

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending July 17, 2001.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
7-17-01	Citizens Financial Group, Inc., Providence, Rhode Island, to acquire 100% of the voting shares of Citizens Bank of Pennsylvania (In Formation), Philadelphia, PA	Providence, RI	Filed

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-17-01	Citizens Bank of Pennsylvania Philadelphia Philadelphia County <i>Correspondent:</i> Gregory J. Lyons Goodwin Procter, LLP 53 State Street Boston, MA 02109	Philadelphia	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-17-01	Citizens Bank of Pennsylvania (In Formation) Philadelphia Philadelphia County Purchase of assets/assumption of liabilities of 322 Branch Offices of Mellon Bank, N.A., Pittsburgh, located in Pennsylvania (316), New Jersey (4) and Maryland (2).	Philadelphia	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-5-01	Peoples State Bank of Wyalusing Wyalusing Bradford County	202 S. Turnpike St. Dushore Sullivan County	Opened
7-11-01	Mifflinburg Bank and Trust Company Mifflinburg Union County	RiverWoods 1 River Road Lewisburg Union County (Limited Service Facility)	Approved
7-11-01	Leesport Bank Leesport Berks County	One West Broad St. Hazleton Luzerne County (Drive-Up Facility)	Approved

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<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-12-01	First Heritage Bank Wilkes-Barre Luzerne County	685 Wyoming Avenue Kingston Luzerne County	Filed

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
7-11-01	The Madison Bank Blue Bell Montgomery County	<i>To:</i> Plymouth Corporate Center, Bldg. F 625 Ridge Pike Conshohocken Montgomery County <i>From:</i> 202 West Ridge Pike Conshohocken Montgomery County	Approved
7-13-01	Keystone Savings Bank Bethlehem Northampton County	<i>To:</i> 3091 William Penn Highway Palmer Township Northampton County <i>From:</i> 3745 Nicholas Street Palmer Township Northampton County	Approved

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-29-01	Main Street Bank Reading Berks County	1430 Jacobsburg Rd. Wind Gap Northampton County	Effective
7-12-01	Main Street Bank Reading Berks County	100 Progress Drive Doylestown Bucks County	Filed
7-12-01	Main Street Bank Reading Berks County	39 Bridge Street Lambertville Hunterdon County New Jersey	Filed
7-13-01	AmeriServ Financial Bank Johnstown Cambria County	Main Street Coalport Clearfield County	Filed

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
7-13-01	Mifflinburg Bank and Trust Company Mifflinburg Union County	Amendment to Article II provides for a change in the principal place of business <i>to:</i> 250 East Chestnut Street; <i>from:</i> 343 Chestnut Street, both addresses in Mifflinburg, Union County, PA.	Approved and Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

JAMES B. KAUFFMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-1382. Filed for public inspection July 27, 2001, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

NPDES APPLICATIONS

PART I PERMITS

Under the Federal Clean Water Act and The Clean Streams Law, the following parties have applied for an NPDES permit or to renew their current permit to discharge controlled wastewaters into the waters of this Commonwealth or to conduct other activities required by the NPDES permit. For renewal applications listed in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements. For all new permit applications, renewal application with major changes or applications for permits not waived by EPA, the Department, based upon preliminary reviews, also made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications listed in Section II. These determinations are published as proposed actions for comments before taking final actions.

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA-0062481 (Sewage)	Rico Carisch 20 Canal Road Easton, PA 18042	Northampton Williams Township	Delaware River (2F)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0209074 Sewage Non-Public	Hidden Valley Mobile Home Park Box 133 Linden, PA 17744	Lycoming County Woodward Township	Unnamed tributary to Quenshukeny Run (SWP 10A)	Y
PA0113069 Sewage Public	Greenwood Township Municipal Authority 90 Shed Road Millville, PA 17846	Columbia County Greenwood Township	Rickard Hollow 5C	Y
PA0010430 Industrial Waste	Hanover Foods Corporation P. O. Box 193 Centre Hall, PA 16828	Centre County Potter Township	Sinking Creek 6A	Y

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

PA0030317, Sewage. **Clarion-Limestone Area School District**, Clarion Limestone High School, R. R. 1, Box 205, Strattanville, PA 16258-9720.

This proposed facility is located in Clarion Township, **Clarion County**.

Description of Proposed Activity: renewal of an existing discharge.

The receiving stream, unnamed tributary to Little Piney Creek, is in watershed 17B and classified for Cold Water Fishes, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 based on a design flow of 0.03 MGD.

Interim

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N (5-1 to 10-31)	XX		
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
Dissolved Oxygen		minimum of 3 mg/l at all times	
pH		6.0 to 9.0 standard units at all times	

Final

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N (5-1 to 10-31) (11-1 to 4-30)	5 15		10 30
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
Dissolved Oxygen		minimum of 3 mg/l at all times	
pH		6.0 to 9.0 standard units at all times	

The EPA Waiver is in effect.

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

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

PA0027294, Sewage, **Bristol Borough Water and Sewer Authority**, 250 Pond Street, Bristol, PA 19007.

This application is for renewal of an NPDES permit to discharge treated sewage from the Bristol Borough WWTP in Bristol Borough, **Bucks County**. This is an existing discharge to Otter Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 2.7 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
BOD ₅	19		29	38
BOD ₅ Percent Removal	88.5			
Total Suspended Solids	30		45	60
Total Suspended Solids Percent Removal	85			
CBOD ₂₀ (Lbs/Day)	640			
Ammonia (as N)	35			70
Total Residual Chlorine	0.5			1.6
Fecal Coliform		200 colonies/100 ml as a geometric average		
pH		Within limits of 6.0—9.0 Standard Units at all times		
Copper, Total		Monitor/Report		

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Lead, Total		Monitor/Report		
Selenium, Total		Monitor/Report		
Silver, Total		Monitor/Report		
Thallium, Total		Monitor/Report		
Iron, Dissolved		Monitor/Report		
Bis (2-Ethylhexyl) Phthalate		Monitor/Report		

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

PA 0060259, Sewage, **Tyler Hill Camp**, 85 Crescent Beach Road, Glen Cove, NY 11542.

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

Description of Proposed Activity: Renewal of an existing NPDES Permit.

The receiving stream, Laurel Lake, is in the State Water Plan watershed #1A and is classified for high quality, cold water fisheries, aquatic life, water supply and recreation. The nearest downstream public water supply intake for East Stroudsburg is located on Delaware River is 60 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.036 mgd.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10.0		20.0
Total Suspended Solids	30.0		60.0
NH ₃ -N			
(5-1 to 10-31)	3.0		6.0
(11-1 to 4-30)	9.0		18.0
Dissolved Oxygen	A minimum of 7.0 mg/l at all times.		
Fecal Coliform	200/100 ml as a geometric mean		
pH	6.0 to 9.0 standard units at all times.		
Total Residual Chlorine		Monitor Only	

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

PA0216003, Industrial Waste, SIC, 3315, **Precision Kidd Steel Co., Inc.**, One Quality Way, Aliquippa, PA 15001.

This application is for renewal of an NPDES permit to discharge untreated cooling water, process water and stormwater from its facility in the City of Aliquippa, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, Ohio 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 Midland Borough Water Authority, located at Georgetown, 15.71 miles below the discharge point.

Outfall 101: existing discharge, design flow of 0.052 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Monitor and Report				
Temperature (°F)				110	
pH	not less than 6.0 nor greater than 9.0				

Outfall 201: existing discharge, design flow of 0.04 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Monitor and Report				
Temperature (°F)				110	
Oil and Grease					Monitor and Report
pH	not less than 6.0 nor greater than 9.0				

Outfall 001: existing discharge, design flow of 0.092 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>

This outfall receives wastewater from Internal Monitoring Points 101 and 201 and stormwater runoff from plant roof and raw material storage area. Applicable effluent limits are imposed and monitored at internal monitoring points.

The EPA waiver is in effect.

PA0044431, Sewage, **Fairfield Manor, Inc.**, 4158 Old William Penn Highway, Murrysville, PA 15668.

This application is for renewal of an NPDES permit to discharge treated sewage from Fairfield Manor STP in Fairfield Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary to Hendricks Creek, 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: Saltsburg Municipal Water Works.

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

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	4.5			9.0
Fecal Coliform				
(5-1 to 9-30)		200/100 ml as a geometric mean		
(10-1 to 4-30)		2,000/100 ml as a geometric mean		
Total Residual Chlorine	.2			.5
Dissolved Oxygen		not less than 5.0 mg/l		
pH		not less than 6.0 nor greater than 9.0		

The EPA waiver is in effect.

PA0046230, Sewage, **Carmichaels-Cumberland Joint Sewer Authority**, P. O. Box 304, 103 Municipal Road, Carmichaels, PA 15320-0304.

This application is for renewal of an NPDES permit to discharge treated sewage from Carmichaels-Cumberland Joint Sewer Authority Sewage Treatment Plant in Cumberland Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Muddy Creek, which are classified as a warm water 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: Brownsville Water Company on the Monongahela River.

Outfall 001: existing discharge, design flow of 0.8 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅				
(5-1 to 10-31)	15	22.5		30
(11-1 to 4-30)	20	30		40
Suspended Solids	25	37.5		50
Ammonia Nitrogen				
(5-1 to 10-31)	2.0	3.0		4.0
(11-1 to 4-30)	3.5	5.3		7.0
Fecal Coliform				
(5-1 to 9-30)		200/100 ml as a geometric mean		
(10-1 to 4-30)		2,000/100 ml as a geometric mean		
Total Residual Chlorine	0.02			0.07
Dissolved Oxygen		not less than 5.0 mg/l		
pH		not less than 6.0 nor greater than 9.0		

The EPA waiver is in effect.

PA0110469-A1, Sewage, **Borough of Patton**, P. O. Box 175, Patton, PA 16668.

This application is for amendment of an NPDES permit to discharge treated sewage from the Patton Borough Wastewater Treatment Plant in the Borough of Patton, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Chest Creek, which are classified as a cold water 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 Clearfield Municipal Authority.

Outfall 001: existing discharge, new design flow of .540 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅				
(5-1 to 10-31)	20	30		40
(11-1 to 4-30)	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	12	18		24
(11-1 to 4-30)	Monitor and Report			
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
pH	not less than 6.0 nor greater than 9.0			

Other Conditions:

The EPA waiver is in effect.

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

PA0238635, Sewage. **Frank A. Jr. and Melissa A. Blaine**, 304 Eagle Mill Road, Butler, PA 16001.

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

Description of Proposed Activity: discharge of treated sewage.

The receiving stream, Little Connoquenessing Creek, is in watershed 20-C and classified for: cold water fishes, 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 (stream and Public Water Supplier) considered during the evaluation is the Harmony Water Authority intake and Little Connoquenessing Creek located at Harmony, approximately 11.5 miles below point of discharge.

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

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow			
CBOD ₅	10		20
Total Suspended Solids	20		40
Fecal Coliform		200/100 ml as a geometric average	
Total Residual Chlorine	XX		
pH	6.0 to 9.0 standard units at all times		

The EPA Waiver is in effect.

PA0027367, Sewage. **Greenville Borough Sanitary Authority WWTP**, 183 Hamburg Road, Greenville, PA 16125.

This proposed facility is located in Hempfield Township, **Mercer County**.

Description of Proposed Activity: an existing discharge of treated sewage.

The receiving stream, Shenango River, is in watershed 20-C and classified for: WWF, 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 (stream and Public Water Supplier) considered during the evaluation is the Reynolds Water Company intake and the Shenango River located in Pymatuning Township, Mercer County, approximately 2 miles below point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 2.8 MGD.

<i>Parameter</i>	<i>Loadings (lb/day)</i>		<i>Concentrations (mg/l)</i>		
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	XX				
CBOD ₅					
(5-1 to 10-31)	467	700	20	30	40
(11-1 to 4-30)	583	934	25	40	50

Parameter	Loadings (lb/day)		Concentrations (mg/l)		
	Monthly Average	Weekly Average	Average Monthly	Average Weekly	Instantaneous Maximum
TSS	700	1050	30	45	60
Phosphorus (as P)	23		1		2
Ammonia Nitrogen (5-1 to 10-31)	175		7.5		15
(11-1 to 4-30)	525		22.5		45
Fecal Coliform (5-1 to 9-30)			200/100 ml as a geometric average		
(10-1 to 4-30)			29,500/100 ml as a geometric average		
Total Residual Chlorine			0.45		1.5
pH			Within limits of 6.0 to 9.0 standard units at all times.		

XX—Monitor and report on monthly DMRs.

The EPA Waiver is not in effect.

WATER QUALITY MANAGEMENT PERMITS

CONTROLLED INDUSTRIAL WASTE AND SEWAGE WASTEWATER APPLICATIONS UNDER THE CLEAN STREAMS LAW

PART II PERMITS

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

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

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

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

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

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

WQM Permit No. 2801402, Sewerage, **St. Thomas Township Municipal Authority**, 6442 Lincoln Way West, St. Thomas, PA 17252.

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

Description of Proposed Action/Activity: Construction/Operation of a sewage treatment plant to serve the Village of Edenville.

WQM Permit No. 6701408, Sewerage, **Springettsbury Township**, 1501 Mt. Zion Road, York, PA 17402.

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

Description of Proposed Action/Activity: Construction/Operation of a sewer extension and pump station to serve the Sprenkle Tract.

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

WQM Permit No. 1901402, Sewerage, SIC Code 4952, 334 Market Street, Berwick, PA 18603-3792.

This existing facility is located in Berwick Borough, **Columbia County**.

Description of Proposed Action/Activity: Install equipment to improve the liquid treatment and biosolids treatment operations at the existing sewage treatment plant.

Application received on July 12, 2001.

WQM Permit No. 5301201, Industrial Waste, SIC Code 4244, **PA Fish and Boat Commission**, 450 Robinson Lane, Bellefonte, PA 16823-9620, Oswayo Fish Culture Station, 96 State Route 244 East, Coudersport, PA 16915-9646

This existing facility is located in Oswayo Township, **Potter County**.

Description of Proposed Action/Activity: Wastewater Treatment Facilities Modifications/Upgrade at the Oswayo Fish Culture Station.

Application received on June 26, 2001.

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

Application No. 8903-S-A2, Sewerage, **Borough of Sewickley**, 601 Thorn Street, Sewickley, PA 15143. Application for the replacement and operation of the Maple Lane Pump Station to serve the Maple Lane Area located in Sewickley Borough, **Allegheny County**.

Application No. 0201409, Sewerage, **Bell Acres Borough Municipal Authority**, R. D. #3, Camp Meeting

Road, Sewickley, PA 15143. Application for the construction and operation of the Charleston Square Sewage Pump Station to serve the Charleston Square Plan of Lots located in Bell Acres Borough, **Allegheny County**.

Application No. 0201410. Sewerage, **Charlie Vrabel Jr.**, 13 Dewey Lane, Gibsonia, PA 15044. Application for the construction and operation of a small flow sewage treatment plant to serve the Vrabel Property located in Richland Township, **Allegheny County**.

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

WQM Permit No. 2501415, Sewerage, **Patrick E. and Tammy L. Dunn**, 12439 Route 6N, Albion, PA 16401.

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

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

WQM Permit No. 6201408, Sewerage, **Randall H. English**, R. R. #1, Box 1355, Russell, PA 16345.

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

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

WQM Permit No. 4301417, Sewerage, **Kenneth L. Miller**, 7266 West Market Street, Mercer, PA 16137.

This proposed facility is located in Lackawannock Township, **Mercer County**.

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

NPDES Stormwater Individual Permit

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

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

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

Following the 30-day comment period, the appropriate Regional Office Water Management Program Manager will make a final determination regarding the proposed

permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

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

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

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

NPDES Permit PAS10 G474, Stormwater. **Links At Knob Hill Farm**, 3333 Lincoln Highway, P. O. Box 278, Paradise, PA 17562, has applied to discharge stormwater associated with a construction activity located in Honey Brook Township, **Chester County** to West Branch Brandywine Creek (HQ-TSF-MF).

NPDES Permit PAS10 G475, Stormwater. **Mt. Idy Mobil Home Park/MISA Corporation**, 1007 Appleville Road, West Chester, PA 19380, has applied to discharge stormwater associated with a construction activity located in East Brandywine Township, **Chester County** to East Branch Brandywine Creek (HQ-TSF-MF, WWF).

NPDES Permit PAS10 G476, Stormwater. **Hillbrook Farms, LP**, P. O. Box 251, Morgantown, PA 19543, has applied to discharge stormwater associated with a construction activity located in Honey Brook Township, **Chester County** to unnamed tributary of Pequea Creek (HQ).

SAFE DRINKING WATER

MINOR AMENDMENT

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

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

Application No. Minor Amendment.

Applicant	Royal Oaks Mobile Home Park
Township or Borough	Moore Township
Responsible Official	Donald and Scott Williamson 3545 Apricot Drive Walnutport, PA 18088
Type of Facility	Public Water Supply
Application Received Date	June 15, 2001
Description of Action	Transfer Application

Application No. Minor Amendment.

Applicant	Pennsylvania American Water Co.
Township or Borough	Sugar Notch Township

Responsible Official Steven J. Seidle, P.E.
Vice President Engineering
Pennsylvania American
Water Co.
800 West Hersheypark Drive
Hershey, PA 17033

Type of Facility Public Water Supply

Consulting Engineer Bruce Juergens, P.E.
Pennsylvania American
Water Co.
800 West Hersheypark Drive
Hershey, PA 17033

Application Received Date June 29, 2001

Description of Action Repair/Rehabilitation of existing
1.0 million gallon storage tank
(Sugar Notch Tank)

Application No. 350726, Minor Amendment.

Applicant **PA American Water Company**

Township or Borough Borough of Swoyersville
Luzerne County

Responsible Official Anthony Gangemi
Operations Superintendent
PA American Water Company
2699 Stafford Avenue
Scranton, PA 18505
(570) 969-7846

Type of Facility Community Water System

Consulting Engineer Andrew F. Carter, EIT
PA American Water Company
800 West Hershey Park Drive
Hershey, PA 17033
(717) 531-3382

Application Received Date July 9, 2001

Description of Action Repaint the 58,000-gallon
Warsaw Street finished water
storage tank located in
Swoyersville, PA.

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

Application No. 4146426-103, Minor Amendment.

Applicant **H2O to Go**

Town Town of Bloomsburg, **Columbia County**

Responsible Official William F. Brightman, President
H2O to Go
49 Village Square Drive
Marietta, PA 17547

Type of Facility Vended Water Machine

Application Received Date July 16, 2001

Description of Action Increase storage at vended wa-
ter machine at Weis Market in
Bloomsburg

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

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

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

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

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

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

First United Methodist Church of Germantown, City of Philadelphia, **Philadelphia County**. Robert Goldman, Lexicon Environmental Assoc., Inc., 790 E. Market St., Suite 270, West Chester, PA 19382-4806, on behalf of First United Methodist Church of Germantown, 6023 Germantown Ave., Philadelphia, PA 19144, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with BTEX, petroleum hydrocarbons 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 *Germantown Courier* on June 20, 2001.

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

Harris Corporation, Wright Township, **Luzerne County**. Joseph F. Pearson, Project Manager, Ecology & Environment, Inc., 1119 Canterbury Drive, Lansdale, PA 19446, has submitted a Notice of Intent to Remediate concerning the remediation of site soils found or suspected to have been contaminated with petroleum compounds, solvents and fluoride. The applicant proposes to remediate the site to meet both the Statewide health and the site-specific standard. A Summary of the Notice of Intent to Remediate was reportedly published in Wilkes-Barre's *The Times Leader* on July 3, 2001.

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

Washington Square II, Parcel 2, City of Harrisburg, **Dauphin County**. EPSYS Corporation, 1414 North Cameron Street, Suite 1, Harrisburg, PA 17103 (on behalf of Harristown Development Corporation, P. O. Box 1224, Harrisburg, PA 17108) has submitted a revised Notice of Intent to Remediate site soils and groundwater contaminated with BTEX and PAHs. The applicant proposes to remediate the site to meet the site-specific standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Harrisburg Patriot News* on June 22, 2001.

Rite Aid Middletown (formerly Ken Hess Chevrolet), Middletown Borough, **Dauphin County**. BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109 (on behalf of Rite Aid Corporation, 30 Hunter Lane, Camp Hill, PA 17011) has submitted a Notice of Intent to Remediate site soils contaminated with lead, BTEX, PHCs and PAHs. The applicant proposes to remediate the site to meet the Statewide Health standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Middletown Press and Journal* on May 23, 2001.

AIR QUALITY

NOTICE OF PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

affords an opportunity for public input and provides for sequential issuance of the necessary permits.

Notice is hereby given that DEP has received applications for plan approvals and/or operating permits from the following facilities.

