

NOTICES

DEPARTMENT OF AGRICULTURE

Referendum on Continuation of the Pennsylvania Apple Marketing Program

I. The Pennsylvania Apple Marketing Program (program) was established under the provisions of the Agricultural Commodities Marketing Act of 1968 (act) (3 P. S. §§ 1001—1012). The act requires that the Secretary call a referendum of affected producers every 5 years to determine whether or not a majority of those voting still desire the program. The program was last subjected to a review referendum conducted in 1997. It is now time for another review referendum to determine whether a majority of the apple producers desire the program to continue.

II. *Referendum Period:* The referendum period shall be April 1, 2002, until 4 p.m. on April 15, 2002. Completed ballots shall be mailed or hand-delivered to the Department of Agriculture, Bureau of Market Development, Room 311, 2301 North Cameron Street, Harrisburg, PA 17110-9408. Hand-delivered ballots must be received by 4 p.m. on April 15, 2002. Ballots that are mailed must be postmarked no later than April 15, 2002, and received no later than April 20, 2002.

III. *Notice of Referendum:* This referendum order and an official ballot shall be mailed no later than March 29, 2002, to all affected producers whose names appear on the list of Commonwealth apple producers maintained in the Office of the Secretary. Additional copies of the same

materials shall be made available at the Office of the Secretary.

IV. *Eligible Voters:* The rules governing the eligibility of a producer for voting are as follows. The record date for determination of whether a producer is eligible to vote is March 15, 2002. All apple producers who grow 500 or more apple trees of all ages are eligible to vote.

V. *Counting of Ballots:* The ballots will be canvassed and counted by a Teller Committee appointed by the Secretary. The counting of the ballots will begin at 10 a.m., Thursday, April 25, 2002, in the State Agriculture Building, Harrisburg, PA. The Secretary will announce the results of the referendum within 30 days following the completion of the referendum period. The results will be published in the *Pennsylvania Bulletin* and disseminated to the news media.

VI. *Reporting Irregularities:* Any irregularities or disputes concerning the referendum procedures must be reported in written form to the Secretary not later than 7 calendar days from the end of the referendum period.

VII. *Publication:* This referendum order shall be published in the *Pennsylvania Bulletin* and the *Harrisburg Patriot News*.

VIII. *Effective Date:* The order shall be effective as of March 11, 2002.

SAMUEL E. HAYES, Jr.,
Secretary

[Pa.B. Doc. No. 02-459. Filed for public inspection March 22, 2002, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending March 12, 2002.

BANKING INSTITUTIONS

New Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-5-02	Berkshire Bank Wyomissing Berks County <i>Correspondents:</i> David L. Gildernew, Esq. John K. Black Shumaker Williams, P.C. P. O. Box 88 Harrisburg, PA 17108	Wyomissing	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-27-02	Commonwealth Bank Norristown Montgomery County	ShopRite Supermarket 3745 Aramingo Ave. Philadelphia Philadelphia County	Opened

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-8-02	Northwest Savings Bank Warren Warren County	355 Biddle Street Kane McKean County (Drive-Up Facility)	Filed
3-11-02	WNB Bank Williamsport Lycoming County	24 N. Cedar Street Lititz Lancaster County	Approved
3-12-02	Keystone Savings Bank Bethlehem Northampton County	2985 MacArthur Road Whitehall Township Lehigh County	Approved
3-12-02	Keystone Savings Bank Bethlehem Northampton County	Route 248 and Newburg Road Palmer Township Northampton County	Approved

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
3-8-02	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	1126 Kennebec Dr. Chambersburg Franklin County	Effective
3-12-02	Farmers First Bank Lititz Lancaster County	22 W. Main Street Ephrata Lancaster County	Approved

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
3-7-02	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	Amendment provides for a change in the principal place of business from 1200 Chestnut Street to 510 Walnut Street, both addresses in Philadelphia, PA.	Approved and Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

JAMES B. KAUFFMAN, Jr.
Secretary

[Pa.B. Doc. No. 02-460. Filed for public inspection March 22, 2002, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Consolidated Plan; 2001 Annual Performance Report Availability

The Department of Community and Economic Development (Department) makes available for public review, the 2001 Annual Performance Report (APR) for the Commonwealth's Consolidated Plan. The 2001 APR reports on activities that were outlined in the Consolidated Plan for Federal fiscal years 2000—2004 as well as the Action Plan for 2001. The APR describes progress in achieving the Commonwealth's 5-year strategy, including resources made available and activities completed in Federal fiscal year 2001. This report will be submitted to the United States Department of Housing and Urban Development (HUD) by March 31, 2002.

Copies of the draft APR will be available for public comment from March 25, 2001, through March 30, 2001, at the following locations. The final APR will be made available again at the same locations, following approval by HUD.

County Commissioners—A copy will be sent to the Chairperson of each County Board of Commissioners.

The Tri-County Branch of the Pennsylvania Association of the Blind (on audio cassette)

Patricia Summers, Coordinator
Harrisburg Area Radio Reading Service
1800 N. Second Street
Harrisburg, PA 17102
(717) 238-2531

Department Regional Offices

Southwest Regional Office
413 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222
(412) 565-5002

Northeast Regional Office
201 Samters Building
101 Penn Avenue
Scranton, PA 18503
(717) 963-4571

Northwest Regional Office
Third Floor, Rothrock
Building
121 West 10th Street
Erie, PA 16501
(814) 871-4241

Southeast Regional Office
908 State Office Building
Broad and Spring Garden
Streets
Philadelphia, PA 19130
(215) 560-2256

Northcentral and South-
central Regional Offices
576 Forum Building
Harrisburg, PA 17120
(717) 787-2412

This Commonwealth's 27 District Libraries

B.F. Jones Memorial Library, Aliquippa
Allentown Public Library, Allentown
Altoona Area Public Library, Altoona
Centre County Library, Bellefonte
Bethlehem Area Public Library, Bethlehem
Clarion Free Library, Clarion
Conococheague District Library, Chambersburg
Bucks County Free Library, Doylestown
Easton Area Public Library, Easton
Erie County Library, Erie
Dauphin County Library, Harrisburg
Cambria County Library, Johnstown
Lancaster County Library, Lancaster
Delaware County Library, Brookhaven
Monessen Public Library, Monessen
New Castle Public Library, New Castle
Montgomery County-Norristown Public Library, Norristown
Free Library of Philadelphia, Philadelphia
Carnegie Library of Pittsburgh, Pittsburgh
Pottsville Free Public Library, Pottsville
Reading Public Library, Reading
Scranton Public Library, Scranton
Warren Public Library, Warren
Citizens Library, Washington
Chester County Library, Exton
Osterhout Free Library, Wilkes-Barre
James V. Brown Library, Williamsport

Submit written comments concerning the APR to Gary R. Thomas, Compliance Manager, Office of Community Development and Housing, Center for Community Building, Department of Community and Economic Development, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120-0225, fax (717) 214-5399. Written comments must be received by March 30, 2002.

Persons with a hearing disability who wish to review the APR should notify the Department and accommodations will be made. Text Telephone (TT) calls can be placed through the Pennsylvania Relay System at (800) 654-5984.

SAMUEL A. MCCULLOUGH,
Secretary

[Pa.B. Doc. No. 02-461. Filed for public inspection March 22, 2002, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Availability of Workforce Investment Act, Title II, Section 223 Funds for State Leadership Activities for July 1, 2002—June 30, 2003

These services are designed to strengthen the Adult Basic and Literacy Education (ABLE) programs operated

by the Department of Education (Department), Bureau of Adult Basic and Literacy Education (Bureau) by providing Statewide support for leadership activities in Title II of the Workforce Investment Act described in the Unified State Plan 1999-2005.

I. Authorization

A. Title II of The Workforce Investment Act of 1998, The Adult Education and Family Literacy Act, provides funds to local eligible provider agencies through the Department for the establishment of adult education and family literacy programs that will:

1. Assist adults to become literate and obtain the knowledge and skills necessary for employment and self-sufficiency.
2. Assist adults who are parents to obtain the educational skills necessary to become full partners in the educational development of their children.
3. Assist adults in the completion of a secondary school education.

B. Eligible applicants include local education agencies (LEAs) and public or private nonprofit agencies, organizations and institutions. A for-profit agency is eligible to participate in the program only if it is part of a consortium with an LEA or other eligible sponsor, with the nonprofit agency acting as fiscal agent. A for-profit organization must also have the capability and capacity to augment significantly the adult education services of a consortium.

Consistent with the purpose of the Adult Education and Family Literacy Act for Program Year 2002-2003, the Department will give primary consideration to programs for the educationally disadvantaged.

The Federal share of a grant will be 75% of the total cost of the program. The applicant must provide 25% match of the total cost of the program. The local match may be in kind. Other Federal funds may not be used for the local match unless specifically identified as eligible for use as matching funds.

C. Restrictions placed upon the Department by the United States Department of Education on the administration of the grant include:

1. Not more than 12.5% of the State's allotment shall be used for State Leadership Activities.
2. Not more than 5% of a local applicant's grant may be used for administrative costs, unless a higher percent is approved in advance by the Bureau.

Letters of intent are due April 12, 2002, and applications are due May 1, 2002.

Note: The Bureau reserves the right to consider proposals received after the deadlines, and if appropriate, to approve them if and when funds become available.

II. Application Procedures and Program Guidelines.

A letter of intent is due at the Bureau by April 12, 2002. The letter of intent should state the priority number and a one-sentence description of the proposed project. Applications for State Leadership funds must be completed on-line and submitted via the e-grant website at <http://www.e-grants.ed.state.pa.us> to the Bureau. Instructions and the application guidelines are available via the Bureau website at www.paadulced.org and via the e-grant sites. Faxes will not be accepted.

III. Funds for State Leadership activities are made available under section 222(a)(2) for one or more of the following activities. Specific priorities that support these activities for program year 2002-2003 follow this section.

1. The establishment or operation of professional development programs to improve the quality of instruction provided under local activities required under section 231(b).
2. The provision of technical assistance to eligible providers of adult education and literacy activities.
3. The provision of technology assistance, including staff training, to eligible providers of adult education and literacy activities to enable the eligible providers to improve the quality of the activities.
4. The support of State or regional networks of literacy resource centers.
5. The monitoring and evaluation of the quality of, and improvement in, adult education and literacy activities.
6. Incentives for program coordination and integration and performance awards.
7. Developing and disseminating curricula.
8. Other activities of Statewide significance that promote the purpose of this title.
9. Coordination with existing support services, such as transportation, childcare and other assistance designed to increase rates of enrollment in, and successful completion of, adult education and literacy activities, to adults enrolled in those activities.
10. Integration of literacy instruction and occupational skill training and promoting linkages with employers.
11. Linkages with postsecondary educational institutions.

Priorities State Leadership 2002-2003

1. Communications for Professional Development (AXIS)

Management of a project to provide for the design and/or publication of newsletters, reports, handbooks and brochures as needed by adult education providers in this Commonwealth. The project will direct and provide systematic communication and coordination for the Bureau, professional development service providers and adult basic and literacy education providers. The project will also include support of on-line and Internet communications.

2. Adult Education Newsletter

Provision of a general adult basic education newsletter to be published a minimum of six times at a length of eight pages or more to disseminate information in areas of interest to adult basic education practitioners and program supporters in this Commonwealth. The areas may include, but are not limited to, professional development, program areas such as GED, ABE, ESL, Workplace and Family Literacy, and include adult education theory, best practices and awareness information. Applicant must establish an editorial review board and plan for a circulation of approximately 4,000 copies across this Commonwealth with distribution as requested by the Department.

3. Outstanding Adult Learners

Management of an event that includes the identification, selection and recognition of ten exemplary adult learners enrolled in adult basic and literacy education programs whose success stories focus on the role of adult

basic education in their lives. Approximately 2,000 copies of a Success Stories booklet featuring both past and current winners and their ABE programs will be prepared, published and disseminated as requested by the Department. Promotional fliers featuring Success Stories students will be prepared and disseminated to winners' program providers. Applicant will coordinate with an identified ABE Bureau staff person in the development of the project.

4. Outstanding Adult Practitioners

Management of an event to identify, select and honor outstanding adult education practitioners in this Commonwealth whose interaction with adult learners, colleagues and their programs is indicative of best practices in adult teaching and learning. Applicants will review the standards and performance indicators set forth by the Pennsylvania Adult Teachers Competencies project to use those criteria for the selection of Excellent Educators and Instructors in keeping with their recommendations for expert practitioners. The applicant will coordinate with an identified Bureau staff person, a Project EQUAL representative and a Professional Development Center coordinator in the development and implementation of the project.

5. Review and Dissemination of Exemplary Projects

Management of a project to review current and past Section 353 and State Leadership special demonstration/experimental and professional development projects from this Commonwealth and from other states in designated topic areas to determine their significance and appropriateness for adoption/adaptation in this Commonwealth. The project should identify exemplary and innovative practices/approaches and provide for the Statewide dissemination of information through publication of the reviewed projects via a newsletter to be published a minimum of six times a year.

6. Support of Adult Education Professional Development

Administration, fiscal management and support of Statewide adult basic education professional development activities and other Department activities to include provision for support of State Leadership requirements and initiatives under the Workforce Investment Act of 1998, support of various adult basic and literacy conference activities, support of Act 42 Council activities and provision of honoraria for presenters at State-sponsored activities.

7. Work-Based Foundation Skills

Management of a project to facilitate expanded dissemination and effective use of the Work-Based Foundation Skills Framework across this Commonwealth and agencies in support of the Commonwealth's workforce development initiatives. This project will continue the activities of a project developed and tested from 1999-2002. The project will develop and implement training procedures and products to build the ABE provider's capacity to understand and implement the Foundation Skills Framework. Activities in this project will be integrated with activities of ABE coalitions, local Workforce Investment Boards (WIBs) and CareerLink to strengthen communication and system integration. The project will develop and implement targeted Foundation Skill Framework training procedures and products for ABE programs and work with Professional Development Centers in identifying and training non-Pennsylvania Workforce Improvement Network affiliates in the use of the framework as well as in disseminating the Foundation Skills Framework throughout the workforce investment system. The project will

continue and further refine the foundation skills framework link to occupational skill standards, working collaboratively with the ABLE Interagency Coordinating Council skill standards work group so that a process and product is developed providing ABLE programs links between occupational skill standards and the foundation skills.

8. *English as a Second Language (ESL) Standards and Competencies*

Using recommendations from the ESL standards and competencies project of 2001-2002, this project will continue the development of the coordinated system of ESL training in support of program quality standards and competencies identified in the 2001-2002 project. Using existing training modules identified in the 2001-2002 project adopted/adapted for this Commonwealth, the project will implement training on sound research-based practices in ESL instruction and align it with the recommended program standards and teacher competencies. Based upon recommendations from the 2001-2002 project, new training may be developed.

9. *Planning for Change*

Provision of a Statewide system of consultants trained to provide individualized technical assistance to ABLE adult education coalitions, building on activities begun in the Planning for Change project funded in 2001-2002. Technical assistant consultants will guide and support adult education coalitions in attaining regional workforce development goals, including increased/improved communication with regional WIBs and CareerLink Centers, and the development, implementation and monitoring of an Adult Education Coalition Workforce Plan. The project applicant should provide services Statewide, be broad-based and participate in the ABLEworks system developed by the Bureau.

10. *Professional Development Institutes*

Purpose: To provide an opportunity for professional development in a specific area of ABLE in an intensive format.

Background: The Bureau has supported the professional development of practitioners and administrators through the institute format for several years. The format allows for the consistency in the delivery of information and methodologies in a specific area and at varying levels of expertise. It also builds the collegiality of participants through shared experiences and encourages ongoing professional development after the institute has ended. The activities offered through the institute and follow up trainings are guided by the Guiding Principles for Professional Development of Adult Education Practitioners.

Program Goals:

1. Administrative and fiscal management and support of a project for Statewide adult basic education professional development through the provision of a professional development institute (topics follow) to include the arrangements for physical accommodations for administrators, teachers, counselors and volunteers in adult basic education programs;

2. Delivery of information to participants that is relevant to the topic, research-based and representative of best practices that is provided by subject matter experts.

3. Development of strands on the institute topic for new and experienced practitioners.

4. Provision of follow-up training through the regional professional development centers and/or other activities.

5. Evaluation of the design and effectiveness of the training.

Suggested areas for institute format: Corrections Education, Teaching Math and ESL in the Workplace.

11. *Professional Development Center for Learning Differences/Disabilities*

Purpose: To continue the provision of a centralized system of professional development for practitioners serving adults with adult learning differences/disabilities; to serve as an information clearinghouse for research and best practice in teaching adults with learning differences/disabilities; to facilitate coordination of services to individuals with learning differences/disabilities among State and local agencies as provided in Program Years 2000-2001 and 2001-2002.

Background: Current research indicates that adult basic and literacy education programs are serving significant numbers of individuals who have learning differences/disabilities. According to needs assessments conducted in this Commonwealth, many adult education practitioners feel unprepared for the challenges presented in the teaching of those adults. The Bureau recognizes the need to support adult education practitioners who are teaching adults with learning differences/disabilities in Bureau sponsored programs. The Bureau desires to continue the support of previous activities by providing funds for a "center" to continue the efforts of coordinating a uniform and systematic approach to the provision of professional development for practitioners teaching adults with learning differences/disabilities and to the improvement to the quality of services offered to this population of learners.

Application requirements: The applicant must describe how it will address the following program elements:

1. Provide a centralized training and technical assistance system to support Commonwealth practitioners working with individuals with learning differences/disabilities.

- Develop and deliver uniform training products and processes to address the needs of Commonwealth adult education practitioners in the areas of learning differences that reflect state-of-the-art research and development efforts.

- Coordinate existing activities related to the provisions of training and technical assistance for practitioners teaching individuals with learning differences/disabilities.

- Develop and implement a train-the-trainer system consistent with current adult education train-the-trainer efforts to certify and credential trainers.

- Develop and implement a system of technical assistance that includes identification of best practices and peer networking.

- Coordinate the delivery of training with the Pennsylvania Adult Education professional development system including its Professional Development Centers, State Literacy Resource Center and Tutors for Literacy in the Commonwealth.

2. Serve as an information clearinghouse for research and best practices in teaching adults with learning differences/disabilities.

- Maintain expertise in the areas of adults with learning differences/disabilities for the purpose of identifying emerging best practices and research.

- Disseminate relevant and timely information related to special accommodations, research-based instructional planning, screening and identification, legal issues and other information related to serving adults with learning differences/disabilities.

- Coordinate information collection and dissemination with the State Adult Literacy Resource Center.

3. Facilitate the coordination of services to individuals with learning differences/disabilities among State and local agencies.

- Facilitate the leveraging of resources among State and local entities for the purpose of providing comprehensive services to individuals with learning differences/disabilities.

- Identify other State and local models of interagency coordination for individuals with learning differences/disabilities and assist in implementing them.

- Establish and maintain a working relationship with entities that serve individuals with learning differences/disabilities for the purpose of exchanging information and establishing interagency initiatives.

- Maintain a presence by representing the Commonwealth's efforts at National and State meetings, workshops and seminars.

12. *Mini-Grants*

These grants may be used to support State Leadership activities at the local level. For example, a mini grant can be used to complement Statewide initiatives that impact at the local level such as implementing adult learner competencies into an agency's program, determining the impact of instructional programs on adult learners or to assist an agency in integrating adult basic education and workforce development activities in the local area. Funds should not be used for direct instructional time but for time to research, design, plan and support the activities needed to carry out the goals of the project. Grants may not exceed \$5,000.

CHARLES B. ZOGBY,
Secretary

[Pa.B. Doc. No. 02-462. Filed for public inspection March 22, 2002, 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 the 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 prior to 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

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

<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>
PA0030112	Methacton School District 1001 Kriebel Mill Road Norristown, PA 19408	Montgomery County Worcester Township	UNT of Skippack Creek	Y
PA0050989	Frederick Mennonite Community P. O. Box 498 Frederick, PA 19435-0498	Montgomery County Upper Frederick Township	UNT of Swamp Creek	Y

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>
PA0032328 Sewage Nonmunicipal	Hickory Hills Manufactured Housing Community, LCC 121 Hickory Hills Drive Bath, PA 18014	Northampton County Moore Township	Tributary to East Branch Monocacy Creek (Water- shed #2C)	Yes
PA0061875 Nonmunicipal	Hickory Hills Sewer Corp. c/o Foster Township 1000 Wyoming Ave. Freeland, PA 18224	Luzerne County Foster Township	Pond Creek Watershed #2A	Yes
PA0034070 Renewal	Glencrest Realty Company 6000 Glencrest Road Slatington, PA 18080	Washington Township Lehigh County	Unnamed tributary to Coplay Creek #2C	Yes
PA0051675 Renewal	Northampton Area School District 1617 Laubach Avenue Northampton, PA 18067	Moore Township Northampton County	#2C Unnamed tributary to Hokendaqua Creek	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0081876	Audubon Park, Inc. 322 S. Hanover St. Carlisle, PA 17013	York County Monaghan Township	UNT Yellow Breeches Creek/7E	Y
PA0084301	Lancaster Malleable Castings Company 1170 Lititz Avenue Lancaster, PA 17601-4338	Lancaster County Southern Manheim Township	UNT to Conestoga Creek 7-J	Y

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

PA0035718, Industrial Waste, **John Koller, & Sons t/a Fairview Swiss Cheese**, 1734 Perry Highway, Fredonia, PA 16124. This proposed facility is located in Fairview Township, **Mercer County**.

