkwood Drive
Allentown, PA 18103
Attention: Mr. Brian H. Graver

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the tenth (10th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Brian H. Graver, District 5-0, at (610) 791-6022 or Mr. Kevin E. Milnes, P.E., District 5-0, at (610) 791-6042.

Berks County

Project Reference No. 08430AG2489

The Department will retain an engineering firm for a multi-phase, specific project agreement, to conduct environmental studies, prepare preliminary engineering plans, perform final design and provide services during construction (shop drawing reviews and consultation during construction) for the proposed improvement of the interchange between S. R. 0183 and S. R. 0222 (formerly S. R. 3055) located in Bern Township, Berks County. This agreement will be administered by Engineering District 5-0. The estimated construction cost is \$3.5 million.

S. R. 0183 in the project area is a two (2) lane, urban, minor arterial highway that extends north and south through north-central Berks County. It currently intersects with S. R. 0222 at a separated grade interchange. S. R. 0222 in the project area is a four (4) lane, divided, urban principal arterial highway that extends northeast and southwest through Berks County. It was formerly known as S. R. 3055. The project limits will extend 500 meters northwest and southeast from the interchange along S. R. 0183 and 1000 meters northeast and southwest from the interchange along S. R. 0222.

The selected engineering firm will be required to provide a variety of engineering services as indicated below, but not limited to:

a. All studies necessary for the preparation of a Categorical Exclusion Evaluation Level 4 and associated documents including: cultural resource surveys; wetlands delineation and evaluation; Section 106 documents; hazardous waste reports; archaeological surveys, etc.

b. Preliminary engineering including, but not limited to: field surveying; hydraulic and hydrologic analysis type, size, and location drawings; Step 9 submission; roadway design; E & S plans; soils and geotechnical reconnaissance; maintenance and protection of traffic; right-of-way investigation; and coordination with utility companies.

c. Preparation of final roadway and structure plans, including, but not limited to: roadway and structure borings; final design; and preparation of plans, specifications, and estimates.

d. Consultation during construction.

All engineering services for this project will be performed in accordance with current Department Metric Design Standards.

The following factors, listed in order of importance, will be considered by the Department during evaluation of the firms submitting acceptable Letters of Interest:

a. Specialized expertise and technical competence.

b. Project team composition.

c. Project team experience.

d. Ability to expedite this project and maintain schedule and budget.

e. Past performance.

f. Location of consultant with respect to the project site and to the District Office.

The District will announce the firms that have been shortlisted at an open public meeting to be held in Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103. All candidates that have submitted an acceptable Letter of Interest will be notified of the date. Specify a contact person in the letter of interest.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Walter E. Bortree, P.E., District Engineer
Engineering District 5-0
1713 Lehigh Street
Allentown, PA 18103
Attention: Mr. James R. McGee, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the tenth (10th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. James R. McGee, P.E., District 5-0, at (610) 791-4158.

Blair County

Project Reference No. 08430AG2490

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately eight (8) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on S. R. 1001, Section 012, Blair County. This project consists of widening approximately two (2) miles of bituminous roadway from two (2) to five (5) lanes on S. R. 1001, Section 012, in Blair County. The project also consists of the construction of curb gutter, signalization upgrades, the widening of one (1) structure, and major amounts of drainage work.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities. Department and District experience and supervisory experience.
- b. Specialized experience in asphalt paving, drainage, earthwork, structures, CPM schedule usage, and Construction Documentation System (CDS).
- c. Number of NICET and NECEPT certified inspectors in each payroll classification.
- d. Understanding of Department's requirements, policies, and specifications.
- e. Ability to provide one (1) CDS operator or person capable of inputting data into personal computer, and one (1) licensed nuclear operator (TCI-M classification).
- f. Past Performance.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

A minimum of three (3) individuals submitted as part of your inspection staff must have a NECEPT Bituminous Field Technician Certification.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 2 (TCM-2) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	1 (1)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	4 (2)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	1 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-2)	\$54.35
(TCIS)	\$41.75
(TCI-Materials)	\$37.61
(TCI)	\$36.53
(TA)	\$25.12

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- a. Two (2) 35mm cameras
- b. Eight (8) pagers
- c. Safety Vests—High Visibility for Inspectors
- d. Two (2) cellular phones
- e. One (1) Nuclear Densometer Gauge/License and a means to transport this gauge on demand.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-2, and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-2	1
TCIS	2
TCI-M	2
TCI	6

No resumes are required for the TA Classification.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Earl L. Neiderhiser, P.E., District Engineer
 Engineering District 9-0
 1620 North Juniata Street
 Hollidaysburg, PA 16648

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Philip J. Rampulla, District 9-0, at (814) 696-7135.

Blair County

Project Reference No. 08430AG2491

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately seven (7) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on S. R. 4013, Section 001, Blair County. This project consists of widening a 6,000-foot section of S. R. 4013, Section 001, from the intersection of Chestnut Avenue and Fourth Street, in Altoona, to the intersection of Chestnut Avenue and Fifth Street, in the Juniata section of Altoona, Blair County. Improvements will include widening from two (2) lanes to three (3) or four (4) lanes, adding turning lanes, adding traffic signals, and improving vertical grades.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities. Department and District experience and supervisory experience.
- b. Specialized experience in asphalt paving, drainage, earthwork, structures, CPM schedule usage, and Construction Documentation System (CDS).
- c. Number of NICET and NECEPT certified inspectors in each payroll classification.
- d. Understanding of Department's requirements, policies, and specifications.
- e. Ability to provide one (1) CDS operator or person capable of inputting data into personal computer, and one (1) licensed nuclear operator (TCI-M classification).
- f. Past Performance.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

A minimum of three (3) individuals submitted as part of your inspection staff must have a NECEPT Bituminous Field Technician Certification.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 2 (TCM-2) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	1 (1)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	3 (2)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	1 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-2)	\$54.35
(TCIS)	\$41.75
(TCI-Materials)	\$37.61
(TCI)	\$36.53
(TA)	\$25.12

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for

payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- a. Two (2) 35mm cameras
- b. Eight (8) pagers
- c. Safety Vests—High Visibility for Inspectors
- d. Two (2) cellular phones
- e. One (1) Nuclear Densometer Gauge/License and a means to transport this gauge on demand.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-2, and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-2	1
TCIS	1
TCI-M	2
TCI	6

No resumes are required for the TA Classification.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Earl L. Neiderhiser, P.E., District Engineer
 Engineering District 9-0
 1620 North Juniata Street
 Hollidaysburg, PA 16648

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Philip J. Rampulla, District 9-0, at (814) 696-7135.

Statewide

Project Reference No. 08430AG2492

The Department will retain an engineering firm for an Open-End Contract to assist in the performing of Highway Safety Audits throughout the state. The Contract will be for a period of three (3) years and a maximum of \$3 million with projects assigned on an as-needed basis.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be estab-

lished directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Specialized experience, particularly in the area of performing Highway Safety Audits, and technical competence.
- b. Available staffing for this assignment, and the specific experience and competence of the project manager and other individuals in the areas of Highway Safety Audits and Highway Safety Engineering/Risk Management.
- c. Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience.
- d. Relative size of firm to size of projects that may be completed under this Contract.
- e. Locations of consultant office(s) with respect to PennDOT's Engineering District offices and the Bureau of Highway Safety and Traffic Engineering. Proximity to potential work sites will be considered under this factor. Assume the performance of an average of two (2) field audits in each District for each year of this Contract's duration.

The required services will encompass various interdisciplinary tasks, which require traffic engineering expertise as well as human behavior skills. The anticipated types of work may include but are not limited to the following:

1. Conduct Road Safety Audits of Department roadway construction project in accordance with PennDOT's Road Safety Audit Process (S.O.L. 470-99-39, June 7, 1999). The selected firm will perform from one (1) to five (5) safety field audits per transportation project to consider multi-modal safety concerns and take a proactive approach to incorporating safety into the design process.
2. Participate in District Safety Audit teams.
3. Provide technical and other expertise in the areas of Highway Safety, Traffic Engineering, Risk Management, Accident Analysis, Highway Design, Highway Construction, Maintenance, and Human Factors.
4. Review all available background information to gain an understanding of the projects' plans, scope, purpose, history and constraints.
5. Use Department's detailed checklists to conduct field views at specific stages throughout the project development. The purpose of the checklist is to stimulate thought and ensure that all safety concerns are considered; consensus building will occur to reach conclusions and recommendations.
6. Develop formal reports of audit findings. The reports shall be clear and concise. The reports shall contain the safety concerns that surfaced from the audit. The reports shall be delivered in a timely manner. Untimely reporting will not be tolerated. The report will be deemed a Safety Study Report and as such will be confidential in accordance with PA Consolidated Statutes Title 75—Vehicles (Vehicle Code) Section 3754 and 23 U.S.C. Section 409.
7. Conduct a completion meeting with the Engineering District to resolve concerns and discuss details not included in the report.

The tasks defined above are general work activities that can be expected under the Open-End Contract. A

more specific and project-related Scope of Work will be outlined for each individual Work Order developed under the Open-End Contract.

In the letter of interest include the following information:

1. Number and location of all office locations from which you will perform this work.

2. Indicate which of these offices are staffed with personnel who will be assigned to field audit review.

This project reference assignment is considered moderately complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Thomas E. Bryer, P.E., Director
Bureau of Highway Safety and Traffic Engineering
555 Walnut Street, Forum Place—7th Floor
Harrisburg, PA 17105-2047
Attention: Ms. Eileen Pauletta, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Ms. Eileen M. Pauletta, P.E., Bureau of Highway Safety and Traffic Engineering, at (717) 787-6853.

Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry and York Counties

Project Reference No. 08430AG2493

The Department will retain an engineering firm for an Open-End Contract for design management services on various projects located in Engineering District 8-0 that is Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry and York Counties. The Contract will be for a sixty (60) month period with projects assigned on an as-needed basis. The maximum amount of the Open-End Contract will be \$1.25 million.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the acceptable letters of interest. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

a. Specialized experience and technical competence of the firm with emphasis on the firm's ability to manage projects of a diverse and complex nature. The firm's experience in project management, environmental and inter-agency coordination as well as public involvement.

b. Potential for conflict between projects to be managed under this Open-End Contract, particularly local bridge projects, and design contracts held by proposed project team member with District 8-0 or municipalities/counties within District 8-0. Special consideration will be given to firms that traditionally have little or no design work within District 8-0.

c. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on Open-End Contracts. The specific experience of individuals who constitute the firms shall be considered.

d. Available staffing for this assignment. The selected firm could be assigned up to twenty (20) concurrent work orders of a similar or diverse nature. Prompt turn-around time is expected.

e. Relative size of firm to size of projects that may be completed under this Contract.