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

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

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

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

PLAN APPROVALS

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

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

40-320-013A: Barletta Materials and Construction, Inc. (East Broad Street, P. O. Box 550, Tamaqua, PA 18252) for modification of a batch asphalt plant at the Harwood Plant along Route 924 in Hazle Township, **Luzerne County**.

40-320-015: Great Northern Press of Wilkes-Barre (173 Gilligan Street, Wilkes-Barre, PA 18702) for installation of an air cleaning device (regenerative thermal oxidizer) in Hanover Township, **Luzerne County**.

48-399-046: United Panel (P. O. Box 188, Mount Bethel, PA 18343) for construction of a reinforced fiberglass granule line and associated air cleaning devices in Upper Mount Bethel Township, **Northampton County**.

48-399-047: United Panel (P. O. Box 188, Mount Bethel, PA 18343) for construction of a reinforced fiber-

glass stenni line and associated air cleaning devices in Upper Mount Bethel Township, **Northampton County**.

48-399-048: United Panel (P. O. Box 188, Mount Bethel, PA 18343) for construction of a reinforced fiberglass board finishing operation and associated air cleaning devices in Upper Mount Bethel Township, **Northampton County**.

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

06-03091: The Rose Corp. (P. O. Box 15208, Reading, PA 19612-5208) for construction of a spray paint booth and a grit blast room. The spray booth is controlled by dry filters and the grit blast room is controlled by a fabric collector in the City of Reading, **Berks County**.

67-03107: Hoover Manufacturing Co., Inc. (P. O. Box 146, Glen Rock, PA 17327) for construction of three spray paint booths each controlled by a dry filter at its woodworking facility in Springfield Township, **York County**.

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

49-317-003: Butter Krust Baking Co., Inc. (249 North Eleventh Street, Sunbury, PA 17801) for construction of a bakery oven and associated air cleaning device (a catalytic oxidizer) in Northumberland Borough, **Northumberland County**.

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

65-00354A: Atlantic Refining and Marketing (1801 Market Street—25/10 PC, Philadelphia, PA 19103) for construction of a Vapor Combustion Unit at Delmont Terminal in Salem Township, **Westmoreland County**.

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

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

15-0029C: Dopaco, Inc. (241 Woodbine Road, Downingtown, PA 19335) for installation of a new flexographic printing press in Downingtown, **Chester County**. This installation will result in a volatile organic compound (VOC) net emission increase of 3.2 tons per year from the facility. 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.

46-0213: Cremation Society of Pennsylvania (4100 Jonestown Road, Harrisburg, PA 17109) for installation of one 200-pound per hour, natural gas fired crematorium for human remains at their facility along 371 East Church Road in Upper Merion Township, **Montgomery County**. This installation will result in maximum NOx emissions of 2.6 tons per year. 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.

46-00036: Visteon Systems, L.L.C. (2750 Morris Road, Lansdale, PA 19446) amended to include the requirements of Plan Approval 46-0036B for installation of Selective Soldering Machine No. 7 in Worcester Township, **Montgomery County**. This company is a Title V facility. This source will result in an emission increase of 0.0035 ton of Lead (Particulate Matter) and 2.37 tons of Volatile Organic Compounds (VOCs) per 12-month rolling sum. The Selective Soldering Machine No. 7 shall only be used for soldering electronic circuit boards. The Operating Permit will contain recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

46-0037G: Cabot Performance Materials (P. O. Box 1608, County Line Road, Boyertown, PA 19512-1608) for replacement of an existing boiler in Douglass Township, **Montgomery County**. This company is a Title V facility. This replacement will result in emissions decrease by using cleaner burning fuel. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

46-0037E: Cabot Performance Materials (P. O. Box 1608, County Line Road, Boyertown, PA 19512-1608) for construction/modification of its processes in Buildings 49 and 32 in Douglass Township, **Montgomery County**. This company is a Title V facility. This construction/modification will result in hydrogen fluoride (HF) and particulate matter (PM) emissions increase of less than 1 ton of each pollutant per year. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

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

40-313-045: Mountaintop Manufacturing (1050 Crestwood Drive, Mountaintop, PA 18707-0099) for installation of a Plastics Milling Line in Wright Township, **Luzerne County**. This facility is a supply and recreation Title V facility. Expected particulate emissions from the milling line will be controlled by two baghouses in series. Expected particulate emissions will be less than 0.02 grains/dscf from each baghouse. The company will monitor the pressure drop across the baghouses and maintain the system in accordance with the good engineering practices to assure proper operation of the system.

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

06-10690: East Penn Mfg. Co., Inc. (P. O. Box 147, Lyon Station, PA 19536-0147) for construction of two lead oxide mills each controlled by a cyclone, fabric collector and HEPA filter in Richmond Township, **Berks County**. The mills will have the potential to emit 0.1 ton per year of lead. The sources are subject to 40 CFR Part 60, Subpart KK - Standards of Performance for Lead-Acid Battery Manufacturing Plants. The plan approval will be incorporated into the Title V operating permit in accord-

ance with 25 Pa. Code § 127.450 (Administrative Amendment). The plan approval will include monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

06-3040A: Quality Investment Castings, Inc. (P. O. Box 100, Blandon, PA 19510-0100) for construction of a burn-off/preheat oven controlled by a thermal oxidizer in Maiden creek Township, **Berks County**. The new source will have the potential to emit 0.6 ton of particulate and 1.4 tons of nitrogen oxides per year. The plan approval will include monitoring, testing, record keeping and reporting requirements designed to keep the source operating within all applicable air quality requirements.

38-05016B: Quaker Alloy, Inc. (200 East Richland Avenue, Myerstown, PA 17067) for modification of an existing sand reclamation system located in Myerstown Borough, **Lebanon County**. No emission increases are expected from this modification. The plan approval will include monitoring, testing, record keeping and reporting requirements designed to keep the source operating within all applicable air quality requirements.

38-03034: Heart of My Heart Final Pet Arrangements (49 Pleasant Road, Grantville, PA 17028) for construction of an animal crematorium in East Hanover Township, **Lebanon County**. The crematorium will have the potential to emit particulate matter at about 0.9 ton per year. The plan approval will include monitoring, testing, record keeping and reporting requirements designed to keep the source operating within all applicable air quality requirements.

67-05093: Codorus Stone and Supply Company, Inc. (135 Mundis Race Road, York, PA 17402) for construction of a batch asphalt plant controlled by a fabric collector and two 30,000 gallon liquid asphalt cement storage tanks in Manchester Township, **York County**. The batch asphalt plant is a supply and recreation Title V facility. The asphalt plant will have the potential to emit 97 tons of CO, 30 tons of NO_x, 22 tons of SO₂, 7 tons of PM-10 and 2 tons of VOC. The batch asphalt plant will be subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities. The storage tanks will be subject to 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels. Facility emission restrictions for criteria pollutants and HAPs have been included and a performance test for particulate matter emissions will be required. The plan approval will include emission, monitoring, record keeping and reporting requirements, as well as work practice standards, designed to keep the source operating within applicable requirements.

PLAN APPROVAL

PUBLIC HEARINGS

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790; Contact: Thomas A. DiLazaro, Program Manager; (570) 826-2531.

48-328-005A: Reliant Energy Portland, LLC (River Road, P. O. Box 38, Portland, PA 18351) to take testimony concerning the air quality plan approval for construction of two combined-cycle combustion turbines with duct burners and a cooling tower in Upper Mount Bethel Township, **Northampton County**. All maximum potential emissions, emission consumptions of the available Prevention of Significant Deterioration air quality increments and the conditions placed in the Plan Approval to

show compliance with the applicable standards are contained in the draft plan approval.

A public hearing will be held for the purpose of receiving comments on the proposed air quality plan approval. The hearing will be held on August 29, 2001, at 7 p.m. at the Nazareth High School, East Center Street, Nazareth, PA. Persons interested in commenting are invited to appear at the public hearing.

The general procedures for the hearing are as follows:

To develop an agenda for the hearing, the Department requests that individuals wishing to testify at the hearing submit a written notice of their intent. The notice should be sent to Thomas A. DiLazaro at the address previously listed. The Department will accept notices up to the day of the public hearing.

This written notice should include the person's name, address, telephone number and a brief description as to the nature of the testimony. Individuals who submit a notice of intent to testify will be given priority on the agenda. If time permits, the Department will allow individuals who have not submitted a notice of intent to testify to present their comments.

Each individual will have up to 10 minutes to present testimony. The Department requests that individuals present written copies of their testimony in addition to their oral presentations.

To insure that all speakers have a fair and equal opportunity to present their testimony, relinquishing of time will be prohibited. Further details relating to the procedures to be followed at the hearing will be outlined at the beginning of the hearing.

Persons unable to attend the hearing can submit written testimony to the Department through September 29, 2001.

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

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

54-399-028: Greater Pottsville Area Sewer Authority (401 North Centre Street, P. O. Box 1163, Pottsville, PA 17901) for operation of an aerobic reactor and associated air cleaning devices in Port Carbon Borough, **Schuylkill County**.

35-328-001: PEI Power Corp. (170 Power Boulevard, P. O. Box 157, Archbald, PA 18403) for operation of a simple cycle gas turbine and associated air cleaning device in Archbald Borough, **Lackawanna County**.

40-301-079: Wilkes-Barre General Hospital (575 River Street, Wilkes-Barre, PA 18764) for operation of a medical waste incinerator and associated air cleaning devices in Wilkes-Barre, **Luzerne County**.

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

06-03042: Fairmount Foundry, Inc. (Front and Pine Streets, Hamburg, PA 19526) for operation of a gray iron foundry in the Borough of Hamburg, **Berks County**. This gray iron foundry is a supply and recreation Title V facility. This construction will have the potential to emit 68 tons of particulate, 53 tons of sulfur oxides and 50 tons of carbon monoxide per year. The facility will be con-

trolled by a scrubber and various fabric collectors. The permit will also contain additional emission, monitoring, record keeping and reporting requirements, as well as work practice standards, designed to keep the facility operating within applicable requirements.

28-05020: T. B. Woods, Inc. (440 North Fifth Avenue, Chambersburg, PA 17201) for operation of its Chambersburg Plant in Chambersburg Borough, **Franklin County**. This iron foundry is a Synthetic Minor facility. The annual emissions of PM-10 and VOC are about 45 tons and 20 tons, respectively. Facility emission restrictions for criteria pollutants and HAPs have been included in order for the facility to maintain its Synthetic Minor status. The permit will also contain additional emission, monitoring, record keeping and reporting requirements, as well as work practice standards, designed to keep the facility operating within applicable requirements.

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 the applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

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

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

agencies which have requested review of the NPDES permit requirements for a particular mining activity within the previously-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

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

Coal Applications Received

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

54830702R3. Swatara Coal Company (P. O. Box 246, Tremont, PA 17981), renewal of an existing coal refuse reprocessing and coal refuse disposal operation in Reilly Township, **Schuylkill County**, affecting 180.4 acres, receiving streams: Swatara Creek and Polly's Creek. Application received: July 6, 2001.

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

17010108. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine-auger permit in Lawrence Township, **Clearfield County** affecting 76 acres. Receiving stream—Orr's Run. Application received: July 10, 2001.

17960108. Cougar Contracting, Inc. (P. O. Box 217, Houtzdale, PA 16651), renewal of an existing bituminous surface mine permit in Bigler Township, **Clearfield County** affecting 13.7 acres. Receiving stream—unnamed tributary of Muddy Run to Muddy Run, Muddy Run to Clearfield Creek, Clearfield Creek to West Branch Susquehanna River. Application received: June 25, 2001.

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

65910103. Calvin W. Hepler (R. D. 1, Box 224, Smithton, PA 15479). Renewal application received for continued operation and reclamation of a bituminous surface/auger-mining site located in South Huntingdon Township, **Westmoreland County**, affecting 42.4 acres. Receiving streams: unnamed tributaries to Barren Run. Application received: July 10, 2001.

65960103. M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701-1319). Application received for renewal of permit for continued operation and reclamation of a bituminous surface mine located in Derry Township, **Westmoreland County**, affecting 162.1 acres. Receiving streams: unnamed tributary to Miller Run, Miller Run to Loyalhanna Creek, Loyalhanna Creek to Conemaugh River. Application received: July 13, 2001.

63910102. Twilight Industries (Division of U. S. Natural Resources, 212 State Street, Belle Vernon, PA 15012). Application received for renewal of permit for continued reclamation only of a bituminous surface mine located in Fallowfield Township, **Washington County**, affecting 150.0 acres. Receiving streams: unnamed tributaries to and including Pigeon Creek. Application received: July 16, 2001.

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

32010105. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001), commencement, operation and restoration of bituminous surface and auger mine in Center & Blacklick Townships, **Indiana County**, affecting 135.9 acres, receiving stream unnamed tributaries to Aultmans Run, Aultmans Run, Conemaugh River. Application received: June 12, 2001.

McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317.

56841321. Miller Springs Remediation Management, Inc., (2480 Fortune Drive, Suite 300, Lexington, KY 40509), to renew the permit for the Bird Mine No. 2/No. 3 in Stoneycreek and Conemaugh Townships, **Somerset County** to renew the permit, no additional discharges. Application received: June 4, 2001.

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

10010107. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Commencement, operation and restoration of a bituminous surface strip operation in Washington Township, **Butler County** affecting 20.5 acres. Receiving streams: One unnamed tributary to Christy Run and two unnamed tributaries to South Branch Slippery Rock Creek. Application received: July 10, 2001.

Noncoal Applications Received

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

08010813. Richard and Nancy Bennett (R. D. 1, Box 172, Wyalusing, PA 18853), commencement, operation and restoration of a Small Industrial Minerals (Shale-Bluestone-Graystone) permit in Tuscarora Township, **Bradford County** affecting 3 acres. Receiving stream—unnamed tributary, tributary to Wyalusing Creek. Application received: June 25, 2001.

08010812. Richard and Nancy Bennett (R. D. 1, Box 172, Wyalusing, PA 18853), commencement, operation and restoration of a Small Industrial Minerals (Shale-Bluestone-Graystone) permit in Tuscarora Township, **Bradford County** affecting 3 acres. Receiving stream—unnamed tributary, tributary to Wyalusing Creek. Application received: June 25, 2001.

08010814. LaVern Johnson (R. R. 4, Box 4023, Wyalusing, PA 18853), commencement, operation and restoration of a Small Industrial Minerals (Flagstone) permit in Wyalusing Township, **Bradford County** affecting 1 acre. Receiving stream—unnamed tributary, tributary to Susquehanna River. Application received: June 25, 2001.

53010804. Roger Long (242 West Branch Road, Galeton, PA 16922), commencement, operation and restoration of a Small Industrial Minerals (Flagstone) permit in West Branch Township, **Potter County** affecting 3 acres. Receiving stream—Osgood Hollow, tributary to Pine Creek. Application received: June 27, 2001.

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

05960302. New Enterprise Stone & Lime Company, Inc. (P. O. Box 77, Church Street, New Enterprise, PA 16664), renewal of NPDES Permit No. PA0234214, Snake Spring Township, **Bedford County**, receiving stream Cove Creek, NPDES Renewal application received: June 11, 2001.

07910301. New Enterprise Stone & Lime Company, Inc. (P. O. Box 77, Church Street, New Enterprise, PA 16664), renewal of NPDES Permit No. PA0599221, Frankstown Township, **Blair County**, receiving stream unnamed tributary to the Frankstown Branch of the Juniata River, NPDES Renewal application received: June 11, 2001.

Noncoal Applications Returned

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

08000809. Kevin Nitzcnski (R. D. 1, Box 238, New Albany, PA 18833), commencement, operation and restoration of a Small Industrial Minerals (Gravel) permit located in Albany Township, **Bradford County** affecting 1 acre. Receiving stream—unnamed tributary to Towanda Creek. Application received: October 12, 2000. Application returned: July 10, 2001.

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

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

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E46-893. Blue Bell Associates, 650 Sentry Parkway, Suite One, Blue Bell, PA 19422, Plymouth Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain approximately 120 linear feet of 13-foot by 8-foot reinforced concrete box stream enclosure along an unnamed tributary to Plymouth Creek (WWF) associated with the construction of Peter Lane at the proposed Plymouth Meeting Commons Residential Development. This project also includes the installation and maintenance of two outfall structures and an 8-inch sanitary sewer pipe stream crossing. The site is located approximately 2,000 feet north of the intersection of South Graver Road and Chemical Road, (Norristown, PA USGS Quadrangle N: 19.6 inches; W: 5.9 inches).

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

E01-224. Conewago Enterprises, Inc., 660 Edgemoor Road, Hanover, PA 17331 in Mount Pleasant Township, **Adams County**, ACOE Baltimore District.

To (1) construct and maintain a new bridge with a span of 18 feet and an underclearance of 2.46 feet (2) replace an existing pipe culvert with a bridge with a span of 17 feet and an underclearance of 5.17 feet; and, (3) replace an existing retaining wall and road which is located under a railroad bridge along and across Brush Run (WWF) (McSherrystown, PA Quadrangle N: 20.8 inches; W: 14.5 inches).

E01-225. Todd Williams, Cumberland Township Authority, 1370 Fairfield Rd., Gettysburg, PA 17325 in Cumberland Township, **Adams County**, ACOE Baltimore District.

To construct and maintain a sewer plant expansion project consisting of several process structures, a parking lot and access roads in the floodplain along Willoughby Run (WWF) (Fairfield, PA Quadrangle N: 13.1 inches; W: 1.3 inches).

E21-324. Guy Miller, 13244 Old Mill Road, Waynesboro, PA 17268 in Southampton Township, **Cumberland County**, ACOE Baltimore District.

To construct and maintain a low-profile steel box culvert having a span of 11.75 feet and a rise of 4.33 feet in Mains Run (CWF) for the purpose of replacing a ford crossing to access private property located on the west side of Means Hollow Road (T-300) about 1 mile southeast of its intersection with McCulloch Road (Walnut Bottom, PA Quadrangle N: 1.1 inches; W: 17.0 inches).

E21-328. James Collins, Mt. Holly Springs Borough, 200 Harmon St., Mt. Holly Springs, PA 17065 in Mt. Holly Springs Borough, **Cumberland County**, ACOE Baltimore District.

To remove an existing bridge and to construct and maintain a single span pre-stressed concrete adjacent box beam bridge having a clear span of 60.0 feet and an underclearance of about 8.9 feet across Mountain Creek (TSF) located on Pine Street (Mt. Holly Springs, PA Quadrangle N: 20.8 inches; W: 8.8 inches).

E34-101. Marlin Zook, R. D. 1 Box 22, East Waterford, PA 17021 in Lack Township, **Juniata County**, ACOE Baltimore District.

To remove an existing bridge and to construct and maintain a bridge having a span of 30 feet and an underclearance of 5 feet across the channel of Lick Run (CWF) at a point approximately 1,200 feet upstream of its mouth (Blairs Mill, PA Quadrangle N: 17.62 inches; W: 2.87 inches).

E38-124. Lebanon Valley College, Annville, PA 17003 in Annville Township, **Lebanon County**, ACOE Baltimore District.

To construct and maintain (1) about 600 feet of stream channel relocation of an unnamed tributary to Quitapahilla Creek (TSF); (2) a waived of permit requirements, 114-foot long, 10-inch diameter PVC pipe stream enclosure in the unnamed tributary to Quitapahilla Creek (TSF); (3) a 0.6 acre wetland area as mitigation to conducting unpermitted activities involving excavation in the stream channel of the unnamed tributary to Quitapahilla Creek (TSF), excavation and placing fill in 0.25 acre of associated wetlands as part of the development of a supply and recreation jurisdictional stormwater detention pond which controls stormwater runoff from a vehicle parking area associated with an athletic facility located on the Campus of Lebanon Valley College (Palmyra, PA Quadrangle N: 15.5 inches; W: 1.7 inches).

E50-205. Toboyne Township, R. D. 1 Box 168, Blain, PA 17006, Toboyne Township, **Perry County**, ACOE Baltimore District.

To construct and maintain repairs which include underpinning bridge abutment foundations and placing a reinforced concrete jacket along both abutments to a single span steel I-beam bridge having a clear span of 19.5 feet and an underclearance of 3.5 feet across Sherman Creek (HQ-CWF) located on Upper Buck Ridge Road T-301 (Blain, PA Quadrangle N: 8.1 inches; W: 12.9 inches) in Toboyne Township, Perry County.

E67-702. Dillsburg Area Authority, P. O. Box 370, Dillsburg, PA 17019 in Carroll Township, **York County**, ACOE Baltimore District.