Description of discharge: This is a minor discharge of commercial wastes, in watershed 20-A and which is classified for: trout stocking, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂—NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Beaver Falls Municipal Authority on the Beaver River located at River Mile 3.8, approximately 56.4 miles below point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.05 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	XX				
BOD ₅	39	90	XX	XX	50
TSS	58	135	XX	XX	100

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
NH-N (5-1 to 10-31)	1.3	2.7	3.0	6.5	7.0
(11-1 to 4-30)	3.5	7.9	8.5	19	21
Fecal Coliform					
TRC			0.5		1.2
pH	Within limits of 6.0 to 9.0 standard units at all times.				

The proposed effluent limits for Outfalls 002 and 003 are based on a design flow of n/a MGD.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
These Outfalls shall consist of stormwater only. Refer to Part C Special Condition concerning stormwater outfalls.					

XX—Monitor and report.

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

The EPA Waiver is in effect.

PA0222160, Sewage, **Hemlock Mobile Home Park**, R. D. 6, Box 604, New Castle, PA 16101. This proposed facility is located in Wolf Creek Township, **Mercer County**.

Description of Proposed Activity: Renewal of a treated minor discharge from a privately owned sewage treatment works.

The receiving stream, unnamed tributary to East Branch Wolf Creek, is in watershed 20-C and classified for: cold water fishery, 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 Salvation Army Camp intake on Slippery Rock Creek located in Wayne Township, Lawrence County, approximately 34 miles below point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.01675 mgd.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	25		50
Total Suspended Solids	30		60
Fecal Coliform (5-1 to 9-30)		200/100 ml as a geometric average	
(10-1 to 4-30)		2,000/100 ml as a geometric average	
Total Residual Chlorine	1.4		3.3
Dissolved Oxygen		minimum of 3 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 Nonwaived Permit Applications

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

Application No. PA 0246433, Sewage, **Broad Top Township (Hess Trailer Park)**, Municipal Loop, P. O. Box 57, Defiance, PA 16633-0057. This facility is located in Broad Top Township, **Bedford County**.

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

The receiving stream, an unnamed tributary of Sherman Valley Run, is in Watershed 11-D and classified for CWF, water supply and recreation and fish consumption. The nearest downstream public water supply intake for Saxton Municipal Water Authority is located on Raystown Branch Juniata River, approximately 20 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of .0012 MGD are:

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	25	45	50
Suspended Solids	30	45	60

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine	0.5		2.0
TKN-N	Monitor and Report		
Ammonia-N	Monitor and Report		
Nitrite-N	Monitor and Report		
Nitrate-N	Monitor and Report		
Dissolved Oxygen	Minimum of 5.0 at all times		
pH	From 6.0 to 9.0 inclusive		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	19,000/100 ml as a geometric average		

Individuals may make an appointment to review the Department files on this case by calling the File Review Coordinator at (717) 705-4732.

The EPA waiver is in effect.

Application No. PA 0008087, Industrial Waste SIC Nos. 2066 and 2064, **Hershey Foods Corporation (Hershey Plant)**, 19 East Chocolate Avenue, Hershey, PA 17033-0819. This facility is located in Derry Township, **Dauphin County**.

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

The receiving stream, Spring Creek, is in Watershed 7-D and classified for WWF, water supply and recreation and fish consumption. The nearest downstream public water supply intake for United Water Company is located on Swatara Creek, approximately 12 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfalls 001—005, 008, 009 and 013 based on a design flow of 6.28 MGD (total) are:

<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>
Temperature (°F)			Monitor	Monitor	
pH (S.U.)			Always between 6.0 and 9.0		

The proposed effluent limits for Outfall 003 are:

<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>
pH (S.U.)			Always between 6.0 and 9.0		

The proposed effluent limits for Outfall 010 are:

<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>
Fecal Coliforms			Monitor		
TRPH			Monitor		
pH (S.U.)			Always between 6.0 and 9.0		

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

1. Instream temperature and flow monitoring requirements and limitations.
2. Requirements for stormwater outfalls.
3. Requirements for an annual aquatic biological survey.

Individuals may make an appointment to review the Department files on this case by calling the File Review Coordinator at (717) 705-4732.

The EPA waiver is in effect.

Application No. PAS 703501, Industrial Waste, **Koch Materials Company**, 1505 Greenleaf Road, North Charleston, SC 29405. This facility is located in Muhlenberg Township, **Berks County**.

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

The receiving stream, Laurel Run, is in Watershed 3-C and classified for WWF, water supply and recreation and fish consumption. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 are:

<i>Parameter</i>	<i>Mass (lb/day)</i>	<i>Concentration (mg/l)</i>
	<i>Maximum Daily</i>	<i>Maximum Daily</i>
pH	6.0 to 9.0 at all times	
Total Suspended Solids	141	23
Oil and Grease	94	15

Individuals may make an appointment to review the Department files on this case by calling the File Review Coordinator at (717) 705-4732.

The EPA waiver is in effect.

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

PA0217280, Industrial Waste, SIC, 3229, **American Video Glass Corporation**, 777 Technology Drive, Mount Pleasant, PA 15666-2715. This application is for renewal of an NPDES permit to discharge treated process water, backwash water and untreated stormwater from American Video Glass Corporation in East Huntingdon and Hempfield Townships, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, Sewickley Creek (001) and Belson Run (002, 003), classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is McKeesport Municipal Water Authority, located at McKeesport, 20 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.72 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>
Total Suspended Solids	100.9	201.8	10	20	
Oil and Grease	100.9	201.8	10	20	
Fluoride	46.6	93.2	13	26	
Lead	0.35	0.70	0.1	0.2	
Antimony			0.11	0.22	
Temperature (°F)				110	
pH	not less than 6.0 nor greater than 9.0				

Outfalls 002 and 003: existing discharge.

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

The EPA waiver is in effect.

PA0021156, Sewage, **Bullskin Township**, 178 Shenandoah Road, Connellsville, PA 15425. This application is for renewal of an NPDES permit to discharge treated sewage from the Merit Manor STP in Bullskin Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Whites Run, which are classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Westmoreland County Municipal Authority, McKeesport Plant, on the Youghiogheny River.

Outfall 001: existing discharge, design flow of 0.05 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)	5.0			10.0
(11-1 to 4-30)	15.0			30.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	4,000/100 ml as a geometric mean			
Total Residual Chlorine	1.2			2.9
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0028452, Sewage, **Dunkard Bobtown Municipal Authority**, P. O. Box 352, Bobtown, PA 15315. This application is for Renewal of an NPDES permit to discharge treated sewage from Dunkard Bobtown STP in Dunkard Township, **Greene County**.

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

Outfall 001: existing discharge, design flow of 0.15 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	5.5	8.3		11.0
(11-1 to 4-30)	16.5	24.8		33.0
Fecal Coliform	200/100 ml as a geometric mean			
(5-1 to 9-30)	10,000/100 ml as a geometric mean			
(10-1 to 4-30)	not less than 6.0 nor greater than 9.0			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0096733, Sewage, **Lance L. Safran**, 5800 Steele Road, Murrysville, PA 15668. This application is for Renewal of an NPDES permit to discharge treated sewage from Pleasant View Mobile Home Park Sewage Treatment Plant in Saltlick Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Indian Creek, which are classified as a HQ-CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Westmoreland Municipal Water Authority.

Outfall 001: existing discharge, design flow of 0.024 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Fecal Coliform	200/100 ml as a geometric mean			
(5-1 to 9-30)	20,000/100 ml as a geometric mean			
(10-1 to 4-30)				
Total Residual Chlorine				
STP utilizing tablet chlorinator	1.4			3.3
STP utilizing ultraviolet disinfection	No monitoring required			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA0238767, Sewage, **Stoneworth Apartments**, 124 Eastwood Drive, Butler, PA 16001. This proposed facility is located in Worth Township, **Butler County**.

Description of Proposed Activity: New discharge of treated sewage.

The receiving stream, Slippery Rock Creek, is in watershed 20-C and classified for: CWF, 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 Salvation Army Camp intake on Slippery Rock Creek located in Wayne Township, Lawrence County, approximately 17 miles below point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.024 mgd.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD ₅	25		50
Total Suspended Solids	30		60
Fecal Coliform	200/100 ml as a geometric average		
(5-1 to 9-30)	100,000/100 ml as a geometric average		
(10-1 to 4-30)			
Total Residual Chlorine	1.4		3.3
pH	6.0 to 9.0 standard units at all times		

The EPA Waiver is 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).

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

WQM Permit No. 5202402, Fawn Lake Forest Water Company, P. O. Box D, Waymart, PA 18472. This proposed facility is located in Lackawaxen Township, **Pike County**.

Description of Proposed Action/Activity: Authorization to use treated effluent from the Woodloch Springs Wastewater Treatment Plant to augment the water source for the Woodloch Springs Golf Course irrigation system and incorporate existing facilities into the permit. Fawn Lake Forest Water Co. has authorization to discharge 150,000 GPD to Teedyuskung Creek.

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

WQM Permit No. 0689423, Transfer 02-1, Sewerage, R. Michael and Linda G. Bunner, 1248 Clearview Circle, Allentown, PA 18103. This proposed facility is located in Maxatawny Township, **Berks County**.

Description of Proposed Action/Activity: Transfer of Permit for property at 949 Benicoff Road, Kutztown, PA 19530, for a single residence sewage system.

WQM Permit No. 3602405, Sewerage, Ephrata Township Sewer Authority, 265 Akron Road, Ephrata, PA 17522. This proposed facility is located in Ephrata Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction of sewer extensions and a pump station for the Lincoln's Meadow Subdivision.

WQM Permit No. 0102402, Sewerage, Carroll Valley Sewer and Water Authority, P. O. Box 718, Fairfield, PA 17320. This proposed facility is located in Carroll Valley Borough, **Adams County**.

Description of Proposed Action/Activity: Replacement of Pump Station serving Ski Liberty.

WQM Permit No. 3602406, Sewerage, Nelson Wenger, 100 East Queen Street, Stevens, PA 17578. This proposed facility is located in West Cocalico Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction of a wastewater treatment plant to serve the Millbrook Manor Mobile Home Park.

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

WQM Permit No 2002403, Sewerage, Charles C. and Shelley A. Voll, 20252 Westhaven Lane, Rocky River, OH 44116. This proposed facility is located in Beaver Township, **Crawford County**.

Description of Proposed Action/Activity: This project is for a single residence sewage treatment plant.

WQM Permit No 2002404, Sewerage, Thomas G. Herrmann, 7179 Linesville Road, Hartstown, PA 16131. This proposed facility is located in South Shenango Township, **Crawford County**.

Description of Proposed Action/Activity: This project is for a single residence sewage treatment plant.

WQM Permit No 4302409, Sewerage, Ryan Wells, 64 Small Road, Fredonia, PA 16124. This proposed facility is located in Lake 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 that 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 PAS10G513, Stormwater, **RM Enterprises, Inc.**, 222 North Walnut Street, West Chester, PA 19380, has applied to discharge stormwater associated with a construction activity located in West Caln Township, **Chester County** to Indian Spring Run (EV).

NPDES Permit PAS10J056, Stormwater, **Riverton Developers**, 1200 River Road, Conshohocken, PA 19428, has applied to discharge stormwater associated with a construction activity located in City of Chester, **Delaware County** to Delaware River (WWF).

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

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

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q233	Western Lehigh Valley Corp. 3190 Ridgeview Dr. Suite 302 Allentown, PA 18104	Lehigh County N. Whitehall Township	Unnamed tributary to Jordan Creek HQ-CWF
PAS10Q234	R.A.B. Management 711 Frutchey Hill Rd. Easton, PA 18040	Lehigh County Lower Macungie Township	Little Lehigh Creek HQ-CWF
PAS10Q235	Brandywine Operating Partnership 7535 Windsor Dr. Suite B202 Allentown, PA 18105	Lehigh County Upper Macungie Township	Little Lehigh Creek HQ-CWF

Luzerne County Conservation District: R485 Smith Pond Road, Lehman, PA 18627, (570) 674-7991.

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10R041	Holy Protection of the Theotokos Greek Orthodox Church c/o Garondissa Olympicia 378 Laurytown Rd. Weatherly, PA 18255	Luzerne County White Haven Borough	Lehigh River Basin HQ-CWF
PAS10R042	Critical Path Assoc., LLC 670 N. River St. Wilkes-Barre, PA 18705	Luzerne County Lehman Township	Unnamed tributary to Harvey's Creek HQ-CWF

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

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10U169	Northampton Community College Attn: Mark Culp 3835 Green Pond Rd. Bethlehem, PA 18020	Northampton County Bethlehem Township	Monocacy Creek HQ-CWF

Pike County Conservation District: HC 6, Box 6770, Hawley, PA 18428, (570) 226-8220.

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10V041	Woodloch Pines, Inc. 2 Woodloch Springs Hawley, PA 18428	Pike County Lackawaxen Township	Teedyuskung Creek HQ-CWF, MF

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

Cumberland County Conservation District: 43 Brookwood Avenue, Suite 4 Carlisle, PA 17013-9172 (717) 240-7813.

<i>NPDES No.</i>	<i>Applicant Name & Address</i>	<i>County & Municipality</i>	<i>Receiving Water/Use</i>
PAS10H095 Stormwater	Harry Fox, Jr. 15 Monteto Court Dillsburg, PA 17019	Dickinson Township Cumberland County	Yellow Breeches Creek (HQ)

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

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

NPDES Permit PAS101715-1, Stormwater, **Department of Environmental Protection**, Bureau of Mine Reclamation, P. O. Box 8476, Harrisburg, PA 17105 has applied to discharge stormwater associated with a construction activity located in Bell Township, **Clearfield County** to Lost Run and Laurel Run, HQ-CWF.

PUBLIC WATER SUPPLY (PWS) PERMIT

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

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

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

The permit application and any related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application. Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

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

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

Permit No. 1502502, Public Water Supply.

Applicant	Elverson Water Company, Inc.
Borough	Elverson
Responsible Official	Curtis L. Hoke 26 E. Main Street Elverson, PA 19520
Type of Facility	PWS System
Consulting Engineer	Evans Mill Environmental P. O. Box 735 Uwchland, PA 19520
Application Received Date	March 7, 2002
Description of Action	To construct disinfection and pumping facilities and add new source Well No. 6 to existing system.

Permit No. 1502503, Public Water Supply.

Applicant	Philadelphia Suburban Water Company
Township	East Marlborough
Responsible Official	Joseph G. Thurwanger Philadelphia Suburban Water Company 762 W. Lancaster Avenue Bryn Mawr, PA 19010
Type of Facility	PWS System
Consulting Engineer	Joseph G. Thurwanger Philadelphia Suburban Water Company 762 W. Lancaster Avenue Bryn Mawr, PA 19010
Application Received Date	March 8, 2002
Description of Action	Construction of a 1 million-gallon storage tank and booster pump station.

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

Permit No. 5401509, Public Water Supply.

Applicant	Borough of Schuylkill Haven
Township or Borough	North Manheim Township Schuylkill County

Responsible Official Marlin Berger, Borough Manager
Schuylkill Haven Borough Building
12 West Main Street
Schuylkill Haven, PA 17972
(570) 385-8241

Type of Facility Community Water System

Consulting Engineer James P. Palumbo, Jr., P.E.
Quad 3 Group, Inc.
37 North Washington Street
Wilkes-Barre, PA 18701
(570) 829-4200

Application Received Date November 29, 2001

Description of Action Construction of a new 4-million GPD water filtration plant and 150,000-gallon finished water storage tank with associated booster pump station, along with demolition/modification of the existing treatment plant.

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

Permit No. 2702501, Public Water Supply.

Applicant **Pennsylvania Suburban Water Company—Shenango Division**
665 South Dock Street
Sharon, PA 16146

Township or Borough Jenks Township, **Forest County**

Responsible Official Jack N. Walter, P.E.
Pennsylvania Suburban Water Company

Type of Facility New PWS

Consulting Engineer William A. LaDieu, P.E.
CET Engineering Services
1240 North Mountain Road
Harrisburg, PA 17112

Application Received Date March 4, 2002

Description of Action Developing three new wells and constructing a water treatment facility to service the Forest County State Correctional Institution and other users.

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. Transfer, Minor Amendment.

Applicant **Lehigh County Authority**

Township or Borough Lynn Township
Lehigh County

Responsible Official Aurel M. Arndt, General Manager
Lehigh County Authority
1053 Spruce Street
P. O. Box 3348
Allentown, PA 18106-0348
(610) 398-2503

Type of Facility Community Water System

Consulting Engineer Joseph E. Iudicello, Vice President
Mark Terrace Water Company, Inc.
6500 Chapmans Road
Allentown, PA 18106
(610) 395-2600

Application Received Date February 27, 2002

Description of Action Transfer the PWS permit (Permit No. 3997501, issued June 15, 2000) for the water system serving Pine Lakes of Lynn from Mark Terrace Water Co., Inc. (t/a Lynn Water Co.) to Lehigh County Authority

Application No. Minor Amendment.

Applicant **Silver Springs Mountain Water Company**

Township or Borough Silver Lake Township

Responsible Official Francis L. Flynn, General Partner
Silver Springs Mountain Water Company
R. R. 1, Box 1365
Friendsville, PA 18818

Type of Facility Bottled Water System

Consulting Engineer Paul B. Milnes, P.E.
Milnes Engineering, Inc.
12 Frear Hill Road
Tunkhannock, PA 18657

Application Received Date February 27, 2002

Description of Action Relocation of existing bottling equipment, with repiping, within an existing bottled water facility.

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 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.

Franconia Mennonite Board of Missions and Charities, Hilltown Township, **Bucks County**. Seth Frankhauser, Storb Environmental, Inc., 410 N. Easton Road, Willow Grove, PA 19090, on behalf of Franconia Mennonite Board of Missions and Charities, 771 Route 113, Souderton, PA 18964, has submitted a Notice of Intent to Remediate groundwater contaminated with BTEX and petroleum 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 *The Intelligencer* on February 8, 2002.

Former PPG Industries, Inc. and BASF Corp. Facility, Folcroft Borough, **Delaware County**. Russell D. Devan, P.G., Environmental Resources Management, Inc., 855 Springdale Drive, Exton, PA 19341, on behalf of Jarden Investments, LP, 1830 Columbia Ave., Folcroft,

PA, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with lead, heavy metals, BTEX, solvents and pesticides. 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 the *Delaware County Times* on January 18, 2002.

Donald Hogg Residence, Haverford Township, **Delaware County**. J. Jeffrey Grant, GAC Associates, Inc., P. O. Box 625, Ardmore, PA 19003-0625, on behalf of Herbert Victor, HMS/Bryn Mawr Assoc., 349 W. Lancaster Ave., #201, Haverford, PA 19004, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with petroleum hydrocarbons. The applicant proposes to remediate the site to meet Site-Specific Standards. A Summary of the Notice of Intent to Remediate was reported to have been published in the *Main Line Times* on June 7, 2001.

George H. and Jane P. Freischmidt Family Trust, Marple Township, **Delaware County**. Thomas J. Martinelli, JMT Environmental Technologies, P. O. Box 22044, Lehigh Valley, PA 18002-2004, on behalf of Freischmidt Family Trust, 19 Worthington Drive, West Grove, PA 19390, has submitted a Notice of Intent to Remediate soil contaminated with petroleum 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 the *Delaware County Press* on February 6, 2002.

Former Gasoline Service Station, Montgomery Township, **Montgomery County**. Jeffrey E. Goudsward, Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440, on behalf of Cynwyd Investments, 261 Old York Rd., Suite 613, Warminster, PA 19046, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with lead, BTEX, polycyclic aromatic hydrocarbons, EDBs and EDCs. 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 *The Reporter* on February 13, 2002.

Majka Property, Upper Providence Township, **Montgomery County**. Craig Herr, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, on behalf of Heritage Building Group, Inc., 326 Old York Road, Suite B, Furlong, PA 18925, has submitted a Notice of Intent to Remediate soil contaminated with arsenic. 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 *The Pottstown Mercury* on February 18, 2002.

Sorbees International, City of Philadelphia, **Philadelphia County**. James F. Mullan, P.E., Hocage Consulting, Inc., 212 Haddon Ave., Westmont, NJ 08108, on behalf of Elliot Stone, 9990 Global Rd., Philadelphia, PA, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with BTEX and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide Health Standard. A Summary of the Notice of Intent to Remediate was reported to have been published in *The Northeast News Gleaner* on July 18, 2001.

CSX Intermodal—Snyder Avenue Yard Facility, City of Philadelphia, **Philadelphia County**. Gary A. Rozmus, P.E., Gannett Fleming, Inc., 480 Forest Ave., P. O. Box 707, Locust Valley, NY 11560-0707, on behalf of

CSX Transportation, Attn: Marshall L. Williams, 301 W. Bay St., Suite 800, Jacksonville, FL 32202, has submitted a Notice of Intent to Remediate soil contaminated with PCBs, lead, heavy metals, BTEX, PAHs and solvents; and groundwater contaminated with lead, heavy metals, PAHs and solvents. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A Summary of the Notice of Intent to Remediate was reported to have been published in *The Philadelphia Daily News* on February 7, 2002.

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

Former Open Gate Hotel, Bethlehem Township, **Northampton County**. Lori A. Girvan, Environmental Scientist, Barry Isett & Associates, Inc., 85 S. Route 100 and Kressler Lane, P. O. Box 147, Trexlertown, PA 18087 submitted a Notice of Intent to Remediate (on behalf of Nazareth National Bank, 3864 Adler Place, Bethlehem, PA 18017) concerning the remediation of soils found or suspected to have been contaminated with no. 2 fuel oil constituents. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was published in *The Morning Call* on January 23, 2002. A Final Report was simultaneously submitted.