The Department will also strongly consider firms with management experience that do not normally work for District 8-0 or municipalities within the District.

The selected firm shall not be permitted to work on any assignment for which it has a conflict of interest.

The possibility exists that several different types of projects requiring management services may be assigned with short completion schedules and may encompass a wide range of environmental studies and/or final design projects. The anticipated types of projects may include, but are not limited to, bridge replacement or bridge rehabilitations with approach work, enhancements, roadway betterments (3R Type), I-4R projects, SAMI studies, SAMI final design, Capital Improvement Projects (bridges or roadways), and minor location studies. It is anticipated that the initial project assignment will be to manage the District's local bridge bill program.

As part of the design process, the engineering firm may be required to perform any or all of the following duties:

Provide project development management; organize public participation programs; provide environmental process management; attend field views and prepare minutes; coordinate with municipalities, government agencies, etc.; assist in the development of scoping packages for Department projects; resolve project scheduling issues with various Department and other personnel; maintain project files for all assigned projects, and provide other management services as required.

The format and content of all document, plans, and specifications will be consistent with applicable State and Federal regulations and guidelines. This is the general work effort involved. A more specific and project related scope of work will be outlined for each individual work order developed under the Open-End Contract.

Project schedules will be maintained by the Department using Welcom "Open Plan" software. Consultant schedule software must be compatible.

Consultants will not be able to provide design services for any project that they provide management services for under this Open-End Contract.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

District Consultant Selection Committee
Engineering District 8-0
2140 Herr Street
Harrisburg, PA 17103-1699
Attention: Mr. John Bachman
Letter of Interest Enclosed

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. John Bachman, District 8-0, at (717) 783-4519.

(Rev. 10/99)

General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information for each Project Reference Number for which the applicant wishes to be considered.

The Letter of Interest and required information must be submitted to the person designated in the individual advertisement.

The Letter of Interest and required information must be received by the Deadline indicated in the individual advertisement.

All consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the appropriate District Office, by the deadline stipulated in the individual advertisements.

For Statewide projects, all consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the Central Office, Bureau of Design by the deadline stipulated in the individual advertisements.

By submitting a letter of interest for the projects that request engineering services, the consulting firm is certifying that the firm is qualified to perform engineering services in accordance with the laws of the Commonwealth of Pennsylvania. A firm not conforming to this requirement may submit a letter of interest as a part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

Information concerning the Annual Qualification Package can be found in Strike-off Letter No. 433-99-04 or under the Notice to all Consultants published in the February 27, 1999 issue of the Pennsylvania Bulletin.

The requirements for Letters of Interest, in addition to the requirements stipulated in the individual advertisement, are as follows:

1. The Letter of Interest must include the project reference number, the firm's legal name, and the firm's federal identification number.
2. Identify the project manager.
3. Identify subconsultants, if any, including DBE/WBE, if required.
4. Identify key project staff.

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit a Letter of Interest on more than one (1) Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the

firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st century (TEA-21) and currently certified by the Department of Transportation shall have the opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The TEA-21 requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act, WBEs or combinations thereof).

Proposing DBE firms must be certified at the time of submission of the Letter of Interest. If the selected firm fails to meet the established DBE participation goal, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small firms, Disadvantaged Business Enterprise (DBE) firms, and other firms who have not previously performed work for the Department of Transportation.

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 00-145. Filed for public inspection January 21, 2000, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Global Tire Management, Inc. v. DEP; EHB Doc. No. 97-142-K

The Department of Environmental Protection (Department) and Global Tire Management, Inc. (Global Tire) have agreed to settlement of the above case. Global Tire appealed the Department's denial of its application for a project to be covered under General Permit No. WMGR038. The settlement agreement clarifies facts surrounding the Department's action, and provides that Global Tire will withdraw its appeal.

This notice is being provided under 25 Pa. Code § 1021.120(d). The settlement agreement is subject to final approval by the Environmental Hearing Board (Board). The Board may schedule a hearing prior to taking action on the settlement agreement. An appeal of

the settlement agreement must be filed with Commonwealth Court within 30 days of the date of the Board's action. The proposed settlement agreement can be examined during normal business hours at the Department's Southwest Regional Office of Chief Counsel at 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Persons desiring to review the settlement agreement should call (412) 442-4262 (which also may be reached through the AT&T Relay Service at (800) 654-5984). The proposed settlement agreement is also available during normal business hours at the office of the Environmental Hearing Board, 2nd Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105-8457. Comments should be directed to the Board within 30 days of this publication.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 00-146. Filed for public inspection January 21, 2000, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The Health Care Cost Containment Council has scheduled the following meetings: Wednesday, January 26, 2000, Mandated Benefits Review Committee at 9:30 a.m.; Education Committee at 11 a.m.; Data Systems Committee at 1:30 p.m. Thursday, January 27, 2000, Council Meeting at 10 a.m. The meetings will be held in the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Individuals who need accommodation due to a disability and want to attend the meetings should contact Cherie Elias, Health Care Cost Containment Council, 225 Market Street, Harrisburg, PA 17101, or call (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

MARC P. VOLAVKA,
Executive Director

[Pa.B. Doc. No. 00-147. Filed for public inspection January 21, 2000, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, January 6, 2000, and took the following actions:

Regulations Approved:

State Board of Psychology #16A-636: Application Fees (amends 49 Pa. Code § 41.12).

State Board of Osteopathic Medicine #16A-5310: Application Fees (amends 49 Pa. Code §§ 25.231 and 25.503).

Department of Corrections #19-4: County Correctional Institutions (amends 37 Pa. Code Chapter 95).

Office of Attorney General #59-6: Dog Purchaser Protection (adds Chapter 309 to 37 Pa. Code).

Commissioners Voting: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
January 6, 2000

State Board of Psychology—Application Fees; Regulation No. 16A-636

Order

On April 12, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Psychology (Board). This rulemaking amends 49 Pa. Code 41.12. The authority for this regulation is found in section 3.3(d) of the Professional Psychology Practice Act (63 P. S. § 1203.3(d)). The proposed regulation was published in the April 24, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on November 30, 1999.

The Board is revising fees for reapplications after examination failures; certification and verification of scores, license or registration; and registration of corporate/fictitious names. The Board anticipates that approximately 495 individuals will avail themselves of one or more of these services over the next 2-year period. Total costs to the regulated community during that time span will be approximately \$13,900. However, only those individuals requesting the services will be impacted.

This regulation meets the criteria of the Regulatory Review Act.

Therefore, It Is Ordered That:

1. Regulation No. 16A-636 from the State Board of Psychology, as submitted to the Commission on November 30, 1999, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Voting: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
January 6, 2000

State Board of Osteopathic Medicine—Application Fees; Regulation No. 16A-5310

Order

On March 17, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Osteopathic Medicine (Board). This rulemaking amends 49 Pa. Code §§ 25.231 and 25.503. The authority for this regulation is section 13.1(a) of the Osteopathic Medical Practice Act (63 P. S. § 271.13a(a)). The proposed regulation was published in the March 27, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on December 7, 1999.

The regulation revises the following fees:

<i>Licensure Categories</i>	<i>Current Fees</i>	<i>Proposed Fees</i>
Unrestricted Physician License Application	\$85	\$45
Short Term License Application (Camp Physician)	\$25	\$30
Temporary Training License or Graduate Training Certificate	\$25	\$30
Application for Physician Assistant Certification	\$85	\$30
Application for Supervising Physician	\$80	\$95
Verification of Any License or Permit	\$10	\$15
Certification of Any License, Grades or Hours	\$15	\$25
Application for Radiology (ARRT) Examination	\$ 0	\$25
Examination in Radiography	\$30	\$20
Examination in Nuclear Medicine Technology	\$30	\$20
Examination in Radiation Therapy Technology	\$ 0	\$20
Limited Examination in Radiography—Thorax and Extremities	\$35	\$25
Limited Examination in Radiography—Skull and Sinuses	\$35	\$25
Application for Acupuncturist Registration	\$15	\$30
Application for Acupuncturist Supervisor	\$15	\$30
Application for Respiratory Care Temporary Permit	\$15	\$30
Respiratory Care Initial License Application	\$15	\$30

The regulation also deletes the fee for the optional study materials for the ARRT limited examination in radiography.

All 7,981 persons with certificates, licenses and registrations issued by the Board will be required to comply with the revised regulations. The Board estimates that 2,027 persons will avail themselves of one or more of the enumerated services over the next 2-year period. Total cost savings to the regulated community during that time span will be approximately \$18,065.

This regulation meets the criteria of the Regulatory Review Act.

Therefore, It Is Ordered That:

1. Regulation No. 16A-5310 from the State Board of Osteopathic Medicine, as submitted to the Commission on December 7, 1999, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Voting: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
January 6, 2000

Department of Corrections—County Correctional Institutions; Regulation No. 19-4

Order

On March 4, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Corrections (Department). This rulemaking amends 37 Pa. Code Chapter 95. The authority for this regulation is 61 P. S. § 460.13. The proposed regulation was published in the March 20, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on November 16, 1999. On December 6, 1999, the Commission received a request from the Department to toll consideration of this final-form regulation to amend training requirements and the definition of "Department." On December 15, 1999, the Department submitted its revisions to the final-form regulation to the Commission.

The regulation clearly establishes the requirements county correctional institutions must meet and deletes out dated language from the regulations. This revised final-form regulation meets the criteria of the Regulatory Review Act.

Therefore, It Is Ordered That:

1. Regulation No. 19-4 from the Department of Corrections, as revised on December 15, 1999, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Voting: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
January 6, 2000

Office of Attorney General—Dog Purchaser Protection; Regulation No. 59-6

Order

On October 7, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Office of Attorney General (OAG). This rulemaking adds Chapter 309 to 37 Pa. Code. The authority for this regulation is section 9.3(g)(1) of the Unfair Trade Practices and Consumer Protection Law (73 P. S. § 201-9.3(g)(1)) added by Act 27 of 1997. The proposed regulation was published in the October 24, 1998 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on December 7, 1999.

This regulation implements a key provision in Act 27 that directs the OAG to "promulgate regulations specifying the contents" of a posted notice. The notice must be posted in pet shops and kennels where dogs are sold to the public. The notice informs dog purchasers of their rights under Act 27. These rights include access to a dog's health record. If a dog becomes ill or dies within 10 days after purchase, or it dies from or has a congenital or hereditary defect within 30 days after purchase, the buyer may request a refund or replacement. A veterinarian's certification is required.

This regulation meets the criteria of the Regulatory Review Act.