To construct and maintain (1) two final clarifiers; (2) two aeration tanks by converting existing aeration/clarifier tanks; (3) the replacement of the existing chlorine disinfection system by building an ultraviolet disinfection system; (4) a raw water pump station; (5) a new outfall pipe all in the channel and floodway/floodplain of Dogwood Run (CWF) located at the existing Dillsburg Area Wastewater Treatment Facility along the north side of Old Mill Road T-885 (Dillsburg PA Quadrangle N: 20.5 inches; W: 5.7 inches).

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

E08-376. Pennsylvania Department of Transportation, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754-0218. Water Obstruction and Encroachment Joint Permit Application, in Wyalusing Township, **Bradford County**, ACOE Susquehanna River Basin District (Laceyville, PA Quadrangle N: 18.9 inches; W: 15.1 inches).

To a) remove three existing structures, b) construct and maintain a three span precast concrete I-beam bridge having a span of 187 feet and a minimum underclearance of 15.2 feet with a skew of 80° in Wyalusing Creek, a single cell precast reinforced concrete box culvert having a span of 20.0 feet and a minimum underclearance of 6.5 feet with a skew of 76°32' in an overflow channel adjacent to Wyalusing Creek and a single cell precast

reinforced concrete box culvert having a span of 193.0 feet and a minimum underclearance of 6.0 feet with a skew similar to that of the existing structure in Camp Creek, c) temporarily construct and maintain six 5-foot diameter corrugated metal pipes and associated R-3 and R-6 rock fill for a temporary causeway, all of which is located along SR 0706, Segment 026. This project proposes to have a minimal impact on Wyalusing Creek and Camp Creek, which are; each designated a Warm Water Fisheries and does propose to have a minimal impact on approximately 1.35 acres of jurisdictional wetlands.

E08-377. Pennsylvania Department of Transportation, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754-0218. Water Obstruction and Encroachment Joint Permit Application, in Wilmont Township, **Bradford County**, ACOE Susquehanna River Basin District (Jenningsville, PA Quadrangle N: 17.8 inches; W: 16.1 inches).

To perform streambed paving in Sugar Run Creek along SR 2006 located at the intersection of SR 0187 south and SR 2006. This project proposes to permanently impact 11.5 linear feet of Sugar Run Creek, which is, designated a Cold Water Fishery, Class 'A' wild trout stream and does not propose to impact any jurisdictional wetlands.

E14-399. John and Erma Bubb, 324 Taylor Hill Road, Centre Hall, PA 16828. Stream Enclosure, in Potter Township, **Centre County**, ACOE Baltimore District (Centre Hall, PA Quadrangle N: 6.45 inches; W: 8.00 inches).

An after-the-fact permit application to extend and maintain a 36-inch diameter corrugated metal pipe driveway stream crossing into an 124-foot long 36-inch diameter corrugated metal pipe stream enclosure of an unnamed tributary of Sinking Creek to further access to the rear of the residential property located 1 mile south on Taylor Hill Road from SR 322. The project proposes to impact 124 linear feet of an unnamed tributary of Sinking Creek that is classified as a Cold Water Fishery.

E14-400. Sterling Run Club, Inc., 216 South Allegheny Street, Bellefonte, PA 16823. New Bridge, in Burnside Township, **Centre County**, ACOE Baltimore District (Karthaus, PA Quadrangle N: 21.5 inches; W: 6.7 inches).

To construct and maintain a wooden bank-to-bank bridge with a 30-foot span, a 5-foot underclearance, a waterway opening of 125 square feet and 30 cubic yards of approach fill to cross Sterling Run located 6,000 feet north of Brooks Run's confluence with Sterling Run. The project proposes to permanently impact 10 feet of Sterling Run that is classified as a High Quality-Cold Water Fishery.

E14-401. Patrick Hawbaker, 235 Shannely Drive, Port Matilda, PA 16870. Culvert Replacement, in Halfmoon Township, **Centre County**, ACOE Baltimore District (Port Matilda, PA Quadrangle N: 7.2 inches; W: 3.3 inches).

To remove an existing 48-inch diameter corrugated metal pipe and to construct and maintain two 48-inch diameter 20-foot long reinforced concrete pipes depressed 6-inches into the streambed to produce an effective waterway opening of 24.22 square feet with 108 linear feet of stone end walls and R-5 riprap outlet/inlet aprons in Halfmoon Creek located 0.5 mile southwest of the intersection of SR 550 and Houtz Road. The project

proposes to permanently impact 50 linear feet of Halfmoon Creek that is classified as a High Quality-Cold Water Fishery.

E18-319. Pa. Dept. of Transportation, 1924-30 Daisy Street, Clearfield, PA 16830. Rehabilitation of Timber Truss Covered Bridge with Steel Girders, in Logan Township, **Clinton County**, ACOE Baltimore District (Millheim, PA Quadrangle N: 1.0 inch; W: 1.5 inches).

To add steel girders to and maintain a timber truss covered bridge with a 49-foot 9-inch clear span and an 8.5-foot minimum underclearance across Fishing Creek located 0.4 mile south on T-346 from SR 880. The project proposes to insignificantly impact 30 linear feet of Fishing Creek that is classified as a High Quality-Cold Water Fishery.

E41-484. Weis Markets, Inc., 1000 South Second Street, P. O. Box 471, Sunbury, PA 17801-0471. Weis Markets Grocery Store, in Muncy Creek Township, **Lycoming County**, ACOE Baltimore District (Muncy, PA Quadrangle N: 15.25 inches; W: 1.50 inches).

To place fill into a 0.43 acre isolated palustrine emergent wetland for the purpose of constructing a new grocery store. The applicant proposes to meet the wetland replacement requirement by constructing a 0.9-acre replacement wetland south of the proposed impact area. The project site is located approximately 600 feet southwest from the intersection of SR 405 and SR 442 and 1.5 mile east northeast of the Borough of Muncy.

E49-249. Pennsylvania Department of Transportation, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754-0218. Water Obstruction and Encroachment Joint Permit Application, in Lewis Township, **Northumberland County**, ACOE Susquehanna River Basin District (Washingtonville, PA Quadrangle N: 18.94 inches; W: 16.13 inches).

To a) remove existing structure, b) construct and maintain a single span precast reinforced box culvert having a span of 14.0 feet and a minimum underclearance of 4.5 feet with a skew of 90° in a tributary to Beaver Run, c) temporarily construct and maintain three 4-foot diameter corrugated metal pipes and associated rock fill for a temporary road crossing, d) temporarily construct and maintain sand bag diversion dike at the existing bridge site, all of which is located along SR 0044, Segment 0010, Offset 2194. This project proposes to have a minimal impact on the tributary to Beaver Run, which is, designated a Warm Water Fishery and does not propose to impact any jurisdictional wetlands.

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

E02-1347. Allegheny County Department of Public Works, Room 501 County Office Building, 542 Forbes Avenue, Pittsburgh, PA 15219-2904. West Mifflin Borough, **Allegheny County**, ACOE Pittsburgh District.

To remove the existing bridge (Thompson Run South Side Bridge No. 3) and to construct and maintain an arch culvert having a span of 14.0 feet with an underclearance of 10.0 feet across the channel of Thompson Run (WWF) for the purpose of improving highway safety. The project is located on Homestead Duquesne Road, approximately 120 feet south from the intersection of Homestead Duquesne Road and Lower Bull Run Road (Glassport, PA Quadrangle N: 21.0 inches; W: 0.75 inch).

E03-399. Burrell Township, R. D. 1, Box 126, Ford City, PA 16226. Burrell Township, **Armstrong County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain five 60-inch polyethylene pipe culverts in an unnamed tributary to Crooked Creek (CWF) for the purpose of improving transportation safety and roadway standards located on Creek Road just upstream of the confluence with Crooked Creek. (Whitesburg, PA Quadrangle N: 3.95 inches; W: 11.84 inches).

E03-400. Roaring Run Watershed Association, Inc., P. O. Box 333, Apollo, PA 15613-0333. Kiskiminetas Township, **Armstrong County**, ACOE Pittsburgh District.

To construct and maintain a pedestrian bridge having a clear span of 63 feet and an underclearance of 6 feet across Roaring Run (CWF) located at a point approximately 2,000 feet upstream of its confluence with the Kiskiminetas River (Vandergrift, PA Quadrangle N: 10.1 inches; W: 4.49 inches)

E63-511. Pennsylvania Department of Transportation, Engineering District 12-0, P. O. Box 469, Uniontown, PA 15401. Cecil Township, **Washington County**, ACOE Pittsburgh District.

To remove the existing bridge and to construct and maintain a new bridge consisting of two elliptical concrete culverts each having a span of 7.58 feet with an underclearance of 4.83 feet (1.0 foot depressed below streambed) in an unnamed tributary to Millers Run (WWF) for the purpose of improving SR 1003. The bridge is located on SR 1003, approximately 400 feet north from the intersection of SR 1003 and Reissing Hollow (Canonsburg, PA Quadrangle N: 17.0 inches; W: 10.4 inches).

E63-512. Washington County Commissioners, Courthouse Square, 100 Beaver Street, Washington, PA 15301. City of Washington, **Washington County**, ACOE Pittsburgh District.

To remove the existing bridge (West Maiden Street Bridge, T-572) and to construct and maintain a new bridge having a span of 20.55 feet with a minimum underclearance of 6.5 feet across Catfish Creek (WWF) for the purpose of improving West Maiden Street. The bridge is located on West Maiden Street approximately 235 feet east from the intersection of Oregon Street and West Maiden Street (Washington West, PA Quadrangle N: 7.6 inches; W: 0.2 inch).

E65-785. Esther Glasser, 916 Green Street, Greensburg, PA 15601. Mount Pleasant Township, **Westmoreland County**, ACOE Pittsburgh District.

To place and maintain fill in 0.82 acre of wetland and an unnamed tributary to Boyer Run (WWF) for the purpose of construction of the Mountain Shadows Housing Development. Also, to construct and maintain an 8-inch diameter outfall structure in said stream. The project is located approximately 0.5 mile south of the town of Norvelt (Mount Pleasant, PA Quadrangle N: 12.25 inches; W: 1.0 inch).

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

E10-338. Vernon and Margaret Boyer, 657 Kiester Road, Slippery Rock, PA 16057. Boyer Small Flow Residential Wastewater Treatment Facilities, in Slippery Rock Township, **Butler County**, ACOE Pittsburgh District (West Sunbury, PA Quadrangle N: 8.8 inches; W: 17 inches).

To construct and operate a small flow residential treatment facility that discharges directly to Slippery Rock Creek (CWF) and impacts less than 0.1 acre land

along Slippery Rock Creek to replace a malfunctioning onlot sewage disposal system

E20-492. Meadville Real Estate, L.P., 2400 Ardmore Boulevard, Suite 800, Pittsburgh, PA 15221. Vernon Town Square, in Vernon Township, **Crawford County**, ACOE Pittsburgh District (Geneva, PA Quadrangle N: 22.4 inches; W: 11 inches).

To fill 2.02 acres of wetlands (PSS/PFO) for construction of Vernon Township Square commercial development at the northwest corner of the intersection of S. R. 322 and S. R. 98 and to construct and maintain 2.02 acres of replacement wetlands (PSS/PFO) and enhance 1.0 acre of existing wetlands (PEM) located approximately 0.38 mile northeast of Keborts Corners (Geneva, PA Quadrangle N: 16.5 inches; W: 9 inches).

E33-204. Brockway Borough, 501 Main Street, Brockway, PA 15824. Little Toby Creek Stream Restoration Project, in Brockway Borough, **Jefferson County**, ACOE Pittsburgh District (Falls Creek, PA Quadrangle N: 21.0 inches; W: 4.6 inches).

To construct and maintain a stream bank restoration project in/along a total reach of approximately 2,000 feet of Little Toby Creek (CWF) extending downstream from the confluence of Rattlesnake Creek including the following:

1. Remove three gravel bars having a total combined length of approximately 510 feet.
2. Install root wad and live stake bank protection at nine areas having a total combined length of approximately 1280 feet
3. Re-grade the bank and install live stake bank stabilization at one location measuring approximately 80 feet in length.
4. Install woody debris and rock riprap as backfill at two locations.

E42-280. Bradford Township, 136 Hemlock Street, Bradford, PA 16701. Tuna Valley Trails—West Tuna Creek Trail, in Bradford Township, **McKean County**, ACOE Pittsburgh District (Bradford, PA Quadrangle N: 14 inches; W: 5.4 inches).

To construct and maintain the following structures over West Branch Tunungwant Creek (CWF) for pedestrian and bicycle traffic, associated with the construction and maintenance of a trail consisting of gravel fill, with either an asphalt or crushed limestone surface approximately 10-foot wide and 1.4 miles in length, along an existing path, parallel to and in the floodplain and floodway of the perennial West Branch Tunungwant Creek (CWF), beginning at the intersection of Campus Drive and Onofrio Street and ending at Dorothy Lane adjacent to the University of Pittsburgh—Bradford Campus:

1. A 14-ft-wide by 31-ft-long crossing with concrete abutments, steel stringers and a wooden deck and railings; with rock riprap placed along the banks for a length of 20 ft.
2. A 14-ft-wide by 22-ft-long crossing with concrete abutments, steel stringers and a wooden deck and railings; with rock riprap placed along the banks for a length of 20 ft.
3. A 14-ft-wide by 70-ft-long crossing with concrete abutments, steel stringers and a wooden deck and railings; with rock riprap placed along the banks for a length of 20 ft.

ACTIONS

**FINAL ACTIONS TAKEN UNDER THE
PENNSYLVANIA CLEAN STREAMS
LAW AND THE FEDERAL CLEAN
WATER ACT—NPDES AND WQM PART
II PERMITS**
**INDUSTRIAL WASTE AND
SEWERAGE WASTEWATER**

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

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

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

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

WQM Permit No. 1501410, Sewage, **Tredyffrin Township Municipal Authority**, 1100 DuPortail Road, Berwyn, PA 19312.

This proposed facility is located in Tredyffrin Township, **Chester County**.

Description of Proposed Action/Activity: Construction of a sanitary sewer extension and pump station to serve commercial properties.

WQM Permit No. 4696420 A1, Sewage, **Borough of Royersford**, P. O. Box 188, 300 Main Street, Royersford, PA 19468.

This proposed facility is located in Upper Providence Township, **Montgomery County**.

Description of Proposed Action/Activity: Construction and operation of a dechlorination facility at the existing treatment plant.

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

NPDES Permit No. PA0010294, Industrial Waste, **Tyco Electronics Corporation**, MS 140-042, P. O. Box 3608, Harrisburg, PA 17105-3608.

This proposed facility is located in Williamstown Borough, **Dauphin County**.

Description of Proposed Action/Activity: Authorization to discharge to Wiconisco Creek in Watershed 6-C.

NPDES Permit No. PA0081591, Sewage, **Eastern York County Sewer Authority**, 44 Walnut Springs Road, P. O. Box 6206, Hellam, PA 17406-6206.

This proposed facility is located in Hallam Borough, **York County**.

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

NPDES Permit No. PA0081434, Sewerage, **Countryside Mobile Home Park**, 204 Stone Mill Drive, Elizabethtown, PA 17022.

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

Description of Proposed Action/Activity: Authorization to discharge to UNT of South Branch in Watershed 7-H.

NPDES Permit No. PA0070360, Sewerage, **All American Plazas, Inc.**, P. O. Box 302, Bethel, PA 19507.

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

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

NPDES Permit No. PA0081752, Sewerage, **Philhaven Hospital**, 283 South Butler Road, P. O. Box 550, Mount Gretna, PA 17042.

The proposed facility is located in West Cornwall Township, **Lebanon County**.

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

NPDES Permit No. PA0087408, Sewerage, **Midway Lodgings, Comfort Inn—Midway**, P. O. Box 6, Bethel, PA 19507.

The proposed facility is located in Bethel Township, **Berks County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary of Little Swatara Creek (via swale) in Watershed 7-D.

WQM Permit No. 6789443 (Transfer 1), Sewerage, **Countryside Mobile Home Park**, 204 Stone Mill Drive, Elizabethtown, PA 17022.

The proposed facility is located in North Codorus Township, **York County**.

Description of Proposed Action/Activity: The continued operation of sewage treatment facilities.

WQM Permit No. 3872403 (Amendment 01-1), Sewerage, **North Cornwall Township Authority**, 320 South 18th Street, Lebanon, PA 17042.

The proposed facility is located in North Cornwall Township, **Lebanon County**.

Description of Proposed Action/Activity: Modifications to the construction/operation of pump stations.

WQM Permit No. 0501402, Sewerage, **Zane Weicht**, 1179 North Milk and Water Road, Everett, PA 15537.

The proposed facility is located in West Providence Township, **Bedford County**.

Description of Proposed Action/Activity: Construction of a single family sewage treatment facility.

WQM Permit No. 0101402, Sewerage, **Cumberland Township Authority**, 1370 Fairfield Road, Gettysburg, PA 17325.

The proposed facility is located in Cumberland Township, **Adams County**.

Description of Proposed Action/Activity: Construction/operation of Sewage Treatment Facilities.

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

NPDES Permit No. PA0020583, Sewerage, **Middleburg Municipal Authority**, 13 North Main Street, Middleburg, PA 17842.

This proposed facility is located in Middleburg Borough, **Snyder County**.

Description of Proposed Action/Activity: Renewal of an existing permit.

NPDES Permit No. PA0113182, Sewerage, **Albert Drobka**, Al Mar Acres Mobile Home Park, P. O. Box 256, State College, PA 16804-0256.

This proposed facility is located in Harris Township, **Centre County**.

Description of Proposed Action/Activity: Renewal of an existing permit.

NPDES Permit No. PA0209317, Sewerage, **Leonard G. Young**, Oakridge Personal Care Home, R. R.#2 Box A 195, Mill Hall, PA 17751.

This proposed facility is located in Colebrook Township, **Clinton County**.

Description of Proposed Action/Activity: Renewal of an existing NPDES Permit.

NPDES Permit No. PA0113212, Sewerage, **Delaware Township Municipal Authority**, P. O. Box 80, Dewart, PA 17730.

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

Description of Proposed Action/Activity: Rerating the existing STP.

WQM Permit No. 4993401, Sewerage, **Delaware Township Municipal Authority**, P. O. Box 80, Dewart PA 17730.

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

Description of Proposed Action/Activity: Rerating the existing STP.

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

NPDES Permit No. PA0000892. Industrial Waste. **Westinghouse Electric Corporation**, Specialty Metals Plant, R. D. 4, Box 333, Blairsville, PA 15717-8904 is authorized to discharge from a facility located at Derry Township, **Westmoreland County** to receiving waters named the Conemaugh River.

NPDES Permit No. PA0218430. Industrial Waste. **Allegheny Energy Supply Company, LLC**, 800 Cabin Hill Drive, Greensburg, PA 15601-1689 is authorized to discharge from a facility located at Penn Township, **Westmoreland County** to receiving waters named unnamed tributary to Bushy Run.

NPDES Permit No. PA0091146, Amendment No. 1. Sewage. **North Union Township Municipal Services Authority**, 6 South Evans Station Road, Lemont Furnace, PA 15456 is authorized to discharge from a facility located at Industrial Park No. 2 STP, North Union Township, **Fayette County** to receiving waters named unnamed tributary of Gist Run.

NPDES Permit No. PA0091791-A1. Sewage. **Joseph Argiro**, R. D. 2, Box 368, Connellsville, PA 15425 is authorized to discharge from a facility located at Argiro Mobile Home Park STP, Bullsken Township, **Fayette County** to receiving waters named unnamed tributary of Breakneck Run.

NPDES Permit No. PA0092525. Sewage. **Scottdale Manor Rehabilitation Center LC**, 900 Porter Avenue, Scottdale, PA 15683-1147 is authorized to discharge from a facility located at Scottdale Nursing Home, East Huntingdon, **Westmoreland County** to receiving waters named unnamed tributary to Jacobs Creek.

Permit No. 6500201. Industrial Waste. **Allegheny Energy Supply Company, L.L.C.** Construction of an Electricity Generation Plant located in Penn Township, **Westmoreland County** to serve Harrison City combustion turbine power generation plant Unit 6 and Unit 7.

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

NPDES Permit No. PA0221261, Sewage, **Richard A. and Pamela A. Roupe**, 600 Minard Run Road, Bradford, PA 16701.

This proposed facility is located in Bradford Township, **McKean County**.

Description of Proposed Action/Activity: This project is to discharge to unnamed tributary to Minard Run.

NPDES Permit No. PA0238481, Sewage, **John J. Kolcun, Jr.**, 20268 Gospel Hill Road, Saegertown, PA 16433.

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

Description of Proposed Action/Activity: This project is to discharge to unnamed tributary to French Creek.

NPDES Permit No. PA0222135, Sewage, **Vision-Quest National Ltd.**, Fort Charles Young, P. O. Box 168, Franklin, PA 16323-0168.

This proposed facility is located in Sandycreek Township, **Venango County**.