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

Capitol Heights Project, City of Harrisburg, **Dauphin County**. Apex Environmental, Inc., 220 North Park Road, Reading, PA 19610, on behalf of Struever Rouse Homes, 1040 Holl Street, Suite 200, Baltimore, MD 21230, submitted a Notice of Intent to Remediate site soils contaminated with BTEX and PHCs. 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 *Patriot News* on February 27, 2002.

Wawa 274, Muhlenberg Township, **Berks County**. Groundwater and Environmental Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341, on behalf of Wawa, Inc., 260 West Baltimore Pike, Wawa, PA 19063, submitted a Notice of Intent to Remediate site groundwater contaminated with solvents. The applicant proposes to remediate the site to meet the Background standard requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Times/Eagle* on March 5, 2002.

RESIDUAL WASTE GENERAL PERMITS

Applications for Major Permit Modification under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

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

General Permit Application No. WMGR061. Thermo-Depolymerization Process LLC, 460 Hempstead Avenue, West Hempstead, NY 11552. The facility is located on the Philadelphia Navy Yard. General Permit Number WMGR061 for the processing of food

processing waste and rendering waste prior to beneficial use as fuel was issued on October 4, 1999. The permittee requested the following additional residual waste types to be covered under the general permit: waste tires, mixed plastics, presorted municipal waste and sewage sludge. In addition, the permittee requested an extension to the expiration date of the general permit, which was originally limited to 4 years from the date of issuance. The application was determined to be administratively complete by Central Office on March 7, 2002.

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

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit Application No. 301333. Waste Recovery Solutions, Inc., 343 King Street, Myerstown, PA 17067, Jackson Township, **Lebanon County**. The application is for permit modification for the Radiation Protection Plan for the Residual Waste Processing. The application was determined to be administratively complete by the Southcentral Regional Office on March 5, 2002.

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

AIR QUALITY

NOTICE OF PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

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

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

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the Regional Office identified. 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.

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

06-05093: Industrial Power Generating Corp. (2250 Dabney Road, Richmond, VA 23230) for construction of 24 internal combustion engines to generate electricity controlled by combustion methods in Exeter Township, **Berks County**.

28-03025A: Wenger's Feed Mill, Inc. (P. O. Box 26, 101 West Harrisburg Avenue, Rheems, PA 17570-0026) for construction of a railcar unloading operation at its Shipensburg Facility in Southampton Township, **Franklin County**.

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

30-00143A: Dana Mining Co. of PA, Inc. (P. O. Box 1209, Morgantown, WV 26507) for installation of coal screening plant at Titus Mine in Dunkard Township, **Greene County**.

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

10-001G: AK Steel—Butler Works (P. O. Box 832, 210 Pittsburgh Road, Butler, PA 16003) for construction of a steel ladle desulfurization and slag skimming station in Butler, **Butler County**.

10-047G: Mine Safety Appliances Co.—Callery Chemical Co. (1420 Mars-Evans City Road, Evans City, PA 16033-9397) for modification to reclassify the methanol wash unit from a control device to source in Forward Township, **Butler County**. No equipment modifications or operational changes are proposed.

61-193B: National Fuel Gas Supply Corp.—Henderson Station (Route 965, Stoneboro, PA 16153) for modification of the emissions control technology on the dehydration system in Mineral Township, **Venango County**.

43-37A: ELG Metals Inc. (660 Fourth Street, Greenville, PA 16125) to install a baghouse to collect fugitive emissions from scrap cutting operations in Pymatuning Township, **Mercer County**.

20-005A: W. L. Dunn Construction Co. (180 North Franklin Street, P. O. Box 8, Cochranon, PA 16314) for replacement of the scrubber with a knock out box and baghouse in East Fairfield Township, **Crawford County**.

24-131E: SGL Carbon LLC (900 Theresia Street, St. Marys, PA 15857) for construction of a chemical vapor deposition reactor and wet scrubber system in St. Marys, **Elk County**. SGL Carbon is a Title V facility.

24-131F: SGL Carbon LLC (900 Theresia Street, St. Marys, PA 15857) for construction of a vacuum out gas furnace with wet scrubber control in St. Marys, **Elk County**. SGL Carbon is a Title V facility.

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.

46-0135: Yerger Wood Products, Inc. (3090 Wentling Schoolhouse Road, East Greenville, PA 18041) for installation of a 60" tub grinder with a diesel engine in Upper Hanover Township, **Montgomery County**. This facility is a non-Title V facility. The installation of the 60" tub grinder with a diesel engine will result in emissions of 3.30 ton per year of nitrogen oxides and 0.15 ton per year of VOCs. The Plan Approval will contain recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

46-0022: Atofina Chemicals, Inc. (900 First Avenue, King of Prussia, PA 19406) for installation of the 20.068 mmBtu/hr boiler in King of Prussia, **Montgomery County**. This installation of the boiler will result in the emissions of 5.13 tons per year of nitrogen oxides, 17.87 tons per year of sulfur dioxide, 8.46 tons per year of carbon monoxide, 0.49 ton per year of VOCs. The Plan Approval and Operating Permit will contain additional

recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

35-399-037: WEA Manufacturing (1400 East Lackawanna Avenue, Olyphant, PA 18448) for construction of a Grunig Interscreen screen cleaner in Olyphant Borough, **Lackawanna County**. WEA Manufacturing is a major facility for which Title V Operating Permit 35-00032 has been issued. VOC emissions from the screen cleaner will be 5.87 tons per year. Standard recordkeeping and operating restrictions will be included in the plan approval to ensure the facility is operating within all applicable air quality requirements.

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

14-310-017M: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) for construction of various new pieces of stone screening and conveying equipment at their existing facility in Spring Township, **Centre County**. Fugitive dust emissions from the additional equipment are expected to be minimal due to the amount of water that will be applied throughout the process.

The Department has determined that the proposed additional equipment will comply with all applicable regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12 and the requirements of Subpart OOO of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.670—60.676. The Department consequently intends to issue plan approval for the construction of the respective equipment.

The Department intends to place conditions in the plan approval to be issued to assure compliance with all applicable air quality regulatory requirements. The following is a summary of these conditions:

1. If at any time it is determined that the air contaminant emissions from the screening and conveying equipment are in excess of any applicable air contaminant emission limitation, the company shall install additional water spray dust suppression nozzles and/or take other control measures as are necessary to reduce the air contaminant emissions to within the applicable limitations.

2. The air contaminant emissions from the equipment shall comply with the applicable requirements specified in Subpart OOO of the Federal Standards of Performance for New Stationary Sources, 40 CFR 60.670—60.676.

3. This plan approval does not authorize the construction of any engines or generators.

4. The company shall have onsite an operable water truck equipped with a pressurized spray bar to be used, as needed, for the prevention and control of fugitive air contaminant emissions from roadways, stock piles, truck loading activities and the like.

19-00006B: H. J. Heinz Co., L.P. (6670 Low Street, Bloomsburg, PA 17815) for plan approval to modify two 26.6 million Btu per hour and one 53.0 million Btu per hour natural gas/#6 fuel oil-fired boilers at the dog and cat food manufacturing facility in South Centre Township,

Columbia County. The modification will consist of an increase in the amount of #6 fuel oil, which is allowed to be combusted in the boilers. The Department's review of the information contained in the application indicates that the proposed modification will meet all applicable air quality requirements. Based on this finding, the Department intends to approve the application and issue a plan approval for the proposed modification.

The dog and cat food manufacturing facility is a major facility, which has been issued a Title V Operating Permit (#19-00006).

As a result of the proposed modification, revised #6 fuel oil usage limitations and revised #6 fuel oil sulfur content limitations for the respective boilers, a reduced annual facility-wide nitrogen oxides emission limitation and a reduced annual facility-wide sulfur oxides emission limitation will be established.

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

1. The usage of #6 fuel oil having a sulfur content greater than 1.0% but less than 2.8% by weight in the three boilers shall not exceed 450,000 gallons in any 12 consecutive month period.

2. The usage of #6 fuel oil having a maximum sulfur content of 1.0% by weight in the three boilers shall not exceed 1.4 million gallons in any 12 consecutive month period.

3. The permittee shall not combust in any sources at the facility any #6 fuel oil having a sulfur content greater than 2.8% by weight.

4. The total combined emission of nitrogen oxides from the three boilers plus two natural gas/#2 fuel oil-fired boilers existing at the facility shall not exceed 82.4 tons in any 12 consecutive month period.

5. The total combined emission of nitrogen oxides from all sources at the facility shall not exceed 89.3 tons in any 12 consecutive month period.

6. The total combined emission of sulfur oxides from the three boilers shall not exceed 212 tons in any 12 consecutive month period.

7. The total combined emission of sulfur oxides from all sources at the facility shall not exceed 218 tons in any 12 consecutive month period.

8. Nitrogen oxides stack testing shall be performed on the boilers.

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

63-00016B: Allegheny Energy Supply, LLC (4350 Northern Pike, Monroeville, PA 15146) for installation of a Low NOx Firing System at Mitchell Power Station in Union Township, **Washington County**.

For the Department to assure compliance with all applicable standards, the Department proposes to place the following conditions on the Plan Approval:

Special Conditions for Plan Approval PA-63-00016B

1. This Plan Approval is for the installation of a Foster Wheeler designed Low-NOx Firing System on Allegheny Energy Supply, LLC, Mitchell Power Station, Boiler 33, located in Monongahela, PA (25 Pa. Code § 127.11).

2. It is not an enforceable requirement that the NOx control projects be operated at any given time (25 Pa. Code § 127.12b).

3. Stack testing shall be conducted on Boiler #33 to determine the mass emission rate of particulate matter and carbon monoxide. Testing should be conducted within 90 days of achieving maximum capacity operation of the NOx control project on each unit (25 Pa. Code §§ 127.12b and 139.11).

a) Stack testing shall be conducted in accordance with the provisions of 25 Pa. Code Chapter 139 and the Department's Source Testing Manual.

b) At least 60 days prior to the test, the owner/operator shall submit to the Department two copies of the procedures for the stack test and drawings with dimensions indicating the location of sampling ports and other data to ensure the collection of representative samples.

c) At least 15 days prior to the test, the Regional Air Quality Manager shall be informed of the date and time of the test.

d) All relevant operating parameters (for example, boiler steam flow, airflow, gross megawatts, O₂; CEMS heat input and stack flue gas volumetric flow rate) shall be recorded at appropriate intervals throughout the duration of the stack tests. Operating data recorded shall be sufficient to establish that the units and the air cleaning devices are operating at maximum routine operating conditions. A discussion of the recorded operating parameters and values shall be included in the test report.

e) Within 60 days after the stack test, two copies of the complete test report, including all recorded operating parameters, shall be submitted to the Regional Air Quality Manager for approval.

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

a) The Department must receive written notice from the Owner/Operator of the completion of construction and the operator's intent to commence operation at least 5 working days prior to the completion of construction. The notice should state when construction will be completed and when operator expects to commence operation.

b) Operation is authorized only to facilitate the start-up and shake-down of sources and air cleaning devices, to permit operations pending the issuance of an Operating Permit or to permit the evaluation of the sources for compliance with all applicable regulations and requirements.

c) This condition authorizes temporary operation of the sources for a period of 180 days from the date of commencement of operation, provided the Department receives notice from the Owner/Operator under subpart (a).

d) The Owner/Operator may request an extension if compliance with all applicable regulations and Plan Approval requirements has not been established. The extension request shall be submitted in writing at least 15 days prior to the end of this period of temporary operation and shall provide a description of the compliance status of the source, a detailed schedule for establishing compliance and the reasons compliance has not been established.

e) The notice submitted by the Owner/Operator under subpart (a) prior to the expiration of this Plan Approval,

shall modify the plan approval expiration date. The new plan approval expiration date shall be 180 days from the date of the written notice.

OPERATING PERMITS

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

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

48-00006: Reliant Energy Mid-Atlantic Power Holdings, LLC—Portland Generating Station (P. O. Box 1050, Johnstown, PA 15907-1050) for a minor modification of their Title V Operating Permit for their facility in Upper Mt. Bethel Township, **Northampton County**.

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

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

23-00052: Crozer Chester Medical Center (One Medical Center Blvd., Upland, PA 19013-3995) for operation of a hospital in Upland Borough, **Delaware County**. The permit is for a non-Title V (State only) facility. The hospital has the potential to emit 24.9 TPY of NOx. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the hospital operating within all applicable air quality requirements.

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

40-313-045: Mountaintop Manufacturing (P. O. Box 99, Mountain Top, PA 18707-0099) for operation of a plastic milling line and associated air cleaning devices in Wright Township, **Luzerne County**.

40-320-014: Quebecor World Hazleton, Inc. (R. R. 1, Box 409Z, Hazleton, PA 18201) for operation of two binder lines and a hogger shredder and associated air cleaning devices in Hazleton, **Luzerne County**.

13-00015: Campton Funeral Home, Inc. (525 Delaware Avenue, Palmerton, PA 18071) for operation of a crematorium in Palmerton Borough, **Carbon County**.

39-00035: Allentown Wastewater Treatment Plant (112 Union Street, Allentown, PA 18102-4910) for operation of boilers and odor control scrubbers in the City of Allentown, **Lehigh County**.

39-00041: Greenwood Cemetery (2010 Chew Street, Allentown, PA 18104) for operation of a human crematory in the City of Allentown, **Lehigh County**.

39-00054: The Coca-Cola Co. (7551 Schantz Road, Allentown, PA 18106) for operation of boilers in the City of Allentown, **Lehigh County**.

39-00056: Lehigh County Wastewater Treatment Plant (Lehigh Government Center, 17 South 7th Street, Allentown, PA 18101) for operation of odor control equipment in the Upper Macungie Township, **Lehigh County**.

40-00001: Fairchild Semiconductor (125 Crestwood Road, Mountaintop, PA 18707-2189) for operation of semi-

conductor manufacturing processes, boilers and associated air pollution control devices in Wright Township, **Luzerne County**.

40-00036: Caradon Mideast Aluminum (P. O. Box 90, Mountaintop, PA 18707-0098) for operation of metal processing processes, boilers and associated air pollution control devices in Wright Township, **Luzerne County**.

40-00042: SPCA of Luzerne County (524 East Main Street, Wilkes-Barre, PA 18702) for operation of an animal crematory in Plains Township, **Luzerne County**.

40-00043: HPG, International (Crestwood Industrial Park, Oakhill Road, Mountaintop, PA 18707) for operation of plastics processes, boilers and associated air pollution control devices in Wright Township, **Luzerne County**.

40-00047: Geisinger Wyoming Valley Medical Center (1000 East Mountain Drive, Wilkes-Barre, PA 18711) for operation of a hospital waste incinerator, boilers and generators in Plains Township, **Luzerne County**.

45-00006: Laird Corp. (P. O. Box 650, Delaware Water Gap, PA 18327-0136) for operation of electroplating operations in Delaware Water Gap Borough, **Monroe County**.

45-00022: Haines and Kibblehouse—Chestnut Ridge Sand (P. O. Box 196, Skippack, PA 19474) for a rock crushing operation in Ross Township, **Monroe County**.

48-00038: Specialty Minerals, Inc. (640 North 13th Street, Easton, PA 18042) for machining operations and boilers in the City of Easton, **Northampton County**.

48-00039: Kraemer Textiles, Inc. (P. O. Box 92, Nazareth, PA 18064) for operation of boilers in Nazareth Borough, **Northampton County**.

48-00063: Columbia Gas Transmission Corp.—Hellertown Station (1700 MacCorkle Avenue, S.E., Charleston, WV 23525) for operation of natural gas compressor engines and generator in Williams Township, **Northampton County**.

54-00001: Gold Mills, Inc. (1 Penn Dye Street, Pine Grove, PA 17963) for operation of a textile mill and fabric finishing process, boilers, space heaters and associated air pollution control devices in Pine Grove Borough, **Schuylkill County**.

54-00007: Department of Corrections—Frackville SCI (P. O. Box 598, Camp Hill, PA 17001-0598) for operation of boilers in Ryan Township, **Schuylkill County**.

54-00026: Lehigh Coal and Navigation Co. (P. O. Box 311, Tamaqua, PA 18252) for operation of material storage silos and associated air pollution control device in Tamaqua Borough, **Schuylkill County**.

54-00035: Tredegar Film Products—Pottsville Plant (P. O. Box 160, Marlin, PA 17951) for operation of natural gas heaters and materials handling equipment in the East Norwegian Township, **Schuylkill County**.

64-00003: Cherry Ridge Veterinary Clinic (R. R. 2, Box 1030, Honesdale, PA 18431-9618) for operation of an animal crematory in Cherry Ridge Township, **Wayne County**.

64-00007: Hanson Aggregates PA, Inc.—Lake Ariel Rock Quarry (P. O. Box 321, Easton, PA 18431-9618) for a rock crushing operation in Lake Township, **Wayne County**.

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

26-00476: Community Products, LLC (P. O. Box 240, Farmington, PA 15437) for operation of a spray booth in Wharton Township, **Somerset County**.

30-00129: Morgantown Technical Services, Inc. (2608 Smithtown Road, Morgantown, WV 26508) for a surface coating operation in Perry Township, **Green County**.

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

25-00090: Zurn Industries, Inc. (1301 Raspberry Street, Erie, PA 16502) for a Natural Minor Operating Permit to operate a gray iron foundry in Erie, **Erie County**.

10-00305: Recmix of PA, Inc. (359 North Pike Road, Sarver, PA 16055) for a Natural Minor Operating Permit for a stainless steel recovery facility in Winfield Township, **Butler County**.

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 that 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

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.

17940103 and NPDES Permit No. PA 0219762. King Coal Sales, Inc., P. O. Box 712, Philipsburg, PA 16866. Revision to an existing bituminous surface mine permit for a Change in Land Use from postmining land use of forestland to pastureland or land occasionally cut for hay. The permit is located in Decatur Township, **Clearfield County** and affects 50 acres. Receiving streams: Shimel Run. Application received February 8, 2002.

17000111 and NPDES Permit No. PA 0243027. Gregg Barrett Coal, Lot #5, Capricorn Court, Clearfield, PA 16830. Major permit revision to an existing bituminous surface mine permit for a Change in Permit Acreage from 47.5 to 57.3 acres. The permit is located in Ferguson Township, **Clearfield County**. Receiving streams: unnamed tributaries Watts Creek, Watts Creek. Application received February 20, 2002.

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

03020104. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Application for commencement, operation and reclamation of a bituminous surface mine located in Valley and Kittanning Townships, **Armstrong County**, affecting 261.5 acres. Receiving streams: unnamed tributaries to Cowanshannock Creek to Allegheny River, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received March 1, 2002.

65920107. M. B. Energy, Inc. (175 McKnight Road, Blairsville, PA 15717). Renewal application for reclamation only of a bituminous surface mine located in Derry Township, **Westmoreland County**, affecting 61.9 acres. Receiving streams: unnamed tributary to Stony Run and Stony Run, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received March 4, 2002.

03960102. Walter L. Houser Coal Co., Inc. (R. D. 9 Box 434, Kittanning, PA 16201). Revision application to add acres for a bituminous surface mine located in Sugarcreek Township, **Armstrong County**, affecting

311.6 acres. Receiving streams: unnamed tributaries to Snyder Run and Snyder Run, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Revision application received March 8, 2002.

McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317, (724) 941-7100.

14831301. NPDES Permit #PA008966, Pennsylvania Mines, LLC (P. O. Box 367, Ebensburg, PA 15931), to renew the permit for the Rushton Mine in Rush Township, **Centre County**, for reclamation only, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges, classified for the following uses: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Application received January 25, 2002.

03950701. NPDES Permit #N/A, Brady's Bend Corp. (930 Cass St., New Castle, PA 16101), to renew the permit for the Kaylor Limestone Mine in Bradys Bend Township, **Armstrong County**, renewal, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges, classified for the following uses: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Application received February 1, 2002.

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

10920106 and NPDES Permit No. PA0211257. BMB Management, Inc. (R. D. 7, Box 375B, Kittanning, PA 16201). Renewal of an existing bituminous surface strip and tipple refuse disposal operation in Clay Township, **Butler County** affecting 80.2 acres. Receiving streams: unnamed tributary to Stoney Run and two unnamed tributaries to Pine Run, classified for the following uses: Statewide water uses: WWF. The first downstream potable water supply intakes from the point of discharge are Pinehurst Manor Mobile Home Park Well #1 and #2 and Pennsylvania American Water Company. Application for reclamation only. Application received March 4, 2002.

33910107 and NPDES Permit No. PA0208469. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Renewal of an existing bituminous surface strip and auger operation in Beaver Township, **Jefferson County** affecting 91.5 acres. Receiving streams: unnamed tributary of Red Run, classified for the following uses: Statewide water uses: CWF. The first downstream potable water supply intake from the point of discharge is Hawthorn Municipal Authority. Application received March 4, 2002.

24020102 and NPDES Permit No. PA 0242080. P. and N. Coal Co., Inc. (240 West Mahoning Street, Punxsutawney, PA 15767). Commencement, operation and restoration of a bituminous surface strip operation in Benezette Township, **Elk County** affecting 92.6 acres. Receiving streams: Porcupine Run; unnamed tributary to Porcupine Run, classified for the following uses: Statewide water uses: CWF. No public water supplies are within 10 miles downstream of this proposed operation. Application received March 5, 2002.

Noncoal Applications Received

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

7874SM2A1C5 and NPDES Permit #PA0612880. Eastern Industries, Inc. (4401 Camp Meeting Road, Center Valley, PA 18034), renewal of NPDES Permit in North Whitehall Township, **Lehigh County**, receiving stream: Coplay Creek, classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Catasauqua Water Works. Application received February 28, 2002.