Therefore, It Is Ordered That:

1. Regulation No. 59-6 from the Office of Attorney General, as submitted to the Commission on December 7, 1999, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 00-148. Filed for public inspection January 21, 2000, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission received, on the dates indicated, the following regulations for review. To obtain the date and time of the meeting, interested parties may contact the office of the Commission at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
19-3	Department of Corrections Motivational Boot Camps	1/10/00

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 00-149. Filed for public inspection January 21, 2000, 9:00 a.m.]

INSURANCE DEPARTMENT

Application and Request for a Certificate of Authority

Evergreen Management Services, Inc. has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at the Piney Mountain campus in Fayetteville, PA. The initial filing was received on January 6, 2000, and was made under the requirements set forth under the Continuing Care Provider Registration and Disclosure Act of June 18, 1984, P. L. 391, No. 82, as amended. Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance 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 to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Michael S. Graeff, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120 or by fax (717) 787-8557.

M. DIANE KOKEN,
Secretary

[Pa.B. Doc. No. 00-150. Filed for public inspection January 21, 2000, 9:00 a.m.]

Eligible Surplus Lines Insurer List

In accordance with section 1605(b) of the Insurance Company Law of 1921 (40 P. S. § 991.1605(b)), the Insurance Department hereby publishes the most recent Eligible Surplus Lines Insurer List. This list replaces in its entirety the Eligible Surplus Lines Insurer List as of July 1, 1999, published at 29 Pa.B. 3790 (July 17, 1999).

Persons who have questions concerning this notice should contact Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 787-2735.

As of: January 1, 2000

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
4001	Acceptance Insurance Company	222 South 15th Street Suite 600 North Omaha, NE 68102-1616
4002	Admiral Insurance Company	1209 Orange Street Wilmington, DE 19801
4005	Adriatic Insurance Company	314 East Thayer Avenue Bismarck, ND 58501
4010	Agricultural Excess and Surplus Insurance Company	The Corporation Trust Company 1209 Orange Street Wilmington, DE 19801
4017	Allianz Underwriters Insurance Company	3400 Riverside Drive Suite 300 Burbank, CA 91505-4669
4047	American Dynasty Surplus Lines Insurance Company	The Corporation Trust Company 1209 Orange Street Wilmington, DE 19801
4050	American Empire Surplus Lines Insurance Company	1209 Orange Street Wilmington, DE 19801

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
4052	American Equity Insurance Company	7676 East Pinnacle Peak Road Scottsdale, AZ 85255
4054	American Healthcare Specialty Insurance Company	320 W. Capitol Avenue, Suite 1000 Little Rock, AR 72201
4055	American International Specialty Lines Insurance Company	550 West 7th Street Anchorage, AK 99501
4062	American Western Home Insurance Company	600 Fidelity Plaza Oklahoma City, OK 73102
4081	Appalachian Insurance Company	Allendale Park P. O. Box 7500 Johnston, RI 02919-0500
4085	Assicurazioni Generali Di Trieste	Piazza Duca Degli Abruzzi, 2 Trieste, Italy 34132
4090	Associated Electric & Gas Insurance Services Limited	Argus Insurance Building P. O. Box HM1064 Hamilton, Bermuda HMEX
4095	Associated International Insurance Company	21820 Burbank Boulevard, # 330 Woodland Hills, CA 91367
4100	Audubon Indemnity Company	2829 Lakeland Drive Suite 1400 Jackson, MS 39208
4000	AXA Reinsurance UK plc	London Underwriting Centre 3 Minster Court, Mincing Lane London, England EC3R 7DD
4135	British Aviation Insurance Company Limited	Fitzwilliam House 10 St. Mary's Axe London, England EC3A 8EQ
4145	Caliber One Indemnity Company	1209 Orange Street Wilmington, DE 19801
4150	Canal Indemnity Company	400 East Stone Avenue Greenville, SC 29601
4158	Centennial Casualty Company	2200 Woodcrest Place Suite 200 Birmingham, AL 35209
4159	Century American Insurance Company	3401 West End Avenue Suite 600 Nashville, TN 37209
4160	Century Surety Company	2400 Corporate Exchange Drive Columbus, OH 43231
4170	Chubb Custom Insurance Company	32 Lookeman Square Dover, DE 19901
4175	Clarendon America Insurance Company	224 West State Street Trenton, NJ 08608
4140	CNA Reinsurance Company Limited	Fountain House 125-135 Fenchurch Street London, England EC3M 5DJ
4180	Colony Insurance Company	9201 Forest Hill Avenue Suite 200 Richmond, VA 23235-6865
4193	Columbia Casualty Company	CNA Plaza Chicago, IL 60685
4196	Commercial Underwriters Insurance Company	200 Corporate Pointe Suite 300 Culver City, CA 90230
4200	CGU International Insurance PLC	St. Helen's 1 Undershaft London, England EC3P 3DQ

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
4210	Commonwealth Insurance Company	595 Burrard Street, Suite 1500 Bentall Centre III Vancouver, B.C., Canada V7X 1G4
4213	Connecticut Specialty Insurance Company	9 Farm Springs Road Farmington, CT 06032
4216	Copenhagen Reinsurance Company (UK) Limited	25/26 Lime Street London, England EC3M 7HR
4215	Copenhagen Reinsurance Company Limited	4, Lyngby Hovedgade P. O. Box 325 Lyngby, Denmark DK-2800
4220	Coregis Indemnity Company	181 West Madison Avenue Suite 2600 Chicago, IL 60602
4222	Cross River Insurance Company	10306 Regency Parkway Drive Omaha, NE 68113
4225	Crusader Insurance Company	23251 Mulholland Drive Woodland Hills, CA 91364
4230	Dakota Specialty Insurance Company	316 North Fifth Street Bismarck, ND 58502
4240	Discover Specialty Insurance Company	500 West Madison, Suite Chicago, IL 60661
4245	Eden Park Insurance Company	One Indiana Square Suite 1800 Indianapolis, IN 46204
4255	Empire Indemnity Insurance Company	809 Northwest 36th Street Oklahoma City, OK 73118
4268	Essex Insurance Company	1209 Orange Street Wilmington, DE 19801
4270	Evanston Insurance Company	Shand Morahan Plaza Evanston, IL 60201
4275	Everest Indemnity Insurance Company	Corporation Trust Center 1209 Orange Street Wilmington, DE 19801
4280	Executive Risk Specialty Insurance Company	82 Hopmeadow Street Simsbury, CT 06070-7683
4315	Fidelity Excess and Surplus Insurance Company	515 Main Street Cincinnati, OH 45202
4317	Fireman's Fund Insurance Company of Ohio	312 Walnut Street Suite 1100 Cincinnati, OH 45202
4319	First Financial Insurance Company	528 South Fifth Street Suite 210 Springfield, IL 62701-1822
4320	First Mercury Insurance Company	525 West Monroe Street, Suite 1600 Chicago, IL 60661
4321	First Specialty Insurance Corporation	237 East High Street Jefferson City, MO 65102
4329	Frontier Pacific Insurance Company	4250 Executive Square Suite 200 La Jolla, CA 92037
4331	Fulcrum Insurance Company	199 Water Street New York, NY 10038-3526
4332	Gan Insurance Company Limited	Gan House 12 Arthur Street London, England EC4R 9BJ
4333	Gemini Insurance Company	Corporation Trust Center 1209 Orange Street Wilmington, DE 19801

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
4335	General Agents Insurance Company of America, Inc.	4308 North Classen Boulevard Oklahoma City, OK 73118
4337	General Security Indemnity Company	2 World Trade Center New York, NY 10048-2495
4338	General Star Indemnity Company	695 East Main Street P. O. Box 10354 Stamford, CT 06904-2354
4345	Generali-France Assurances	5, rue de Londres Paris, France 75009
4350	Genesis Indemnity Insurance Company	316 North Fifth Street Bismarck, ND 58501
4360	Gotham Insurance Company	330 Madison Avenue New York, NY 10017
4370	Great Lakes Reinsurance (UK) PLC	Upper Ground Floor, 1 Minster Court Mincing Lane London, England EC3R 7AA
4380	Guilford Insurance Company	528 South Fifth Street Suite 210 Springfield, IL 62701-1822
4385	Gulf Insurance Company U.K. Limited	Suite 616, The Lloyds Bldg. 1 Lime Street London, England EC3M 7DQ
4390	Gulf Underwriters Insurance Company	One CityPlace Drive St. Louis, MO 63141
4395	Hallmark Insurance Company, Inc.	Three Bala Plaza, East Suite 300 Bala Cynwyd, PA 19004
4420	Houston Casualty Company	13403 Northwest Freeway Houston, TX 77040-6094
4427	Illinois Emcasco Insurance Company	815 Commerce Drive Oak Brook, IL 60521-1978
4432	Illinois Union Insurance Company	8755 West Higgins Road Chicago, IL 60631
4438	Indemnity Marine Assurance Company Limited	St. Helen's 1 Undershaft London, England EC3P 3DQ
4440	Independence Indemnity Insurance Company	515 South Kansas Avenue Topeka, KS 66603
4441	Indian Harbor Insurance Company	One Greenwich Plaza P. O. Box 2568 Greenwich, CT 06836-2568
4445	Industrial Insurance Company Limited	Vattuniemenkuja 8 A Helsinki, Finland FIN-00035
4430	INEX Insurance Exchange	1 South Wacker Drive Suite 2720 Chicago, IL 60606-4617
4448	International Insurance Company of Hannover Limited	Fountain House 130 Fenchurch Street London, England EC3M 5DJ
4451	Interstate Fire & Casualty Company	55 East Monroe Street Chicago, IL 60603
4453	Investors Insurance Company of America	200 Schulz Drive Red Bank, NJ 07701-6741
4425	ITT Pacific Insurance Company, Limited	Hartford Plaza Hartford, CT 06115
4460	Kemper Indemnity Insurance Company	445 South Figueroa Los Angeles, CA 90071