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

NPDES Permit No. PA0103802, Sewage, **Midwest Campers—Camp Stone**, 14141 Cedar Road, South Euclid, OH 44121.

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

Description of Proposed Action/Activity: This facility is authorized to discharge to an unnamed tributary to Patchen Run.

NPDES Permit No. PA0104329, Sewage, **US Army Corps of Engineers**, Big Bend Access Area, 1000 Liberty Avenue, Pittsburgh, PA 15222.

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

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

NPDES Permit No. PA0221945, Sewage, **Eagle Crest Manor Mobile Home Park**, 7064 Perry Highway, Meadville, PA 16335.

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

Description of Proposed Action/Activity: This facility is authorized to discharge to an unnamed tributary to Conneaut Outlet.

NPDES Permit No. PA0026697, Sewage, **Butler Area Sewer Authority**, 100 Litman Road, Butler, PA 16001-3256.

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

Description of Proposed Action/Activity: This facility is authorized to discharge to Connoquenessing Creek.

NPDES Permit No. PA0221619, Sewage, **Otto Township Sanitary Authority**, P. O. Box 213, Duke Center, PA 16729.

This proposed facility is located in Otto Township, **McKean County**.

Description of Proposed Action/Activity: This facility is authorized to discharge to Knapp Creek.

NPDES Permit No. PA0103209, Sewage, **Seneca High School**, Wattsburg Area School District, 10782 Wattsburg Road, Erie, PA 16509.

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

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

NPDES Permit No. PA0238562, Sewage, **John Ditrch Subdivision**, Property Owners Association, Inc., 5795 Peck Road, 16510.

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

Description of Proposed Action/Activity: This facility is authorized to discharge to an unnamed tributary to Six Mile Creek.

WQM Permit No. 4201403, Sewage, **Scott and Deborah Cavagnaro and Robert and Sharon Daggett**, 407 Minard Run, Bradford, PA 16701.

This proposed facility is located in Bradford Township, **McKean County**.

Description of Proposed Action/Activity: This project is for the construction and operation of a common ground infiltration trench disposal system to serve two homes.

WQM Permit No. 4201402, Sewage, **Borough of Kane Authority**, Pine Street wastewater treatment plant, 112 Bayard Street, P. O. Box 79, Kane, PA 16735.

This proposed facility is located in Borough of Kane, **McKean County**.

Description of Proposed Action/Activity: This project is for the construction of CSO related by-pass facilities at the Pine Street wastewater treatment plant.

WQM Permit No. 4301411, Sewage, **Peter M. and Emily J. Daloni**, 2646 Mercer-West Middlesex Road, West Middlesex, PA 16159.

This proposed facility is located in Shenango Township, **Mercer County**.

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

WQM Permit No. 6201402, Sewage, **Municipal Authority of the Township of Sheffield**, P. O. Box 821, Sheffield, PA 16347-0821.

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

Description of Proposed Action/Activity: This project is for the addition of a sludge holding tank to the existing sewage treatment facilities.

WQM Permit No. 2401401, Sewage, **St. Marys Municipal Authority**, 808 South Michael Road, P. O. Box 1994, St. Marys, PA 15857.

This proposed facility is located in City of St. Marys, **Elk County**.

Description of Proposed Action/Activity: This project is for the upgrade and expansion of the Existing wastewater treatment facility.

WQM Permit No. 2001403, Sewerage, **John J. Kolcun, Jr.**, 20268 Gospel Hill Road, Saegertown, PA 16433.

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

Description of Proposed Action/Activity: This project is for a Single Residence.

NPDES STORMWATER INDIVIDUAL PERMITS—(PAS)

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10 G379	Greenpoint Farm, Inc. c/o Beiler Campbell Realtors 402 Bayard Road Kennett Square, PA 19348	Chester East Nottingham Township	Little Elk Creek (HQ-TSF-MF)
PAS10 G448	Woodstone Development, Inc. P. O. Box 638 60 North Pottstown Pike Uwchlan, PA 19480	Chester West Brandywine Township	Culbertson Run (HQ-TSF-MF)
PAS10 G459	Eastern Shore Natural Gas 417 Bank Lane Dover, DE 19004	Chester Londonderry, Franklin and Penn Townships	Big Elk Creek (HQ-MF) East Branch White Clay Creek (HQ-MF) West Branch White Clay Creek (MF)
PAS10 G460	PA Turnpike Commission P. O. Box 67676 Engineering Department Harrisburg, PA 17106-7676	Chester Charlestown Township	Unnamed tributary to Valley Creek (EV)
PAS10 G464	Trammell Crow Development, Inc. 101 West Elm Street, Suite 400 Conshohocken, PA 19428-2009	Chester East Whiteland and Tredyffrin Townships	Cedar Hollow Run/ Valley Creek Water- shed (EV)
<i>Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.</i>			
<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS101914-1	Transcontinental Gas Pipe Line Corp. P. O. Box 1396 Houston, TX 77251-1396	Lycoming and Clinton Various	Pine Creek, Lick Run, Hyner Run, Young Womans Creek and tributaries

APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

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

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

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

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

List of NPDES and/or Other General Permit Types

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

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

General Permit Type—PAG-2

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Springfield Township Delaware County	PAR10 J209	David Baravordeh P. O. Box 81 Prospect Park, PA 19076	Crum Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lansdale Borough and Upper Gwynedd Township Montgomery County	PAR10 T639-2	Progress Development, LP 595 Skippack Pk. Suite 100 Blue Bell, PA 19422	Towamencin Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Limerick Township Montgomery County	PAR10 T769	Trinity Evangelical Congregational Church 427 Walnut St. Royersford, PA 19468	Tributary of Mingo Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Providence Township Montgomery County	PAR10 T706	Methacton School District 1001 Kriebel Mill Rd. Norristown, PA 19408	Rock Run (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Berwick Township Adams County	PAR100127	Don Leiby Sel-Wil, Inc. 7075 Carlisle Pike Carlisle, PA 17013	Pine Run WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325- 3404 (717) 334-0636
North Middleton Township Cumberland County	PAR10H263	D. P. Operating Partnership 1200 Financial Boulevard Reno, NV 89502	Alexander Spring (CWF) Conodoguinet (WWF)	Cumberland County Conservation District 43 Brookwood Avenue, Suite 4 Carlisle, PA 17013 (717) 240-7812
Clinton Township Lycoming County	PAR103946	Muncy SCI Proj. 2520 Lisburn Rd. Camp Hill, PA 17001	Susquehanna River/ WWF	Lycoming County Conservation District 542 County Farm Rd. Suite 202 Montoursville, PA 17754 (570) 433-3003

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

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contract Office and Telephone No.</i>
Allegheny County City of Pittsburgh	PAR10A403-1	Pittsburgh Sports and Exhibition Authority 425 Sixth Street Pittsburgh, PA 15146	Allegheny River/WWF	Allegheny County Conservation District (412) 241-7645

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contract Office and Telephone No.</i>
Allegheny County Robinson Township	PAR10A428-1	CRA Associates 2559 Washington Road Pittsburgh, PA 15241	UNT to Chartiers Creek/WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Upper St. Clair Township	PAR10A451-1	Williamson & Jefferson, Inc. 103 Warlington Circle McMurray, PA 15317	UNT to Painters Run/WWF	Allegheny County Conservation District (412) 241-7645
Allegheny County North Fayette Township	PAR10A493	Seabright Land Company 470 Old Frankstown Road Monroeville, PA 15146	Robinson Run/ WWF	Allegheny County Conservation District (412) 241-7645
Washington County Peters Township	PAR10W1188	Jeff and Diane Lioon 243 Twin Hills Drive Pittsburgh, PA 15216	UNT to Peters Creek/WWF UNT to Brush Run/WWF	Washington County Conservation District (724) 228-6774
Butler County Jackson Township	PAR10E157	Sysco Foods Services of Pittsburgh, Inc. Dev. One Whitney Drive Harmony, PA 16037	Connoquenessing Creek (HW- WWF)	Butler Conservation District (724) 284-5270
Butler County Connoquenessing Borough	PAR10E158	Residential Subdivision Harold & Cheryl Hilliard P. O. Box 228 Connoquenessing, PA 16027	Unnamed tribu- tary to Con- noquenessing Creek (WWF)	Butler Conservation District (724) 284-5270
Jefferson County Big Run Borough Gaskill Township and Henderson Township	PAR103341	Big Run Area Municipal Authority R. R. 2 Box 126A Punxsutawney, PA 15767	Mahoning Creek (CWF)	Jefferson Conservation District (814) 849-7463
<i>General Permit Type—PAR-3</i>				
<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contract Office and Telephone No.</i>
Clinton County Pine Creek Township	PAR204831	Jersey Shore Steel Company P. O. Box 5055 Jersey Shore, PA 17740	Unnamed tribu- tary to Susquehanna River	Northcentral Regional Office Department of Environ- mental Protection 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3666
City of Pittsburgh Allegheny County	PAR806207	Airborne Express Inc. P. O. Box 662 Seattle, WA 98111-0662	Monongahela River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
<i>General Permit Type—PAG-4</i>				
<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contract Office and Telephone No.</i>
Bedford County Cumberland Valley Township	PAG043550	Norman Sigel and J. Arthur Oberholtzer 6827 Bedford Valley Rd. Bedford, PA 15522-6114	Sandy Spring Creek/HQ-CWF	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

General Permit Type—PAG-9 (SSN)

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Site Name & Location</i>	<i>Contract Office and Telephone No.</i>
Meshoppen Township Wyoming County	PAG09-208	Rhomas Rogers Rural Septic	Rural Septic Meshoppen Township Farm	NERO 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
Southampton Township Franklin County	PAG093532	Rosenberry Septic Tank Service 8885 Pineville Road Shippensburg, PA 17257	RBA Septic Ser- vices LLC Farm Southampton Township Franklin County	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

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

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

Permit No. 3480080, Public Water Supply.

Applicant	Lehigh Township Municipal Authority 1069 Municipal Road Walnutport, PA 18088
Borough or Township	Lehigh Township
County	Northampton
Type of Facility	Water System Interconnection
Consulting Engineer	Spotts, Stevens and McCoy 3722 Lehigh Street Whitehall, PA 18052
Permit to Construct Issued	January 8, 2001

Permit No. 5401504, Construction Permit, Public Water Supply.

Applicant	Eagle Springs, Inc. 88 West Donaldson Street Tremont/Zerby, PA 17981-1604
Borough or Township	Hegins Township
County	Schuylkill
Type of Facility	Bulk Water Hauling
Consulting Engineer	Alfred Benesch & Company 400 One Norwegian Plaza P. O. Box 1090 Pottsville, PA 17901
Permit to Construct Issued	June 29, 2001

Operations Permit No. 2406498 issued to: **Tulpehocken Spring Water, Inc.**, R. R. 1, Box 114 T, Northumberland, PA 17857, Foster Township, **Luzerne County**, on July 11, 2001.

Operations Permit No. 4099501 issued to: **Monroe Bottling Co., Inc.**, 522 North Main St., P. O. Box 865, Pittston, PA 18640, Pittston City, **Luzerne County**, on June 28, 2001.

Permit No. 5499507, Minor Amendment. Public Water Supply.

Applicant	MC Resource Development, Inc.
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Borough or Township	East Brunswick/West Penn Township
County	Schuylkill
Type of Facility	Bulk Water Hauling
Consulting Engineer	Ken Justice, P.E.
Permit to Construct Issued	July 5, 2001

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

Permit No. 0101501, Public Water Supply.

Applicant	Bonneauville Borough Municipal Authority
Municipality	Bonneauville Borough
County	Adams
Type of Facility	Construction Permit for Well No. 8. Treatment will consist of disinfection using sodium hypochlorite.
Consulting Engineer	Diana Young, P.E. Buchart-Horn, Inc. P. O. Box 15040 York, PA 17405-7040
Permit to Construct Issued:	July 10, 2001

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

Permit No. 0801501, Public Water Supply.

Applicant	Consumers Pennsylvania Water Company 204 East Sunbury Street Shamokin, PA 17872-4849
Borough	Sayre Borough
County	Bradford
Type of Facility	Public Water Supply
Consulting Engineer	CET Engineering Services 321 Washington Street Huntington, PA 16652
Permit to Construct Issued	July 11, 2001

Permit No. Minor Amendment. Public Water Supply.
 Applicant **BCI Municipal Authority**
 Cressview Street Extension
 P. O. Box 388
 Irvona, PA 16656
 Township Gulich Township
 County **Clearfield**
 Type of Facility Public Water Supply
 Consulting Engineer Stiffler McGraw & Associates
 Inc.
 19 N. Juniata St.
 Hollidaysburg, PA 16648
 Permit to Construct July 11, 2001
 Issued

Permit No. Minor Amendment. Public Water Supply.
 Applicant **State College Borough Water Authority**
 1201 West Branch Road
 State College, PA 16801
 Township Harris & College Townships
 County **Centre**
 Type of Facility Public Water Supply
 Consulting Engineer Gwin, Dobson, & Foreman, Inc.
 3121 Fairway Drive
 Altoona, PA 16602
 Permit to Construct July 12, 2001
 Issued

Permit No. 1897502. Public Water Supply.
 Applicant **Crawford Township Authority**
 R. R. # 2, Box 388
 Jersey Shore, PA 17740
 Township Crawford Township
 County **Clinton**
 Type of Facility Public Water Supply
 Consulting Engineer Richard W. Marcinkevage, P.E.
 431 South Jones Street
 Lock Haven, PA 17745
 Permit to Operate July 13, 2001
 Issued

Permit No. 4146363. Public Water Supply.
 Applicant **Harmony Brook dba Culligan Store Solutions**
 1030 Lone Oak Road, # 110
 Eagan, MN 55121-2251
 Township Loyalsock Township
 County **Lycoming**
 Type of Facility Vended Water Machine
 Consulting Engineer None
 Permit to Operate July 13, 2001
 Cancelled

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

Permit No. 0201503, Public Water Supply.
 Applicant **The Municipal Authority of the Borough of Oakmont**
 721 Allegheny Avenue
 P. O. Box 73
 Oakmont, PA 15139
 [Borough or Township] Borough of Oakmont
 County **Allegheny**
 Type of Facility Hampton Emergency Interconnect for emergency use only
 Consulting Engineer NIRA Consulting Engineers, Inc.
 950 Fifth Avenue
 Coraopolis, PA 15108
 Permit to Construct July 11, 2001
 Issued

Permit No. 0301501, Public Water Supply.
 Applicant **Kittanning Suburban Joint Water Authority**
 R. R. 1 Box 23
 Adrian, PA 16210-9712
 [Borough or Township] East Franklin Township
 County **Armstrong**
 Type of Facility Water Treatment Plant improvements
 Consulting Engineer Bankson Engineers Inc.
 267 Blue Run Road
 P. O. Box 200
 Indianola, PA 15051
 Permit to Construct July 9, 2001
 Issued

Operations Permit 2348-T2 issued: Change of ownership to **John R. Lasher d/b/a Templeton Water Company**, Box 345, Templeton, PA 16259, Pine Township, **Armstrong County** on June 27, 2001.

Operations Permit 6558-T issued: Change of ownership to **John R. Lasher d/b/a Templeton Water Company**, Box 345, Templeton, PA 16259, Pine Township, **Armstrong County** on June 27, 2001.

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

Operations Permit No. 3799502 issued to **PA-American Water Company**, New Castle Water Treatment Plant, 300 Galley Road, McMurray, PA 15317 in Neshannock Township, **Lawrence County** on July 9, 2001.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Robeson Township	2689 Main Street Birdsboro, PA 19508	Berks

Plan Description: The approved plan provides for the completion of a comprehensive, township wide Act 537 plan within 2 years. The Department's review of the sewage facilities update revision has not identified any

significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
West Manheim Township	31 Fairview Drive Hanover, PA 17331	York

Plan Description: The approved plan provides for the installation of a sanitary sewer collection and conveyance system to serve the Oak Hill and Myermont Areas. Sewage will be transported to Penn Township for treatment and disposal. The plan also provides for the inclusion of the Oak Hill, Myermont, Fuhrman Mill Road, Pleasant Hill, Shorbs Hill and Fairview Road Areas in an onlot sewage management district. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Springfield Township	9211 Susquehanna Trail South Seven Valleys, PA 17360-9236	York County

Plan Description: The proposed Official Plan revision, Freedom Armory, consists of a two-lot commercial subdivision on 8.93 acres that proposes on-lot sewage disposal with the use of denitrification units. The proposed development is located at the southeast corner of the intersection of Susquehanna Trail and Seaks Run Road in Springfield Township, York County. The plan was disapproved because information submitted to the Department does not adequately characterize the proposed waste strength as meeting the requirements of the alternate listing for denitrification units in Section 9.A.2 of the Alternate and Experimental Guidance. In addition, other alternatives for sewage disposal were not adequately addressed and the estimated sewage flows did not consider flows from customers or other visitors in addition to flows generated by employees.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site where one of the Act's remediation standards. A final report provides a description of the site investigation

to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or supply and recreation, residential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected.

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

The Department has received the following final reports:

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

First United Methodist Church of Germantown, City of Philadelphia, **Philadelphia County**. Robert Goldman, Lexicon Environmental Assoc., Inc., 790 E. Market St., Suite 270, West Chester, PA 19382-4806, on behalf of First United Methodist Church of Germantown, 6023 Germantown Ave., Philadelphia, PA 19144, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

3600 Reed Street Property, City of Philadelphia, **Philadelphia County**. Darryl D. Borrelli, Manko, Gold & Katcher, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of PA Industrial & Commercial Development Authority, 2600 Centre Square West, 1500 Market St., Philadelphia, PA, has submitted a Final Report concerning remediation of site soil contaminated with lead, heavy metals, BTEX and polycyclic aromatic hydrocarbons; and site groundwater contaminated with solvents. The report is intended to document remediation of the site to meet Statewide Health and Site-specific standards.

Merit Metals, Warrington Township, **Bucks County**. Christopher Orzechowski, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, on behalf of Leonard Sayles and Leonard Walberg, 2804 Edgehill Rd., Huntingdon Valley, PA 19006, has submitted a Final Report concerning remediation of site soil contaminated with PCBs, lead, heavy metals, pesticides and solvents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Rybas Property, Bensalem Township, **Bucks County**. Darryl Schmitt, Brinkerhoff Environmental Services, Inc., 133 Jackson Rd., Suite D., Medford, NJ 08055, on behalf of John, Jr., Mary C., Walter G., David J., Barbara J. & Joan C. Rybas, 888 Frankford Ave., Philadelphia, PA, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Hibbs Tract, Wrightstown Township, **Bucks County**. Mark Fortna, DelVal Soil & Environmental Consultants, Inc., Sky Run II, Suite A1, 4050 Skyron Dr., Doylestown, PA 18901, on behalf of Frederick Hibbs, et al, P. O. Box

176, Penns Park, PA 18943, has submitted a Final Report concerning remediation of site soil contaminated with lead and heavy metals. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Realen Homes, L.P., Falls Township, **Bucks County**. Joseph W. Standen, Jr., Leggette, Brashears & Graham, Inc., 426 Brandywine Parkway, West Chester, PA 19380, on behalf of H. C. Price Co., 15660 N. Dallas Parkway, Suite 300, Dallas, TX 75248, has submitted a Final Report concerning remediation of site soil contaminated with heavy metals. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Sun Pipe Line Co., GW, East Goshen Township, **Chester County**. Jennifer L. Stafford, P.G., Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Suite 110, Exton, PA 19341, on behalf of The Terramic Management Co, c/o Peter Haussmann, 1180 W. Swedesford Rd., Suite 40, Berwyn, PA 19312, has submitted a Final Report concerning remediation of site groundwater contaminated with BTEX and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standards.

Herby's Towing and Recovery, Upper Darby Township, **Delaware County**. Robert Byer, Jr., P.G., IT Corp., 1220 Ward Ave., Suite 300, West Chester, PA 19380, on behalf of Margaret Cacciutti, 263 Hoffecker Rd., Phoenixville, PA 19460, has submitted a Final Report concerning remediation of site soil contaminated with lead, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons; and site groundwater contaminated with lead, BTEX and petroleum hydrocarbons. The report is intended to document remediation of the site to meet Statewide Health and Site-specific Standards.

Crown American Logan Valley Mall, Logan Township, **Blair County**. Mountain Research, Inc., 825 25th Street, Altoona, PA 16601 (on behalf of Crown American Properties, LP, Pasquerilla Plaza, Johnstown, PA 15901 and J. C. Penney Company, P. O. Box 10001, Dallas, TX 75301-001) has submitted a revised combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with lead, PAHs, benzene and VOCs. The report is intended to document remediation of the site to a combination of the Statewide Health and site-specific standards.