35890301C. Keystone Quarry, Inc. (P. O. Box 249, Dunmore, PA 18512), correction to an existing quarry operation in Ransom Township, **Lackawanna County** affecting 170.0 acres, receiving stream: none. Application received March 4, 2002.

4874SM2C7 and NPDES Permit #PA0123544. CEMEX, Inc. (1200 Smith Street, Suite 2400, Houston, TX 7702), renewal of NPDES Permit in Jackson Township, **York County**, receiving stream: Little Conewago, classified for the following use: TSF. Application received March 5, 2002.

6174SM5A2C7 and NPDES Permit #PA0594423. Meckley's Limestone Products, Inc. (R. R. 1 Box 1682, Herndon, PA 17830), correction to an existing quarry operation and NPDES Permit in Little Mahanoy and Lower Jordan Townships, **Northumberland County** affecting 221.0 acres, receiving stream: Upper Fidler's Run, classified for the following use: WWF. Application received March 6, 2002.

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.

41022801. Glenn O. Hawbaker, Inc., P. O. Box 135, 325 West Aaron Drive, State College, PA 16804. This application for permit supersedes George E. Logue, Inc., permit number 41900801, located in Loyalsock Township, **Lycoming County** affecting 5 acres. Receiving streams: unnamed tributary to Graffius Run, tributary to Susquehanna River. Application received February 2, 2002.

18020801. Benson W. Probst, 668 German Road, Lock Haven, PA 17745. Commencement, operation and restoration of a Small Industrial Minerals (Topsoil) permit in Dunnstable Township, **Clinton County** affecting 2.7 acres. Receiving streams: Big Plum Run to Susquehanna River, tributary to Susquehanna River. Application received February 19, 2002.

17020801. Michael Buhler, 148 Grant Road, Ridgway, PA 15853. Commencement, operation and restoration of a Small Industrial Minerals (Shale) permit in Huston Township, **Clearfield County** affecting 2 acres. Receiving streams: Horning Run, tributary to Bennetts Branch. Application received February 6, 2002.

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

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

E35-355. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501, in Spring Brook Township, **Lackawanna County**, U. S. Army Corps of Engineers, Baltimore District.

To remove the existing structure; construct and maintain a 184-foot long reinforced concrete box stream enclosure depressed 1-foot below stream elevation, having cell deminsions of 9-foot x 6-foot in Rattlesnake Creek (HQ-CWF); and to place fill in a de minimis area of wetlands less than or equal to 0.05 acre. The project is located at the intersection of S.R. 0690 and S.R. 2019. (Moscow, PA Quadrangle N: 12.9 inches; W: 11.7 inches).

E64-230. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501, in Preston Township, **Wayne County**, U. S. Army Corps of Engineers, Baltimore District.

To remove the existing structure and to construct and maintain an 11-foot by 8-foot reinforced concrete box culvert across a narrow portion of Lake Como (HQ-CWF). The project is located on S.R. 4033, approximately 0.9 mile west of its intersection with S.R. 0247 (Lake Como, PA-NY Quadrangle N: 18.6 inches; W: 14.0 inches).

E64-229. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501, in Buckingham Township, **Wayne County**, U. S. Army Corps of Engineers, Philadelphia District.

To remove the existing structure and to construct and maintain a 76-inch by 48-inch elliptical reinforced concrete culvert, depressed 1-foot below streambed elevation,

across the tributary to Kinneyville Creek (HQ-CWF). The project is located on S.R. 4033 approximately 0.3 mile northeast of its intersection with S.R. 0247 (Lake Como, PA-NY Quadrangle N: 18.6 inches; W: 11.2 inches).

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

E22-440. Pennsylvania Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103) in Lower Paxton Township, **Dauphin County**, ACOE Baltimore District.

To fill in 0.69 acre of wetland and to construct and maintain: (1) a concrete bridge having a normal clear span of 80 feet with a 70 degrees skew and a minimum underclearance of 10.7 feet across an unnamed tributary to Beaver Creek (Nyes Run (WWF)); and (2) a concrete box culvert having a normal clear span of 20 feet with a 61.8 degrees skew and a minimum underclearance of 8 feet at the channel of an adjacent unnamed tributary to relocate Union Deposit Road (SR 3020) located near its intersection with Nye Road (Harrisburg East, PA Quadrangle N: 6.95 inches; W: 1.9 inches) in Lower Paxton Township, Dauphin County. The applicant is required to provide 0.67 acre of replacement wetlands.

E36-727. Gary Trostle, Hammer Creek Watershed Association, 21 Buch Mill Road, Lititz, PA 17543 in Warwick Township, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a stream restoration project within the Hammer Creek (TSF) Watershed for the purposes of stream bank stabilization, improve sediment transport, creating additional wetlands, establishment of riparian buffers and improve aquatic habitat while implementing a natural stream channel design approach consisting of the following construction activities: channel relocation, stream and floodway excavation and filling, installation of rock vanes, cross vanes and J-hooks, riprap, root wad and log spur placement, ford improvements and cattle crossing installations beginning with the initial project phase to be located at a point or points beginning approximately 2,700 feet downstream of SR 501 to 375 feet upstream of Snavely Mill Road (Lititz, PA Quadrangle N: 14.2 inches; W: 5.7 inches) in Warwick Township, Lancaster County.

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

E17-365. Martin A. Belella, R. R. 2, Box 242A, Clearfield, PA 16830. Construct truck/trailer wash in Lawrence Township, **Clearfield County**, ACOE Baltimore District (Clearfield, PA Quadrangle N: 7.9 inches; W: 2.9 inches).

To construct a truck/trailer wash along the south side of SR 879, about 0.25 mile north of I-80, Exit 120. The applicant is proposing to fill 0.02 acre of palustrine wetland to facilitate construction of the installation.

E57-087A. Game Commission, P. O. Box 220, Dallas, PA 18612. State Game Lands Number, 13 Forestry Management Road Crossing Bloody Run, in Davidson Township, **Sullivan County**, ACOE Baltimore District (Elk Grove, PA Quadrangle N: 10.5 inches; W: 7.3 inches).

To amend existing Water Obstruction and Encroachment Permit E57-087 to authorize the construction, operation and maintenance of minor road crossing Bloody Run (HQ-CWF) for forestry management operations in State Game Lands Number 13. The minor road crossing shall be constructed with a corrugated steel arch culvert

pipe that has a minimum span of 9.3-feet, rise of 6.2-feet and length of 40-feet. The road crossing shall also be constructed with the culvert pipe depressed a minimum of 0.5-foot, a rock scour pool at the outlet and R-4 rock lining of the upstream and downstream roadway embankment. Construction of the road crossing shall be conducted during stream low flow. The construction of the road crossing will not impact wetlands while impacting 50-feet of Bloody Run. This permit also authorizes the removal of soil, rock and timber slash from floodplain, floodway and flood channel areas for the restoration of the flood carrying capacity of the waterway.

E57-098. Muncy Creek Watershed Association, Inc., P. O. Box 47, Muncy, PA 17756. Gavit Site, in Davidson Township, **Sullivan County**, ACOE Baltimore District (Sonestown, PA Quadrangle N: 17.25 inches; W: 10.25 inches).

The permit application proposes to stabilize a 500 linear foot reach of stream. The stream bank stabilization project will utilize in stream structures such as Cross-Veins, J Hooks and Single Leg deflectors. This project is located on Muncy Creek, CWF.

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

E02-478-A2. Edward L. Baust, Sr., Peggy's Harbor and Boat Club, Foot of Liverpool Street, Pittsburgh, PA 15233. City of Pittsburgh, **Allegheny County**, ACOE Pittsburgh District.

To amend permit E02-2478 which authorized the operation and maintenance of an existing boat docking facility originally permitted under E0277701, to construct and maintain an expansion to the boat marina and to operate and maintain a walkway. The marina is located along the right bank of the Ohio River (WWF) near Mile Point 1.6. This amendment will authorize the operation and maintenance of an expansion to the boat docking facility and to construct and maintain an expansion to the existing walkway. The new total length of the marina will be 2,256 feet. (Pittsburgh West, PA Quadrangle N: 14.6 inches; W: 4.8 inches).

E02-1369. Dormont Appliance Centers, 3447 Babcock Boulevard, Pittsburgh, PA 15237. Ross Township, **Allegheny County**, ACOE Pittsburgh District.

To operate and maintain a concrete structure approximately 70' long and having a span of 14' and rise of 8' and an attached downstream concrete structure approximately 50' long and having a span of 13' and rise of 7' within Girty's Run (WWF). The structures are located in the parking lot of the Dormont Appliance Centers located on the west side of Babcock Boulevard approximately 200' north of its intersection with Bernice Avenue. The removal of the original deteriorating upstream structure and the construction of the replacement structure is authorized under EP0202202. (Emsworth, PA Quadrangle N: 7.3 inches; W: 3.6 inches).

E56-313. Conemaugh Township Supervisors, 1120 Tire Hill Road, Johnstown, PA 15905. Conemaugh Township, **Somerset County** and Stonycreek Township, **Cambria County**, ACOE Pittsburgh District.

To construct and maintain in-channel whitewater rafting enhancements including riprap flow diversions, drop structures and excavation of pool areas below existing channel invert in and along approximately 600 feet of Stony Creek (WWF). The project is located at Greenhouse Park off of S.R. 403 (Johnstown, PA Quadrangle N: 5.1 inches; W: 6.5 inches).

E63-526, Dolores Dosse, P. O. Box 57, Venetia, PA 15367-1333. Peters Township, **Washington County**, ACOE Pittsburgh District.

To construct and maintain a 36 inch diameter culvert 80 feet in length in an unnamed tributary to Peters Creek (TSF) and associated wetlands for the purpose of providing access to the Great Meadows Residential Development. The project is located on Scenic Ridge Drive, approximately 40 feet east from the intersection of Scenic Ridge Drive and Great Meadows Drive (Hackett, PA Quadrangle N: 22.2 inches; W: 6.6 inches).

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

E10-349, Ridge Development, L.P., 3468 Broadhead Road, Monaca, PA 15061, Reilly Site, in Adams Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 12.0 inches; W: 7.5 inches).

Grading of the site to create benches for future development, allow for future widening of S.R. 228 in Adams Township, Butler County just east of Seven Fields Borough. The project is on a tract of land approximately 44 acres with 37 acres being disturbed. There are five small existing wetland areas located near the southeast corner of the site totaling approximately 0.16 acre. The proposed wetland mitigation area will be located in a low area at the northeast corner of the property.

E10-356, Highway Equipment Company, 22035 Perry Highway, Zelienople, PA 16063, Butler County Ravine Fill, in Jackson Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 22.4 inches; W: 16.2 inches).

A 3.66-acre expansion to its existing storage area used for heavy equipment. The expansion project will necessitate the filling of a ravine containing the extreme headwaters portion of an unnamed tributary to Brush Creek (WWF). Brush Creek is located approximately 2.5 miles to the southwest of the project site. The unnamed tributary has a drainage area of approximately 15 acres before the downstream end of the project area. The floor of the ravine contains two palustrine-emergent wetlands having a total area of 0.043 acre. Prior to filling the ravine, a 42-inch reinforced concrete pipe will enclose approximately 340 feet of the unnamed tributary. The total acreage of the project is 3.66 acres.

E20-516, National Fuel Gas Distribution Corporation, 1100 State Street, Erie, PA 16501. SC-621, French Creek Crossing, in Cambridge Springs Borough, **Crawford County**, ACOE Pittsburgh District (Cambridge Springs, PA Quadrangle N: 10.2 inches; W: 8.3 inches).

The installation of a 4-inch plastic pipeline across French Creek (WWF). This new pipeline will be installed approximately 250 feet east of the S.R. 1025 Bridge in the Borough of Cambridge Springs, Crawford County. The construction method is directional bore. The total pipeline construction length is approximately 800 feet and construction will disturb 0.5 acre.

E42-289, Pennsylvania Department of Transportation, District 2-0, 1924-30 Daisy Street, P. O. Box 342, Clearfield, PA 16830. T-329, across East Branch Tunungwant Creek, in Lafayette Township, **McKean County**, ACOE Pittsburgh District (Lewis Run, PA Quadrangle N: 21.6 inches; W: 2.9 inches).

To remove the existing structure and to construct and maintain a Composite P/S Concrete Spread Box Beam bridge having a clear span of 65 feet and an underclear-

ance of 6.75 feet on a 70-degree skew across East Branch Tunungwant Creek on T-329 approximately 3 miles northwest of Lewis Run. This project includes placement of fill in a de minimis area of wetland (0.045 acre) with roadway approach widening.

E61-252, Richard Clark, Box 11, Utica, PA 16362, Richard Clark Dock, in Utica Borough, Venango County, ACOE Pittsburgh District (Utica, PA Quadrangle N: 11.3 inches; W: 11.1 inches).

Improvement and maintenance of an existing boat located on the right bank of French Creek (WWF) in the Borough of Utica, Venango County. The original dock was constructed in 1973 and consisted of a wood post face with fill behind the posts. The vertical signature of the dock is 31.5 feet in length and 7.25 feet in width (outward from the stream bank). A stairway descends the stream bank to the dock. The improvements involve placing plastic pipe vertically in front of the dock face and pour concrete on top of the dock.

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105.

D28-002EA, Department of Conservation and Natural Resources, P. O. Box 8451, Harrisburg, PA 17105-8451. Southampton Township, **Franklin County**, ACOE Baltimore District.

To breach and remove the Stony Point Dam across Furnace Run (CWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 2,500 feet south of the intersection of Middle Ridge Road and Linsay Lot Road in Michaux State Forest (Scotland, PA Quadrangle N: 20.7 inches; W: 0.2 inch).

ACTIONS

FINAL ACTIONS TAKEN UNDER THE 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 (Department) has taken the following actions on previously received permit applications and requests for plan approval. The actions are listed in two categories. Section I lists all municipal and industrial permits and section II lists oil and gas related permits.

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

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

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

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

I. Municipal and Industrial Permit Actions under The Clean Streams Law Act (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. 1501423, Sewerage, **Borough of Phoenixville**, 145 Church Street, Phoenixville, PA 19460. This proposed facility is located in Phoenixville Borough, **Chester County**.

Description of Proposed Action/Activity: Construction and operation of a sanitary sewer interceptor known as French Creek Interceptor Phase I.

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

NPDES Permit No. PA-0028495, Industrial Waste, **Rhodia, Inc.**, 275 Keystone Drive, Bethlehem, PA 18017. This proposed facility is located in Lower Nazareth Township, **Northampton County**.

Description of Proposed Action/Activity: to renew permit to discharge treated wastewater to Monocacy Creek.

WQM Permit No. 5401403, Sewerage, **Pusti Margia Vashnav Samaj of North America**, 347 Highway 35, Eatontown, NJ 07724. This proposed facility is located in Wayne Township, **Schuylkill County**.

Description of Proposed Action/Activity: Applicant is proposing a phased construction of a sewage collection system, pump station and extended aeration sewage treatment plant.

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

WQM Permit No. 2101410, Sewerage, **Monroe Township Municipal Authority**, 1220 Boiling Springs Road, Mechanicsburg, PA 17055. This proposed facility is located in Monroe Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization for the construction/operation of Sewers and Appurtenances.

NPDES Permit No. PA0022233, Sewerage, **Dr. Raymond Hale, Arendtsville Municipal Authority**, P. O. Box 43, Arendtsville, PA 17303-0043. This proposed facility is located in Arendtsville Borough, **Adams County**.

Description of Proposed Action/Activity: Authorization to discharge to Conewago Creek in Watershed 7F.

NPDES Permit No. PA0086703, Amendment #2, Industrial Waste, **NGK Metals Corporation**, 150

Tuckerton Road, P. O. Box 13367, Reading, PA 19612. This proposed facility is located in Muhlenberg Township, **Berks County**.

Description of Proposed Action/Activity: Permit Amendment with Authorization to discharge to Laurel Run in Watershed 3-C.

NPDES Permit No. PA0086398, Groundwater Cleanup, **US Army Corp of Engineers**, 285 18th Street, New Cumberland, PA 17070-5016. This proposed facility is located in Fairview Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge at Marsh Run Park to Marsh Run Creek in Watershed 7-E.

NPDES Permit No. PA0246409, CAFO, **Bill Achor, Wenger's Feed Mill, Inc.**, 101 West Harrisburg Avenue, Rheems, PA 17570. This proposed facility is located in Mount Joy Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge at the Egg Basket to Little Chickies Creek in Watershed 7G.

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

NPDES Permit No. PA0218863, Industrial Waste, **Duke Energy North America**, 5400 Westheimer Court, Houston, TX 77056-5310 is authorized to discharge from a facility located at Fayette Energy Facility—Duke Energy, German Township, **Fayette County** to receiving waters named Monongahela River (001) and unnamed tributary 41154 (002).

NPDES Permit No. PA0096717, Sewerage, **Penn Cambria School District**, 201 6th Street, Cresson, PA 16630-1363 is authorized to discharge from a facility located at Penn Cambria Primary School STP, Lilly Borough, **Cambria County** to receiving waters named Bear Rock Run.

NPDES Permit No. PA0204994, Sewerage, **Central Indiana County Joint Sanitary Authority**, 30 East Wiley Street, Homer City, PA 15748 is authorized to discharge from a facility located at Central Indiana County Joint Sanitary Authority STP, Center Township, **Indiana County** to receiving waters named Two Lick Creek.

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

NPDES Permit No. PA0103471, Sewerage, **Shenango Township Municipal Authority**, P. O. Box 266, West Middlesex, PA 16159. This proposed facility is located in Shenango Township, **Mercer County**.

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

WQM Permit No. 4389401-A1, Sewerage Amendment, **Shenango Township Municipal Authority**, P. O. Box 266, West Middlesex, PA 16159. This proposed facility is located in Shenango Township, **Mercer County**.

Description of Proposed Action/Activity: This project is for the rerating of a wastewater treatment plant. No construction is necessary at this time.

II. Oil and Gas Management Permit Actions under The Clean Streams Law Act (35 P. S. §§ 691.1—691.1001).

Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6860.

NPDES Permit No. PA0112623, Industrial Waste, **J. J. Bucher Producing Corporation**, 108 Pleasant Street, Bolivar, NY 14715-1015. This existing facility is located in Shinglehouse Borough, **Potter County**.

Description of Proposed Action/Activity: Authorization for an existing discharge to Oswayo Creek.