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
4471	Landmark American Insurance Company	9800 South Meridian Boulevard Englewood, CO 80112
4472	Landmark Insurance Company	777 South Figueroa Street Los Angeles, CA 90017
4475	Legion Indemnity Company	190 S. LaSalle Street Chicago, IL 60603
4478	Lexington Insurance Company	1209 Orange Street Wilmington, DE 19801
4482	Liberty Mutual Insurance Company (UK) Limited	4th Floor, One Minster Court Mincing Lane London, England EC3R 7AA
4480	Liberty Surplus Insurance Corporation	175 Berkeley Street Boston, MA 02117
4492	Lloyd's (Underwriters at)	One Lime Street London, England EC3M 7HA
4510	London and Edinburgh Insurance Company Limited	Excess House 13 Fenchurch Avenue London, England EC3M 5BT
4530	Marine Insurance Company Limited	34/36 Lime Street London, England EC3M 7JE
4540	Maritime Insurance Company Limited	P. O. Box 6 Surrey Street Norfolk, England NR1 3NS
4565	Monticello Insurance Company	1209 Orange Street Wilmington, DE 19801
4575	Mt. Hawley Insurance Company	7400 College Boulevard Suite 330 Overland Park, KS 66210
4590	NAMIC Insurance Company, Inc.	3601 Vincennes Road Indianapolis, IN 46268
4598	National Fire & Marine Insurance Company	3024 Harney Street Omaha, NE 68131-3580
4605	Nautilus Insurance Company	7273 East Butherus Drive Scottsdale, AZ 85260
4595	NIC Insurance Company	123 William Street New York, NY 10038-3871
4637	North American Capacity Insurance Company	650 Elm Street Manchester, NH 03101-2524
4645	Northern Assurance Company Limited	St. Helen's 1 Undershaft London, England EC3P 3DQ
4652	Northfield Insurance Company	12935 North Forty Drive St. Louis, MO 63141
4665	Nutmeg Insurance Company	Hartford Plaza Hartford, CT 06115
4667	Ocean Marine Insurance Company Limited	St. Helen's 1 Undershaft London, England EC3P 3DQ
4668	Old Republic Union Insurance Company	307 North Michigan Avenue Chicago, IL 60601
4700	Pacific Insurance Company	c/o CT Corp 818 West 7th Street Los Angeles, CA 90017
4720	Phoenix Assurance plc	1 Bartholomew Lane London, England EC2N 2AB
4730	Preferred National Insurance Company	210 University Drive Suite 900 Coral Springs, FL 33071

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
4735	Princeton Excess and Surplus Lines Insurance Company	1013 Centre Road Wilmington, DE 19805
4740	Professional Underwriters Liability Insurance Company	50 West Broadway Salt Lake City, UT 84101
4755	QBE International Insurance Limited	14 Fenchurch Avenue London, England EC3M 5BS
4756	Queensway International Indemnity Company	One South Orange Avenue, Suite 500 Orlando, FL 32801
4760	Reliance Insurance Company of Illinois	233 South Wacker Drive Suite 9220 Chicago, IL 60606
4787	Rock River Insurance Company	3400 80th Street Moline, IL 61265-5886
4793	Royal Surplus Lines Insurance Company	500 Winding Brook Drive Glastonbury, CT 06033
4802	SAFECO Surplus Lines Insurance Company	SAFECO Plaza Seattle, WA 98185
4810	Savers Property & Casualty Insurance Company	700 West 47th Street Kansas City, MO 64112-1802
4816	Scottsdale Insurance Company	One Nationwide Plaza Columbus, OH 43215
4819	Sheffield Insurance Corporation	3760 River Run Drive Birmingham, AL 35243
4821	Sirius International Insurance Corporation	Birger Jarlsgatan 57B Stockholm, Sweden SE-113 93
4804	SR International Business Insurance Company Limited	71-77 Leadenhall Street London, England EC3A 2PQ
4806	St. Paul Reinsurance Company Limited	52 Lime Street London, England EC3M 7BS
4807	St. Paul Surplus Lines Insurance Company	32 Loockerman Square Dover, DE 19901
4845	Steadfast Insurance Company	Suite 202 32 Loockerman Square Dover, DE 19901
4849	Stonewall Insurance Company	31 Inverness Center Parkway Suite 200 Birmingham, AL 35242
4860	Storebrand Skadeforsikring AS	P. O. Box 1380 Vika Oslo, Norway 0114
4875	Terra Nova Insurance Company Limited	41/43 Mincing Lane London, England EC3R 7SP
4880	Through Transport Mutual Insurance Association Limited	Windsor Place, Queen Street P. O. Box HM655 Hamilton, Bermuda HMCX
4870	TIG Specialty Insurance Company	444 Market Street San Francisco, CA 94111
4881	Trafalgar Insurance Company	600 Bank of Oklahoma Plaza 201 Robert S. Kerr Avenue Oklahoma City, OK 73102
4879	Transnational Insurance Company	One Commercial Plaza Hartford, CT 06103
4882	Travelers Excess and Surplus Lines Company	One Tower Square Hartford, CT 06183
4884	Tudor Insurance Company	91 Court Street Keene, NH 03431

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
4893	U. S. Underwriters Insurance Company	316 North Fifth Street Sixth Floor Bismarck, ND 58501
4887	ULICO Indemnity Company	320 West Capital Street Suite 1000 Little Rock, AR 72201-3525
4889	Underwriters Indemnity Company	8 Greenway Plaza Suite 400 Houston, TX 77046
4890	Unionamerica Insurance Company Limited	The London underwriting Centre 3 Minster Court, Mincing Lane London, England EC3R 7DD
4897	United Capitol Insurance Company	400 Perimeter Center Terrace Atlanta, GA 30346
4900	United Coastal Insurance Company	40 North Central Avenue Phoenix, AZ 85004
4930	Vesta Insurance Company Limited	Folke Bernadottes vei 50 Bergen, Norway 5020
4935	Voyager Indemnity Insurance Company	3237 Satellite Boulevard, Suite 400 Duluth, GA 30096
4955	Wausau General Insurance Company	2000 Westwood Drive Wausau, WI 54401
4957	Westchester Surplus Lines Insurance Company	Six Concourse Parkway Suite 2500 Atlanta, GA 30328-5346
4962	Western Heritage Insurance Company	6263 N. Scottsdale Road Suite 240 Scottsdale, AZ 85250
4963	Western Indemnity Insurance Company	820 Gessner Suite 1200 Houston, TX 77024
4966	Western World Insurance Company	91 Court Street Keene, NH 03431
4925	Winterthur International America Underwriters Insurance Company	5810 East Skelly Drive Suite 700 Tulsa, OK 74135
4980	Yorkshire Insurance Company Limited	Pitheavlis Perth, Scotland PH2 0NH
4985	ZC Specialty Insurance Company	400 West 15th Street Suite 7 Austin, TX 78701
4990	Zurich International (Bermuda) Ltd.	Crawford House 50 Cedar Avenue Hamilton, Bermuda HM 11
4995	Zurich Specialties London Limited	The Zurich Building 90 Fenchurch Street London, England EC3M 4JX

Since publication of the July 1, 1999, eligible surplus lines insurer list, the following significant changes have occurred:

	(Key Number)	(Company Name)	(Date)
<i>Additions:</i>	4400	Health Providers Insurance Company	07/07/99
	4380	Guilford Insurance Company	08/31/99
	4385	Gulf Insurance Company U.K. Limited	08/31/99
	4054	American Healthcare Specialty Insurance Company	11/12/99
	4240	Discover Specialty Insurance Company	12/14/99

	(Key Number)	(Company Name)	(Date)
<i>Deletions:</i>	4840	Odyssey Re (London) Limited	07/08/99
	4950	WASA International (U.K.) Insurance Company Limited	07/22/99
	4757	Realm National Insurance Company	09/01/99
	4710	Paradigm Insurance Company	11/24/99
	4400	Health Providers Insurance Company	12/01/99
<i>Name Changes:</i>			
<i>From:</i>	4200	Commercial Union Assurance Company plc	12/01/99
<i>To:</i>	4200	CGU International Insurance PLC	

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-151. Filed for public inspection January 21, 2000, 9:00 a.m.]

Princeton Insurance Company; Hospital Medical Malpractice Rate Filing

On January 6, 2000, the Insurance Department received from Princeton Insurance Company a filing for a rate level change for hospital medical malpractice liability rates.

Princeton Insurance Company requests an overall 124.2% increase, amounting to \$2,292,700 annually, to be effective May 1, 2000.

Unless formal administrative action is taken prior to February 20, 2000, 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 Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions, or objections to Chuck Romberger, CPCU, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120 (e-mail at cromberg@ins.state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-152. Filed for public inspection January 21, 2000, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Delaware County, Wine & Spirits Shoppe # 2318, 2709 West 9th Street, Chester, PA 19013.

Lease Expiration Date: May 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 2,500 net useable square feet of new or existing retail commercial space within a 1 mile radius of 9th Street and Highland Avenue.

Proposals due: February 4, 2000 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: Robert Jolly, (215) 482-9670

Cumberland County, Wine & Spirits Shoppe #2106, Silver Spring Commons, 6520 Carlisle Pike, Mechanicsburg, PA 17055.

Lease Expiration Date: May 31, 2001

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 4,600 to 5,000 net useable square feet of new or existing retail commercial space within 1 mile of the intersection of U.S. Route 11 (Carlisle Pike) and PA Route 114, Silver Spring Township.

Proposals due: February 4, 2000 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Willard J. Rhodes, (717) 657-4228

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 00-153. Filed for public inspection January 21, 2000, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Issuance of a Qualified Rate Order Without Hearing

R-00005030. PECO Energy Company. Application of PECO Energy Company for Issuance of a Qualified Rate Order under section 2812 of the Public Utility Code.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before February 7, 2000 under 52 Pa. Code (relating to public utilities).

Applicant: PECO Energy Company

Through and By Counsel: Ward L. Smith, Assistant General Counsel, 2301 Market Street, P. O. Box 8699, Philadelphia, PA 19101-8699.

JAMES J. McNULTY,
Secretary

[Pa.B. Doc. No. 00-154. Filed for public inspection January 21, 2000, 9:00 a.m.]

Railroad With Hearing

Doc. C-00992851. Henry A. Bachik v. Norfolk Southern Corporation, et al. Complainant states the order to operate train with locomotive consist in violation of Chapter 15 33.62 of Subchapter A. Lead locomotive was not equipped with a flush toilet. A unit properly equipped was in his consist and was refused permission to switch engine to make it their lead unit, by local trainmaster R. L. Ferrari. Under threat of insubordination and termination of his job, I dare not refuse to take, so he did so under protest. He states that this was a willful, flagrant, arrogant violation of State law. He would like to stop the procedure of operating units on trains with no lead locomotive not properly equipped with flush toilets.

Doc. C-00992947. Kevin Joseph Musa v. Norfolk Southern Corporation, et al. Complainant states he was ordered to perform service on a non-complying locomotive in the lead position of a train from Harrisburg to Allentown which exceeded the 60 mile limit. It traveled 93 miles, and he was on the engine for 12 hours. Incident took place on October 8th, at approximately 4:55 a.m. He was ordered by Harrisburg terminal train dispatcher to take the train as is, the engine has no toilet whatsoever on it.

An Initial Hearing on this matter will be held Monday, February 28, 2000 at 10 a.m. in an available hearing room, Ground Floor, North Office Building, North Street and Commonwealth Avenue, Harrisburg, 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. 00-155. Filed for public inspection January 21, 2000, 9:00 a.m.]

Requirements for Natural Gas Suppliers—Guidelines Under Chapter 22 Natural Gas Choice and Competition Act Section 2208; Doc. No. M-00991249F0002.