Pulsar Petroleum of Reading, Inc., Muhlenberg Township, **Berks County**. Storb Environmental, Inc., 410 North Easton Road, Willow Grove, PA 19090-2511 (on behalf of Pulsar Petroleum of Reading, Inc., Shippers Road, P. O. Box 159, Macungie, PA 18062) has submitted a Final Report concerning remediation of site soils and groundwater contaminated with BTEX. The report is intended to document remediation of the site to the site-specific standard.

SWMU No. 6—Salvage Yard, Fairview Township, **York County**. Defense Distribution Depot Susquehanna, PA, 2001 Mission Drive, Suite 1, New Cumberland, PA 17070-5002 has submitted a Final Report concerning remediation of site soils contaminated with solvents. The report is intended to document remediation of the site to the Statewide Health standard.

SWMU No. 27—Tank 950, Fairview Township, **York County**. Defense Distribution Depot Susquehanna, PA, 2001 Mission Drive, Suite 1, New Cumberland, PA 17070-5002 has submitted a Final Report concerning remediation

of site soils contaminated with solvents. The report is intended to document remediation of the site to the Statewide Health standard.

Rite Aid Middletown (formerly Ken Hess Chevrolet), Middletown Borough, **Dauphin County**. BL Companies, 830 Sir Thomas Court, Harrisburg, PA 17109 (on behalf of Rite Aid corporation, 30 Hunter Lane, Camp Hill, PA 17011) has submitted a Final Report concerning remediation of site soils contaminated with lead, BTEX, PHCs and PAHs. The report is intended to document remediation of the site to the Statewide Health standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

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

The Department has received the following final reports:

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

General Electric Environmental Services, Inc., City of Lebanon, **Lebanon County**. Groundwater and Environmental Services, Inc., 410 Eagleview Boulevard, Suite 1, Exton, PA 19341 (on behalf of General Electric Environmental Services, Inc., 253 North Fourth Street, Lebanon, PA 17046 and Terex Corporation, 300 North Fourth Avenue, Lebanon, PA 17046) submitted a Final Report concerning the remediation of site soils and groundwater contaminated with PCBs, lead, heavy metals, solvents, BTEX, PHCs and PAHs. The final report demonstrated attainment of the Statewide Health standard and was approved by the Department on July 9, 2001.

Santiago Property, City of Reading, **Berks County**. Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103 (on behalf of Pipeline Petroleum, Inc., P. O. Box 159, Macungie, PA 18062 and Eduardo Santiago, 321 West Greenwich Street, Reading, PA 19601) submitted a final report concerning the remediation of site soils contaminated with BTEX and PAHs. The final report demonstrated attainment of the Statewide Health standard and was approved by the Department on July 11, 2001.

Eastern Industries Oley Quarry, Oley Township, **Berks County**. Columbia Petroleum Corporation, 225 East Main Street, Richland, PA 07087 (on behalf of Eastern Industries, Inc., 4401 Camp Meeting Road, Center Valley, PA 18034) submitted a Final Report within 90 days of a release concerning remediation of site soils contaminated with BTEX, PAHs and PHCs. The final report demonstrated attainment of the Statewide Health standard and was approved by the Department on September 14, 2000.

HAZARDOUS WASTE TREATMENT, STORAGE & 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.

Southeast Region: Division of Municipal and Residual Waste, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

PAD980550094. Sunoco, Inc. (R&M), Delaware and Green Streets, Marcus Hook, PA 19061, Borough of Marcus Hook, **Delaware County**. Renewal permit for a captive storage facility at the Marcus Hook Refinery. Permit issued by the Southeast Regional Office on July 10, 2001.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 602871. East Providence Township Municipal Authority, P. O. Box 83, Breezewood, PA 15533, East Providence Township, **Bedford County**. Revokes permit for the Land Application of Sewage Sludge on the Jack E. Colledge Farm. The permit was revoked by the Southcentral Regional Office on July 9, 2001.

Persons interested in reviewing the general permit may contact Thomas Sweeney, Water Management Program, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

Permit No. 603052. Borough of Adamstown, 3000 Lancaster Avenue, Adamstown, PA 19501, Brecknock Township, **Lancaster County**. Revokes permit for the Land Application of Sewage Sludge on the Adam Sauder Farm. The permit was revoked by the Southcentral Regional Office on July 9, 2001.

Persons interested in reviewing the general permit may contact Thomas Sweeney, Water Management Program, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

Permit No. 603032. Borough of Adamstown, 3000 Lancaster Avenue, Adamstown, PA 19501, East Cocalico Township, **Lancaster County**. Revokes permit for the Land Application of Sewage Sludge on the Martin Farm. The permit was revoked by the Southcentral Regional Office on July 9, 2001.

Persons interested in reviewing the general permit may contact Thomas Sweeney, Water Management Program, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

Permit No. 603435. Philadelphia Water Department, Biosolids Recycling Center, 7800 Penrose Ferry Road, Philadelphia, PA 19153, Fulton Township, **Lancaster County**. Revokes permit for the Land Application of Sewage Sludge on the Robert McSparran Farm. The permit was revoked by the Southcentral Regional Office on July 12, 2001.

Persons interested in reviewing the general permit may contact Eric Laur, Water Management Program, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

Permit No. 603435. Philadelphia Water Department, Biosolids Recycling Center, 7800 Penrose Ferry Road, Philadelphia, PA 19153, Drumore Township, **Lancaster County**. Revokes permit for the Land Application of Sewage Sludge on the John McSparran Farm. The permit was revoked by the Southcentral Regional Office on July 12, 2001.

Persons interested in reviewing the general permit may contact Eric Laur, Water Management Program, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

AIR QUALITY

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

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

GP1-28-03036: Tuscarora School District (118 East Seminary Street, Mercersburg, PA 17236) on July 12, 2001, was authorized to operate a small gas and No. 2 oil fired combustion unit under GP1 at its James Buchanan Middle School in Peters Township, **Franklin County**.

GP1-34-03003: Empire Kosher Poultry, Inc. (R. R. 5, River Road, Mifflintown, PA) on July 11, 2001, was authorized to operate a small gas and No. 2 oil fired combustion units under GP1 in Walker Township, **Juniata County**.

GP3-67-03106: County Line Quarry, Inc. (740 South Front Street, Wrightsville, PA 17368) on July 12, 2001, was authorized to operate a portable nonmetallic mineral processing plant under GP3 in Hellam Township, **York County**.

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

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

46-0037C: Cabot Performance Materials (County Line Road, Boyertown, PA 19512) on July 9, 2001, for operation of a Tantalum Scrap Digestion in Douglass Township, **Montgomery County**.

23-0004: American Ref-Fuel Co. of DV, L.P. (10 Highland Avenue, Chester, PA 19013) on July 13, 2001, for operation of a Mass Burn Resource Recovery Facility in the City Of Chester, **Delaware County**.

15-0090: National Service Industries (303 Eagleview Boulevard, Exton, PA 19341) on July 13, 2001, for operation of a Flexographic Offset Printing Units in Uwchlan Township, **Chester County**.

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

35-318-084: Chamberlain Manufacturing Corp. (156 Cedar Avenue, Scranton, PA 18505) on July 16, 2001, for construction of an internal coating paint booth and associated air cleaning device in Scranton, **Lackawanna County**.

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

21-03054: Gibson-Hollinger Funeral Home, Inc. (501 North Baltimore Avenue, Mount Holly Springs, PA 17065) on July 11, 2001, for construction of a Cremation Chamber in Mount Holly Springs Borough, **Cumberland County**.

36-05093A: Martin Limestone, Inc. (P. O. Box 550, Blue Ball, PA 17506-0550) on July 11, 2001, for modification of a drum mix asphalt plant controlled by a fabric filter in East Cocalico Township, **Lancaster County**. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

44-05014A: Glenn O. Hawbaker, Inc. (P. O. Box 135, State College, PA 16804) on July 12, 2001, for modification of a drum mix asphalt plant controlled by a baghouse in Armagh Township, **Mifflin County**. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

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

26-00488B: Laurel Aggregates, Inc. (P. O. Box 1209, Morgantown, WV 26507) on July 6, 2001 for Crushing and Screening at Wymps Gap Quarry/Lake Lynn Quarry in Springhill Township, **Fayette County**.

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

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

09-0128: Icon Identity Solutions (5058 Route 13 North, Bristol, PA 19007) on July 13, 2001, for Paint Spray Booths in Bristol Township, **Bucks County**.

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

06-03041: Delaware County Solid Waste Authority (583 Longview Road, Boyertown, PA 19512) on June 28, 2001, for construction of an enclosed ground flare and two turbines at its Rolling Hills Landfill in Earl Township, **Berks County**. This plan approval was extended.

06-05004B: Baldwin Hardware Corp. (P. O. Box 15048, Reading, PA 19612-5048) on July 12, 2001, for construction of four cell batch vapor degreasers in Reading City, **Berks County**. The source is subject to 40 CFR Part 63, Subpart T—National Emission Standards for Halogenated Solvent Cleaning. This plan approval was extended.

67-02004: P. H. Glatfelter Co. (228 South Main Street, Spring Grove, PA 17362) on July 17, 2001, for construction of three power boilers controlled by an electrostatic precipitator, a lime calciner controlled by a venturi scrubber and a softwood fiber line and causticizing area in Spring Grove Borough, **York County**. This plan approval was extended.

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

08-316-014: Masonite Corp. (P. O. Box 311, Towanda, PA 18848-0311) on July 6, 2001, to extend the authorization to operate a hardboard press and resin blending facility and associated air cleaning devices on a temporary basis until November 3, 2001, in Wysox Township, **Bradford County**.

08-322-001B: Northern Tier Solid Waste Authority (P. O. Box 10, Burlington, PA 18814-0010) on June 26, 2001, to extend the deadline for construction of additional municipal solid waste landfill disposal area (Cells 6, 7 and 8) until December 31, 2002, at the Northern Tier Solid Waste Authority Landfill in West Burlington Township, **Bradford County**.

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

65-891B: Firestone Building Products Company (525 Congressional Blvd., Carmel, IN 46032) on July 2, 2001 for Replacing HCFC-141B with Pentane and Install Thermal at Youngwood Plant in Youngwood Borough, **Westmoreland County**. This plan approval was extended.

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

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: Muhammad Zaman, Facilities Permitting Chief, (570) 327-3637.

49-00007: Merck and Co., Inc.—Cherokee Plant (P. O. Box 600, Danville, PA 17821) on July 10, 2001, for operation of their pharmaceutical production facility, which includes three large natural gas/No. 2 fuel oil fired boilers, numerous chemical processes, VOC containing storage tanks, process tanks, emergency generators, Avermectin wastewater treatment and Xanthan Gum operations in Riverside Borough, **Northumberland County**.

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

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

67-05073: New York Wire Co. (P. O. Box 1749, 441 East Market Street, York, PA 17405) on July 10, 2001, for operation of their textile division in Mount Wolf Borough, **York County**.

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

47-00005: Geisinger Medical Center (100 North Academy Avenue, Danville, PA 17822) for their hospital facility in Mahoning Township, **Montour County**. The facility's main sources include three natural gas/# 2 fuel oil fired boilers, two natural gas fired boilers, one natural gas fired water heater, one waste oil burner, two sterilizers, eight # 2 fuel oil fired emergency generators and three natural gas fired emergency generators. These sources have the potential to emit major quantities of nitrogen oxides (NOx) and sulfur oxides (SOx). The facility has taken emissions limitations to fall below Title V thresholds. The facility has the potential to emit particulate matter (PM), carbon monoxide (CO), volatile organic compounds (VOCs) and hazardous air pollutants (HAPs) below the major emission thresholds.

41-305-012: Fisher Mining Co. (P. O. Box 374, Montoursville, PA 17754) for operation of a coal railcar loading operation at the Newberry Railyard in the City of Williamsport, **Lycoming County**. Coal is delivered to the site by truck, stockpiled on a paved asphalt pad and loaded into railcars with two front-end loaders.

The Department of Environmental Protection (Department) has determined that the coal loading operation was constructed and is operating, in conformance with all conditions contained in Plan Approval 41-305-012 as well as in compliance with all applicable requirements con-

tained in Article III of the Rules and Regulations of the Department including the fugitive air contaminant emission requirements of 25 Pa. Code §§ 123.1 and 123.2 and the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12. The Department consequently intends to issue an operating permit for the coal loading operation.

The Department plans to place conditions in the operating permit to be issued which are intended to ensure continued compliance with all applicable requirements as well as require appropriate recordkeeping practices to be employed. The following is a summary of these conditions:

1. No more than 200,000 tons of coal shall be loaded in any 12 consecutive month period. Records shall be maintained of the amount of coal loaded each month.
2. All onsite roadways shall be treated with a Department approved road oil or calcium chloride.
3. All trucks loaded with coal, which enter or exit the site via a public roadway, shall be tarped. Signs explaining this requirement shall be posted at the site access road entrance.
4. The fugitive air contaminant emissions from the loading of railcars shall comply with the requirements of 25 Pa. Code § 123.1(a) at all times. The fugitive air contaminant emissions from the use of roadways, from coal stockpiles and from truck unloading shall comply with the requirements of 25 Pa. Code §§ 123.1(c) and 123.2 at all times.

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

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

59-00003: Watsontown Brick Co. (P. O. Box 68, Watsontown, PA 17777) issued a revised operating permit on June 27, 2001, for brick manufacturing facility in Delaware Township, **Northumberland County**. The revision of this permit is to incorporate terms and conditions from Plan Approval 49-309-008D, which authorized the construction of shale crushing and milling equipment at this facility. A fabric collector and a wet dust suppression system will control particulate matter emissions from this operation at the facility.

14-310-022: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on July 10, 2001, to incorporate conditions established in Plan Approval 14-310-022A for a screen and conveyor in a fine aggregate washing plant (Pleasant Gap Wash Plant # 11) in Spring Township, **Centre County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Contact: Roger Fey, Chief, (215) 823-7584.

96-002: Tenet HealthSystem—Medical College of Pennsylvania Hospital—Main Campus and Eastern Pennsylvania Psychiatric Institute (3300 Henry Avenue, Philadelphia, PA 19129) on July 3, 2001, for their facility in the City of Philadelphia, **Philadelphia County**. The Synthetic Minor operating permit issued October 20, 2000, has been administratively amended to identify a change of facility contact, permit contact and

responsible official and to correct the renewal application fee specified under the general conditions for permit renewal.

96-051: Federal Reserve Bank of Philadelphia (100 North 6th Street, Philadelphia, PA 19106) on July 9, 2001, for their facility in the City of Philadelphia, **Philadelphia County**. The Natural Minor facility's operating permit issued June 12, 2001, has been administratively amended to correct the expiration date on page one of the permit from June 12, 2001 to June 12, 2006.

V95-019: ExxonMobil Corp. (6850 Essington Avenue, Philadelphia, PA 19153) on July 13, 2001, for their facility in the City of Philadelphia, **Philadelphia County**. The Title V/State operating permit issued on December 28, 2000, has been administratively amended to: correct a typographical error on Page 1 and the header listing the permit as a Title/State Only operating permit.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Issued

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

11000104. Hoffman Mining, Inc. (P. O. Box 130, 118 Runway Road, Friedens, PA 15541), commencement, operation and restoration of a bituminous surface and auger mine in Adams Township, **Cambria County**, affecting 133.8 acres, receiving stream Paint Creek. Application received: November 17, 2000. Permit issued: June 8, 2001.

32990101. Walter L. Houser Coal Co., Inc. (R. D. # 9, Box 434, Kittanning, PA 16201), commencement, operation and restoration of a bituminous surface mine in Washington Township, **Indiana County**, affecting 33.5 acres, receiving stream Sugarcamp Run to the South Branch Plum Creek. Application received: February 9, 1999. Permit issued: June 14, 2001.

McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317.

30841317. Consol Pennsylvania Coal Co. (1800 Washington Rd., Pittsburgh, PA 15241), to revise permit for the Enlow Fork Mine in Richhill Township, **Greene County** to add 9,369 acres to the permit area and subsidence control plan area, no additional discharges. Permit issued: February 13, 2001.

Noncoal Permits Issued

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

6477SM5C4. ISP Minerals, Inc., (P. O. Box O, 1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214), renewal of NPDES Permit #PA0009059 in Hamiltonban and Washington Townships, **Adams and Franklin Counties**, receiving stream—Miney Branch to Tom's Creek. Renewal issued: July 13, 2001.

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

59012801. Clifford Cross, Jr. (P. O. Box 240, Mainesburg, PA 16932-0240), commencement, operation and restoration of a Small Industrial Minerals (Gravel and Sand) permit in Lawrence Township, **Tioga County** affecting 5 acres. Receiving stream—Harts Creek, tributary to Tioga River. Application received: February 21, 2001. Permit issued: July 5, 2001.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

*Permits Issued and Actions on 401 Certifications.***WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

E09-608. Richland Township, P. O. Box 249, Richlandtown, PA 18955, Richland Township, **Bucks County**, ACOE Philadelphia District.

To place and maintain fill along approximately 700 linear feet of 100-year floodplain and floodway of Tohickon Creek (TSF) as part of the Heller Road widening and improvement project. This work is located approximately 1,800 feet north of the intersection of State Route 212 and Heller Road (Quakertown, PA Quadrangle N: 14.2 inches and W: 11.8 inches).

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

E45-410. Pocono Mountains Municipal Airport Authority, P. O. Box 115, Mount Pocono, PA 18344-0115. Coolbaugh Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To remove the existing structure and to construct and maintain a 10-foot x 4-foot concrete box culvert stream enclosure having a length of 212 feet in a tributary to Red Run. The project is located at Pocono Mountains Municipal Airport—Runway 13-31 on the west side of S. R. 0611, approximately 1 mile north west of the intersection of S. R. 0940 and S. R. 0611. (Tobyhanna, PA Quadrangle N: 2.3 inches; W: 1.3 inches).

E40-533. Wilkes-Barre/Scranton International Airport, Avoca, PA 18641. Dupont Borough and the City of Pittston, **Luzerne County**, Army Corps of Engineers Baltimore District.

To place fill in 1.56 acres of wetlands as follows: 0.30 acre of wetlands (Wetland Area A) associated with terminal expansion, a parking garage and an access road; 1.00 acre of wetlands (Wetland Area W), including an impact to a wetland mitigation area previously required by DEP Permit No. E40-410, associated with a fuel farm and general aviation expansion; and several wetland areas totaling 0.26 acre (Wetland Areas B, C, D and E) associated with an access road for commercial land development. The project is part of the airport's overall master plan which includes upgrades and expansions of the existing facilities. The permittee is required to provide 1.56 acre of replacement wetlands. The project is located at the Wilkes-Barre/Scranton International Airport (Avoca, PA Quadrangle N: 16.0 inches; W: 13.7 inches).

E45-407. East Stroudsburg Savings Association, 744 Main Street, Stroudsburg, PA 18360. Stroudsburg Borough, **Monroe County**, Army Corps of Engineers Philadelphia District.

To place fill in an isolated remnant of an old millrace channel having a length of approximately 325 feet situated in Pocono Creek watershed for the purpose of constructing a parking lot for the proposed East Stroudsburg Savings Association administrative building. The project is located north of Pocono Creek at the end of Palmer Street (Stroudsburg, PA Quadrangle N: 19.4 inches; W: 9.9 inches).

E40-542. Edward Lukashewski, R. R. 2, Box 177, Wapwallopen, PA 18660. Dorrance Township, **Luzerne County**, Army Corps of Engineers Baltimore District.

To operate and maintain an existing peat harvesting operation in 9.4 acres of wetlands. The permittee is required to provide 9.7 acres of replacement wetlands. The project, known as the Lukashewski Peat Harvesting Project, is located on the north side of St. Mary's Road, immediately northeast of the Hollenback/Dorrance Township boundary line (Sybertsville, PA Quadrangle N: 16.8 inches; W: 6.6 inches).

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

E01-222. Richard Mullin, 75 Fleshman Road, New Oxford, PA 17350 in Mount Pleasant Township, **Adams County**, ACOE Baltimore District.

To construct and maintain a 22-foot by 42-foot garage attached to the east side of Fleshman's Mill, with a 12-foot wide deck around two sides of the mill. A 30-foot by 20-foot open sided recreation pavilion to be constructed and set on a concrete slab. To rebuild the demolished 26-foot by 28-foot caretaker house and a 40-foot by 80-foot storage shed located within the floodway of the South Branch Conewago Creek (WWF). The purpose of the project is to restore Fleshman's Mill and outbuildings to original 1747 circa conditions. The site is located on the north side of Fleshman Mill Road (McSherrystown, PA Quadrangle N: 22.3 inches; W: 9.3 inches).

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

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

E06-548. Sunday Farms, 102 Main Street, Stockertown, PA 18083 in Maxatawny Township, **Berks County**, ACOE Philadelphia District.