NPDES STORMWATER INDIVIDUAL PERMITS—(PAS)

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

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing

Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

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</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10D123	Ashley Development Corporation 559 Main Street, Suite 300 Bethlehem, PA 18018	Bucks	Springfield Township	Cooks Creek (EV)
PAS10G396	General Residential Properties, Inc. 666 Exton Commons Exton, PA 19341	Chester	Charlestown Township	Pigeon Creek (HQ-TSF)
PAS10G485	Newlin Homes 1657 Warpath Road West Chester, PA 19347	Chester	Londonderry Township	East Branch Big Elk Creek (HQ-TSF-MF)
PAS10G487	Suburbia Shopping Center, LP 1030 West Germantown Pike P. O. Box 19409 Fairview Village, PA 19409	Chester	North Coventry Township	Pigeon Creek (HQ-TSF)
PAS10G497	Roger Evans 135 Watson Mill Road Landenberg, PA 19350	Chester	New London Township	Tributary to Hodgson Run (HQ-TSF-MF)
PAS10G503	Kings Tables 70 King Road Honey Brook, PA 19344	Chester	Honey Brook Township	West Branch Brandywine Creek (HQ-TSF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10S021-R1	Blue Mountain Lake Associates, L.P. 1 Blue Mountain Lake East Stroudsburg, PA 18301	Monroe	Stroud and Smithfield Townships	Sambo Creek HQ-CWF
PAS10U163	T & S Development Corp. 623 Selvaggio Dr. Suite 200 Nazareth, PA 18064	Northampton	Palmer and Bethlehem Townships	Bushkill Creek HQ-CWF

APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

The following parties have submitted: (1) Notices of Intent 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 this Commonwealth; (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 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 Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Nonexceptional 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-1

<i>Facility Location & Municipality</i>	<i>Approval No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Venango County Allegheny and President Townships	6194001	James L. Beck 15852 Pleasant Valley Drive Pleasantville, PA 16341	Allegheny River (WWF) and an unnamed tributary to Pithole Creek (CWF)	Northwest Regional Office 230 Chestnut Street Meadville, PA 16335 (814) 332-6860

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>
Concord Township Delaware County	PAR10J234	Carousel Toyota Auto Sales 1360 Wilmington Pike West Chester, PA 19382	West Branch Chester Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Bethel Township Delaware County	PAR10J236	Belmont LLC 100 Baltimore Pike P. O. Box 100 Chadds Ford, PA 19317	Webb Creek (TSF); Beaver Creek (WWF) and South Branch Naamans Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
West Norriton Township Montgomery County	PAR10T844	Hanover Hills Inc. 484 Norristown Road Blue Bell, PA 19422	Stony Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

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<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>
Limerick Township Montgomery County	PAR10T819	Heritage Building Group 3326 Old York Rd, Suite A100 Furlong, PA 18925	UNT to Schuylkill River (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Merion Township Montgomery County	PAR10T818	Fenimore LP, Pohlig Bldrs. 274 West Lancaster Avenue Malvern, PA 19355	UNT of Schuylkill River (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Franconia Township Montgomery County	PAR10T801	Souderton Area School District 1250 South Broad Street Lansdale, PA 19446	East Branch of Perkiomen Creek (TSF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Montgomery Township Montgomery County	PAR10T798	Lowe's Home Centers, Inc. Highway 268 East North Wilkesboro, NC 28659	Tributary to Neshaminy Creek (WF—M)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Pennsburg Township Montgomery County	PAR10T808	Donald Albitz 239 West Eight Street Pennsburg, PA	UNT to Green Lane Reservoir (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Plymouth Township Montgomery County	PAR10T800	William Peter Cross 650 Sentry Parkway, Suite 1 Blue Bell, PA 19422	Tributary to Plymouth Creek (WWF)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Norristown Borough/Plymouth Township Montgomery County	PAR10T805	PH Sentry Associates, Inc. 100 Sandy Street Norristown, PA 19401	Schuylkill River (WWF—M)	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lackawanna County S. Abington Township	PAR10N134	Michael Noto P. O. Box 716 Waverly, PA 18471	Ackerly Creek CWF	Lackawanna County Conservation District (570) 281-9495
Northampton County Lower Mount Bethel Township	PAR10U173	Lower Mount Bethel Energy LLC 11350 Random Hills Rd. Suite 400 Fairfax, VA 22030	Delaware River WWF, MF	Northampton County Conservation District (610) 746-1971
Schuylkill County W. Penn Township	PAR105812	Timber Ridge Dev. Curtis J. Bailey R. D. 2 Box 164 New Ringgold, PA 17960	Lizard Creek TFF	Schuylkill County Conservation District (570) 622-3742

<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>
Wyoming County Falls and Overfield Townships	PAR107616	Al Jubinski P. O. Box 440 Dalton, PA 18414	Unnamed tributary to Beaver Creek CWF	Wyoming County Conservation District (570) 836-2589
Lackawanna County Scranton	PAR10N131	David Swisher Martz Tower Bldg. 46 Public Square Suite 600 Wilkes-Barre, PA 18701	Lackawanna River WWF	Lackawanna County Conservation District (570) 281-9495
Northampton County Williams Township	PAR10U171	Stanton Properties 339A Amwell Rd. P. O. Box 399 Hillsborough, NJ 08844	Unnamed tributary to Delaware River WWF	Northampton County Conservation District (610) 746-1971
Upper Allen Township Cumberland County	PAR10H278	Lancaster Development Co. Rossmoyne Ind. Park Lot D-11 1853 William Penn Way Lancaster, PA 17605	Cedar Run CWF	Cumberland County Conservation District 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812
Douglass Township Berks County	PAR10C385	John B. Haines Reading Materials, Inc. P. O. Box 79 Skipack, PA 19474	UNT to Schuylkill River WWF	Berks County Conservation District P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Windsor Township Berks County	PAR10C401	Angelo Corrado Angelo Corrado Homes Inc. 271 Berger Road Kutztown, PA 19530	Schuylkill River WWF	Berks County Conservation District P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Muhlenberg Township Berks County	PAR10C405	Frank Sabatucci 605 N. Temple Blvd. Temple, PA 19560	Laurel Run MF/WWF	Berks County Conservation District P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533-0520 (610) 372-4657
Manor Township Lancaster County	PAR10O085	Two Holdings/Turkey Hill Dairy 2601 River Road Conestoga, PA 17516	Wissler Run HQ/WWF	Lancaster County Conservation District 1383 Arcadia Road Room 6 Lancaster, PA 19601
Centre County Burnside and Snow Shoe Townships	PAR10F156	Litke Tract 706 SGL 255 Airport Rd. P. O. Box 1378 Indiana, PA 15701	Little Sandy Run CWF	Centre County Conservation District 414 Holmes Ave., St. 4 Bellefonte, PA 16823 (814) 355-8696
Tioga County Morris Township	PAR106640	Babb Creek Watershed Assoc. 2538 Rt. 405 Hwy. Muncy, PA 17756	Point Run, Black Run, tributary to Stony Fork and Babb Creek CWF	Tioga County Conservation District 29 East Ave. Wellsboro, PA 16901 (570) 724-1801

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

<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>
Allegheny County Franklin Park Borough	PAR10A539	Precision Equities, Inc. 120 Brennan Lane Evans City, PA 16033	Lowries Run/TSF	Allegheny County Conservation District (412) 241-7645
Allegheny County McCandless Township	PAR10A551	North Park Evangelical Presbyterian Church 600 Ingomar Road Wexford, PA 15090	Pine Creek/CWF	Allegheny County Conservation District (412) 241-7645
Allegheny County Indiana Township	PAR10A553	Bozzone Residence 103 Brilliant Avenue Pittsburgh, PA 15215	UNT Cunningham Run/CWF	Allegheny County Conservation District (412) 241-7645
Cambria County Cresson Township	PAR101082	Mount Aloysius College 7373 Admiral Perry Highway Cresson, PA 16630	N. Branch Little Conemaugh River/CWF	Cambria County Conservation District (814) 472-2120
Washington County Chartiers Township	PAR10W204	Chartiers Township 2 Buccaneer Drive Houston, PA 15342	UNT Chartiers Creek/ WWF	Washington County Conservation District (724) 228-6774
McKean County Lafayette Township	PAR104110	IA Construction Corporation P. O. Box 568 Franklin, PA 16323	Kinzua Creek (CWF)	Department of Environmental Protection 230 Chestnut Street Meadville, PA 16335 (814) 332-6942

General Permit Type—PAG-3

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Luzerne County Hazle Township	PAR122210	Hershey Foods Corp. P. O. Box 340 Hazleton, PA 18201	Stoney Creek drainage basin to Black Creek CWF Unnamed tributary to Tomhicken Creek CWF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
Lackawanna County Moosic Borough	PAR802220	Consolidated Freightways—WKB 500 Rocky Glen Rd. Avoca, PA 18641	Lackawanna River TSF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
York County Manchester Township	PAR803578	Consolidated Freightways, Inc. YKP Facility P. O. Box 871510 Vancouver, WA 98687-1510	UNT to Codorus Creek WWF	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
York County Hellam Township	PAR213543	Hoover-Wilbert Burial Vault Co., Inc. 216 Gartner Lane York, PA 17402	UNT to Kreutz Creek WWF	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

General Permit Type—PAG-4

<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>
Berks County Maxatawny Township	PAG043512	Linda and Michael Bunner 1248 Clearview Circle Allentown, PA 181103	Mill Creek CWF	DEP—SCRO 909 Elmerton Ave. Harrisburg, PA 17110 (717) 705-4707

<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>
Waterford Township Erie County	PAG048423	John W. and Constance Lavery 12885 McGahan Hill Road Waterford, PA 16441	Unnamed tributary of French Creek	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<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>
Fulton County Ayr Township	PAG053560	Getty Properties Corp. 125 Jericho Turnpike Jericho, NY 11753	UNT to Big Cove Creek WWF	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Manheim Borough	PAG053503	Sunoco, Inc. (R&M) P. O. Box 1135 Marcus Hook, PA 19061	Chickies Creek WWF	DEP SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
City of Washington Washington County	PAG056170	COEN Oil Company 1100 West Chestnut Street Washington, PA 15301	Chartiers Creek	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-8

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Contact Office & Telephone No.</i>
Lower Heidelberg Township Berks County	PAG083567	Borough of Sinking Springs WWTP 2305 Reedy Road Sinking Springs, PA 19608-9661	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Reading City Berks County	PAG083502	Joint Municipal Authority of Wyomissing Valley/Berks County 701 Old Wyomissing Road Reading, PA 19611	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Manchester Township York County	PAG083501	York City Sewer Authority c/o Blakey, Yost, Bupp & Hershner 17 East Market Street York, PA 17401	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-9

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Contact Office & Telephone No.</i>
Southampton Township Franklin County	PAG093502	Lamar K. Wadel Septic Service 6734 White Church Road Shippensburg, PA 17257	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Washington Township York County	PAG093501	Young's Sanitary Septic Service Inc. P. O. Box 704 Dillsburg, PA 17019	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-10

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Telephone No.</i>
Statewide use	PAG109610	Williams Gas Pipeline—Transco 2800 Post Oak Blvd. P. O. Box 1396 Houston, TX 77251-1396	Statewide use. Water body information to be provided to the Department before discharge	DEP Central Office 400 Market Office Harrisburg, PA 17105 (717) 787-8184

PUBLIC WATER SUPPLY PERMITS

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

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

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

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

SAFE DRINKING WATER

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

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

Permit No. 1501507, Public Water Supply.

Applicant	Phoenixville Borough Water Department 140 Church Street Phoenixville, PA 19460
Borough	Phoenixville
County	Chester
Type of Facility	PWS System
Consulting Engineer	Tony Fernandes Philadelphia Suburban Water Company 762 W. Lancaster Avenue Bryn Mawr, PA 19010

Permit to Construct Issued March 8, 2002

Operations Permit issued to **Warminster Municipal Authority**, 415 Gibson Avenue, Warminster, PA 18974, Warminster Township, **Bucks County** on March 8, 2002.

Operations Permit issued to **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, War-
rington, PA 18976, Solebury Township, **Bucks County** on March 8, 2002.

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

Permit No. 4101501, Public Water Supply.

Applicant	Vernon S. Pettengill, Owner Hidden Valley Mobile Home Park
Township	Woodward Township
County	Lycoming
Type of Facility	PWS
Consulting Engineer	Richard W. Marcinkevage, P.E. 431 South Jones Street Lock Haven, PA 17745

Permit to Construct Issued March 12, 2002

Permit Minor Amendment, Public Water Supply.

Applicant	Williamsport Municipal Water Authority 253 West Fourth Street Williamsport, PA 17701
Township	Old Lycoming
County	Lycoming
Type of Facility	PWS
Consulting Engineer	Malcolm Pirnie Inc. 40 Centre Drive P. O. Box 1938 Buffalo, NY 14219-0138

Permit to Construct Issued March 11, 2002

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

Operations Permit #1696501 issued to **West Freedom Water Association**, 3293 Lime Plant Road, Parker, PA 16049, Perry Township, **Clarion County** on March 4, 2002.

Permit #2594501-MA7, Minor Amendment. Public Water Supply.

Applicant	Erie City Water Authority 340 West Bayfront Parkway Erie, PA 16507
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Borough or Township City of Erie
 County Erie
 Type of Facility PWS
 Consulting Engineer KLH Engineers, Inc.
 5173 Campbells Run Road
 Pittsburgh, PA 15205.
 Permit to Construct March 12, 2002
 Issued

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Pine Grove Township	175 Oak Grove Rd. Pine Grove, PA 17963	Schuylkill

Plan Description: The approved plan provides for a 39 unit residential development, proposed by C. H. Klinger, Inc., on an 18.59-acre tract of land. The project is located on the south side of T-404A, 1/4 mile from the intersection of SR 3002 in Pine Grove Township, Schuylkill County. The total sewage flow will be 15,600 gpd based on 39 dwelling units at 400 gpd/unit. The proposed sewage disposal method is an interim package treatment plant that will provide the development with 39 EDUs of capacity until public sewage capacity is available for the entire development. It is anticipated that the plant would remain in operation for less than 5 years. C. H. Klinger, Inc. would own, operate and maintain the facility until public sewage is available and at that point the plant would be decommissioned in accordance with an agreement between the developer and Pine Grove Township. Water supply will be provided by Pine Grove Borough's public water system. Any required NPDES Permits or WQM Permits must be obtained in the name of C. H. Klinger, Inc.

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

Prospective Purchaser Agreement under the Comprehensive Environmental Response, Compensation and Liability Act and the Hazardous Sites Cleanup Act

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) and the Comprehensive Environmental Response, Compensation and Liability Act (42 U.S.C.A. §§ 9601—9675), among other statutes, has entered into a Prospective Purchaser Agreement with Longstreth Sporting Goods, Inc. and Parkerford Property, Inc. (collectively Longstreth) related to the Recticon/Allied Steel National Priority List Site in Parkerford, PA.

Under the terms of the Prospective Purchaser Agreement, Longstreth, in addition to providing access to the Department for response actions, will make a contribution towards the Department's costs and agrees not to exacerbate any existing contamination attributable to the Recticon/Allied Steel Site in exchange for a covenant not to sue and contribution protection from the Department.

Copies of the full Prospective Purchaser Agreement are maintained in the Department's Southeast Regional Office, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA, 19428 and may be viewed or obtained by contacting Anderson Lee Hartzell at (610) 832-6300 during normal business hours. A 60 day public comment period will follow the date of publication of this notice and the Department has reserved the right to withdraw from the Prospective Purchaser Agreement in the event that comments submitted during the comment period disclose facts or considerations which indicate to the Department, in its discretion, that the Prospective Purchaser Agreement is inappropriate, improper or not in the public interest. Interested parties may submit comments in writing to Anderson Lee Hartzell at the Department's Southeast Regional Office.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

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

For further information concerning the final report, contact the Environmental Cleanup Program Manager in the Department 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

Franconia Mennonite Board of Missions and Charities, Hilltown Township, **Bucks County**. Seth Frankhauser, Storb Environmental, Inc., 410 Easton Road, Willow Grove, PA 19090, on behalf of Franconia Mennonite Board of Missions and Charities, 771 Route 113, Souderton, PA 18964, 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 Standard.

James Spring & Wire Company, East Whiteland Township, **Chester County**. Christopher Orzechowski,

RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, on behalf of James Spring & Wire Co., 6 Bacton Hill Rd., Frazer, PA 19355, has submitted a Remedial Investigation Report, Risk Assessment Report and Cleanup Plan concerning remediation of site groundwater contaminated with heavy metals, solvents and cadmium.

Indian Springs Day Camp, West Pikeland Township, **Chester County**. Peter A. Malik, RT Environmental Services, Inc., 215 W. Church Rd., King of Prussia, PA 19406, on behalf of Indian Springs Day Camp, Inc., 23 Roberts Rd., Newtown Square, PA 19073, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Dennis Fish, Landscape and Design Contractor, Lower Salford Township, **Montgomery County**. Douglas G. Beaver, P.G., Rare Earth Envirosciences, Inc., 501 Old Skippack Rd., P. O. Box 445, Lederach, PA 19450, on behalf of Dennis Fish, 501 Old Skippack Rd., Lederach, PA 19450, has submitted a Final Report concerning remediation of site soil contaminated with lead, BTEX and PAHs. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Bishop Residence, Whitpain Township, **Montgomery County**. Charles McGuth, Environmental Maintenance Co., Inc., 1420 E. Mermaid Lane, Glenside, PA 19038, has submitted a Final Report concerning remediation of site soil contaminated with polycyclic aromatic hydrocarbons. The report was submitted within 90 days of the release of the contaminant and is intended to document remediation of the site to meet the Statewide Health Standard.

Sorbees International, City of Philadelphia, **Philadelphia County**. James F. Mullan, P.E., Hocage Consulting, Inc., 212 Haddon Ave., Westmont, NJ 08108, on behalf of Elliot Stone, 9990 Global Rd., Philadelphia, PA has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Philadelphia Regional Port Authority Pier 80, South Annex, City of Philadelphia, **Philadelphia County**. James G. Gallagher, P.E., Pennoni Associates, Inc., 950 Clifton Ave., Clifton, NJ 07013-2790, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Philadelphia Regional Port Authority Tioga Maintenance Building and Carpenters Shop, City of Philadelphia, **Philadelphia County**. James G. Gallagher, P.E., Pennoni Associates, Inc., 950 Clifton Ave., Clifton, NJ 07013-2790, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with lead, BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Eastman Chemical Company, City of Philadelphia, **Philadelphia County**. Douglas E. Kier, P.G., URS Corp., 1400 Union Meeting Rd., Suite 202, Blue Bell, PA 19422-1972, on behalf of Eastman Chemical Co., 7600 State Rd., Philadelphia, PA 19136, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and polycyclic aromatic hydrocarbons; and ground-

water contaminated with BTEX, polycyclic aromatic hydrocarbons and chlorinated solvents. The report is intended to document remediation of the site to meet the Statewide Health, Background and Site-Specific Standards.

Metal Bank State Road, City of Philadelphia, **Philadelphia County**. Edward W. Kleppinger, EWK Consultants, 2454 Royal St., New Orleans, LA 70117, on behalf of U.C.O.—M.B.A. Corp. c/o Mattioni Ltd., 399 Market St., Philadelphia, PA 19106, has submitted a combined Remedial Investigation/Final Report concerning remediation of site soil and groundwater contaminated with PCBs. The Report is intended to document remediation of the site to meet Statewide Health and Site-Specific Standards.

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

Former Open Gate Hotel, Bethlehem Township, **Northampton County**. Lori A. Girvan, Environmental Scientist, Barry Isett & Associates, Inc., 85 S. Route 100 and Kressler Lane, P. O. Box 147, Trexlertown, PA 18087 submitted a Final Report (on behalf of Nazareth National Bank, 3864 Adler Place, Bethlehem, PA 18017) concerning the remediation of soils found or suspected to have been contaminated with no. 2 fuel oil constituents. The report was submitted to demonstrate attainment of the Statewide health standard. A Notice of Intent to Remediate was simultaneously submitted.

Federal Mogul Corporation, Weatherly Borough, **Carbon County**. Jeffrey A. Hassen, P.G., Senior Project Director, Environmental Strategies Corporation, 4 Penn Center West, Suite 315, Pittsburgh, PA 15276 has submitted a combined Remedial Investigation Report and Final Report (on behalf of Federal Mogul Corporation, 26555 Northwestern Highway, Southfield, MI 48034) concerning the remediation of site groundwater found or suspected to have been contaminated with solvents. The reports were submitted under a combination of the Statewide health and site-specific standards.

PPL Utilities—Former Penn Fuel Gas Manufactured Gas Plant (Jim Thorpe site), Mahoning Township, **Carbon County**. RETEC, 3040 William Pitt Way, Pittsburgh, PA 15238 has submitted a Cleanup Plan (on behalf of PPL Utilities, Environmental Management Division, Two North Ninth Street, Allentown, PA 18101-1179) concerning the remediation of site soils and groundwater found or suspected to have been contaminated with metals, phenolic compounds, cyanide, polycyclic aromatic hydrocarbons and BTEX (benzene, toluene, ethylbenzene and xylene) compounds. The report was submitted in partial fulfillment of a combination of both the Statewide health and site-specific standards.

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

General Cigar, City of Lancaster, **Lancaster County**. Fuss & O'Neill, Inc., 146 Hartford Road, Manchester, CT 06040-5921, on behalf of Brown & Williamson Tobacco, 209 Pitney Road, Lancaster, PA and General Cigar Holdings, Inc., 35 Griffin Road South, Bloomfield, CT 06002-1398, 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 Statewide Health Standard.

Hao Van Nguyen Residence, Borough of New Holland, **Lancaster County**. RETTEW Associates, Inc., 3020 Columbia Avenue, Lancaster, PA 17603, on behalf of Hao Van Nguyen, 35 North Kinzer Avenue, New Holland,

PA 17557 and Richard T. Wimer, 431 Springville Road, Quarryville, PA 17566, submitted a final report concerning remediation of site soils contaminated with PHCs. The report is intended to document remediation of the site to the Statewide Health Standard.

Capitol Heights Project, City of Harrisburg, **Dauphin County**. Apex Environmental, Inc., 220 North Park Road, Reading, PA 19610, on behalf of Streuver Rouse Homes, 1040 Holl Street, Suite 200, Baltimore, MD 21230, submitted a final report concerning remediation of site soils contaminated with BTEX and PHCs. The report is intended to document remediation of the site to the Statewide Health Standard.

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

Kreamer Property, Penn Township, **Snyder County**. Pennsylvania Tectonics, Inc., on behalf of Dennis and Gloria Kreamer, Route 522, Selinsgrove, PA 17870 has submitted a Final Report concerning remediation of site soil contaminated with used motor oil. The Final Report is intended to document remediation of the site to meet the Statewide Health Standard.

DuBois Bulk Plant (Petrolec), City of DuBois, **Clearfield County**. Environmental Remediation & Recovery, Inc. (ER&R), on behalf of Russell Real Estate, R. D. 1, Box 179, Curwensville, PA 16833, has submitted a Baseline Environmental Report concerning the remediation of site soil and groundwater contaminated with BTEX and PAHs. This report has been submitted in partial fulfillment of the Special Industrial Requirements.

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 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 nonresidential exposure factors, a description of the remediation performed and summa-

ries 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:

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

Dorothy Logan Residence, Plains Township, **Luzerne County**. David R. Crowther, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103 submitted a combined Remedial Investigation Report and Final Report (on behalf of Dorothy Logan, Mill Street, Plains, PA 18705) concerning the characterization and remediation of soils found or suspected to have been contaminated with no. 2 fuel oil constituents. The reports were submitted to demonstrate attainment of the site-specific standard and were approved on February 21, 2002.

PPL Former Stanton Steam Electric Station, Exeter Township, **Luzerne County**. USFilter Engineering and Construction, State College, PA submitted a Final Report (on behalf of PPL Generation, LLC, 2 North Ninth Street, Allentown, PA, 18101) concerning the remediation of site soils found or suspected to have been contaminated with PCBs, metals, solvents and BTEX compounds. The report demonstrated attainment of the Statewide health standard and was approved on February 19, 2002.

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

Dillon Floral Corporation, Scott Township, **Columbia County**. EarthRes Group, Inc. on behalf of Dillon Floral Corporation, P. O. Box 180, Bloomsburg, PA 17815, has submitted a Remedial Investigation Report concerning remediation of site soil contaminated with dieldrin (pesticides). The Remedial Investigation Report was submitted in partial fulfillment of the Site-Specific Standard and was approved by the Department on March 12, 2002.