[CORRECTION]

An error appeared in a Tentative Order of the Public Utility Commission which appeared at 29 Pa.B. 3685 (July 10, 1999). The Commission submitted an incorrect Docket Number. The correct Docket Number should be: M-00991249F0002.

[Pa.B. Doc. No. 99-1114. Filed for public inspection July 9, 1999, 9:00 a.m.]

Requirements for Natural Gas Suppliers—Guidelines under Chapter 22 Natural Gas Choice and Competition Act Section 2208; Doc. No. M-00991249F0002

Commissioners Present: Robert K. Bloom, Vice Chairperson; David W. Rolka; Nora Mead Brownell; Aaron Wilson, Jr.

Public Meeting held
July 15, 1999

Order

By the Commission:

I. Introduction

On June 22, 1999, Governor Thomas J. Ridge signed into law the Natural Gas Choice and Competition Act, effective July 1, 1999, 66 Pa.C.S. §§ 2201—2211 (act). Under the act, beginning on November 1, 1999, retail customers will have the ability to choose their natural gas supplier. Previously, consumers procured their natural gas supply requirements as a package from the jurisdictional public utility. The package, mentioned previously, included what are now the basic components of competitive natural gas service, commodity, capacity and storage, balancing and aggregation services of the natural gas utility. On June 24, 1999, the Commission issued a Tentative Order at this docket establishing a 14-day comment period. On July 10, 1999, our Tentative Order was published in the *Pennsylvania Bulletin*.

Comments were filed by the Office of Consumer Advocate (OCA); Statoil Energy, Inc. and TXU Energy Services (jointly as Statoil); the Pennsylvania Gas Association (PGA); the Office of Small Business Advocate (OSBA); Enron Energy Services (Enron) and United Gas Management, Inc. (United). We will discuss the comments as filed within the appropriate sections of this order.

The focus of this Order is the establishment of requirements for natural gas suppliers under section 2208 of the act and other issues regarding licensing of natural gas suppliers. The act at section 2202 defines a natural gas supplier as:

An entity other than a natural gas distribution company, but including natural gas distribution company marketing affiliates, which provides natural gas supply services to retail gas customers utilizing the jurisdictional facilities of a natural gas distribution company. The term includes a natural gas distribution company that provides natural gas supply services outside its certificated service territories. The term includes a municipal corporation, its affiliates or any joint venture, to the extent that it chooses to provide natural gas supply services to retail customers located outside of its corporate or municipal limits, as applicable, other than:

(i) as provided prior to the effective date of this chapter, pursuant to a certificate of public convenience if required under this title;

(ii) total natural gas supply services in de minimus amounts;

(iii) natural gas supply services requested by, or provided with the consent of, the public utility in whose certificated territory the services are provided; or

(iv) natural gas supply services provided to the municipal corporation itself or its tenants on land it

owns or leases, or is subject to an agreement of sale or pending condemnation, as of September 1, 1999, to the extent permitted by applicable law independent of this chapter.

The term excludes an entity to the extent that it provides free gas to end-users under the terms of an oil or gas lease. Notwithstanding any other provision of this title, a natural gas supplier that is not a natural gas distribution company is not a public utility as defined in section 102 (relating to definitions) to the extent that the natural gas supplier is utilizing the jurisdictional distribution facilities of a natural gas distribution company or is providing other services authorized by the Commission.

As used in the above definition of a natural gas supplier, the term natural gas supply services includes (i) the sale or arrangement of the sale of natural gas to retail customers; and (ii) services that may be unbundled by the Commission under section 2203(3) of the act (relating to standards for restructuring of the natural gas utility industry). Natural gas supply service does not include distribution service.

II. Requirements for Natural Gas Suppliers

A. License Requirements

In accordance with section 2208(a) of the act, all natural gas suppliers including a natural gas distribution company that provides natural gas supply service outside of its chartered or certificated territory, must hold a license issued by the Commission. A license shall not be required for customers who make de minimis incidental sales or resales to themselves, an affiliate or to other nonresidential retail gas customers.

B. Entities Currently Operating as Natural Gas Suppliers

Section 2208(a) of the act states that no entity shall engage in the business of a natural gas supplier unless it holds a license issued by the Commission. We believe this requirement is applicable to all entities currently operating as natural gas suppliers, in gas pilot programs, as well as all entities yet to engage in such practices. Each entity currently doing business as a natural gas supplier serving customers using existing gas transportation tariffs, as defined in the act, should apply for a Natural Gas Supplier's License from the Commission no later than Monday, August 2, 1999, to provide services on November 1, 1999. This will provide staff sufficient time to perfect the applications prior to the November 1, 1999, implementation date.

C. License Application and Issuance

Natural gas suppliers shall submit, in writing to the Commission, under section 2208(b) of the act, an application for a license. The application shall be verified by oath or affirmation. Attachment A to this Order contains the Commission's natural gas supplier license application. The application may also be downloaded from the Commission's webpage.¹

A license shall be issued to any applicant, authorizing the whole or any part of the service covered by the application, if it is found that the applicant is fit, willing and able to perform properly the service proposed and to conform to the applicable provisions of the act and the orders and regulations of the Commission, including those concerning standards and billing practices, and that the

proposed service to the extent authorized by the license, will be consistent with the public interest. Otherwise, such application shall be denied.

The Commission will allow an applicant to provide public notice of its intention to file to provide services in a natural gas distribution company's service territory prior to the filing of or the completion of the natural gas distribution company's restructuring filing. When the bonding requirements or the negotiated bonding levels have been determined, the applicant may submit the proof of the bond to the Commission. Upon review, the Commission will issue an amendment to any license which the applicant may have already been granted authorizing the applicant to offer its services in the natural gas distribution company's service territory.

D. Financial Fitness

We place a high priority on maintaining the safety and reliability of the current natural gas supply service in this Commonwealth, therefore, no natural gas supplier license shall be issued or remain in force unless the applicant or holder of the license complies with each of the following:

(i) Furnishes a bond or other security in a form and amount to ensure the financial responsibility of the natural gas supplier. The Commission shall periodically review the criteria upon petition of any party. The amount and form of the bond or other security may be mutually agreed to between the natural gas distribution company and the natural gas supplier or the alternate supplier of last resort or failing that shall be determined by criteria approved by the Commission.

(ii) Provides the Commission with the address of the participant's principal office in this Commonwealth or the address of the participant's registered agent in this Commonwealth, the latter being the address at which the participant may be served process.

Statoil commented that marketers may not have completed negotiations regarding the bonding requirements to be established within each distribution company's restructuring proceeding in time to submit a complete license application by August 2, 1999. We realize that the bonding requirements may not be fully developed or finalized by the suggested license application filing date. To accommodate adequate time for review of license applications submitted to us, in the absence of a fully negotiated bond requirement between the marketer and distribution company, a detailed explanation of the status of negotiations is to be submitted along with the license application. The bonding, however, must be in place on or before Friday October 1, 1999, with an effective date of November 1, 1999, to obtain a license to serve on November 1, 1999.

The criteria used to determine the amount and the form of these bonds or other securities are to be set forth in the natural gas distribution company's restructuring filings. Furthermore, the amount and form of the bond or other security may be mutually agreed to between the natural gas distribution company and the natural gas supplier or the alternative supplier of last resort and the natural gas supplier.

The license applicant must supply the Commission with proof that it has obtained the necessary bond or other financial security for each natural gas distribution company in whose service territory the license applicant will provide service to retail customers. The license applicant

¹The Commission's home page address is: <http://puc.paonline.com>; click on the natural gas icon then select "Natural Gas Supplier Licensing and Information" to access the natural gas supplier License Application form.

must demonstrate that they have met the criteria required by the applicable Commission restructuring Order or that they have arrived at a mutually agreed alternative. The license applicant shall provide the Commission with a copy of the bonds, other financial security or other negotiated alternatives.

Failure of a natural gas supplier to comply with any provision of the act, or the rules, regulations, orders or directives of the Department of Revenue or of the Commission, including, but not limited to, engaging in anticompetitive behavior, shall be cause for the Commission to revoke the license of the natural gas supplier.

E. *Transferability of License*

Under section 2808(d) of the act, a licensed natural gas supplier may not transfer its license without prior Commission approval. The Commission requires the licensee to provide this notice at least 90 days in advance of the transfer.

F. *Form of Regulation of Natural Gas Suppliers*

The Commission may forbear from extending its regulation of natural gas suppliers, except where a natural gas supplier serves as a supplier of last resort, beyond licensing, bonding, reliability and consumer services and protections, including all applicable portions of 52 Pa. Code Chapter 56, relating to standards and billing practices for residential utility service.² Subject to section 2207 of the act (relating to obligation to serve), nothing in this section shall preclude a natural gas supplier, upon appropriate and reasonable notice to the retail gas customer, supplier of last resort, and the natural gas distribution company, from canceling its contract with any customer for legal cause, subject to the customer's right to have continued service from the supplier of last resort. After receiving notice the customer could then attempt to repair their relationship with the natural gas supplier, seek a new natural gas supplier, or default to the natural gas distribution company, at current tariffed rates or to the provider of last resort. The customer would only be disconnected from the distribution system under Chapter 56 if the customer failed to meet his obligations to the utility or the provider of last resort.

G. *City Natural Gas Distribution Operation License Application and Issuance*

The act defines a City Natural Gas Distribution Operation at section 102 as follows:

A collection of real and personal assets used for distributing natural gas to retail gas customers owned by a city or a municipal authority, nonprofit corporation or public corporation formed pursuant to section 2212(m) (relating to city natural gas distribution operations).

Section 2212(p) of the act states that a city natural gas distribution operation may apply for a license under the procedures under section 2208 (relating to requirements for natural gas suppliers). Subject to the requirement that it qualify for and obtain a natural gas supplier license under section 2208, a city natural gas distribution operation is authorized to engage in the business of a natural gas supplier outside its municipal or corporate limits.

H. *Open and Nondiscriminatory Access*

A municipal corporation shall, before it is permitted to provide natural gas supply services as a licensed natural

gas supplier, demonstrate, and the Commission shall determine, that by the date of the issuance of the license, it will provide other natural gas suppliers open and nondiscriminatory access to its gas distribution system under standards that are comparable to the act, taking into consideration the particular circumstances of the municipal corporation's ownership and/or operation of its gas distribution system.

III. *Other Issues*

A. *Publication of Notice of Filing*

Commission regulations at 52 Pa. Code § 54.35 address the publication requirements regarding notice of filing as follows:

(a) Notice of filing an application shall be published in newspapers of general circulation covering each county in which the applicant intends to provide service as required by § 5.14(a)(2) (relating to applications requiring notice). Applicants may contact the Commission's Press Secretary³ to confirm the identity of the newspapers of general circulation in which notice shall be published.