To construct and maintain two stream crossings, each crossing is composed of a 7-foot by 3.5-foot concrete box culvert at the channel of an unnamed tributary to Mill Creek (TSF) each to access two residential lots at Sunday Farms located at the south side of Long Lane about 300 feet west of the Long Lane and Mill Creek Road intersection (Kutztown, PA Quadrangle N: 10.8 inches; W: 0.06 inch and N: 10.9 inches; W: 0.5 inch).

E22-427. Harrisburg City Parking Authority, 123 Walnut Street, Suite 317, Harrisburg, PA 17108 in the City of Harrisburg, **Dauphin County**, ACOE Baltimore District.

To construct and maintain a 58,645 square foot multi-level vehicle parking garage in the floodway of the Susquehanna River (WWF) for the purpose of expanding parking facilities on City Island located at the southern end of the island between the CONRAIL railroad and the Market Street bridges (Harrisburg PA Quadrangle N: 0.5 inch; W: 1.5 inches).

E36-702. Mark Burkhead, PennDOT 8-0, 2140 Herr Street, Harrisburg, PA 17103 in West Cocalico Township, **Lancaster County**, ACOE Baltimore District.

To remove the existing structures and to construct and maintain (1) a 36-inch diameter reinforced concrete pipe (RCP) culvert at the channel of an unnamed tributary (UT) to Harnish Run (WWF) at Sta. 39+985, a 38-inch by 60-inch elliptical RCP culvert at the channel of an UT to Harnish Run at Sta. 40+552, a 30-inch RCP culvert at the

channel of an UT to Cocalico Creek (HQ-WWF) at Sta. 42+229, a 30-inch by 45-inch elliptical RCP culvert at the channel of an UT to Cocalico Creek at Sta. 42+664, a 36-inch diameter RCP culvert at the channel of an UT to Cocalico Creek at Sta. 42+705, a 48-inch diameter RCP culvert at the channel of an UT to Cocalico Creek at Sta. 43+445; 2) rock rip-rap at the upstream wing wall at Sta. 41+305, a concrete headwall at Sta. 39+985 and 3) extend the length of culverts by 8 feet long at Sta. 41+812 and 44+147 in order to rehabilitate S. R. 0897-009 starting from a point in Blainsport Village to Union House Village (Womelsdorf, PA Quadrangle N: 5 inches; W: 1.85 inches; N: 5.52 inches; W: 2.6 inches; N: 6.32 inches; W: 5.2 inches; N: 6.45 inches; W: 5.94 inches; N: 6.45 inches; W: 6.25 inches; N: 6.55 inches; W: 7.1 inches; N: 5.86 inches; W: 3.8 inches; N: 6.18 inches; W: 4.5 inches; N: 6.12 inches; W: 8.2 inches respectively).

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

E14-390. Benner Township Supervisors, 1224 Buffalo Run Road, Bellefonte, PA 16823. Benner Township Foot Bridge, in Benner Township, **Centre County**, ACOE Baltimore District (State College, PA Quadrangle N: 21.9 inches; W: 15.6 inches).

The applicant proposes to construct, operate and maintain a foot bridge with a underclearance of 4 feet, span of 20 feet and a travel width of 5 feet over Buffalo Run. This project is located 5.9 miles northeast on SR 550 in front of Continental Courts (State College, PA Quadrangle, N: 21.9 inches, W: 15.6 inches) Benner Township, Centre County. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E14-396. Ray Decker, Haines Township Supervisors, P. O. Box 244, Aaronsburg, PA 16820-0244. Replacing three road culverts pipes for Applebutter Road, in Haines Township, **Centre County**, ACOE Baltimore District (Millheim, PA Quadrangle N: 6.0 inches; W: 1.9 inches).

1) To remove an existing culvert and then to place and maintain two 42-inch by 27-inch by 24-foot arch corrugated metal pipes with concrete headwalls and a waterway opening of 12.6 square feet; 2) to remove an existing culvert and then to place and maintain two 57-inch by 38-inch by 21-foot arch corrugated metal pipes with concrete headwalls and a waterway opening of 23.2 square feet; 3) to remove an existing culvert and then to place and maintain two 42-inch by 27-inch by 20-foot arch corrugated metal pipes with concrete headwalls and a waterway opening of 12.6 square feet; in an unnamed tributary of Pine Creek located 1,110 feet north on Applebutter Road from the intersection of SR 0045 in Haines Township, Centre County. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E19-212. George R. Fenimore, 828 Green Creek Road, Benton, PA 17814. Fenimore Crossing, in Jackson Township, **Columbia County**, ACOE Baltimore District (Benton, PA Quadrangle N: 15.7 inches; W: 8 inches).

To operate and maintain two 5-foot diameter culvert pipes with a length of 75 feet in Green Creek. This crossing is for a single residence and is solely for access to the home and remaining land. The project impacted 100 lineal feet of stream and did not impact any wetlands. This permit was issued under § 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E02-1304-A1. The Sports and Exhibition Authority of Pittsburgh and Allegheny County, Regional Enterprise Tower, Suite 1410, 425 Sixth Avenue, Pittsburgh, PA 15219. City of Pittsburgh, **Allegheny County**, ACOE Pittsburgh District.

To amend Permit No. E02-1304 which authorized the construction and maintenance of an expansion to the David L. Lawrence Convention Center within the flood plain of the Allegheny River (WWF) and to construct and maintain two separate staircases on the left bank of the Allegheny River within the floodway. The project area is bounded by Eleventh Street to the east, Tenth Street to the West, Penn Avenue to the South and Fort Duquesne Boulevard to the North in the City of Pittsburgh, Allegheny County. This amendment will authorize the construction and maintenance of a 48-inch stormwater outfall to the Allegheny River. (Pittsburgh East, PA Quadrangle N: 12.8 inches; W: 16.8 inches).

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

E10-322, Cranberry Township, 2525 Rochester Road, Cranberry Township, 16066. Cranberry Highlands Golf Course, in Cranberry Township, **Butler County**, ACOE Pittsburgh District.

To conduct the following activities associated with the construction of Cranberry Highlands Golf Course, a municipal golf course, along Freshcorn Road north of Glen Eden Road in Cranberry Township, Butler County:

1. Fill 0.36 acre of wetland associated with construction of a 170-foot long, 54-inch diameter corrugated metal pipe stream enclosure in a tributary to Brush Creek having a contributory drainage area of 73.3 acres for the reconstruction and realignment of approximately 1.4 miles of T-300 (Freshcorn Road) extending north from S. R. 3024 (Glen Eden Road) (Baden, PA Quadrangle N: 19.5 inches; W: 1.75 inches).

2. Fill 0.48 acre of wetland for construction of a pond and Hole 3 of the golf course (Baden, PA Quadrangle N: 18.6 inches; W: 2.5 inches).

3. Construct and maintain a raw water intake in Brush Creek approximately 600 feet west of Powell Road near the Cranberry Township Municipal Sewer and Water Authority Wastewater treatment plant (Baden, PA Quadrangle N: 17.0 inches; W: 2.85 inches).

This project includes creation of 1.0 acre of replacement wetland near the maintenance area south of Hole 3 (Baden, PA Quadrangle N: 18.1 inches; W: 2.7 inches).

E24-217, PA Game Commission, Bureau of Land Management, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797. Ardell Dam Road Across Mosquito Creek in Benezette Township, **Elk County**, ACOE Pittsburgh District (The Knobs, PA Quadrangle N: 20.5 inches; W: 4.35 inches).

To construct and maintain an 18-foot-wide gabion and rock fill ford stream crossing and water treatment structure having a total length of approximately 80 feet across the channel and adjoining floodway area of Mosquito Creek (HQ-CWF) on a Game Commission access road (Ardell Dam Road) in State Game Lands No. 34 approximately 1 mile northeast of Ardell Road 3.25 miles southeast of Quehanna Highway.

E43-294, Lake Latonka Property Owners Association, 420 Latonka Drive, Mercer, PA 16137. Lake

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

To install and maintain a pedestrian/bicycle bridge having a structure length of 50 feet and an underclearance of approximately 6 feet across Cool Spring Creek (CWF) approximately 600 feet downstream of Lake Latonka Dam.

WATER QUALITY CERTIFICATIONS

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

Notice of Final Action on Request for Certification Under Section 401 of the Federal Water Pollution Control Act

Except as otherwise noted, the Department of Environmental Protection (Department), under Section 401(a) of the Federal Clean Water Act (33 U.S.C.A. § 1341(a)) certifies that the construction and operation herein described will comply with the applicable provisions of sections 301—303, 306 and 307 of that Act and that the construction will not violate applicable Federal and State water quality standards, provided the following requirements are met.

Final or proposed action on certain other certification requests for projects which require both a Water Obstruction and Encroachment permit and either a U. S. Army Corps of Engineers individual permit or a Nationwide permit 14, 18 or 26 will be published with Applications and Actions filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27).

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

Regional Office: Regional Manager Water Management Program Northwest Region, 230 Chestnut Street, Meadville, PA 16335.

Certification Request Initiated by: Erie Western Pennsylvania Port Authority, Raymond P. Schreckengost, Executive Director 17 West Dobbins Landing Erie, PA 16507-1424.

Date of Initial Pennsylvania Bulletin Notice: June 9, 2000

Project Description: The Erie-Western Pennsylvania Port Authority has requested a State certification under section 401(a) of the Federal Clean Water Act (33 U.S.C.A. § 1341(a)) for the discharge of dredged material from the Bay Harbor Marina basin into the Lake Erie

Harbor Confined Disposal Facility (CDF) will comply with the applicable provisions of sections 301—307 of the Federal Clean Water Act.

The Bay Harbor Marina basin sediments were dredged and stockpiled. The Port Authority has analyzed the stockpiled sediments using the Standard Elutriate Test, adapted from the US Army Corps of Engineer's Inland Testing Manual and the document "Ecological Evaluation of Proposed Discharge of Dredged or Fill Material in Navigable Waters" so that the sediments may be discharged to the Lake Erie Harbor Confined Disposal Facility.

Based upon the modified sampling and laboratory testing, the Erie-Western Pennsylvania Port Authority indicates that the approximately 1,000 cubic yards of stockpiled basin sediments from the Bay Harbor Marina basin (Erie North, PA N: 1.0 inch; W: 14.3 inches) discharged into the Lake Erie Harbor Confined Disposal Facility (Erie North, PA N: 4.7 inches; W: 10.3 inches) will have a relatively insignificant impact on the water quality of Lake Erie. This 401 Water Quality Certification is only for this single discharge. Any subsequent dredging of permitted Port Authority facilities and use of the CDF will require separate 401 Water Quality Certification.

Location: Lake Erie Harbor Confined Disposal Facility (Erie North, PA N: 4.7 inches; W: 10.3 inches).

Final Action on Request: Certification granted. This is a one-time certification for the previously described project.

SPECIAL NOTICES

NOTICE OF REQUEST FOR PROPOSALS FOR MUNICIPAL SOLID WASTE CAPACITY

The following notice is placed through the Department of Environmental Protection as required by section 502(d) of Act 101 of 1988, the Municipal Waste Planning, Recycling and Waste Reduction Act.

Request for Proposals for Susquehanna County

Susquehanna County Commissioners Montrose, PA Request for Qualifications For Municipal Solid Waste Disposal Services

In accordance with Section 272 of the Pennsylvania Solid Waste Rules and Regulations, the County of Susquehanna has determined that waste disposal capacity for municipal solid waste (MSW) generated within the County, including construction/demolition (C/D) waste and sewage sludge, is required for the next 10 years beginning January 1, 2002. Therefore, notice is hereby given that sealed quotations to the RFQ including the required Submittal Form are being accepted by the Susquehanna County Solid Waste Department at the Office of the Chief Clerk, P. O. Box 218, Montrose, PA 18801, at the Susquehanna County Courthouse, 11 Maple St., Montrose, PA. Sealed responses should be clearly marked "Waste Disposal Qualification" and delivered by 3 p.m. Eastern Standard Time on Monday, August 20, 2001.

Copies of the RFQ package may be obtained from the Susquehanna County Solid Waste Department, (570) 278-3509, fax (570) 278-2749, address previously listed. Questions regarding this RFQ should be directed to William Zick, Susquehanna County Solid Waste Director.

The Susquehanna County Commissioners reserve the right to accept or reject and or all quotations.

[Pa.B. Doc. No. 01-1383. Filed for public inspection July 27, 2001, 9:00 a.m.]

DEPARTMENT OF HEALTH

Pennsylvania Cancer Control, Prevention and Research Advisory Board Meeting

The Pennsylvania Cancer Control, Prevention and Research Advisory Board, established under the Pennsylvania Cancer Control, Prevention and Research Act (35 P. S. § 5633), will hold a public meeting on September 13, 2001, from 8 a.m. to 12 p.m. at the Pennsylvania Medical Society, 777 East Park Drive, Room C, Harrisburg, PA.

For additional information contact Susan F. George, Program Manager, Department of Health, Cancer Control Program, Room 1011 Health and Welfare Building, Harrisburg, PA 17120, (717) 787-5251.

Persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation to do so, should contact Susan F. George at (717) 787-5251, V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN,
Secretary

[Pa.B. Doc. No. 01-1384. Filed for public inspection July 27, 2001, 9:00 a.m.]

Request for Exceptions; Long-Term Care Nursing Facilities

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Carleton Senior Care Center
10 West Avenue
Wellsboro, PA 16901

Meadows Nursing Center
55 West Center Hill Road
Dallas, PA 18612

Seton Manor Skilled Nursing Facility
1000 Seton Drive
Orwigsburg, PA 17961

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, Fax: (717) 772-2163, e-mail Address: PAEXCEPT@HEALTH.STATE.PA.US.

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

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid service or other accommodation to do so, should contact V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-1385. Filed for public inspection July 27, 2001, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Program Year 2001 Modification #1 to the Strategic State Workforce Investment Plan for Title I of the Workforce Investment Act of 1998 (Workforce Investment Systems) and Wagner-Peyser Act; Public Comment Notice

The Department of Labor and Industry invites comment on Program Year (PY) 2001 Modification #1 to the Strategic State Workforce Investment Plan for Title I of the Workforce Investment Act of 1998 (Workforce Investment Systems) (WIA) and Wagner-Peyser Act.

For a state to be eligible to receive an allotment under section 127 or 132 of the WIA, or to receive financial assistance under the Wagner-Peyser Act (29 U.S.C.A. § 49 et seq.), the Governor of the state must submit to the United States Secretary of Labor a single state plan that outlines a 5-year strategy for the Statewide workforce investment system of the state that meets the requirements of sections 111 and 112 of the WIA. A state may submit modifications to a state plan in accordance with the requirements of sections 111 and 112 of the WIA as necessary during the 5-year period covered by the plan. This notice is in accordance with 20 CFR 661.230(d), which indicates that a modification to the State Plan is subject to the same public review and comment requirements that apply to the development of the original State Plan.

The following is a brief summary of changes made to the Strategic State Workforce Investment Plan for Title I of the WIA and Wagner-Peyser Act for PY 2001 Modification #1. Primarily, changes were made to update the Plan to be in compliance with the requirements of the WIA statute and final regulations and related requirements; and to make the Plan consistent with the developments subsequent to the modification that was approved by United States Department of Labor in December 1999. Changes include addition of PY 2000 and 2001 allocation formulas, revisions in Commonwealth policies and program performance negotiation results and current standards/levels.

A summary of major changes to the State Plan is available from Planning Coordination Services, Bureau of Workforce Investment, 12th Floor, Labor and Industry Building, Seventh and Forster Streets, Harrisburg, PA, 17121, (717) 787-3354. Mention seeking a copy of the detailed summary of changes to the modification to the Commonwealth's Title I/Wagner-Peyser State Plan.

Any interested party wishing to comment on the State Plan modification must do so in writing by the close of

business on August 28, 2001. Comments should be sent to John C. Vogel, Director, Bureau of Workforce Investment, 12th Floor, Labor and Industry Building, Seventh and Forster Streets, Harrisburg, PA 17121.

Comments received during this period will be considered and necessary revisions will be made to the modification.

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 01-1386. Filed for public inspection July 27, 2001, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Public Hearing on Declining Resident Population at Ebensburg Center

The Department of Public Welfare (Department) will hold a public hearing on the declining resident population at Ebensburg Center, Cambria County. The hearing will be held on Tuesday, August 14, 2001 at 7 p.m. at the Living/Learning Center of The University of Pittsburgh at Johnstown, Johnstown, PA.

State law requires the Department 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 in patient population since December 31, 1997.

The decrease in resident population at Selinsgrove Center is a result of numerous factors, primarily successful community placement of individuals with mental retardation into small community homes, which provide alternatives to state center treatments and living arrangement. The hearing is not driven by a closure announcement.

Individuals or organizations wishing to testify should contact Mary Yingst, Acting Regional Program Manager at (717) 772-6507 by August 6, 2001. Anyone requiring special accommodations is asked to inform the Department at the time of scheduling.

FEATHER O. HOUSTOUN,
Secretary

[Pa.B. Doc. No. 01-1387. Filed for public inspection July 27, 2001, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Gold Rush 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 Gold Rush.

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

3. *Play Symbols:* Each Pennsylvania Gold Rush instant lottery game ticket will contain one play area featuring a "Winning Numbers" area and a "Your Numbers" area. The play symbols and their captions located in the "Winning Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the "Your Numbers" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT) and a Coin Symbol (COIN).

4. *Prize Play Symbols:* The prize play symbols and their captions located in the "Your Numbers" area are: \$1.⁰⁰ (ONE DOL), \$2.⁰⁰ (TWO DOL), \$3.⁰⁰ (THR DOL), \$4.⁰⁰ (FOR DOL), \$5.⁰⁰ (FIV DOL), \$10.⁰⁰ (TEN DOL), \$25\$ (TWY FIV), \$40\$ (FORTY), \$80\$ (EIGHTY), \$400 (FOR HUN) and \$25,000 (TWYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are \$1, \$2, \$3, \$4, \$5, \$10, \$25, \$40, \$80, \$400 and \$25,000. A player can win up to ten times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 9,840,000 tickets will be printed for the Pennsylvania Gold Rush instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$25,000 (TWYFIVTHO) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(b) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Coin Symbol (COIN) and a prize play symbol of \$400 (FOR HUN) appears under the Coin Symbol (COIN) play symbol, on a single ticket, shall be entitled to a prize of \$400.

(c) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$400 (FOR HUN) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(d) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Coin Symbol (COIN) and a prize play symbol of \$80\$ (EIGHTY) appears under the Coin Symbol (COIN) play symbol, on a single ticket, shall be entitled to a prize of \$80.

(e) Holders of tickets upon which any one of the "Your Numbers" play symbols matches either of the "Winning Numbers" play symbols and a prize play symbol of \$80\$ (EIGHTY) appears under the matching "Your Numbers" play symbol, on a single ticket, shall be entitled to a prize of \$80.

(f) Holders of tickets upon which any one of the "Your Numbers" play symbols is a Coin Symbol (COIN) and a prize play symbol of \$40\$ (FORTY) appears under the Coin Symbol (COIN) play symbol, on a single ticket, shall be entitled to a prize of \$40.

(g) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$40\$ (FORTY) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(h) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Coin Symbol (COIN) and a prize play symbol of \$25\$ (TWY FIV) appears under the Coin Symbol (COIN) play symbol, on a single ticket, shall be entitled to a prize of \$25.

(i) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$25\$ (TWY FIV) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(j) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Coin Symbol (COIN) and a prize play symbol of \$10⁰⁰ (TEN DOL) appears under the Coin Symbol (COIN) play symbol, on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$10⁰⁰ (TEN DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Coin Symbol (COIN) and a prize play symbol of \$5⁰⁰ (FIV DOL) appears under the Coin Symbol (COIN) play symbol, on a single ticket, shall be entitled to a prize of \$5.

(m) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$5⁰⁰ (FIV DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(n) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$4⁰⁰ (FOR DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(o) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Coin Symbol (COIN) and a prize play symbol of \$3⁰⁰ (THR DOL) appears under the Coin Symbol (COIN) play symbol, on a single ticket, shall be entitled to a prize of \$3.

(p) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$3⁰⁰ (THR DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$3.

(q) Holders of tickets upon which any one of the “Your Numbers” play symbols is a Coin Symbol (COIN) and a prize play symbol of \$2⁰⁰ (TWO DOL) appears under the Coin Symbol (COIN) play symbol, on a single ticket, shall be entitled to a prize of \$2.

(r) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$2⁰⁰ (TWO DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(s) Holders of tickets upon which any one of the “Your Numbers” play symbols matches either of the “Winning Numbers” play symbols and a prize play symbol of \$1⁰⁰ (ONE DOL) appears under the matching “Your Numbers” play symbol, on a single ticket, shall be entitled to a prize of \$1.