Kreamer Property, Penn Township, **Snyder County**. Pennsylvania Tectonics, Inc., on behalf of Dennis and Gloria Kreamer, Route 522, Selinsgrove, PA 17870, has submitted a Final Report concerning remediation of site soil contaminated with used motor oil. The Final Report submitted within 90 days of the release demonstrated attainment of the Statewide Health Standard and was approved by the Department on February 27, 2002.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Draft permit under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations for post-closure care of a hazardous waste landfill.

Intent to Issue a Post-Closure Permit

Southwest Region: Division of Municipal and Residual Waste, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

PAD987335379. Babcock and Wilcox Company, 20 South Van Buren Avenue, Barberton, OH, 44203-0351. B&W EAF Dust Landfill, Mount Street, Koppel Steel Mill, Koppel, PA 16136. Post-closure care of a closed hazardous waste landfill located in Koppel and Big Beaver Boroughs, **Beaver County**. The application for a post-closure permit was considered for intent to approve by the Regional Office on March 15, 2002.

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

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

RESIDUAL WASTE GENERAL PERMITS

Permits 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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

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

General Permit No. WMGR036. Puralube (Pennsylvania), Inc., 435 Devon Park Drive, Wayne, PA 19087. This general permit was issued in 1997 for the processing of used crankcase and similar oils into lube oil products, No. 2 fuel oil and asphalt. The approved facility was never constructed. Based on Puralube's failure to satisfy the bonding requirements that were part of the general permit, the Department has revoked Puralube's general permit. This action was taken in the Central Office on October 30, 2001.

Permits Denied under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

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

General Permit Application No. WMGR077. Perry County Recycling Corporation, R. D. 3, Box 191,

Newport, PA 17074. General Permit application numbered WMGR077 was proposed for the processing and beneficial use of asphalt shingles as aggregate for road and driveway construction. The general permit application was determined incomplete and denied by the Central Office on March 8, 2002.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 602787. Clearfield Municipal Authority, 107 East Market Street, Clearfield, PA 16830, for Comkey III Farm located in Lawrence Township, **Clearfield County**. Permit for the land application of sewage sludge. The permit was terminated by the Williamsport Regional Office on March 4, 2002.

Persons interested in reviewing the permit may contact John C. Hamilton, P.E., Facilities Operations Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3653. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

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

Permit No. 301269. The Tire Shredder, Inc., 6374 A.V.R. R., Pittsburgh, PA 15201. Operation of a waste tire processing facility in City of Pittsburgh, **Allegheny County**. Permit terminated at the request of the operator in the Regional Office on March 5, 2002.

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.

GP7-67-03033A: The Sheridan Press (450 Fame Avenue, Hanover, PA 17331-9581) on March 7, 2002, was authorized to operate a sheetfed offset lithographic printing press under GP7 in Penn Township, **York County**.

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

GP5-65-00945: Dominion Exploration and Production, Inc. (16945 North Chase Drive, Suite 1750, Houston, TX 77060) on March 7, 2002, for construction and operation of one Caterpillar, Model No. G3516LE, Natural Gas-Fired Compressor Engine rated at 1285 bhp and one Natco, Model No. 5GR-150KR40, Glycol Dehydrator, rated at 0.150 mmBtu/hr at the Bell Point Compressor Station in Bell Township, **Westmoreland County**.

GP5-32-00355A: Dominion Peoples (625 Liberty Avenue, Pittsburgh, PA 15222) on March 11, 2002, for construction and operation of a Caterpillar, Model 3512LE 810 Bhp Compressor Engine at Egrey Compressor Station in Conemaugh Township, **Indiana 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.

46-0037H: Cabot Performance Materials (County Line Road, Boyertown, PA 19512) on March 8, 2002, for operation of an acid gas scrubber in Douglass Township, **Montgomery County**.

46-0037D: Cabot Performance Materials (County Line Road, Boyertown, PA 19512) on March 8, 2002, for operation of a production of Ta and Nb products in Douglass Township, **Montgomery County**.

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

40-318-052: Allsteel, Inc. (Valmont Industrial Park, 425 Jaycee Drive, West Hazleton, PA 18202) on March 5, 2002, for construction of two paint spray booths and associated air cleaning devices in Hazle Township, **Luzerne County**.

13-318-006: Kovatch Mobile Equipment Corp. (One Industrial Complex, Nesquehoning, PA 18240) on March 5, 2002, for construction of four paint spray booths and one sand blast booth and the associated air cleaning devices in Nesquehoning Borough, **Carbon County**.

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

05-03010A: New Enterprise Stone and Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664) on March 6, 2002, for installation of a triple deck vibrating screen controlled by wet suppression at the existing limestone crushing and screening plant in Snake Spring Township, **Bedford County**. This facility is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

07-310-025B: Grannas Brothers Stone and Asphalt Co., Inc. (P. O. Box 488, Hollidaysburg, PA 16648) on March 6, 2002, for installation of a limestone crushing unit controlled by wet suppression at the existing limestone crushing and screening plant in Catharine Township, **Blair County**. This facility is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

36-03056A: Weaver Industries, Inc. (425 South Fourth Street, Denver, PA 17517) on March 8, 2002, for replacement of an existing dust collector with a cartridge dust collector in Denver Borough, **Lancaster County**.

67-03028A: DENTSPLY International Trubyte Division (570 West College Avenue, York, PA 17405-0872) on March 8, 2002, for construction of a new electroplating unit controlled by a multi-stage mist eliminator at its

facility in the City of York, **York County**. This facility is subject to 40 CFR Part 63, Subpart N—National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks.

67-03041B: County Line Quarry, Inc. (740 South Front Street, Wrightsville, PA 17368) on March 1, 2002, for construction of a cone crusher, quad deck screen and associated conveyors controlled by a fabric filter and water suppression at the Wrightsville Quarry in Hellam Township, **York County**. The facility is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

67-05004D: P. H. Glatfelter Co. (228 South Main Street, Spring Grove, PA 17362) on February 28, 2002, for installation of a brownstock washing and screening system and an oxygen delignification system on the hardwood pulping line at the Spring Grove Mill in Spring Grove Borough, **York County**. This facility is subject to 40 CFR Part 63, Subpart S—National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry and 40 CFR Part 60, Subpart BB—Standards of Performance for Kraft Pulp Mills.

67-05066A: Surtech Industries, Inc. (125 Derry Court, York, PA 17402) on March 5, 2002, for relocation of four paint booths, three screen printing presses and a burn off oven from its industrial manufacturing site in Manchester Township, **York County** to a new facility in the City of York, York County.

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

11-00252A: C and C Smith Lumber (197 Tower Road, Summerhill, PA 15958) for installation of sawdust dehydration unit upgrade at Wood Pallets Plant in Croyle Township, **Cambria County**.

56-00266B: Central City Synfuel, LLC (P. O. Box 137, Central City, PA 44481) for installation of Synfuel manufacturing at Central City Plant in Shade Township, **Somerset County**.

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

43-011B: Greenville Metals, Inc. (99 Crestview Drive Extension, Transfer, PA 16154) on March 4, 2002, for operation of the ARC Melt Shop and FAP Buildings in Pymatuning Township, **Mercer County**.

43-011C: Greenville Metals, Inc. (99 Crestview Drive Extension, Transfer, PA 16154) on March 4, 2002, for operation of an electric induction furnace in Pymatuning Township, **Mercer County**.

43-326A: Buckeye Leasing Inc.—City Slag Quarry (Ohio Street, Hermitage, PA 16148) on February 26, 2002, for operation of a slag processing facility in Hermitage, **Mercer County**.

42-198A: Elkhorn Field Services—Kane Plant (Clay Street, Kane, PA 16735) on March 6, 2002, for construction of a gas processing plant in Wetmore Township, **McKean County**.

62-141D: National Fuel Gas Supply Corp.—Roystone Station (Star Route Box 574, Sheffield, PA 16347) on March 5, 2002, for modifications to the Roystone Station in Sheffield Township, **Warren County**.

10-208C: Paragon Trade Brands, Inc. (Zeigler Street, Harmony, PA 16037) on March 6, 2002, for construction of a training pant manufacturing line in Harmony, **Butler County**.

24-120A: Dominion Transmission Corp.—Ardell Station (State Route 2004, Ridgway, PA 15853) on March 6, 2002, for modifications to Plan Approval 24-120A in Benezette Township, **Elk 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.

46-327-017: SPS Technologies, Inc. (Highland Avenue, Jenkintown, PA 19046) on March 5, 2002, for operation of a vapor degreaser in Abington Township, **Montgomery County**.

15-0083: D'Anjolell Memorial Home (392 Lancaster Avenue, Frazer, PA 19355) on March 7, 2002, for operation of a human crematory in East Whiteland Township, **Chester County**.

09-320-049: Fres-Co Systems USA, Inc. (3005 State Road, Telford, PA 18969) on March 7, 2002, for operation of a flexographic press in West Rockhill Township, **Bucks County**.

46-0043: Glasgow, Inc. (Conshohocken Road, Conshohocken, PA 19428) on March 7, 2002, for operation of an asphalt plant and quarry in Plymouth Township, **Montgomery County**.

15-0021: Glasgow, Inc. (660 Morehall Road, Frazer, PA 19335) March 7, 2002, for operation of an asphalt plant and quarry in East Whiteland Township, **Chester County**.

46-0186: Tri-Valley Crematory (665-667 Harleysville Pike, Franconia, PA 18924) on March 7, 2002, for operation of a crematory incinerator in Franconia Township, **Montgomery County**.

15-0098A: Rhodia ChiRex America Inc. (383 Phoenixville Pike, Malvern, PA 19355) on March 7, 2002, for operation of an emergency generator in Charlestown Township, **Chester County**.

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

36-05082A: Clark Filter (3649 Hempland Road, Lancaster, PA 17601) on February 21, 2002, for construction of a vacuum pleater oven controlled by a catalytic oxidizer in West Hempfield Township, **Lancaster County**. This plan approval was extended.

67-05016D: R. H. Sheppard Co., Inc. (P. O. Box 877, Hanover, PA 17331-0877) on March 10, 2002, for operation of two Tundish Ladles controlled by a fabric collector at its Plant No. 3 in Hanover 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.

49-331-001: Merck and Co., Inc. (P. O. Box 600, Danville, PA 17821-0600) on March 1, 2002, to extend the

plan approval expiration date for construction of a fluidized bed hazardous waste incinerator and associated ancillary equipment and air cleaning devices (quench, venturi scrubber, trade tower scrubber and wet electrostatic precipitator) to March 1, 2003, at the Cherokee Plant in Riverside 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.

65-891B: Firestone Building Products Co. (525 Congressional Boulevard, Carmel, IN 46032) on March 7, 2002, for replacement of HCFC-141B w/pentane and install thermal at the 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.

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

23-00021: Congoleum Corp. (4401 Ridge Road, Trainer, PA 19061) on March 5, 2002, for operation of a Facility Title V Operating Permit in Trainer Borough, **Delaware County**.

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

11-00318: Ebensburg Power Co. (2840 Germany Road, PA 15931) for operation of their Cogeneration Power Plant in Cambria Township, **Cambria County**. Process operations used at this site to generate electricity are a waste coal-fired circulating fluidized bed boiler, a natural gas fire auxiliary boiler, three emergency diesel sources and ancillary systems that include the fuel handling crushing and storage, limestone and ash storage/handling and some other insignificant sources.

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: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.

36-03011: Wilbur Chocolate Co., Inc. (48 North Broad Street, Lititz, PA 17543-1005) on March 8, 2002, for operation of a sugar processing operation at its headquarters in Lititz Borough, **Lancaster County**.

36-03133: Spanglers Flour Mill (19 North Market Street, Mount Joy, PA 17552) on March 5, 2002, for operation of its flour milling operation in Mount Joy Borough, **Lancaster County**.

67-03059: Hill Street Veterinary Hospital (555 Hill Street, York, PA 17403) on March 8, 2002, for operation of an animal incinerator controlled by an afterburner in Spring Garden Township, **York County**.

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

95-054: Amerada Hess Corp. (1630 South 51st Street, Philadelphia, PA 19143) on March 5, 2002, for operation

of a gasoline terminal in the City of Philadelphia, **Philadelphia County**. The synthetic minor facility's air emission sources include three gasoline storage tanks, 11 distillate and additive storage tanks, a gasoline loading rack with a vapor recovery unit, a distillate and residual oil loading rack and marine loading of distillate and residual oil.

AMS reissued the synthetic minor operating permit originally issued on June 15, 1998, to modify the monitoring method for the loading rack vapor recovery unit from weekly checks with a portable analyzer to the use of a continuous emissions monitor. The reissued operating permit also included a minor modification of the operating permit as per 25 Pa. Code § 127.462 to allow the following increases in throughputs: adding marine loading of 42 million gallons per rolling 12-month period (gpy) of distillate and residual fuel oil (increases VOC emissions by 0.25 ton per rolling 12-month period (tpy)); increasing the gasoline loading rack throughput from 110 million gpy to 123 million gpy (increases VOC emissions by 0.98 tpy); and increasing the distillate and residual oil loading rack throughput from 110 million gpy to 152 million gpy (increases VOC emissions by 0.51 tpy). After these increases (1.74 tpy VOC total), the facility's potential VOC emissions remain less than 25 tpy. The reissued operating permit also included an administrative amendment as per 25 Pa. Code § 127.450 to update contact information.

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

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

15-313-050A: Rhodia ChiRex America, Inc. (383 Phoenixville Pike, Malvern, PA 19355) on March 7, 2002, for operation of reactors, centrifuge and a scrubber in Charlestown Township, **Chester County**.

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

25-00971: Erie Plating Co. (656 West 12th Street, Erie, PA 16501) for an administrative amendment to the previously issued Natural Minor Operating Permit for metal plating and polishing operations in the City of Erie, **Erie County**.

43-00170: Werner Co. (93 Werner Road, Greenville, PA 16125) for an administrative amendment to their Title V Operating Permit on March 7, 2002, to include conditions from Plan Approval 43-170D for the Pultrusion Process (Source 5024) at their Greenville facility in Sugar Grove Township, **Mercer County**. The Title V Operating Permit was originally issued on June 6, 2000, and amended on July 13, 2000, and November 13, 2000.

61-00004: Electralloy, A GO Carlson Inc. (P. O. Box 381, 175 Main Street, Oil City, PA 16301) for an administrative amendment to their Title V Operating Permit on March 7, 2002, to incorporate conditions from Plan Approval 61-004B for the Granular Metal process (Source 112) at their Oil City facility in Oil City Township, **Venango County**. The Title V Operating Permit was originally issued on October 14, 1997, and revised on February 24, 1999.

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 and the NPDES permit application. Mining activity permits issued in response to the applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Coal Permits Actions

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.

17970109 and NPDES Permit No. PA 0220647. M. B. Energy, Inc., P. O. Box 1319, Indiana, PA 15701-1319. Major permit revision on an existing bituminous surface mine permit for a Change in Permit Acreage from 224.6 to 283.3 acres. The permit is located in Chest Township, **Clearfield County**. Receiving streams: unnamed tributaries of Chest Creek to Chest Creek to the West Branch of the Susquehanna River. Application received August 17, 2001. Permit issued March 6, 2002.

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

11970101 and NPDES Permit No. PA0234389. E. P. Bender Coal Company, Inc., P. O. Box 594, Carrolltown, PA 15722. Permit renewal for continued operation of a bituminous surface mine and for discharge of treated mine drainage in Reade Township, **Cambria County**, affecting 93.0 acres. Receiving streams: Powell Run classified for the following uses: CWF. There are no potable water supply intakes within 10 miles downstream. Application received January 15, 2002. Permit issued: March 4, 2002.

56703107 and NPDES Permit No. PA0605956. Hoffmann Mining, Inc., P. O. Box 130, 118 Runway Road, Friedens, PA 15541. Permit Revision for a stream variance for the purpose of construction of erosion and sedimentation facilities and a stream crossing on unnamed tributary "A" of Kaufman Run and a small side flow "Z" of the unnamed tributary "A." The encroachment areas begins approximately 40 feet before the junction of S.R. 0601 and the unnamed tributary "A" and continues upstream approximately 600 feet. The encroachment area on flow "Z" starts 25 feet before its juncture with the unnamed tributary "A" and continues upstream 330 feet. Permit Revision for a road variance to conduct surface mining activities within 100 feet of S.R. 0601, beginning at a point 3900 feet northeast of the intersection of S.R. 0601 and S.R. 4039 then continuing along the south side of S.R. 0601 approximately 2,900 feet in Paint Township, **Somerset County**, affecting 863.0 acres. Receiving streams: unnamed tributary to Paint Creek; to Kaufman Run; to unnamed tributaries to Kaufman Run; to Stony Creek; and to Shade Creek classified for the following

uses: CWF. There are no potable water supply intakes within 10 miles downstream. Application received January 8, 2002. Permit issued March 6, 2002.

56960105 and NPDES Permit No. PA0234168, L. K. Mining, Inc., 323 Coalyard Road, Rockwood, PA 15557. Permit revision to add 1.4 acres to the existing 18.8-acre permit for additional mining of the Lower Freeport coal seam. Total SMP acres goes from 18.8 to 20.2. Also, a stream variance request is included in this proposal to conduct mining activities within 100 feet of an unnamed tributary to South Glade Creek beginning 1,060 feet upstream from the confluence with South Glade Creek and continuing upstream in a northeasterly direction approximately 1,220 feet in Milford Township, **Somerset County**. Receiving streams: unnamed tributary to South Glade Creek classified for the following uses: WWF. There are no potable water supply intakes within 10 miles downstream. Application received: September 21, 2000. Permit issued March 8, 2002.

McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317, (724) 941-7100.

32971302. NPDES Permit #PA0215040, Rosebud Mining Co. (R. D. 9, Box 379A, Kittanning, PA 16201), to revise the permit for the Parker Mine in Washington and Plumcreek Townships, **Indiana and Armstrong Counties** to add underground permit and subsidence control plan acres and surface permit acres and revise surface facilities, Surface Acres Proposed 31.4, Underground Acres Proposed 817.8, SCP Acres Proposed 817.8, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, unnamed tributary to Dutch Run, classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is N/A. Permit issued March 4, 2002.

26961602. NPDES Permit #PA0214892, Bullsken Tipple Co. (200 College Drive, Lemont Furnace, PA 15456), to renew the permit for the Bullsken Tipple in Connellsville Township, **Fayette County**, renewal Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges, classified for the following uses: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Permit issued: March 5, 2002.

30841307. NPDES Permit #PA0213438, RAG Emerald Resources, L.P. (P. O. Box 1020, Waynesburg, PA 15370), to revise the permit for the Emerald Mine in Franklin Township, **Greene County** to add 3,817 acres underground and 3,967 acres subsidence control plan to the permit and delete 150 acres from both the underground and subsidence control plan permit acres. This permit revision only authorizes development mining; it does not allow full extraction mining in the permit revision area. Surface Acres Proposed N/A, Underground Acres Proposed 3,817, SCP Acres Proposed 3,967, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges, classified for the following uses: N/A. The first downstream potable water supply intake from the point of discharge is N/A. Permit issued: March 6, 2002.

30841307. NPDES Permit #PA0213438, RAG Emerald Resources, L.P. (P. O. Box 1020, Waynesburg, PA 15370), to renew permit and approve Chapter 105 permit application and request for 401 Water Quality certification, submitted on December 21, 2001, to authorize the encroachment to 4,200 linear feet of Laurel Run (WWF)

and 5,220 feet of tributary streams to Laurel Run, resulting from surface subsidence associated with coal extraction; and encroachments to Laurel Run and its tributaries and temporary encroachments to 0.34 acre of wetlands for the purpose of restoring Laurel Run and its tributaries to premining conditions for the Emerald Mine in Franklin Township, **Greene County**, Oak Forest, PA Quadrangle (N: 19.8 inches; W: 4.9 inches) ACOE Pittsburgh District. Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, Laurel Run, classified for the following uses: WWF, livestock water supply and wildlife water supply. There is no public water supply intake within 10 miles downstream of edge of underground permit area. Permit issued March 6, 2002.

Noncoal Permits Actions

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

58010854. Mi Desi Mine (1411 Vesta Drive, Harrisburg, PA 17112), commencement, operation and restoration of a quarry operation in Springville Township, **Susquehanna County**, affecting 2.0 acres. Receiving stream: Thomas Creek. Application received: November 21, 2001. Permit issued March 5, 2002.

58020801. P. Scott Baldwin (R. R. 1 Box 340G, Kingsley, PA 18826), commencement, operation and restoration of a quarry operation in New Milford Township, **Susquehanna County**, affecting 1.0 acre. Receiving stream: East Branch Martins Creek. Application received January 11, 2002. Permit issued March 5, 2002.

52970301C and NPDES Permit #PA0223751. G. F. Edwards, Inc. (Box 174, Elmhurst, PA 18416), renewal of NPDES Permit in Greene Township, **Pike County**, receiving stream: Wallenpaupack Creek. Application received January 22, 2002. Renewal issued March 6, 2002.

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

25012804. Ray Showman Jr. Excavating, Inc. (12671 Route 19 South, Waterford, PA 16441), Commencement, operation and restoration of a small noncoal gravel and topsoil operation in LeBoeuf Township, **Erie County** affecting 5.0 acres. Receiving streams: French Creek. Application received September 27, 2001. Permit issued: February 26, 2002.

37000302 and NPDES Permit No. PA0241831. I. A. Construction Corporation (P. O. Box 8, Concordville, PA 19331), Commencement, operation and restoration of a limestone operation in Wayne Township, **Lawrence County** affecting 82.0 acres. Receiving streams: unnamed tributary to Connoquenessing Creek and unnamed tributary to Duck Run. Application received October 23, 2000. Permit issued February 27, 2002.