(b) The notice shall be written in plain language and include the name, address and telephone number of the applicant, a description of the proposed services to be provided and the geographic area to be served. The notice shall include the application docket number and a statement that protests related to the technical or financial fitness of the applicant shall be filed within 15 days of the publication date of the notice with the Commission's Secretary, Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. The notice in an acceptable electronic format shall be submitted to the Commission's Secretary for posting on the Commission's Internet web site.

52 Pa. Code § 54.35 (footnote added).

The OSBA suggested that the Example of the Form of Notice at Appendix C be modified because the draft "could be read to suggest that a licensed natural gas supplier is required to make its service available everywhere in Pennsylvania."

While the Commission wishes to encourage the extension of the benefits of competition throughout the entire Commonwealth it was not the Commission's intention to require competitive natural gas suppliers to provide their services in all parts of the Commonwealth. Appendix C was intended to provide applicants with some guidance on the minimum information expected to be provided by the applicant in its public notice. In point of fact, the applicant may wish to extend its services in only one natural gas distribution company's territory or a portion of the distribution company's territory. Appendix C is merely a guide to provide minimum information. The Commission will review the applicant's public notice to ensure that it reasonably offered consumers adequate notice of the services the applicant proposes to provide.

B. *Protests to Applications*

Commission regulations at 52 Pa. Code § 54.36 address the requirements regarding protests to applications as follows:

(a) Consistent with § 5.14(b) (relating to applications requiring notice), a 15-day protest period commences on the date notice of the application filing is published in newspapers. An interested party may

²52 Pa. Code Chapter 56 may be purchased from Fry Communications by calling (717) 766-0211 ext. 2339.

³Pa.P.U.C. Communications Office (717) 783-9970, or FAX (717) 787-4193.

file a protest to an application in compliance with § 5.52(a) (relating to content of a protest to an application) and shall set out clearly and concisely the facts upon which challenge to the fitness of the applicant is based. An applicant may file an answer to the protest within 10 days of when the protest is filed. Protests that do not fully comply with § 5.52(a) will be rejected.

(b) Protests may challenge only the applicant's financial and technical fitness to provide the service for which a license is requested. Consistent with the requirements of due process, sanctions, such as revocation or suspension of a supplier's license or the imposition of a fine, may be imposed on parties who intentionally misuse the protest process by repeated filing of competitive protests.

(c) A protest to the applicant's technical or financial fitness to provide service will be assigned to Commission staff for review. Staff will determine if the protest fully complies with § 5.52(a) and sets out clearly and concisely the facts upon which the challenge to the fitness of the applicant is based. Staff will determine if the protest is sufficiently documented. If a protest is not sufficiently documented, Commission staff will prepare a recommendation for Commission consideration dismissing the protest and granting the application. If a protest is sufficiently documented, the application will be transferred to the Office of Administrative Law Judge for hearings or mediation as deemed appropriate.

C. Technical and Financial Fitness

The Commission issued a policy statement addressing the fitness of a natural gas marketer or broker (including a natural gas distribution company's affiliate), which has been published at 52 Pa.C.S. § 69.195. In this policy statement the phrase marketers or brokers, or both, includes all natural gas distribution company affiliates, subsidiaries, parents, divisions, and the like providing natural gas supply to respective natural gas distribution company's customers. The Commission will be interpreting the terms marketer and broker as contained in 52 Pa.C.S. § 69.195 et. seq. as applying to natural gas suppliers as defined in the act.

The Commission seeks to insure that natural gas suppliers operating in this Commonwealth possess the financial or technical fitness necessary to meet their obligations consistent with the public interest in system reliability and gas supplies. Assurance of the continuation of reliable service and secure supplies is a prerequisite for opening Pennsylvania's gas markets to full retail competition.

Gas suppliers that wish to deliver gas to retail customers should demonstrate that they have the requisite financial and technical fitness to meet their obligations consistent with the public interest consistent with system reliability and natural gas distribution company's underlying supplier-of-last-resort obligation. Financial and technical fitness is aimed at ensuring that a marketer or broker has the requisite ability to offer service to the public.

Under the act, "a license shall be issued to any applicant, authorizing the whole or any part of the service covered by the application, if it is found that the applicant is fit, willing and able to perform properly the services proposed and to conform to the applicable provisions of this title and the orders and regulations of the Commission, including those concerning standards and

billing practices, and that the proposed service, to the extent authorized by the license, will be consistent with the public interest." Applicants who are currently providing natural gas services in Pennsylvania will be presumed to have demonstrated technical fitness.

The OCA states that natural gas suppliers must show that they are technically "fit, willing and able" to comply with the standards and billing protections of Chapter 56, the customer disclosure requirements of the act, and any other orders or regulations of the Commission.

The OCA recommends that the prohibition on termination of customer service for nonpayment of supplier bills, as adopted for Electric Choice, should be adopted here. The OCA also submits that the Commission should ensure that the bonding requirements cover the failures of natural gas suppliers to adhere to all requirements established by the Commission, not just those related to reliability or operational fitness. The OCA believes that the Commission should consider whether the license applicant has exhibited a pattern of recurring violations of consumer protection laws. The OCA also recommends that the Commission clearly indicates that failure to adhere to regulatory requirements is grounds for suspension or revocation of a supplier's license or for the imposition of fines.

The OCA believes that Commission should not simply presume technical fitness of current suppliers. The OCA notes that such suppliers have not been required to adhere to the standards which the Commission is currently proposing. The OCA also anticipates that the existing suppliers will want to expand their service offerings to other natural gas distribution territories in which they are not providing currently providing natural gas supply service.

It is clear that the act requires a natural gas supplier to comply with 52 Pa. Code Chapter 56. The proposed license application includes an affidavit which requires the license applicant to acknowledge its statutory obligation to conform with 66 Pa.C.S. § 506 and the standards and billing practices of 52 Pa. Code Chapter 56.

As the OCA has noted, the Commission has stated in our Tentative Order that service to customers can only be terminated under Chapter 56 if the customer fails to meet his obligations to the utility or the supplier of last resort and that no customer may be terminated from the natural gas distribution company service because of failure to meet his obligations to a competitive natural gas supplier.

The OCA recommended that bonding requirements be established which includes consideration of the failure of a natural gas supplier to adhere to all regulatory requirements established by the Commission. At this point, the Commission believes that it is premature to address the criteria which may be employed in the determination of the appropriate bonding requirements. Section 2208 (c)(1)(i) provides that:

criteria to determine the amount and form of the bond or other security shall be set forth in the natural gas company's restructuring filing. The parties in these proceedings are free to present criteria for the determination of the appropriate bonding amounts. 66 Pa.C.S. § 2208 (c)(1)(i).

The Commission agrees with the OCA that it is appropriate to consider whether a license applicant has exhibited a pattern of recurring violations of consumer protection laws. The Commission's draft application form requests information concerning whether the applicant,

an affiliate, a predecessor of either, or a person identified in the application has been convicted of a crime involving fraud or similar activity. The Commission will also require each applicant to serve a copy of its application on the Office of the Attorney General, Bureau of Consumer Protection, the OCA, the OSBA, the Department of Revenue and each natural gas distribution utility in whose service territory the applicant proposes to provide service. Finally, the Commission will require the applicant to publish notice the filing of license applications in newspapers of general application. Furthermore, the Commission will also post the filing on the its website. The public will be given the opportunity to protest the application before the Commission acts to grant a license.

We also agree with the OCA that the act at section 2208(c)(2) authorizes the Commission to revoke the license of a natural gas supplier. License holders are put on notice that failure to adhere to regulatory requirements shall be grounds for suspension, revocation or restriction of a license or for the imposition of fines against the licensee.

The OCA has also requested the Commission to reconsider a portion of our Tentative Order in which we stated "Applicants who are currently providing natural gas services in Pennsylvania will be presumed to have demonstrated technical fitness." The purpose of this statement was to provide an example of the types of prior and existing activities which could be employed to demonstrate technical fitness. We do not agree with the OCA on this point. The presumption of technical fitness given to such natural gas suppliers is meant to be rebuttable and can be overcome by evidence to contrary. Such evidence may be presented in protests to the application.

Moreover, a natural gas supplier presently providing service in Pennsylvania is not automatically exempted from completing the license application in its entirety. They, like any other applicant, must provide the information requested by the license application to demonstrate such fitness. To do otherwise would be discriminatory to new natural gas supplier.

United Gas Management, Inc. (United) stated that it agrees with the proposed standard regarding technical fitness, in that it recognized that current market participants should be presumed to be technically fit.

United recommends that the Commission should make a similar presumption regarding financial fitness where the supplier has been serving the market for some time and has met the relevant criteria.

We note that the act states that to demonstrate financial fitness a license applicant must furnish a bond or other security in a form and amount to ensure financial responsibility. The act requires the criteria for the amount of the bond or other security be determined in each restructuring filing. We will not adopt United's proposal to presume the "financial fitness" required by the act simply because a license application is currently providing competitive gas supply service. Each license applicant must provide the appropriate bond or other security for each natural gas distribution company in whose service territory the applicant proposes to serve.

D. *Nontraditional Natural Gas Service Marketers*

The definition of "natural gas supplier" at section 2202 is very broad. This section also defines "natural gas supply services" to include the sale or arrangement of the sale of natural gas to retail gas customers. As the competitive natural gas market place develops, we anticipate that there may be certain community-based organi-

zations (CBOs), civic, fraternal or business associations, common interest groups and other entities that work with a licensed natural gas supplier to market services to their members or constituents. We believe that it may be unnecessarily duplicative to require these nontraditional natural gas service marketers to obtain their own licenses under certain circumstances. We therefore will not require nontraditional marketers to be licensed if they meet the following criteria:

- The nontraditional marketers must conduct their transactions through a licensed natural gas supplier.

- The nontraditional marketer:

- (1) May not collect revenues directly from retail customers due to the provision of natural gas services.

- (2) May not require its members or constituents to obtain their natural gas service through the nontraditional marketer or the licensed natural gas suppliers with which the nontraditional marketer arranges retail services.

- (3) Is not responsible for the scheduling of natural gas supplies, the payment or remission of taxes due from the sales of natural gas services and are not responsible for the payment of the costs of the natural gas to its suppliers or producers.

Additionally, the licensed natural gas suppliers who provide services to retail customers through the activities of a nontraditional marketer must retain responsibility for these sales under the act. The licensed natural gas supplier must maintain the appropriate bonding requirements for such sales. The licensed natural gas supplier must meet the same supply reliability requirements with the natural gas sales as it is required to provide for its own retail sales. The licensed natural gas supplier is also responsible for the nontraditional marketers activities and will be held responsible for any violations of the act, the Commission's regulations, including Chapter 56, or the Public Utility Code, committed by the nontraditional marketer.