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

When Any Of Your Numbers Match Either Winning Number, Win With Prize(s) Of:

<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 9,840,000 Tickets</i>
\$1 x 2	\$2	1:17.65
\$2	\$2	1:75
\$2 (COIN)	\$2	1:11.11
\$1 x 3	\$3	1:62.50
\$2 + \$1	\$3	1:136.36
\$3	\$3	1:250
\$3 (COIN)	\$3	1:38.46
\$1 x 5	\$5	1:50
\$2 + \$3	\$5	1:300
\$1 x 2 + \$3	\$5	1:375
\$5	\$5	1:1,500
\$5 (COIN)	\$5	1:150
\$2 x 5	\$10	1:375
\$5 x 2	\$10	1:1,500
\$4 x 2 + \$2	\$10	1:1,500
\$10	\$10	1:1,500
\$10 (COIN)	\$10	1:115.38
\$5 x 5	\$25	1:375
\$10 x 2 + \$5	\$25	1:375
\$5 x 3 + \$10	\$25	1:750
\$4 x 5 + \$5	\$25	1:750

When Any Of Your Numbers Match Either Winning Number; Win With Prize(s) Of:

\$25
 \$25 (COIN)
 \$5 x 8
 \$3 x 5 +
 \$5 x 5
 \$10 x 4
 \$5 x 2 +
 \$10 x 3
 \$25 + \$5 x 3
 \$40
 \$40 (COIN)
 \$10 x 8
 \$25 x 3 + \$5
 \$80
 \$80 (COIN)
 \$40 x 10
 \$80 x 5
 \$400
 \$400 (COIN)
 \$25,000
 (COIN) = Autowin

Win
 \$25
 \$25
 \$40
 \$40
 \$40
 \$40
 \$40
 \$40
 \$40
 \$40
 \$40
 \$80
 \$80
 \$80
 \$400
 \$400
 \$400
 \$400
 \$25,000

Approximate Odds
 1:750
 1:250
 1:2,400
 1:6,000
 1:6,000
 1:6,000
 1:6,000
 1:24,000
 1:1,846
 1:12,000
 1:15,000
 1:15,000
 1:8,571
 1:120,000
 1:120,000
 1:120,000
 1:120,000
 1:1,230,000

Approximate No. of Winners Per 9,840,000 Tickets
 13,120
 39,360
 4,100
 1,640
 1,640
 1,640
 1,640
 410
 5,330
 820
 656
 656
 1,148
 82
 82
 82
 82
 8

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Gold Rush 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 Gold Rush, prize money from winning Pennsylvania Gold Rush 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 Gold Rush 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 Gold Rush or through normal communications methods.

LARRY P. WILLIAMS,
Secretary

[Pa.B. Doc. No. 01-1388. Filed for public inspection July 27, 2001, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding Elk County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Department of Transportation plans to replace the existing bridge carrying Township Road 314 over the Clarion River, in Spring Creek Township, Elk County. The existing structure is a three span metal truss, which is called the Arroyo Bridge. The Arroyo Bridge has been determined eligible for listing on the National Register of Historic Places. Additionally, the replacement of Arroyo Bridge will impact approximately 0.136 hectares (0.34 acres) of the State Game Lands #44.

Information describing the project, together with the associated environmental analysis, is contained in the Categorical Exclusion Evaluation/Section 4(f) Evaluation that was prepared for this project.

The Categorical Exclusion Evaluation/Section 4(f) Evaluation satisfies all State environmental evaluation requirements as published in Section 2002 of Pennsylvania Act 120.

Based upon studies, there is no feasible and prudent alternative to the replacement of the National Register eligible Arroyo Bridge and the usage of the State Game Lands #44. The effect of this project on the existing Arroyo Bridge and State Game Lands #44 will be mitigated by measures to minimize harm, which include:

- The Advisory Council for Historic Preservation and the Pennsylvania Historical and Museum Commission were coordinated with during the design process to ensure the project meets the guidelines for historic preservation. Mitigation for this adverse affect will

include a state level historic recordation, a marketing plan, a memorandum of agreement and incorporating the existing bridge plaques into construction of the new bridge or curating them at the Elk County Historical Society Museum.

- Due to existing alignment of Township Route T-314 and the established boundaries of State Game Lands #44 avoidance of this resource would not be possible. Minimization measures for this resource would include giving the existing right-of-way not required for new construction to the Game Commission, and paying fair market value for the property used from this resource.

I have considered the environment, economic, social and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, and have concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize such effect.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-1389. Filed for public inspection July 27, 2001, 9:00 a.m.]

Finding Lancaster County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Federal Highway Administration and the Department of Transportation plan to replace the Newville Road Bridge which carries T-310 over Amtrak Railroad tracks in West Donegal Township, Lancaster County.

The subject project will require demolition of the Newville Road Bridge which is a contributing element of the National Register-eligible Pennsylvania Railroad Mainline.

The environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code have been considered. It has been concluded that there is no feasible and prudent alternative to the project as designed and all reasonable steps have been taken to minimize such effects. A Memorandum of Agreement (MOA) has been prepared and signed by all appropriate agencies for the proposed action. The MOA includes a commitment to document the Newville Road Bridge to Pennsylvania state-level standards prior to its demolition. The documentation will include a narrative that provides a description of the Newville Road Bridge and its association with the Pennsylvania Railroad Mainline. The photographic documentation of the bridge will follow standards established by the Pennsylvania Historical and Museum Commission. Any existing plaques on the current bridge will be salvaged either for inclusion in the new bridge or for placement with and curation by the Lancaster County Historical Society.

I have considered the environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, and have concluded that there is no feasible and prudent alternative to

the project as designed, and all reasonable steps have been taken to minimize such effect.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-1390. Filed for public inspection July 27, 2001, 9:00 a.m.]

Finding Lancaster County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Federal Highway Administration and the Department of Transportation plan to replace the Foreman Road Bridge which carries T-843 over Amtrak Railroad tracks in West Donegal Township, Lancaster County.

The subject project will require demolition of the Foreman Road Bridge which is a contributing element of the National Register-eligible Pennsylvania Railroad Mainline.

The environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code have been considered. It has been concluded that there is no feasible and prudent alternative to the project as designed and all reasonable steps have been taken to minimize such effects. A Memorandum of Agreement (MOA) has been prepared and signed by all appropriate agencies for the proposed action. The MOA includes a commitment to document the Foreman Road Bridge to Pennsylvania state-level standards prior to its demolition. The documentation will include a narrative that provides a description of the Foreman Road Bridge and its association with the Pennsylvania Railroad Mainline. The photographic documentation of the bridge will follow standards established by the Pennsylvania Historical and Museum Commission. Any existing plaques on the current bridge will be salvaged either for inclusion in the new bridge or for placement with and curation by the Lancaster County Historical Society.

I have considered the environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, and have concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize such effect.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-1391. Filed for public inspection July 27, 2001, 9:00 a.m.]

Finding Montgomery County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Federal Highway Administration and the Department of Transportation plan to improve the intersection of S. R. 2027 and S. R. 2028 located in Springfield Township, Montgomery County, Pennsylvania.

The subject project will require the acquisition of land from the Scheetz Property, the Van Ressler Property, Fairwold Estate, and Camp Hill Hall Estate. These properties have been determined to be eligible for listing on the National Register of Historic Places. The Pennsylvania Historical Museum Commission (PHMC) has concurred that this project will have an "Adverse Effect" on the above mentioned properties.

This project will use 0.618 hectares (1.53 acres) of the Scheetz Property, 0.207 hectares (0.511 acres) of the Van Ressler Property, 0.024 hectares (0.059 acres) of the Fairwold Estate, and 0.120 hectares (0.296 acres) of the Camp Hill Hall Estate.

Mitigation measures include the avoidance of impacts to a springhouse and wetlands located on the Scheetz Property, the implementation of a landscaping design consistent with existing vegetation to serve as a visual screen for the intersection improvements at the northern edge of S. R. 2027 and the eastern edge of S. R. 2028 along the Van Ressler Property, the reconstruction of the stone wall and entrance pillar located on the western edge of S. R. 2028 on the Fairwold Estate, and the documentation of the stone wall and steps located on the northern side of S. R. 2027 on the Camp Hill Hall Estate.

The environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, have been considered. An adverse effect is likely to result from the improvements to the intersection of S. R. 2027 and S. R. 2028. It has been concluded that there is no feasible and prudent alternative to the project as designed and all reasonable steps have been taken to minimize such effects.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-1392. Filed for public inspection July 27, 2001, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Seneca Landfill, Inc. v. DEP; EHB Doc. No. 2001-151-R

Seneca Landfill, Inc. has appealed the issuance by the Department of Environmental Protection of an NPDES permit amendment No. 2 to same for a facility in Jackson Township, Butler County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board), at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code

§ 1021.62. Copies of the Board's rules of practice and procedure are available upon request from the Board.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 01-1393. Filed for public inspection July 27, 2001, 9:00 a.m.]

Township of Paradise and Lake Swiftwater, Inc. v. DEP and Ireland Hotels, Inc., Permittee; EHB Doc. No. 2001-153-L

The Township of Paradise and Lake Swiftwater, Inc. have appealed the issuance by the Department of Environmental Protection of an NPDES permit to Ireland Hotels, Inc. for a facility in Pocono Township, Monroe County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.62. Copies of the Board's rules of practice and procedure are available upon request from the Board.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 01-1394. Filed for public inspection July 27, 2001, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, July 12, 2001, and took the following actions:

Regulations deemed approved under section 5(g) of the Regulatory Review Act—Effective July 6, 2001

State Employees' Retirement Board #31-1: Retirement Contributions (amends 4 Pa. Code Chapters 243 and 245)

Regulations Approved:

Insurance Department #11-186: Discounting Workers' Compensation Loss Reserves (amends 31 Pa. Code Chapter 116)

Insurance Department #11-206: Privacy of Consumer Financial Information (adds Chapter 146a to 31 Pa. Code)

Commissioners Voting: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner, by phone

Public Meeting held
July 12, 2001

Insurance Department—Discounting Workers' Compensation Loss Reserves; Regulation No. 11-186

On August 3, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Insurance Department (Department). This rulemaking amends 31 Pa. Code Chapter 116. The proposed regulation was published in the August 14, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 19, 2001. The Department, by letter received May 16, 2001, withdrew the regulation. The Department resubmitted a revised final-form regulation on June 14, 2001.

The Department is amending an existing, outdated regulation that contains specific standards for valuing and discounting workers' compensation insurance reserves. This rulemaking will replace those standards with basic parameters that recognize current economic and financial conditions.

We have determined this regulation is consistent with the statutory authority of the Department (71 P. S. § 186 and 40 P. S. §§ 92 and 112) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Commissioners Voting: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner, by phone

Public Meeting held
July 12, 2001

Insurance Department—Privacy of Consumer Financial Information; Regulation No. 11-206

On March 21, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Insurance Department (Department). This rulemaking adds Chapter 146a to 31 Pa. Code. The proposed regulation was published in the March 31, 2001, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 14, 2001.

This regulation requires initial and annual notices to customers of an insurance licensee that explain the licensee's privacy policies regarding disclosure of nonpublic personal financial information. The regulation also requires that the licensee's customers be given an opportunity to opt out of such disclosures to third parties.

We have determined this regulation is consistent with the statutory authority of the Department (40 P. S. § 1171.2) and the intention of the General Assembly. Having considered all of the other criteria of the Regula-

tory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 01-1395. Filed for public inspection July 27, 2001, 9:00 a.m.]

Notice of Comments Issued

Section 5(d) and (g) of the Regulatory Review Act (71 P. S. § 745.5(d) and (g)) provides that the designated standing committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the committees' comment period. The Commission's Comments are based upon the criteria contained in section 5.1(h) and (i) of the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)).

The Commission issued comments on the following proposed regulations. The agencies must consider these comments in preparing the final-form regulations. The final-form regulations must be submitted by the date indicated.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-form</i>
			<i>Submission</i>
			<i>Deadline</i>
19-5	Department of Corrections Administration and State Correctional Institutions and Facilities	07/12/01	06/11/03
	(31 Pa.B. 2476 (May 12, 2001))		
16A-549	State Board of Pharmacy Reference Libraries; Facsimile Machines	07/12/01	06/11/03
	(31 Pa.B. 2480 (May 12, 2001))		

**Department of Corrections Regulation No. 19-5
Administration and State Correctional Institutions and Facilities
July 12, 2001**

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The Department of Corrections (Department) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by June 11, 2003, the regulation will be deemed withdrawn.

1. Section 91.1. Definitions.—Clarity.

Department

This defined term is not used consistently in Chapter 93. For example, section 93.6(a) contains three references and section 93.9(a) contains two references to the "Department of Corrections." Section 93.10(a) and section

93.11(b) also refer to the "Department of Corrections." These references should be replaced with the defined term "Department."

Facility and Institution

The distinction between these two terms is not clear from the definitions. The Department should determine which term will be retained and delete the other term from this section.

Further, the retained term should be used consistently throughout Chapters 91 and 93. For example, section 93.2(c)(1)(i)(B) as printed in the *Pennsylvania Bulletin*, refers to "State correctional institution." This reference should be changed to the defined term of "institution" or "facility." Also, sections 93.2(c)(1)(i)(D) and 93.2(c)(1)(ii) should refer to "facility" (the defined term) rather than "State correctional facility."

Facility manager

This term is also not used consistently in Chapter 93. For example, sections 93.3(a), (d) and (h)(7) and section 93.6(b)(1) all refer to "superintendent" instead of the defined term "facility manager." This should be corrected in the final-form regulation.

Regional director

As printed in the *Pennsylvania Bulletin*, this definition uses the term "corrections centers" rather than the defined term "community corrections centers." This should be corrected in the final-form regulation.

2. Section 91.3. Reception and discharge of inmates.—Clarity.

The last sentence states, "To ensure compliance with State and Federal laws, it is expected the discharge process can be completed within 2 business days." We have two concerns.

First, it is unclear which State and Federal laws must be complied with. Specific citations should be added.

Second, is compliance with these laws required, rather than expected? If compliance is required, then it would be appropriate to state, "... the discharge process shall be completed within 2 business days."

3. Section 91.4. Catchment areas.—Clarity.

In subsections (a) and (b), how will a person know what facilities are specifically designated? Does the Department publish a list?

In subsection (c), the words "of the Department" should be deleted since the defined term is "Secretary."

4. Section 93.2. Inmate correspondence.—Clarity.

Subsection (c) Incoming mail

This subsection is unclear. We have four concerns.

First, the opening paragraph discusses both "all incoming mail" and "sealed documents." Since the standards for opening these documents differ, their respective requirements should be placed in separate subsections or paragraphs.

Second, the order of the sentences is confusing. A sentence in the middle of the subsection references the requirements listed in paragraphs (c)(1) to (3). Whereas, the concluding sentence references subsection (e) relating to "Scrutiny of correspondence."

Third, the last sentence states "They may be read only as set forth in Subsection (e)." Does "they" refer to "sealed" or "retained" documents?

Fourth, the last sentence does not specify who is reading the documents. This could be interpreted to also require the inmate readers of documents to comply with subsection (e) rather than just the institution as specified in subsection (e). Also, who in the institution is authorized to read the inmates' mail? This should be clarified in the regulation.

Subsection (c)(2)

This subsection defines "contraband" by stating "Coins, currency or other negotiable instruments concealed in correspondence are contraband. . . ." This language should be removed from this section and the term "contraband" should be defined in section 91.1.

Subsection (c)(3)

This subsection states "Other contraband will be returned to the sender, destroyed or transferred. . . ." What qualifies as "other contraband"? Further, it is not clear under what circumstances the contraband will be returned, destroyed or transferred.

Subsection (e) Scrutiny of correspondence

Subsections (1) and (2) are vague. We have three questions.

First, under what circumstances "may" the institution read the mail in subsection (1)?

Second, and similar to the comment on section 93.2(c), who in the institution does the Department permit to read the inmates' mail?

Third, do these subsections refer to outgoing or incoming correspondence or mail or both?

Subsection (f) Incoming publications

Paragraph (1) defines "publications." This term should be defined in section 91.1.

Paragraph (2) provides that "all publications must be received from the original source." Since a magazine is included in the definition of "publications," the sentence in paragraph (3) that states that "magazines shall be mailed directly from the original source" is redundant and should be deleted.

Paragraph (5) states publications "sent directly . . . will usually be deemed to have come from the original source." We have two questions. First, who is responsible when this section states "will usually be deemed"? Deemed by whom? Second, under what circumstances would a publication not "be deemed" to be from the original source?

Paragraph (6) states that newsletters "shall be delivered to the inmate even if mailed at less than [sic] first or second-class mail rates." The phrase in paragraph (6) is redundant and should be deleted because paragraph (1) provides for newsletters "regardless of the postal rate. . . ."

We have two questions relating to paragraph (7). First, the paragraph states "publications containing potentially prohibited material or questionable content. . . ." The language in this sentence is vague as it is not clear what is meant by "potentially prohibited material" or "questionable content." Second, paragraph (7) refers to an "incoming publication review committee (IPRC)." Who are the members of this committee and to whom does it report?

For clarity, paragraph (12) should be merged with paragraph (9).

Paragraph (13) allows for appeal of an IPRC decision. It appears the right to appeal applies to IPRC decisions regarding all inmate correspondence. Therefore, this pro-

vision should be a separate subsection and a specific reference to Department policy or regulations relating to grievances should be included.

Subsection (g)

We have three concerns relating to this section. First, as printed in the *Pennsylvania Bulletin*, this subsection does not have a heading.

Second, how did the Department determine that it is reasonable to retain a rejected letter for "at least 7 days" as opposed to 10 days or 30 days? Is it 7 business or calendar days?

Third, how soon must a protest be filed?

5. Section 93.7. Telephone calls.—Clarity.

This section contains the phrase, "in accordance with applicable law." What is the applicable law? If there are none, this phrase should be deleted. Otherwise, to facilitate compliance and improve clarity, this phrase should be replaced with a specific reference to the applicable laws and regulations.

State Board of Pharmacy Regulation No. 16A-549

Reference Libraries; Facsimile Machines

July 12, 2001

We submit for consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) which have not been met. The State Board of Pharmacy (Board) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by June 11, 2003, the regulation will be deemed withdrawn.

1. Section 27.14. Supplies.—Clarity.

Section 27.14 describes the required materials all pharmacies must have in their reference libraries. We have two concerns with this section. First, subsection (c)(14)(iii)(A) requires the library to "Enable the pharmacist to compound medications in a *safe and effective manner*." (Emphasis added.) The phrase "safe and effective manner" is unclear. For clarity, the Board should include examples of what it considers a "safe and effective manner."

Second, subsection (c)(14) requires a pharmacy to maintain "An adequate reference library. . . ." Subsection (c)(14)(i) also states "A pharmacy shall maintain an adequate reference library. . . ." For greater readability, and less repetition, the Board should consider deleting repeated references to "an adequate reference library" in the final-form regulation.

2. Section 27.20. Facsimile machines.—Consistency with Federal regulations; and Clarity.

This section allows a pharmacist to fill prescriptions for Schedule II controlled substances which are received by a facsimile machine for hospice patients. We have two issues with this section. First, section 27.20(a)(2)(i) and (iii) use the phrase "which will be administered to." Did the Board intend to exclude self-administered medications? If not, the phrase "which will be administered to" should be replaced in both subsections with "for the direct administration," the phrase used in the Federal regulations.

Second, the phrase "to a hospice patient" in section 27.20(a)(2)(iii) is inconsistent with the Federal regulations. The Federal regulations at 21 CFR 1306.11(g),

states that "A prescription . . . written for a Schedule II narcotic substance for a patient enrolled in a hospice care program. . . ." For consistency with the Federal regulations, the phrase "to a hospice patient" should be replaced with "for a patient enrolled in a hospice care program."

JOHN R. MCGINLEY, Jr.,

Chairperson

[Pa.B. Doc. No. 01-1396. Filed for public inspection July 27, 2001, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulation on the date indicated. To obtain the date and time of the meeting at which the Commission will consider this regulation, contact the Commission at (717) 783-5417 or visit its website at www.irrc.state.pa.us. To obtain a copy of the regulation, contact the promulgating agency.

Final-Omit

Reg. No. Agency/Title

Received

11-207 Insurance Department 07/18/01

Assigned Risk Plan—Mandatory
Offer to Write Nonsurcharged
Private Passenger Nonfleet
Risks

JOHN J. MCGINLEY, Jr.,

Chairperson

[Pa.B. Doc. No. 01-1397. Filed for public inspection July 27, 2001, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval to Acquire Control

AJK Holdings, Inc. has filed an application to acquire control of USF Insurance Company, a Commonwealth domiciled stock property insurance company. The filing was made under the requirements set forth under the Insurance Holding Companies Act, 40 P. S. § 991.1402, et seq. Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 15 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party, identification of the application to which the statement is addressed and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert A. Kotal, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax to (717) 787-8557 or e-mail to rkotal@state.pa.us.