43010303. Buckeye Leasing, Inc. (8063 Southern Blvd., Youngstown, OH 44512), Commencement, operation and restoration of a Slag operation in Wayne Township, **Lawrence County** affecting 89.7 acres. Receiving streams: Shenango River. Application received April 11, 2001. Permit issued February 26, 2002.

Project Proposals Issued

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

EGS 07003, Blair County Conservation District, 1407 Blair Street, Hollidaysburg, PA 16648. A water pollution abatement project to construct a passive treat-

ment system (north slope) for five abandoned acid mine discharges on 12 acres of the Angels Coal Trust (previously Cooney Brothers Coal Company) property located approximately 2 miles west of the Horseshoe Curve on the north side of S.R. 4008 in Logan Township, **Blair County**. The receiving stream is Glen White Run. Project was received November 30, 2001. Project issued March 5, 2002.

EGS 07002, Blair County Conservation District, 1407 Blair Street, Hollidaysburg, PA 16648. A water pollution abatement project to construct a passive treatment system (south tributary) for three abandoned acid mine discharges on 3 acres of the Altoona City Authority property located approximately 2 miles west of the Horseshoe Curve on the south side of S.R. 4008 in Allegheny Township, **Blair County**. The receiving stream is Glen White Run. Project was received November 30, 2001. Project issued March 5, 2002.

EGS 07004, Blair County Conservation District, 1407 Blair Street, Hollidaysburg, PA 16648. A water pollution abatement project to construct a passive treatment system (Squatter Falls) for an abandoned acid mine discharge on 2 acres of the Altoona City Authority property located approximately 2 miles west of the Horseshoe Curve on the north side of S.R. 4008 in Logan Township, **Blair County**. The receiving stream is Glen White Run. Project was received: November 30, 2001. Project issued March 5, 2002.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

Blasting Permits Actions

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

15024008. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in East Nantmeal Township, **Chester County** with an expiration date of May 26, 22002. Permit issued March 4, 2002.

21024009. Hall Explosives, Inc. (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Middlesex Township, **Cumberland County** with an expiration date of March 31, 2003. Permit issued March 4, 2002.

21024010. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Monroe Township, **Cumberland County** with an expiration date of April 30, 2002. Permit issued March 4, 2002.

21024011. R & M Excavating (403 Hilltop Road, Newburg, PA 17240), construction blasting in Southampton Township, **Cumberland County** with an expiration date of July 31, 2002. Permit issued March 4, 2002.

21024012. R & M Excavating (403 Hilltop Road, Newburg, PA 17240), construction blasting in West Pennsboro Township, **Cumberland County** with an expiration date of July 31, 2002. Permit issued March 4, 2002.

21024013. R & M Excavating (403 Hilltop Road, Newburg, PA 17240), construction blasting in Shippensburg Township, **Cumberland County** with an expiration date of September 30, 2002. Permit issued March 4, 2002.

22024003. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Upper Paxton Township, **Dauphin County** with an expiration date of May 31, 2002. Permit issued March 4, 2002.

28024007. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting in Greene Township, **Franklin County** with an expiration date of March 31, 2007. Permit issued March 4, 2002.

36024010. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Earl Township, **Lancaster County** with an expiration date of May 31, 2002. Permit issued March 4, 2002.

36024011. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in West Earl Township, **Lancaster County** with an expiration date of September 30, 2002. Permit issued March 4, 2002.

38024004. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Jackson Township, **Lebanon County** with an expiration date of March 31, 2005. Permit issued March 4, 2002.

52024003. Holbert Explosives, Inc. (237 Masthope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting in Dingman Township, **Pike County** with an expiration date of March 31, 2007. Permit issued March 4, 2002.

06024005. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507), construction blasting in Spring Township, **Berks County** with an expiration date of December 31, 2003. Permit issued March 5, 2002.

06024006. Dick Corporation (3001 Lancaster Pike, Sinking Spring, PA 19608), construction blasting for SR-222 Highway Project in Cumru and Spring Townships, **Berks County** with an expiration date of December 15, 2002. Permit issued March 5, 2002.

21024015. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting in Shippensburg Borough, **Cumberland County** with an expiration date of March 31, 2007. Permit issued March 5, 2002.

21024016. John W. Gleim, Jr., Inc. (90 Stover Drive, Carlisle, PA 17013), construction blasting in Carlisle Borough, **Cumberland County** with an expiration date of July 15, 2002. Permit issued March 5, 2002.

28024005. David H. Martin Excavating, Inc. (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting in Chambersburg Borough, **Franklin County** with an expiration date of March 31, 2007. Permit issued March 5, 2002.

36024012. Keystone Blasting Service (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Clay Township, **Lancaster County** with an expiration date of March 31, 2003. Permit issued March 5, 2002.

67024006. K. E. Shank, Inc. (700 Weldon Drive, York, PA 17404), construction blasting in West Manchester Township, **York County** with an expiration date of March 31, 2002. Permit issued March 5, 2002.

45024011. Explosive Services, Inc. (5 Pine Street, Bethany, PA 18431), construction blasting in Smithfield Township, **Monroe County** with an expiration date of February 20, 2003. Permit issued March 6, 2002.

46024007. American Rock Mechanics (7531 Chestnut Street, Zionsville, PA 18092), construction blasting in Limerick Township, **Montgomery County** with an expiration date of July 28, 2002. Permit issued March 6, 2002.

46024008. Doli Construction Corp. (120 Independence Lane, Chalfont, PA 18914), construction blasting in Lower Merion Township, **Montgomery County** with an expiration date of July 5, 2002. Permit issued March 6, 2002.

46024009. Doli Construction Corp. (120 Independence Lane, Chalfont, PA 18914), construction blasting in Limerick Township, **Montgomery County** with an expiration date of July 5, 2002. Permit issued March 6, 2002.

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

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

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

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law (35 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.

E51-198. Schuylkill Center for Environmental Education, 8480 Hagy's Mill Road, Philadelphia, PA 19128, City of Philadelphia, **County of Philadelphia**, ACOE Philadelphia District.

To construct and maintain a reservoir associated with the construction of the proposed Springhouse Pond Education Loop across two unnamed tributaries to the Schuylkill River (WWF). The applicant also seeks Environmental Assessment approval to construct the onstream nonjurisdictional dam. The project will impact approximately 110 linear feet of the stream. The site is located approximately 3,000 feet northeast of the intersection of Port Royal Avenue and River Road (Norristown, PA USGS Quadrangle N: 10.0 inches; W: 0.1 inch).

E15-680. East Caln Township, P. O. Box 232 Downingtown, PA 19335, East Caln Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain the Norwood Road Bridge Crossing over an unnamed tributary of the East Branch Brandywine Creek (WWF-MF). The proposed construction will replace the 5.25 feet high by 15 feet wide stone, arch structure with a 35.5 linear feet of 4 feet high by 22 feet wide precast, bridge and associated wing-walls. The project site is located 1,000 feet south of the intersection

of Woodmont Drive and Norwood Road (Downingtown, PA Quadrangle N: 4.45 inches; W: 10.65 inches).

E15-674. Chadds Ford Unionville School District, 740 Unionville Road, Kennett Square, PA 19348, Pennsbury Township, **Chester County**, ACOE Philadelphia District.

To remove deteriorated sections of an existing 24-foot wide concrete arch bridge consisting of a 16-foot span, a 10-foot underclearance and associated downstream wingwalls; and to widen and maintain this bridge by 9 feet at the downstream side, including new wingwalls, situated in and along Ring Run (WWF, MF). The hydraulic opening of the structure will remain the same size and the total width of the bridge will be 33 feet. The applicant also proposes a temporary causeway crossing of the stream to facilitate construction of the new structure. The site is located at a private access drive to Chadds Ford Elementary School, approximately 100 feet west of its intersection with S.R. 0001 (Wilmington North DE-PA, USGS Quadrangle, N: 22.20 inches; W: 13.80 inches).

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

E54-291. Samuel S. and Connie M. Strouse, 59 Front Street, Cressona, PA 17929. Washington Township, **Schuylkill County**, Army Corps of Engineers Baltimore District.

To construct and maintain a bridge having a single span of 55.5 feet and an underclearance of approximately 6.5 feet across Lower Little Swatara Creek for private access to a single family home. The project is located approximately 1,200 feet west of the intersection of S.R. 0895 and S.R. 3009 (Swatara Hill, PA Quadrangle N: 8.8 inches; W: 5.6 inches).

E48-316. Eastupland Associates by its General Partner Cetro Corporation, 54 S. Commerce Way, Bethlehem, PA 18017. Hanover Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 10' x 3' concrete box culvert stream enclosure having a length of 437 feet in a tributary to Monocacy Creek for the purpose of developing a commercial property. The project includes construction of a 30-inch RCP and an 18-inch RCP outfall structure which will discharge stormwater directly to the cable concrete outlet protection. The project is located at Uplands Office Park, approximately 0.4 mile northeast of the intersection of S.R. 0022 and S.R. 0512 (Catasauqua, PA Quadrangle N: 7.5 inches; W: 0.6 inch).

E64-223. James Mohrmann, R. R. 4, Honesdale, PA 18431. Berlin Township, **Wayne County**, Army Corps of Engineers Philadelphia District.

To place fill in approximately 0.09 acre of wetlands for the purpose of expanding an existing grass airport runway. The maximum length of the wetland crossing is approximately 120 linear feet. The permittee is required to provide 0.09 acre of replacement wetlands. The project is located on the south side of S.R. 0652, approximately 0.2 mile west of S.R. 1013 (White Mills, PA Quadrangle N: 17.2 inches; W: 0.9 inch).

E64-216. Pennsylvania Department of Transportation, District 4-0, P. O. Box 111, Scranton, PA 18501. Starrucca Borough, **Wayne County**, Army Corps of Engineers Baltimore District.

To remove the existing structure and to construct and maintain a precast concrete, rigid frame bridge on a 75 degree skew having a single normal span of 38.6 feet and

a minimum underclearance of 7.5 feet across Shadigee Creek. The project is located along S.R. 4012, approximately 400 feet northeast of the intersection of S.R. 4012 and S.R. 4039 (Starrucca, PA Quadrangle N: 4.4 inches; W: 13.1 inches).

E66-127. Ronco Northeast, Inc., 3400 Agricultural Center Drive, St. Augustine, FL 32092. Falls Township, **Wyoming County**, Army Corps of Engineers Baltimore District.

To maintain fill placed in 0.10 acre of wetlands for the purpose of expanding an existing machine shop. The permittee is required to provide 0.20 acre of replacement wetlands. The project is located along the east side of S.R. 0307 and Beaver Creek, approximately 600 feet upstream of the confluence of Beaver Creek and Buttermilk Creek (Ransom, PA Quadrangle N: 20.0 inches; W: 11.0 inches).

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

E06-558. Tilden Township, 772 Hex Highway, Hamburg, PA 19526 in Tilden Township, **Berks County**, ACOE Philadelphia District.

To relocate and maintain approximately 80 feet of an unnamed tributary to Mill Creek (TSF) located at a point along Mountain Road 0.1 mile from the intersection with Tilden Road (Auburn, PA Quadrangle N: 8.0 inches; W: 8.4 inches) in Tilden Township, Berks County.

E07-350. New-Tek Distributors, P. O. Box 172, Bellwood, PA 16617 in Antis Township, **Blair County**, ACOE Baltimore District.

To place fill in 0.33 acre of scrub/shrub wetlands adjacent to Bells Gap Run (TSF) at a point at the intersection of SR 0865 and LR 07026 for the purpose of constructing a residential development (Bellwood, PA Quadrangle N: 20.35 inches; W: 15.3 inches) in Antis Township, Blair County. The permittee will provide 0.50 acre of replacement wetlands.

E07-353. Hollidaysburg Borough, 401 Blair Street, Hollidaysburg, PA 16648 in Hollidaysburg Borough and Blair Township, **Blair County**, ACOE Baltimore District

To fill in 0.20 acre of wetland to construct Beaver Street extension located just south of US 220/22 about 1.4 mile east of the US 220 and PA 764 intersection (Hollidaysburg, PA Quadrangle N: 9.5 inches; W: 5.25 inches) in Hollidaysburg Borough and Blair Township, Blair County. The permittee is required to provide a minimum of 0.20 acre of replacement wetlands.

E21-325. Mechanicsburg Borough, 2 West Strawberry Alley, Mechanicsburg, PA 17055 in Mechanicsburg Borough, **Cumberland County**, ACOE Baltimore District

To: (1) remove an existing 8-foot wide by 4-foot high concrete box culvert and construct a 10-foot wide by 7-foot high concrete box culvert with R-5 rock riprap at the outlet in Trindle Spring Run (CWF) on Mulberry Drive (T-586); and (2) remove an existing 18-foot wide, 3.0-foot high concrete box culvert and to construct and maintain a concrete box culvert having a clear span of 18 feet and a rise of 3.0 feet in Trindle Spring Run (CWF) on Church Road (T-592) along with the construction of a 15-inch diameter stormwater outfall pipe about 15 feet downstream of the culvert for the purpose of widening both roadways located on the western corporate boundaries of Mechanicsburg Borough (Mechanicsburg, PA Quadrangle N: 16.35 inches; W: 4.0 inches and N: 15.15 inches; W: 4.0 inches respectively) in Mechanicsburg Borough, Cumberland County.

E36-711. Conewago Industrial Park, P. O. Box 332, Lemoyne, PA 17043 in West Donegal Township, **Lancaster County**, ACOE Baltimore District

To fill in a total of 1.71 acres of wetlands to construct associated buildings and parking lots of the Conewago Industrial Park located about 1.5 miles northwest of Newville (Middletown, PA Quadrangle N: 6.2 inches; W: 5.4 inches and N: 5.7 inches; W: 1.9 inches respectively) in West Donegal Township, Lancaster County. The permittee is required to provide a minimum of 1.77 acres of replacement wetlands.

E36-720. Manheim Township, 1840 Municipal Drive, Lancaster, PA 17601 in Manheim Township, **Lancaster County**, ACOE Baltimore District

To maintain a pedestrian footbridge approximately 10 feet, 6 inches wide by 25 feet spanning the West Branch of Bachman Run (WWF) at a point approximately 2,800 feet north of the intersection of Fruitville Road and Stonehenge Road (Lancaster, PA Quadrangle N: 21.9 inches; W: 11.8 inches) in Manheim Township, Lancaster County.

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

E55-183. Mr. Carmen, Inc., P. O. Box 160, Shamokin Dam, PA 17876. Champs Sports Factory, in Shamokin Dam Borough, **Snyder County**, ACOE Baltimore District (Sunbury, PA Quadrangle N: 11 inches; W: 17 inches).

To relocate 120 linear feet to be moved 40 linear feet at the greatest distance. This permit also authorizes the operation and maintenance of fill in the floodway that measures a linear distance of 260 feet of stream length. This project is located on an unnamed tributary to the Susquehanna River. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E32-420-A3. Reliant Energy Mid-Atlantic Power Holdings, LLC, 1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907-1050. East Wheatfield Township, **Indiana County**, ACOE Pittsburgh District.

To amend Permit No. E32-420 to include the construction and maintenance of an access roadway along the Conemaugh River (WWF) and a four span bridge having spans of 96.0 feet, 139.0 feet, 115.0 feet and 115.0 feet and an underclearance of 42.5 feet across an unnamed tributary to the Conemaugh River (WWF) and the impact to 0.72 acre of wetlands. To compensate for the wetland impacts, the permittee shall construct 0.92 acre of replacement wetlands and make a monetary contribution to the Pennsylvania Wetland Replacement Project. The project is located at the Seward Power Plant off of Power Plant Road (New Florence, PA Quadrangle N: 4.5 inches; W: 5.3 inches).

E65-783. Turnpike Commission, P. O. Box 67676, Harrisburg, PA 17106-7676. Mount Pleasant Township, Donegal Borough and Donegal Township, **Westmoreland County**, ACOE Pittsburgh District.

To conduct the activities listed in Attachment (1A) as part of the Turnpike Mainline Reconstruction Project between Milepost 85 and Milepost 94:

1. Structure B-327A: to extend and maintain an existing single span bridge having a normal span of 7.925 meters and an underclearance of 3.8 meters across Jacobs Creek (CWF) by 1.86 meters downstream. The bridge is

located at Milepost 87.25 in Mount Pleasant Township, Westmoreland County (Mammoth, PA Quadrangle N: 3.5 inches; W: 6.55 inches).

2. Structure B-219A: to remove the existing structure and to construct and maintain a 9.7-meter x 5.3-meter corrugated metal arch culvert having a length of 44.91 meters in Jacobs Creek (CWF) at Milepost 87.66 in Mount Pleasant Township, Westmoreland County (Mammoth, PA Quadrangle N: 2.9 inches; W: 5.6 inches).

3. Structure B-220: to remove the existing structure and to construct and maintain a 9.8-meter x 3.9 meter corrugated metal arch culvert having a length of 44.93 meters in Jacobs Creek (CWF) at Milepost 88.27 in Mount Pleasant Township, Westmoreland County (Mammoth, PA Quadrangle N: 1.65 inches; W: 4.8 inches).

4. Structure S-228A at Milepost 93.28: to extend and maintain the existing 49.26-meter long, 3.05-meter x 1.98-meter reinforced concrete arch culvert by 12.2 meters downstream in an unnamed tributary to Indian Creek (HQ-CWF) at Milepost 93.28 in Donegal Township, Westmoreland County (Seven Springs, PA Quadrangle N: 21.5 inches; W: 12.0 inches).

5. Structure S-228A at Milepost 93.66: to extend and maintain the existing 58.76-meter long, 4.27-meter x 2.29-meter reinforced concrete arch culvert by 13.03 meters downstream in an unnamed tributary to Indian Creek (HQ-CWF) at Milepost 93.66 in Donegal Township, Westmoreland County (Seven Springs, PA Quadrangle N: 21.8 inches; W: 11.1 inches).

6. To extend and maintain an existing 91-meter long, 66-inch corrugated metal pipe culvert by 36 meters upstream in Fourmile Run (TSF) at Milepost 91.25 in Donegal Township, Westmoreland County. This culvert extension qualifies for authorization under the Department's waiver 105.12(a)(2) (Seven Springs, PA Quadrangle N: 19.5 inches; W: 16.9 inches).

7. To permanently place and maintain fill in a 0.383 acre of wetlands (0.366 acre PEM, 0.017 PSS). To compensate for wetland impacts, the applicant will make a monetary contribution to the Pennsylvania Wetland Replacement Project in the amount of \$5,000.

8. To relocate and maintain 130 meters of an unnamed tributary to Fourmile Run (TSF) between stations 146+730 and 146+850 and 115 meters of an unnamed tributary to Fourmile Run (TSF) between stations 146+850 and 146+950 in Donegal Township, Westmoreland County.

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

E61-251. Sugarcreek Borough, 212 Fox Street, Franklin, PA 16323. Keely Road Across West Branch Twomile Run, in Sugarcreek Borough, **Venango County**, ACOE Pittsburgh District (Franklin, PA Quadrangle N: 14.9 inches; W: 5.5 inches).

To remove the existing structure and to install and maintain twin 5-foot diameter corrugated metal pipe culverts or a single 8-foot diameter culvert in West Branch Twomile Run on Keely Road approximately 0.65 mile west of Cherrytree Road.

ENVIRONMENTAL ASSESSMENTS

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

EA17-004NC. Bureau of Abandoned Mine Reclamation, P. O. Box 8476, Harrisburg, PA 17105-8476. Abandoned Mine Site Work, in Gulich Township, **Clearfield County**, ACOE Baltimore District (Ramey, PA Quadrangle N: 3.2 inches; W: 6.6 inches).

To eliminate a health and safety hazard by reclaiming a 38.1-acre abandoned mine site along Little Muddy Run in Gulich Township. Twenty-nine hundred feet of exposed high wall will be backfilled while 24-acres of spoil will be regraded and the site revegetated. About 1-acre of palustrine emergent wetland will be filled during the course of the project, which will be replaced through onsite mitigation. The project is Federally funded by the Office of Surface Mining.

DAM SAFETY

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

D10-108A. Madison Heights Associates, 215 Executive Drive, Cranberry Township, PA 16066. To construct, operate and maintain Madison Heights Lake Dam across a tributary to Brush Creek (WWF), impacting 0.14 acre of wetlands (PSS) and approximately 1,700 feet of stream and providing 0.17 acre of wetland mitigation, for the purpose of creating a recreational lake. This request is to reissue a Dam Permit, which was issued February 12, 1998, and expired on December 31, 1999. Baden Quadrangle N: 20.1 inches; W: 2.0 inches) in Cranberry Township, **Butler County**.

SPECIAL NOTICES

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 Clarion, Forest and Venango Counties

Clarion, Forest and Venango Counties (Tri-County area) are soliciting disposal/processing facilities to provide all or part of the disposal capacity required annually for Tri-County area municipal waste for the next 10 years. Interested parties should contact Parks Unlimited, Inc. at (814) 676-6116 to obtain a copy of the Facility Qualification Request, which will be used to qualify facilities to participate in the Tri-County Municipal Waste Management Plan. Responses to the Facility Qualification Requests must be submitted on or before April 25, 2002, at 2 p.m.

[Pa.B. Doc. No. 02-463. Filed for public inspection March 22, 2002, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on the Department of Environmental Protection's (Department) website (www.dep.state.pa.us) at the Public Participation Center page. The "December 2001 Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical

Guidance" heading is the link to Department's draft technical guidance documents.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view guidance documents. When this option is not available, persons can order a bound paper copy of the latest inventory or an unbound paper copy of any of the final documents listed on the inventory by calling the Department at (717) 783-8727.