Each nontraditional marketer and each licensed natural gas supplier must provide Commission notification of their agreement to market natural gas services to retail customers prior to the nontraditional marketer engaging in natural gas service sales activity.

E. *Market Power Remediation—Standards of Conduct*

In its comments the OCA submitted that the Commission should look to the Code of Conduct developed for PECO's electric division in the Settlement of its restructuring proceeding for areas where the affiliate standards should be enhanced. The OCA also emphasizes that the Code of Conduct developed in the PECO case was the model utilized in all of the other electric restructuring settlements. The OCA believes the following five enhancements to the Code of Conduct are in order:

1. The Policy Statement's provisions are focused on the natural gas distribution company's conduct and do not specifically address the affiliate supplier conduct. Consistent with the PECO Code of Conduct, these provisions should be modified in appropriate places to prohibit improper practices of the affiliate natural gas supplier.

2. The Policy Statement addresses non-discriminatory treatment with respect to tariffs and transportation rates, but unlike the PECO Code of Conduct, does not address "the provision of goods and services." It is important to ensure that natural gas

distribution companies are not offering any goods and services preferentially to its affiliate and this language should, therefore, be enhanced.

3. The Policy Statement does not address the use of shared employees between the natural gas distribution company and its supplier affiliate. The PECO Code of Conduct prohibits the use of shared employees for employees who have responsibility for operating the distribution system. It also requires the physical separation of such employees from the offices of the affiliate supplier. The PECO Code also requires the affiliate supplier to have "its own direct line management." The Commission should consider whether there is a similar need in this context to segregate employees who operate the natural gas distribution company's distribution system and to require separate management.

4. The Policy Statement prohibits tying arrangements to capacity release, but otherwise does not clearly prohibit tying of other services. The PECO Code is very clear in prohibiting the tying of "the provision of any PaPUC jurisdictional regulated services" to purchase of power from the affiliate supplier. The tying prohibition should similarly be extended for natural gas distribution company's and their affiliates.

5. The Policy Statement prohibits any representation that there is any advantage of purchasing from an affiliate because of its relationship to the natural gas distribution company. The PECO Code goes further and prohibits joint marketing and requires disclaimers indicating that there is no such advantage. The PECO Code provides appropriate enhancements and should be utilized for these purposes.

Enron commented that its principle concern is that the interim standards of conduct as proposed in our Tentative Order fall short of the requirements for procompetitive standards of conduct that were mandated to be established by the act. Enron also believes that it is crucially important that the Commission open a docket to establish permanent standards of conduct that will be generically determined and applied throughout the Commonwealth and with respect to all natural gas distribution company operations. In its comments Enron asserts that our reliance upon 52 Pa. Code §§ 69.191 and 69.192 fail to satisfy the minimum standards that have been established both by the General Assembly in the act itself and by the Commission when considering codes of conduct to be imposed on electric utilities in similar circumstances.

In its comments Enron suggested that we embellish items 2, 7 and 8, presented in our Tentative Order as follows:

Item 2. This standard should be written so that it is clear that the standard is not limited to these 5 areas, but applies to all natural gas distribution company services.

Item 7. This standard should not be limited to discounts, but should also apply to fee waivers and rebates.

Item 8. This standard should require that natural gas distribution company disclosure to non-affiliates be contemporaneous with the natural gas distribution company's disclosure to its marketing affiliate or division. Also, a natural gas distribution company should not be permitted to provide information received from non-affiliated customers or suppliers to the natural gas distribution's affiliates.

We agree with both the OCA and Enron's recommendation to amend our second and seventh standards to require nondiscriminatory treatment in the provision of goods and services by a natural gas distribution company to its affiliates.

We also adopt Enron's eighth proposed standard. Natural gas distribution companies must provide contemporaneous disclosure of information. We also agree that a natural gas distribution company may not provide its affiliates information received from nonaffiliated customers or natural gas suppliers. The Commission would view each action as abuses of market power by the natural gas distribution company and its affiliated natural gas supplier. The Commission has sufficient legislative authority to penalize both parties.

Furthermore, we consider these to be consistent with section 2209(c) of the act.

Enron also provided within its comments several proposed additions to our interim standards of conduct:

1. The natural gas distribution company shall not give any affiliate or marketing division preference over a non-traditional affiliate in the provision of goods and services such as processing requests for information, complaints and responses to service interruptions. The natural gas distribution company shall provide comparable treatment without regard to a customer's chosen natural gas supplier.

This standard is contained at the PECO Settlement, Appendix H, number 1. We believe this standard is also appropriate for the gas industry and we adopt its inclusion into the interim standards of conduct.

2. The natural gas distribution company shall not sell non-gas goods or services to an affiliated or divisional natural gas supplier at a price below the cost of the market price, whichever is higher, for said goods or services. The natural gas distribution company shall not purchase non-gas goods or services from an affiliated or divisional natural gas supplier ("Supplier") at a price above the market price for said goods or services. No transaction between the natural gas distribution company and an affiliated natural gas supplier shall involve an anti-competitive cross-subsidy and all such transactions shall comply with applicable law.

We cannot agree with the first section of this proposal. By providing the option to use the market price in lieu of cost may not satisfy the Public Utility Holding Company Act (PUHCA), which requires that cost be used for these transactions, therefore we cannot adopt that portion of the recommendation. The last sentence as proposed by Enron, regarding anti-competitive cross-subsidy and compliance with applicable law is adopted from the PECO interim code of conduct, item number 3, and is also applicable to the restructuring of the gas industry. We shall adopt this portion of Enron's recommendation, which establishes a link of consistency between the electric and gas codes of conduct.

3. Natural gas distribution company employees who have responsibility for operating the distribution system, including natural gas delivery or billing and metering, shall not be shared with an affiliated or divisional Supplier, and their offices shall be physically separated from the office(s) used by those working for the Supplier. Such natural gas distribution company employees may transfer to a Supplier provided such transfer is not used as a means to circumvent these interim standards of conduct. Any

supplier shall have its own direct line management. Any shared facilities shall be fully and transparently allocated between the natural gas distribution company function and the Supplier function. The natural gas distribution company accounts and records shall be maintained such that the costs a Supplier incurs may be clearly identified.

We agree with this proposal. Enron has made this recommendation based upon the PECO Settlement Interim Code of Conduct, and we believe it is equally applicable in this industry's restructuring.

4. (a) Neither the natural gas distribution company nor an affiliated or divisional Supplier may directly or by implication falsely and unfairly represent:

- that the Pa PUC jurisdictionally regulated services provided by the natural gas distribution company are of a superior quality when power is purchased from an affiliated or divisional Supplier; or
- that the merchant services (for natural gas) are being provided by the natural gas distribution company rather than an affiliated or divisional Supplier;
- that the natural gas purchased from a Supplier that is not an affiliate or division of the natural gas distribution company may not be reliably delivered;
- that natural gas must be purchased from an affiliate or divisional Supplier to receive Pa PUC jurisdictional regulated services.

(b) The natural gas distribution company shall not jointly market or jointly purchase its Pa PUC jurisdictional regulated services with the services of an affiliated or divisional Supplier. This prohibition includes prohibiting the natural gas distribution company from including bill inserts in its natural gas distribution company bills promoting an affiliated or divisional Supplier's services, and further precludes a reference or link from the natural gas distribution company's web-site to any affiliated or divisional supplier.

(c) When an affiliated or divisional Supplier markets or communicates to the public using the natural gas distribution company name or logo, it shall include a disclaimer that states:

(1) that the Supplier is not the same company as the natural gas distribution company; (2) that the prices of the Supplier are not regulated by the Pa PUC; and (3) that a customer does not have to by natural gas or other products from the Supplier in order to receive the same quality service from the natural gas distribution company. When a Supplier advertises or communicates verbally through radio or television to the public using the natural gas distribution company name or logo, the Supplier shall include at the conclusion of any such communication a disclaimer that includes all of the disclaimers listed in this paragraph.

These recommendations are consistent with the PECO Interim Code of Conduct, and we believe that it is appropriate and timely to include the above within the gas industry interim Code of Conduct.

5. The natural gas distribution company must: (a) make interstate capacity available for release, assignment, or transfer to its affiliated or divisional Supplier only through the interstate pipeline electronic bulletin boards and the competitive bidding process

in place on those interstate systems; (b) not give its affiliated or divisional Supplier any preference over non-affiliated or non-divisional Suppliers, or potential non-affiliated or non-divisional Suppliers, in matters relating to the assignment, release, or other transfer of the natural gas distribution company's capacity rights on interstate pipeline systems; and (c) not condition or tie its agreement to release, assign, or otherwise transfer interstate pipeline capacity to any agreement by a gas Supplier, customer or other third party relating to any service in which its marketing affiliate is involved.

The act addresses standards of conduct under section 2209. Under section 2209(a) the Commission is required to provide interim guidelines for standards of conduct governing the activity of and relationships between natural gas distribution companies and their affiliated natural gas suppliers and other natural gas suppliers. The Commission is also required to monitor and enforce compliance with these standards. Section 2209(c) of the act requires that the standards of conduct provide:

(1) No discrimination against or preferential treatment of any natural gas supplier, including an affiliated natural gas supplier.

(2) No disclosure or preferential sharing of any confidential information to or with any individual natural gas supplier.

(3) Adequate rules prohibiting cross-subsidization of an affiliated natural gas supplier by a natural gas distribution company.

(4) Maintenance of separate books and records by the natural gas distribution company and its affiliated natural gas supplier(s).

(5) Sufficient physical and operational separation, but not including legal divestiture to accomplish the preceding noted requirements.

(6) An informal dispute resolution procedure and a system of penalties for non-compliance with the final set of standards of conduct consistent with existing Commission regulations.

In addition to the following, the previously listed Standards of Conduct, as presented in the act, to the extent not contained within 52 Pa.C.S. §§ 69.191 and 69.192, are to be included in the interim Standards of Conduct. The Commission has addressed the relationship of the natural gas distribution company and their affiliates as the natural gas industry moved towards full competition through a policy statement at 52 Pa.C.S. §§ 69.191 and 69.192. The Commission is of the opinion that these policy statements, to the extent they are consistent with the requirements of the act, may form the basis for the interim standards of conduct for the natural gas distribution companies and their affiliates. Specifically section 69.192 states that the following policies should be applied by the natural gas distribution company or natural gas distribution companies (as defined by the act):

(1) The [natural gas distribution company] should apply its tariffs in a nondiscriminatory manner to its affiliate, its own marketing division and any nonaffiliate.

(2) The [natural gas distribution company] should likewise not apply a tariff provision in any manner that would give its affiliate or division an unreasonable preference over other marketers with regard to

matters such as scheduling, balancing, transportation, storage, curtailment or nondelivery.