M. DIANE KOKEN,

Insurance Commissioner

[Pa.B. Doc. No. 01-1398. Filed for public inspection July 27, 2001, 9:00 a.m.]

Nationwide Mutual Insurance Company; Private Passenger Auto Insurance Rate and Rule Revision

On July 13, 2001, the Insurance Department (Department) received from Nationwide Mutual Insurance Company a filing for a proposed rate and rule change for private passenger auto insurance.

The company requests an overall 0% change to be effective October 20, 2001, for new business and November 20, 2001, for renewal business.

Unless formal administrative action is taken prior to September 11, 2001, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

All interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, e-mail: xlu@state.pa.us within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-1399. Filed for public inspection July 27, 2001, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insured's automobile policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's Regional Offices in Philadelphia and Pittsburgh, PA. Failure by the appellants to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Long Quan; file no. 01-210-02356; Reliant Insurance Company; doc. no. PH01-07-009; September 13, 2001, at 9 a.m.

The following hearing will be held in the Pittsburgh Regional Office, Room 304 State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Maryanne J. Henderson and David Patterson; file no. 01-308-72069; Donegal Mutual Insurance Company; doc. no. PI01-07-007; October 12, 2001, at 9 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party

intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator, at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-1400. Filed for public inspection July 27, 2001, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insurer has requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insured's automobile policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). This administrative hearing will be held in the Insurance Department's Regional Office in Philadelphia, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Leader Insurance Group; file no. 00-267-04964; Matilde and David Tolentino; doc. no. PH01-07-010; September 13, 2001, at 10:15 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured

for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-1401. Filed for public inspection July 27, 2001, 9:00 a.m.]

Insurance Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 4.4% increase amounting to \$45.3 million annually, to be effective October 15, 2001.

Unless formal administrative action is taken prior to September 9, 2001, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

All interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, e-mail at mburkett@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-1403. Filed for public inspection July 27, 2001, 9:00 a.m.]

State Farm Fire and Casualty Company; Revised Automobile Insurance Rates and Rules

On July 11, 2001, the Insurance Department (Department) received from State Farm Fire and Casualty Company a filing for a rate level change for private passenger automobile insurance.

The company requests an overall 13.3% decrease amounting to -\$6,406,000 annually, to be effective October 15, 2001.

Unless formal administrative action is taken prior to September 9, 2001, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

All interested parties are invited to submit written comments, suggestions or objections to Michael W. Burkett, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, e-mail at mburkett@state.pa.us within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-1402. Filed for public inspection July 27, 2001, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board lease will expire:

Philadelphia County, Wine & Spirits Shoppe #5182, 529 East Girard Avenue, Philadelphia, PA 19125-3311.

Lease Expiration Date: March 31, 2004

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space within a 1/4 mile radius of the intersection of Second Street and Girard Avenue, Philadelphia.

Proposals due: August 10, 2001 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: George J. Peller, (215) 482-9673

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 01-1404. Filed for public inspection July 27, 2001, 9:00 a.m.]

State Farm Mutual Automobile Insurance Company; Revised Automobile Insurance Rates and Rules

On July 11, 2001, the Insurance Department (Department) received from State Farm Mutual Automobile

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Default Order

Public Meeting held
July 13, 2001

Commissioners Present: Glen R. Thomas, Chairperson;
Robert K. Bloom, Vice-Chairperson; Aaron Wilson, Jr.;
Terrance J. Fitzpatrick

*Pennsylvania Public Utility Commission Law Bureau
Prosecutory Staff v. American Energy Solutions, Inc.;*
Doc. No. C-00015090; A-110043

Default Order

By the Commission:

On March 19, 2001, the Law Bureau Prosecutory Staff instituted a complaint against American Energy Solutions, Inc. (the Respondent), an electric generation supplier (EGS) licensed at A-110043. In the complaint, Prosecutory Staff alleged that Commission staff had notified Respondent by letter dated August 29, 2000 that its Letter of Credit was due to expire on October 1, 2000, and that Respondent had 30 days to provide proof that it had obtained a bond or other approved security in order for its EGS license to remain in force.

The complaint also alleged that Respondent failed to respond to the Commission correspondence as well as follow-up telephone calls, and that on October 1, 2000, Respondent's Letter of Credit expired.

Pursuant to Section 2809(c)(1)(i) of the Code, 66 Pa.C.S. § 2809(c)(1)(i), no energy supplier license shall be issued or remain in force unless the supplier furnishes a bond or other security approved by the Commission in form and amount to ensure financial responsibility of the EGS.

The complaint charged that Respondent violated 66 Pa.C.S. § 2809(c)(1)(i), and the Commission regulation at 52 Pa. Code § 54.40 (relating to EGS bonds or other security) by failing to renew its Letter of Credit, and requested as a remedy that the Commission issue an order canceling the Respondent's EGS license and imposing a civil penalty of \$1,000.

According to the postal return receipt, the complaint was not served because the Respondent is unknown. To date, more than 20 days after the attempted service of the complaint, no answer has been filed to the complaint and a renewed Letter of Credit has not been filed;
Therefore,

It is Ordered:

1. That the allegations in the Law Bureau Prosecutory Staff's complaint are deemed admitted and the complaint is hereby sustained.

2. That the EGS license held by American Energy Solutions, Inc., at Docket No. A-110043, is hereby cancelled.

3. That a civil penalty of \$1,000 is hereby imposed against American Energy Solutions, Inc., payable to the Pennsylvania Public Utility Commission at P. O. Box 3265, Harrisburg, PA 17105-3265, and due within 20 days of the entry date of this Order.

4. That the Secretary strike the name of American Energy Solutions, Inc. from all active-utility lists main-

tained by the Annual Report Section of the Secretary's Bureau and the Assessment Section of the Bureau of Administrative Services.

5. That if the civil penalty is not paid within the time given, pursuant to Ordering Paragraph No. 3, the Office of Executive Director is hereby directed to refer the \$1,000 civil penalty to the Office of Attorney General for collection and action as appropriate.

6. That notice of this Default Order shall be published in the *Pennsylvania Bulletin*.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1405. Filed for public inspection July 27, 2001, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before August 20, 2001, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Application of the following for approval to *begin operating as common carrier for transportation of persons as described under the application.*

A-00117315, F. 2. Michael Edward Durant, t/d/b/a M & S Transportation (6339 Fariston Drive, city and county of Philadelphia, PA 19120)—persons in paratransit service, from points in the city and county of Philadelphia, to all State Correctional Institutions located in Pennsylvania, and return.

Application of the following for approval of the *additional right and privilege of operating motor vehicles as common carrier for transportation of persons as described under the application.*

A-00116998, F.3. Philadelphia Coach Limo, Inc., t/d/b/a Philadelphia Coach Limo Service (1785 Melmar Road, Huntingdon Valley, Montgomery County, PA 19006), a corporation of Pennsylvania—Additional Right—persons, in group and party service, in vehicles with a seating capacity of 15 passengers or less, including the driver, between points in the counties of Bucks, Chester, Delaware, Montgomery and Philadelphia.

Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor of operating motor vehicles as common carrier for the transportation of persons by transfer of rights as described under the application.*

A-00118032. Paul's Cab Service, Inc. (1417 Market Street, Sunbury, Northumberland County, PA 17801), a corporation of the Commonwealth of Pennsylvania—persons upon call or demand: (1) in the borough of Northumberland, the city of Sunbury and the townships of Rockefeller, Lower Augusta and Upper Augusta, North-

umberland County; subject to the following condition: That no right, power or privilege is granted to provide service for Consolidated Rail Corporation; and (2) the boroughs of Shamokin Dam, Hummels Wharf and Selinsgrove, Snyder County, which is to be a transfer of all of the rights authorized under the certificate issued at A-00109157, to Paul L. Deivert, t/b/d/a Paul's Cab Service, subject to the same limitations and conditions.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor of operating motor vehicle as contract carriers for the transportation of persons by transfer of rights as described under the application.

A-00118033. Milepost Transportation Services, LLC (6201 College Boulevard, Suite 334, Overland Park, Johnson County, KS 66211), a corporation of the State of Delaware—(1) persons and their equipment for Consolidated Rail Corporation: (a) from points in the city of Harrisburg, Dauphin County and within an airline distance of 50 statute miles of the limits thereof to points in Pennsylvania within an airline distance of 10 statute miles of the rights-of-way of the Consolidated Rail Corporation, and vice versa; (b) from points in the city of Altoona, Blair County and within an airline distance of 50 statute miles of the limits thereof to points in Pennsylvania within an airline distance of 10 statute miles of the rights-of-way of Consolidated Rail Corporation, and vice versa; and (c) from points in the city and county of Philadelphia, and within an airline distance of 50 statute miles of the limits thereof, to points in Pennsylvania within an airline distance of 10 statute miles of the rights-of-way of Consolidated Rail Corporation, and vice versa; (2) rail carrier employees and their equipment and baggage for: (a) Consolidated Rail Corporation (Conrail), between points in Pennsylvania; and (b) Norfolk Southern Corporation, between points in Pennsylvania, which is to be a transfer of all the rights authorized under the certificate issued at A-00116322 to Milepost Transportation, Inc., subject to the same limitations and conditions. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.

A-0011189, F.2. Southern Tier Moving & Storage, Inc. (250 Homer Street, Olean, NY 14760), a corporation of the State of New York—household goods in use, between points in the counties of Elk, Erie, McKean, Potter and Warren, and from points in said counties, to points in Pennsylvania.

**Notice of Motor Carrier Applications—
Persons in Limousine Service**

The following applications for authority to transport persons in *limousine service between points in Pennsylvania* have been filed with the Commission. The applications will be considered without hearing in the absence of substantive protests limited to the issue of applicant fitness. Protests to these applications are due on or before August 20, 2001.

A-00118019 Regalbutto, Inc.
486 Rt. 38 East
Maple Shade, NJ 08052

A-00118022 Vince Andrew Marini
t/d/b/a Primo Limo
160 Clinton Street
Greenville, PA 16125

A-00118037 Brian P. Haenze
t/d/b/a Exotic Limousine Service
5155 Library Road
Bethel Park, PA 15102

A-00118038 D C Limousine Service, Inc.
5921 Tacony Street
Philadelphia, PA 19135

A-00118042 Wally A. Woytovich,
t/d/b/a Wally Anthony's Transportation
8 Cherrywood Road
Wyomissing, PA 19610
Attorney: Michael L. Swindler
P. O. Box 9500
Harrisburg, PA 17108-9500

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1406. Filed for public inspection July 27, 2001, 9:00 a.m.]

Tentative Order

Public Meeting held
July 13, 2001

Commissioners Present: Glen R. Thomas, Chairperson;
Robert K. Bloom, Vice Chairperson; Aaron Wilson, Jr.;
Terrance J. Fitzpatrick

Global Telephone Corporation; Doc. No. A-310506

Tentative Order

By the Commission:

Global Telephone Corporation (Global) has not paid its monthly Universal Service Fund assessment pursuant to 52 Pa. Code §§ 63.161—63.171 since November 2000. In its efforts to collect payment, Law Bureau Prosecutory Staff was advised by the company's former consultant that Global filed a Chapter 7 bankruptcy petition in October 2000, and is no longer in business. Telephone calls to the last known business address of Global confirmed that the number is disconnected and no information is available for any new phone number.

Global, a competitive local exchange carrier and interexchange reseller, was granted a certificate of public convenience by the Commission on March 27, 1997, at A-310506. Based upon the findings of the Prosecutory Staff, we believe that it is appropriate to revoke Global's certificate without the necessity of first filing a formal complaint. Finally, we are not aware that Global has any current customers in Pennsylvania, and Global was never assigned any NXX codes. For these reasons, we tentatively conclude that revocation of Global's certificate pursuant to 66 Pa.C.S. § 1102(a)(2) will not be detrimental to the public interest; *Therefore,*

It is Ordered:

1. That Global Telephone Corporation's certificate of public convenience is hereby tentatively approved to be revoked as being in the public interest.

2. That a copy of this Tentative Order be published in the *Pennsylvania Bulletin* giving all persons having an

interest in this proceeding 30 days from the date of publication to file a written response.

3. That absent the filing of adverse public comment 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further order of this Commission.

4. That upon this order becoming final and without further action by the Commission, the certificate of public convenience held by Global Telephone Corporation at A-310506 shall be cancelled, and the company's name stricken from all active utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Audits.

5. That a copy of this Order be served upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1407. Filed for public inspection July 27, 2001, 9:00 a.m.]

Tentative Order

Public Meeting held
July 13, 2001

Commissioners Present: Glen R. Thomas, Chairperson;
Robert K. Bloom, Vice Chairperson; Aaron Wilson, Jr.;
Terrance J. Fitzpatrick

INET Interactive Network System, Inc.; Doc. No. A-310833

Tentative Order

By the Commission:

INET Interactive Network System, Inc. (INET) has not paid its monthly Universal Service Fund assessment pursuant to 52 Pa. Code §§ 63.161—63.171 since January 2001. In its efforts to collect payment, Law Bureau Prosecutory Staff was advised by the court-approved manager of the company's assets that INET is in a Chapter 11 bankruptcy proceeding which it filed in February 2001. The manager expects the case will be converted into a Chapter 7 proceeding in the near future. The manager also advised that INET ceased doing business in December 2000. Finally, he advised that he has no objection to the Commission revoking INET's certificate as it does not intend to revive its business.

INET, an interexchange reseller, was granted a certificate of public convenience by the Commission on September 15, 1999, at A-310833. Based upon the findings of the Prosecutory Staff, we believe that it is appropriate to revoke INET's certificate without the necessity of first filing a formal complaint. Finally, INET does not have any current customers in Pennsylvania, and INET was never assigned any NXX codes. For these reasons, we tentatively conclude that revocation of INET's certificate pursuant to 66 Pa.C.S. § 1102(a)(2) will not be detrimental to the public interest; *Therefore,*

It is Ordered:

1. That INET Interactive Network System, Inc.'s certificate of public convenience is hereby tentatively approved to be revoked as being in the public interest.

2. That a copy of this Tentative Order be published in the *Pennsylvania Bulletin* giving all persons having an interest in this proceeding 30 days from the date of publication to file a written response.

3. That absent the filing of adverse public comment 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further order of this Commission.

4. That upon this order becoming final and without further action by the Commission, the certificate of public convenience held by INET Interactive Network System, Inc. at A-310833 shall be cancelled, and the company's name stricken from all active utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Audits.

5. That a copy of this Order be served upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1408. Filed for public inspection July 27, 2001, 9:00 a.m.]

Tentative Order

Public Meeting held
July 13, 2001

Commissioners Present: Glen R. Thomas, Chairperson;
Robert K. Bloom, Vice Chairperson; Aaron Wilson, Jr.;
Terrance J. Fitzpatrick

International Exchange Communications Inc.; Doc. No. A-310764

Tentative Order

By the Commission:

International Exchange Communications Inc. (IEC) has not paid its monthly Universal Service Fund assessment pursuant to 52 Pa. Code §§ 63.161—63.171 since January 2001. In its efforts to collect payment, Law Bureau Prosecutory Staff was advised by the company's former consultant that IEC filed a Chapter 11 bankruptcy petition and it is expected to be converted to a Chapter 7 petition in the near future. The consultant also advised that the company is no longer in business. Telephone calls to the last known business address of IEC confirmed that the number is disconnected and no information is available for any new phone number.

IEC, an interexchange reseller, was granted a certificate of public convenience by the Commission on March 3, 1999, at A-310764. Based upon the findings of the Prosecutory Staff, we believe that it is appropriate to revoke IEC's certificate without the necessity of first filing a formal complaint. Finally, we are not aware that IEC has any current customers in Pennsylvania, and it was never assigned any NXX codes. For these reasons, we tentatively conclude that revocation of IEC's certificate pursuant to 66 Pa.C.S. § 1102(a)(2) will not be detrimental to the public interest; *Therefore,*

It is Ordered:

1. That International Exchange Communications Inc.'s certificate of public convenience is hereby tentatively approved to be revoked as being in the public interest.

2. That a copy of this Tentative Order be published in the *Pennsylvania Bulletin* giving all persons having an interest in this proceeding 30 days from the date of publication to file a written response.

3. That absent the filing of adverse public comment 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further order of this Commission.

4. That upon this order becoming final and without further action by the Commission, the certificate of public convenience held by International Exchange Communications Inc. at A-310764 shall be cancelled, and the company's name stricken from all active utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Audits.

5. That a copy of this Order be served upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1409. Filed for public inspection July 27, 2001, 9:00 a.m.]

Tentative Order

Public Meeting held
July 13, 2001

Commissioners Present: Glen R. Thomas, Chairperson;
Robert K. Bloom, Vice Chairperson; Aaron Wilson, Jr.;
Terrance J. Fitzpatrick

NET-tel Corporation; Doc. No. A-310464

Tentative Order

By the Commission:

NET-tel Corporation (NET-tel) has not paid its monthly Universal Service Fund assessment pursuant to 52 Pa. Code §§ 63.161—63.171 since January 2001. In its efforts to collect payment, Law Bureau Prosecutory Staff was advised by the company's former consultant that NET-tel filed a Chapter 7 bankruptcy petition in October 2000, and is no longer in business. Telephone calls to the last known business address of NET-tel confirmed that the number is disconnected and no information is available for any new phone number.

NET-tel, a competitive local exchange carrier and interexchange reseller, was granted a certificate of public convenience by the Commission on March 13, 1997, at A-310464. Based upon the findings of the Prosecutory Staff, we believe that it is appropriate to revoke NET-tel's certificate without the necessity of first filing a formal complaint. While we are not aware that NET-tel has any current customers in Pennsylvania, NET-tel was assigned several NXX codes which will now be available for re-circulation to other local exchange carriers. For these reasons, we tentatively conclude that revocation of NET-tel's certificate pursuant to 66 Pa.C.S. § 1102(a)(2) will not be detrimental to the public interest; *Therefore,*

It is Ordered:

1. That NET-tel Corporation's certificate of public convenience is hereby tentatively approved to be revoked as being in the public interest.

2. That a copy of this Tentative Order be published in the *Pennsylvania Bulletin* giving all persons having an interest in this proceeding 30 days from the date of publication to file a written response.

3. That absent the filing of adverse public comment 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further order of this Commission.

4. That upon this order becoming final and without further action by the Commission, the certificate of public convenience held by NET-tel Corporation at A-310464 shall be cancelled, the NXX codes assigned to NET-tel Corporation shall be placed back into the pool for re-assignment to other carriers, and the company's name stricken from all active utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Audits.

5. That a copy of this Order be served upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1410. Filed for public inspection July 27, 2001, 9:00 a.m.]

Default Order

Public Meeting held
July 13, 2001

Commissioners Present: Glen R. Thomas, Chairperson;
Robert K. Bloom, Vice Chairperson; Aaron Wilson, Jr.;
Terrance J. Fitzpatrick

PTT Telekom, Inc.; Doc. No. A-310528

Tentative Order

By the Commission:

PTT Telekom, Inc. ("PTT") has not paid its monthly Universal Service Fund assessment pursuant to 52 Pa. Code §§ 63.161—63.171 since January 2001. In its efforts to collect payment, Law Bureau Prosecutory Staff was advised by the company's former consultant that PTT is no longer in business. Telephone calls to the last known business address of PTT confirmed that the number is disconnected and no information is available for any new phone number.

PTT, an interexchange reseller, was granted a certificate of public convenience by the Commission on October 2, 1997, at A-310528. Based upon the findings of the Prosecutory Staff, we believe that it is appropriate to revoke PTT's certificate without the necessity of first filing a formal complaint. Finally, we are not aware that PTT has any current customers in Pennsylvania, and PTT was never assigned any NXX codes. For these reasons, we tentatively conclude that revocation of PTT's certificate pursuant to 66 Pa.C.S. § 1102(a)(2) will not be detrimental to the public interest; *Therefore,*

It is Ordered:

1. That PTT Telekom, Inc.'s certificate of public convenience is hereby tentatively approved to be revoked as being in the public interest.

2. That a copy of this Tentative Order be published in the *Pennsylvania Bulletin* giving all persons having an interest in this proceeding 30 days from the date of publication to file a written response.

3. That absent the filing of adverse public comment 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further order of this Commission.

4. That upon this order becoming final and without further action by the Commission, the certificate of public convenience held by PTT Telekom, Inc. at A-310528 shall be cancelled, and the company's name stricken from all active utility lists maintained by the Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Audits.

5. That a copy of this Order be served upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-1411. Filed for public inspection July 27, 2001, 9:00 a.m.]