(3) If a tariff provision is mandatory, the [natural gas distribution company] should not waive the provision for its affiliate or division absent prior approval of the Commission.

(4) If a tariff provision is not mandatory or provides for waivers, the [natural gas distribution company] should grant the waivers without preference to affiliates and divisions or non-affiliates.

(5) The [natural gas distribution company] should maintain a chronological log of tariff provisions for which it has granted waivers. Entries should include the name of the party receiving the waiver, the date and time of the request, the specific tariff provision waived and the reason for the waiver. Any chronological log should be open for public inspection during normal business hours.

(6) The [natural gas distribution company] should process requests for transportation promptly and in a nondiscriminatory fashion with respect to other requests received in the same or a similar period. The [natural gas distribution company] should maintain a chronological log showing the processing of requests for transportation services. Any chronological log should be open for public inspection during normal business hours.

(7) Transportation discounts provided to the [natural gas distribution company's] or its marketing affiliate's favored customers should be offered to other similarly situated customers and should not be tied to any unrelated service, incentive or offer on behalf of either the parent or affiliate. A chronological log should be maintained showing the date, party, time and rationale for the action. Any chronological log should be open for public inspection during normal business hours.

(8) The [natural gas distribution company] should not disclose any customer proprietary information to its marketing affiliate or division, and to the extent that it does disclose customer information, it should do so to other similarly situated marketers in a similar fashion so as not to selectively disclose, delay disclosure, or give itself or its affiliate any undue advantage related to the disclosure. A chronological log should be maintained showing the date, time and rationale for the disclosure. Any chronological log should be open for public inspection during normal business hours.

(9) The [natural gas distribution company] should justly and reasonably allocate to its marketing affiliate or division the costs or expenses for general administration or support services.

(10) The [natural gas distribution company] selling surplus gas supplies and/or upstream capacity on a short-term basis (as defined by the Federal Energy Regulatory Commission) to its affiliate should make supplies available to similarly situated marketers on a nondiscriminatory basis. The [natural gas distribution company] should not make any gas supplies and/or upstream capacity available through private disclosure to the [natural gas distribution company's] affiliate unless the availability is made simultaneously with public dissemination in a manner that fairly apprises interested parties of the availability of the gas supplies and/or upstream capacity. The [natural gas distribution company] should maintain a

chronological log of these public disseminations. Any chronological log should be open for public inspection during normal business hours.

(11) The [natural gas distribution company] should not condition or tie agreements to release interstate pipeline capacity to any service in which the [natural gas distribution company] or affiliate is involved.

(12) The [natural gas distribution company] should not directly or by implication . . . represent to any customer, supplier or third party that an advantage may accrue to any party through use of the [natural gas distribution company's] affiliate or subsidiary.

(13) The [natural gas distribution company] should establish and file with the Commission a complaint procedure for dealing with any alleged violations of any of the standards listed in paragraphs (1) through (12), this paragraph or paragraphs (14) and (15), excepting for paragraph (9), which should be exclusively under the purview of the Commission. These procedures should be developed in consultation with interested parties during consideration of any tariff guided by this section and § 69.191 (relating to general). The Commission may expect establishment of a complaint procedure or other recordkeeping requirements if warranted by subsequent facts or circumstances.

(14) The [natural gas distribution company] should keep a chronological log of any complaints, excepting paragraph (9), regarding discriminatory treatment of natural gas suppliers. This chronological log should include the date and nature of the complaint and the [natural gas distribution company's] resolution of it. Any chronological log should be open for inspection during normal business hours.

(15) Parties alleging violations of these standards may pursue their allegations through the Commission's established complaint procedures. A complainant bears the burden of proof consistent with 66 Pa. C.S. (relating to Public Utility Code) in regard to the allegations.

Additionally, the Commission would propose the following interim standards of conduct related to the activities of natural gas suppliers:

(1) Licensees shall provide accurate information about their natural gas supplier services using plain language and common terms. Where new terms are used, such terms must be defined again using plain language: Information should be provided in a format which will allow for comparison of the various natural gas supply services offered and the prices charged for each type of service.

(2) Licensees shall provide notification of the change in conditions of service, intent to cease operation as a natural gas supplier, explanation of denial of service, proper handling of deposits and proper handling of complaints in accordance with Commission regulations where applicable.

(3) Licensees shall maintain the confidentiality of customers' historic payment information and right of access to their own load and billing information.

(4) Licensees shall not discriminate in the provision of natural gas supply services as to availability and terms of service based on race, color, religion, national origin, sex, marital status, age receipt of public assistance income, and exercise of rights under

the Consumer Credit Protection Act, 15 U.S.C. §§ 1691-1691f; Regulation B, 12 C.F.R. §§ 202-202.14.

(5) Licensees will be responsible for any fraudulent deceptive or other unlawful marketing or billing acts performed by their agents or representatives. Licensee shall inform consumers of state consumer protection laws that govern the cancellation or rescission of natural gas supply service contracts. 73 P. S. § 201-7.

The Commission's Executive Director has established a working group, as noted in Enron's comments, to fully develop the final guidelines for standards of conduct. The working group will commence meetings this summer with an intended conclusion to be reached early in the fourth quarter of 1999.

F. Marketing Materials

The OCA recommends that the Commission consider whether there are marketer practices or activities which, in the interim, must be modified to be consistent with the act. The OCA notes that the act eliminates the 5% Gross Receipts Tax (GRT). According to the OCA, the absence of the GRT had provided a major source of savings customers of competitive natural gas suppliers have experienced. Specifically, the OCA recommends that:

1. The Commission require that the procedures for changing suppliers and customer information and disclosure requirements set forth in the *Standards for Changing a Customer's Electric Generation Supplier* at 52 Pa. Code §§ 57.171—57.179 and regulations pertaining to Customer Information requirements at 52 Pa. Code §§ 54.1—54.9 be applied to natural gas suppliers except where differences between electric and gas service make them inappropriate.

2. The Commission should state that prospective price comparisons between a marketer's bill (exclusive of GRT) is not considered to be appropriate or consistent with the customer information provisions of the act and consumer protection principles.

3. The Commission require that natural gas suppliers must state their rates in the same units of measure as the natural gas distribution company to avoid customer confusion.

We believe that the Commission's regulations at 52 Pa. Code §§ 54.1—54.9 and 54.171—54.179 could form the basis for restructuring in the natural gas industry. Parties should refer to these electric industry standards for guidance until the Commission has developed regulations or these matters are resolved in the restructuring cases.

We agree with the OCA's position regarding the exclusion of the GRT from comparisons of the charges of a natural gas supplier and a natural gas distribution company. While the GRT may remain in effect during the balance of 1999, the Commission believes that it would be inappropriate for a natural gas supplier to cite the savings its service could provide because of the applicability of the GRT to the charges of the natural gas distribution companies. Consumers could easily be misled in making comparisons between the service offerings because few consumers will be aware of the specific elements of the act and its specific elimination of the GRT.

Finally, we agree with the OCA that a natural gas supplier must employ the same units of measures as the competing natural gas distribution company when comparing its services to comparable services provided by the

natural gas distribution company or the supplier of last resort. The Commission believes that this is essential so that consumers are provided with the vital information they need so that they may exercise their rights to select among competitive natural gas suppliers, natural gas distribution companies or suppliers of last resort.

G. Sample Disclosure Statement

The OSBA notes that the proposed Terms of Service requires a statement of price that the customer will pay per Mcf/Dth/ccf. The OSBA recommends that this requirement be changed to require an estimated effective rate per Mcf/Dth/ccf where a natural gas supplier offers a lump sum billing arrangement. The OSBA believes that this may allow natural gas suppliers to offer lump sum billing arrangements in lieu of volume-based billing to their customers. The OSBA cites this type of service as being offered in at least one other state.

We will allow a natural gas supplier who proposes to provide a lump sum billing arrangement to provide an estimated effective rate per Mcf/Dth/ccf if the supplier also provides the customers the estimated annual consumption upon which the estimated charge had been based. We do not wish to preclude the possible service options consumers may enjoy yet we believe that consumers must be provided with reasonable information on which they may base their service decisions.

H. Conclusion

The Commission thanks all of the commentors for providing thorough input on the issues raised by the June 24, 1999 Tentative Order. The comments facilitated the development by the Commission of licensing requirements regarding natural gas suppliers in the Commonwealth;

Therefore,

It Is Ordered That:

1. All natural gas suppliers as defined in 66 Pa.C.S. 2201 wishing to provide natural gas supply services to retail gas customers utilizing the jurisdictional facilities of a natural gas distribution company, or aggregating residential, commercial and/or industrial natural gas load in this Commonwealth shall first apply for a license from this Commission under the licensing instructions and procedures established herein.

2. A copy of this order, accompanying statements of the Commissioners and the appendices be served upon all jurisdictional natural gas distribution companies, the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, Legislative stakeholders, and shall be made available to all other interested parties and posted on the Commission's web page at <http://puc.paonline.com>.

3. The Commission's contacts for this matter are Patricia K. Burket, Assistant Counsel of the Law Bureau, (717) 787-3464, and Thomas Maher, Fixed Utility Services, (717) 787-5704, E-mail Maher@puc.state.pa.us, fax (717) 772-1933.

4. A copy of this opinion and order without Appendix A be submitted to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-156. Filed for public inspection January 21, 2000, 9:00 a.m.]

**Transfer of Stock
Without Hearing**

A-110500 F0294. PP&L, Inc. Application of PP&L, Inc., for approval of the transfer of the CEP Group's 100% stock ownership of CEP Commerce, Inc., to PP&L, Inc.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before February 7, 2000, under 52 Pa. Code (relating to public utilities).

Applicant: PP&L, Inc.

Through and By Counsel: Paul E. Russell, Associate General Counsel, Two North Ninth Street, Allentown, PA 18101-1179.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-157. Filed for public inspection January 21, 2000, 9:00 a.m.]

**Transfer of Stock
Without Hearing**

A-110500 F0295 and A-140200 F5000. PP&L, Inc. and PPL Generation, LLC. Application of PP&L, Inc., and PPL Generation, LLC., for Certificates of Public Convenience evidencing the commission's approval of the transfer by PP&L, Inc., through a series of intermediate transactions to PPL Generation, LLC, and the receipt by PPL Generation, LLC, of all of the issued and outstanding shares of common stock of Interstate Energy Company.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before February 7, 2000 under 52 Pa. Code (relating to public utilities).

Applicant: PP&L, Inc., Interstate Energy Company.

Through and By Counsel: Paul E. Russell, Associate General Counsel, Two North Ninth Street, Allentown, PA 18101-1179.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-158. Filed for public inspection January 21, 2000, 9:00 a.m.]