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

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have any questions or comments about a particular document should call the contact person whose name and phone number is listed with the document.

Notice of Intent to Rescind

DEP ID: 563-2504-450. Title: Bond Adjustment/Release for Postmining Discharges. Description: This guidance has been in place since the mid 1990s. Although the underlying statutory and regulating platform is valid, the mining program no longer uses the formula for calculating costs prescribed in the guidance. This guidance will be replaced with another new guidance that focuses on bonding for postmining treatment. Effective Date: April 16, 2002. Contact: Evan Shuster at (717) 787-4924 or e-mail eshuster@state.pa.us.

Draft Technical Guidance—Substantive Revision

DEP ID: 012-5500-001. Title: 2003 Environmental Education Grants Program Manual and Forms. Description: It is the Department's policy to provide school districts, county conservation districts and nonprofit groups (with an education/conservation mission) with the information necessary to participate in the Environmental Education Grants Program. This document continues this policy, with revisions added to the 2002 edition. Anticipated Effective Date: May 15, 2002. Comment Period Ends: April 22, 2002. Contact: Sandy Titel at (717) 772-1828 or e-mail stitel@state.pa.us.

DEP ID: 562-2500-702. Title: Insurance Requirements for Surface Coal Mines and Large Noncoal Mines. Description: This document describes the insurance and/or bonding requirements for surface coal mines and large noncoal mines. It is a revision of an existing technical guidance document completed in May 1997. Revisions are necessary to be consistent with recent changes to coal regulations (25 Pa. Code Chapter 86) and to assure insurance or bond protection for water supply replacement on surface coal and large noncoal mines. Insurance and bond revisions are updated to be consistent with the Department's overall implementation of a full cost bonding system. Anticipated Effective Date: June 29, 2002. Comment Period Ends: May 10, 2002. Contact: Keith Brady at (717) 787-5103 or e-mail kbrady@state.pa.us.

Final Technical Guidance

DEP ID: 013-0830-005. Title: Suggested Formats for the Required Electronic Deliverable Attachments. Description: The Department data eStandards workgroup has worked in cooperation with the Pennsylvania eGovernment project, in conjunction with the public, to thoroughly and accurately distinguish, assess, analyze and create working standards for external and internal sub-

mission of electronic deliverables as attachments to the Department. The objective was to adopt guidelines and policies that will improve compatibility, coordination, quality and consistency for eGovernment initiatives and projects.

This policy establishes the standards, requirements and acceptable formats for external and internal electronic attachments. The intent of this policy is to ensure the uniformity, reliability and compatibility of electronic attachments received by the Department. This will promote the enhanced use of the Department's eGovernment applications by providing the guidance necessary to successfully and consistently participate in the Department's eGovernment programs. Effective Date: March 23, 2002. Contact: Rick Bennett at (717) 705-3870 or e-mail ribennett@state.pa.us.

DEP ID: 563-2000-001. Title: Government-Financed Construction Contracts. Description: This revised document defines and clarifies the procedures for the authorization of incidental and necessary coal extraction and for the utilization of excess spoil from an active mine for reclamation of abandoned mines under a government-financed construction contract. Effective Date: March 25, 2002. Contact: Evan Shuster at (717) 787-4924 or e-mail eshuster@state.pa.us.

DEP ID: 580-2219-003. Title: Section 253(b)—Guidelines for Approving Roof Bolts as Primary Support. Description: The purpose of this guidance is to eliminate the risk of an accident while removing conventional timber from a roof bolt test area and to provide an alternate method for evaluating the effectiveness of a roof bolting system. Effective Date: April 1, 2002. Contact: Richard Stickler at (724) 439-4475.

DEP ID: 580-2219-008. Title: Submission of Mine Maps When a Mine is Abandoned. Description: The purpose of this guidance is to encourage mine operators to submit final mine maps in an acceptable electronic format that is compatible with software utilized by the Deep Mine Safety Engineering Services Division. Effective Date: April 1, 2002. Contact: Richard Stickler at (724) 439-4475.

DAVID E. HESS,
Secretary

[Pa.B. Doc. No. 02-464. Filed for public inspection March 22, 2002, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Children's Hospital of Philadelphia for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Children's Hospital of Philadelphia has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 7.2.B4 (relating to hand-washing stations), 7.3.A3 (relating to patient space in critical care units) and 7.3.B2 (relating to toilet rooms in coronary critical care units).

These requests are on file with the Department. Persons may receive a copy of a request for exception by

requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, e-mail address: DDITLOW@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 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 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. 02-465. Filed for public inspection March 22, 2002, 9:00 a.m.]

Application of Delco Gastroenterology, P.C. for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Delco Gastroenterology, P.C. has requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospital and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 9.30.B (relating to size of elevators).

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 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. 02-466. Filed for public inspection March 22, 2002, 9:00 a.m.]

Application of Indiana Hospital for Exception

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so, should contact Director, Division of Acute and Ambulatory Care at (717) 783-8980, V/TT: (717) 783-6154 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. 02-467. Filed for public inspection March 22, 2002, 9:00 a.m.]

Request for Exception; Long-Term Care Nursing Facilities

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

Saint Luke Manor
1711 East Broad Street
Hazleton, PA 18201

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from 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 a 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. 02-468. Filed for public inspection March 22, 2002, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

2001 Group Two Exception Requests; Medical Assistance Long-Term Care Participation Review

The Department of Public Welfare (Department), by statement of policy effective December 18, 1996, adopted an interim policy announcing that, as a general matter, it intended to exercise its discretion to refuse to enter into new Medical Assistance (MA) provider agreements and to terminate any provider of MA nursing facility services that sought to increase the number of MA certified nursing facility beds through expansion, unless the Department granted an exception on a case-by-case basis to permit that provider to enroll or expand. A statement of policy that sets forth the guidelines the Department will use when making its case-by-case exception request decisions was published at 28 Pa.B. 138 (January 10, 1998) and is codified at 55 Pa. Code § 1187.21a. (relating to nursing facility exception requests-statement of policy).

By this notice, published under 55 Pa. Code § 1187.21a(e)(4), the Department announces the 2001 Group Two Exception Requests covering the submission period of July 1, 2001, through December 31, 2001.

Expansion Projects

<i>Number</i>	<i>Name</i>	<i>Address</i>	<i>County</i>	<i>Beds</i>
JD01002	Good Shepherd Home— Bethlehem Special Rehabilitation Facility	2855 Schoenersville Road Bethlehem, PA 18017	Lehigh	40

New Facility Projects

<i>Number</i>	<i>Name</i>	<i>Address</i>	<i>County</i>	<i>Beds</i>
JD01001	Christal Nursing and Rehab Center	1900 West Allegheny Ave. Philadelphia, PA	Philadelphia	150
JD01003	Delaware Valley Skilled Nursing and Rehab Center	707 Avenue H Matamoras, PA	Pike	60

<i>Number</i>	<i>Name</i>	<i>Address</i>	<i>County</i>	<i>Beds</i>
JD01004	Scranton Health Care Center	McCarthy and McDonough Sts. Scranton, PA	Lackawanna	45
JD01005	The Cedars	Monroe County	Monroe	180

Copies of the previously listed exception requests are available for review by the public during regular business hours. To schedule an appointment to review a request, call (717) 705-3705.

The Department will accept written comments related to the requests for a 30-day period following the date of this publication. Written comments may be submitted to Department of Public Welfare, Bureau of LTC Programs, Attention: Policy Section, P. O. Box 2675, Harrisburg, PA 17105. Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-318. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 02-469. Filed for public inspection March 22, 2002, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Addendum and Revision of the Listing of Approved Speed-Timing Devices and Appointment of Maintenance and Calibration Stations

The Department of Transportation (Department), Bureau of Motor Vehicles, under the authority of 75 Pa.C.S. § 3368, published at 31 Pa.B. 7078 (December 29, 2001), a notice of approved speed-timing devices and maintenance and calibration stations for use until the next comprehensive list is published.

Change of Address

As an addendum to the listing of approved Official Maintenance and Calibration Stations, the Department hereby gives notice of the change of address of the following station (station numbers W64, EL21 and EM21):

Targetron Inc., 1821 Lycoming Creek Road, Williamsport, Lycoming County, PA 17701.

The new station address will be: Targetron Inc., 190 Angletown Road, Muncy, Lycoming County, PA 17756. The station numbers and authorizations will remain the same.

Comments, suggestions or questions may be directed to Peter Gertz, Manager, Admin/Tech Support Section, Vehicle Inspection Division, Bureau of Motor Vehicles, Third Floor, Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104, (717) 783-7016.

Other approved speed-timing devices and appointment of maintenance and calibration stations appear at 31 Pa.B. 7078 and an addenda at 32 Pa.B. 669 (February 2, 2002) and 32 Pa.B. 1145 (February 23, 2002).

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 02-470. Filed for public inspection March 22, 2002, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

EME Homer City Generation LP v. DEP; EHB Doc. No. 2002-058-L

EME Homer City Generation LP has appealed the renewal by the Department of Environmental Protection of an NPDES permit to same for a facility in Center Township, Indiana, 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 (relating to intervention). 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. 02-471. Filed for public inspection March 22, 2002, 9:00 a.m.]

Wayne/Susquehanna R.E.S.C.U.E. v. DEP and National Wind Power, Permittee; EHB Doc. No. 2002-062-K

Wayne/Susquehanna R.E.S.C.U.E. has appealed the issuance by the Department of Environmental Protection of an NPDES permit to National Wind Power for a facility in Canaan and Clinton Townships, Wayne 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 (relating to intervention). 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. 02-472. Filed for public inspection March 22, 2002, 9:00 a.m.]

FISH AND BOAT COMMISSION

Designations of Waters Subject to Special Fishing Regulations

The Fish and Boat Commission (Commission) has designated the following stream sections as waters subject to 58 Pa. Code Chapter 65 (relating to special fishing regulations), effective upon publication of this notice in the *Pennsylvania Bulletin*.

58 Pa. Code § 65.6. Delayed harvest artificial lures only areas.

The Commission has extended the delayed harvest artificial lures only (DHALO) area on Little Clearfield Creek, Clearfield County, a distance of 0.2 mile. This change results in a total of 1.3 miles of Little Clearfield Creek being regulated and managed under the DHALO program. The revised section is as follows: from the bridge on S.R. 2023 (Turkey Hill Bridge) upstream 1.3 miles.

The Commission also added the following stream section to the list of DHALO areas designated under 58 Pa. Code § 65.6:

County	Water on which located	Description
Columbia	Fishing Creek	From 385 yards upstream of the Benton Borough line upstream approximately 0.5 mile to the upstream property line of Richard Kriebel, a distance of 0.5 mile.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 02-473. Filed for public inspection March 22, 2002, 9:00 a.m.]

HUMAN RELATIONS COMMISSION

Public Hearing Opinion

The Human Relations Commission, under section 7(o) of the Pennsylvania Human Relations Act (act) (43 P. S. § 957(o)) announces the publication of the Findings of Fact, Conclusions of Law, Opinion and Final Order made after a public hearing under section 9(e)—(g) of the act (43 P. S. § 959(e)—(g)), in the following case:

Gary J. Kuklish v. Tri-County Joint Municipal Authority; Doc. No. E85442A; (Pennsylvania Human Relations Commission, February 25, 2002); Age-based refusal to hire, illegal preemployment inquiries on application form; Ruling for Respondent on age-based refusal to hire claim. Ruling for Complainant on preemployment inquiry claim, 6-0 decision; 21 pages.

The Final Order in the previously-listed case is subject to appeal to Commonwealth Court, and if appealed is subject to being affirmed, reversed or modified, in whole or part.

A copy of the opinion listed in this notice may be obtained by mailing a request indicating the opinion desired, accompanied by a check or money order in the amount of 15¢ per page, to Laura J. Treaster, Communications Director, Human Relations Commission, 301 Chestnut Street, Suite 300, Harrisburg, PA 17101. The check or money order should be made payable to the "Commonwealth of Pennsylvania."

HOMER C. FLOYD,
Executive Director

[Pa.B. Doc. No. 02-474. Filed for public inspection March 22, 2002, 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, March 7, 2002, and took the following actions:

Regulations Deemed Approved under section 5(g) of the Regulatory Review Act—Effective (February 26, 2002)

State Civil Service Commission #61-4: Promotion Procedure (amends 4 Pa. Code Chapter 95)

Regulations Approved

Underground Storage Tank Indemnification Board #11-214: Fees and Collection Procedures (amends 25 Pa. Code § 977.12)

State Board of Veterinary Medicine #16A-5713: Examinations, Application for Licensure and Certification, Fees (amends 49 Pa. Code Chapter 31)

State Board of Physical Therapy #16A-658: Examination Fees (amends 49 Pa. Code Chapter 40)

Department of Labor and Industry #12-57: Uniform Construction Code Training and Certification for Code Administrators (adds 34 Pa. Code Chapter 401)

Approval Order

Public Meeting held
March 7, 2002

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

Underground Storage Tank Indemnification Board—Fees and Collection Procedures; Regulation No. 11-214

On February 7, 2002, the Independent Regulatory Review Commission (Commission) received this regulation from the Underground Storage Tank Indemnification Board (Board). This rulemaking amends 25 Pa. Code § 977.12. Notice of proposed rulemaking was omitted for this regulation; it will become effective the first of the month following publication in the *Pennsylvania Bulletin*.

This rulemaking increases two fees and is necessary to maintain the solvency of the Underground Storage Tank Fund.

We have determined this regulation is consistent with the statutory authority of the Board (35 P. S. § 6021.705) 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.

Approval Order

Public Meeting held
March 7, 2002

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

State Board of Veterinary Medicine—Examinations, Application for Licensure and Certification, Fees; Regulation No. 16A-5713

On October 26, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Veterinary Medicine (Board). This rulemaking amends 49 Pa. Code Chapter 31. The proposed regulation was published in the December 2, 2000, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 5, 2001. On October 24, 2001, the Board withdrew this final-form regulation. On February 11, 2002, the Board resubmitted the final-form regulation to the Commission.

This regulation eliminates the specific exam fee listings paid by applicants to take the required examinations for veterinarians and animal health technicians. It also adds criminal history and out-of-State licensure information as application requirements for certification of animal health technicians.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. §§ 485.11 and 485.13) 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.

Approval Order

Public Meeting held
March 7, 2002

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

State Board of Physical Therapy—Examination Fees; Regulation No. 16A-658

On April 24, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Physical Therapy (Board). This rulemaking amends 49 Pa. Code Chapter 40. The proposed regulation was published in the May 5, 2001, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 11, 2002.

This rulemaking deletes references to the fees for licensure examinations for physical therapists, athletic trainers, and physical therapist assistants. These fees are established by a professional testing organization, not the Board.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 1308) 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.

Approval Order

Public Meeting held
March 7, 2002

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

Department of Labor and Industry—Uniform Construction Code Training and Certification for Code Administrators; Regulation No. 12-57

On June 26, 2001, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Labor and Industry (Department). This rulemaking adds 34 Pa. Code Chapter 401. The proposed regulation was published in the July 7, 2001, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 7, 2002.

This regulation establishes training and certification requirements for code administrators. Code administrators include municipal code officials, construction code officials, third-party agencies and the Department of Labor and Industry.

We have determined this regulation is consistent with the statutory authority of the Department of Labor and Industry (35 P. S. § 7210.701(a)) 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.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 02-475. Filed for public inspection March 22, 2002, 9:00 a.m.]

Notice of Comments Issued

Section 5(d) of the Regulatory Review Act (71 P. S. § 745.5(d)) 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 dates indicated.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Issued</i>	<i>Final-Form Submission Deadline</i>
#2-135	Department of Agriculture Dog Licensure (32 Pa.B. 66 (January 5, 2002))	3/7/02	2/4/04
#7-357	Environmental Quality Board Noncoal Underground Mines and Other Excavations (31 Pa.B. 6672 (December 8, 2001))	3/8/02	2/6/04

**Department of Agriculture Regulation No. 2-135
Dog Licensure
March 7, 2002**

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 Agriculture (Department) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by February 4, 2004, the regulation will be deemed withdrawn.

1. Fiscal impact of the regulation on county treasurers.—Economic and fiscal impact.

In response to Question #18 on the Regulatory Analysis Form, the Department states that this regulation will not impose any compliance costs on local governments. However, county treasurers assert that they will incur costs for updating their computer programs to accommodate both the license number and the microchip number. The Department should include an analysis of the costs for counties to update their computer programs when it submits the final-form regulation.

2. Process for applying for a lifetime dog license.—Reasonableness.

As written, the proposed regulation requires a dog owner to apply for a lifetime license prior to having a dog

microchipped. After the microchip is installed, the person installing the chip records the microchip number on the license application, and the dog owner returns the completed paperwork to the county treasurer's office. The lifetime license is then issued.

Commentators have noted that this procedure is overly complicated for dogs which are microchipped. After a dog is microchipped, the owner could simply bring the microchip certificate to the county treasurer's office, at which point, the microchip identification number could be recorded and the lifetime license could be issued.

We agree with the commentators that the proposed process appears to be unnecessarily complicated. The Department should consider adopting a more streamlined process for granting a lifetime license for microchipped dogs.

3. Section 21.1. Definitions.—Need.

This section defines the term "releasing agency." However, this term is not used elsewhere in Chapter 21. Therefore, it appears that the definition of this term is unnecessary and should be deleted.

4. Section 21.4. Penalties.—Clarity.

The Department is proposing to delete this section which contains the penalties for the violation of this chapter. In the Preamble, the Department indicates, "there is no need to repeat the penalties in the regulation." For clarity, rather than eliminate the penalty section in its entirety, the Department should consider replacing the content of this section with a cross-reference to the section relating to penalties contained in the Dog Law at 3 P. S. § 459-201(c).

5. Section 21.51. Lifetime dog license issuance.—Consistency with the statute; Reasonableness; Clarity.

Subsection (b)

Paragraphs (b)(2) and (7) require the county treasurer to "assign" or "issue" the microchip license number. Paragraph (c)(1) also refers to the microchip license number "assigned" by the treasurer. Commentators have noted that the microchip number is preprogrammed into the chip by the manufacturer, and cannot be "assigned" by the county treasurer.

In the final-form regulation, paragraphs (b)(2), (7) and (c)(1) should be amended to clarify that the lifetime license number will be assigned by the county treasurer. In instances where microchipping is used, the county treasurer will record the microchip number, as well as the license number, on the license certificate.

Subsection (c)

This subsection addresses the dog owner's responsibilities for obtaining a lifetime dog license. However, this subsection does not specifically address the process to be followed for owners who had their dogs microchipped before the effective date of this regulation, or for new owners of previously microchipped dogs. The final-form regulation should specify the process for these parties to obtain lifetime dog licenses.

Paragraph (c)(3) states that the "person implanting the microchip shall record the identifying number on the microchip on the tattoo/microchip license certificate." This sentence is confusing. It appears that the intent is to require the microchip number to be recorded on the license certificate. The final-form regulation should be revised to make the intent of this provision clearer.

Subsection (d)

Paragraph (d)(1) states that the county treasurer will issue the lifetime license and tag "upon receipt of the properly completed tattoo/microchip certificate . . ." Prior to obtaining a lifetime license, the dog owner must also remit the appropriate fee set forth in the Dog Law. For clarity, this subsection should contain a cross-reference to the fees established in 3 P. S. § 459-201(b).

In paragraph (d)(2), should the reference to the "microchip-license number" be changed to "lifetime license number"?

Paragraph (d)(3) refers to a 50¢ issuance fee. However, section 200(b) of the Dog Law (3 P. S. § 459-200(b)) authorizes a \$1 fee. In the final-form regulation, the fee referenced in paragraph (d)(3) should be consistent with the Dog Law.

Subsection (e)

In this subsection, the phrase "with the county treasurer's copy behind filed in sequence" is confusing. The Department should clarify this phrase in the final-form regulation.

6. Section 21.52. Recordkeeping for lifetime dog licenses.—Need; Clarity.

This section repeats the requirement in § 21.51(e) that "the county treasurer or an agent shall mail or electronically transmit a monthly record of lifetime licenses information to the Department." The Department should eliminate one of the repetitious provisions.

The regulation provides that the counties are to retain the records for 20 years. How long is the Department going to retain records for lifetime dog licenses?

7. Section 21.53. Transfer of lifetime dog licenses.—Clarity.

This section provides the issuance of a new license or tag is not required when transferring a lifetime dog license. We have four concerns.

First, the regulation does not specify a period of time within which an owner must notify the county that issued the lifetime license after a change of address or change of ownership.

Second, the regulation is unclear as to what information is necessary for the owner to provide as part of the transfer application.

Third, section 205(a) of the Dog Law (3 P. S. § 459-205(a)) specifies a \$1 fee for transferring a license. This fee is neither included nor cross-referenced in the regulation.

Finally, the regulation is silent regarding the applicability of the transfer process for a dog owner moving to this Commonwealth from another state with a dog that has already been tattooed or implanted with a microchip in the former state of residence.

Clarity would be improved if this information were included in the final-form regulation.

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**Environmental Quality Board Regulation No. 7-357
Noncoal Underground Mines and Other
Excavations
March 8, 2002**

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 Environmental Quality Board (EQB) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by February 6, 2004, the regulation will be deemed withdrawn.

1. Section 207.211. Safety requirements.—Clarity.

Subsection (c) requires documents sent to the United States Department of Labor, Mine Safety and Health Administration to also be submitted to the Department of Environmental Protection (Department). The regulation should specify where those documents should be sent.

2. Section 207.214. Certificate of qualification application requirements.—Clarity.

Subsection (2) uses the phrase "certified official under the Pennsylvania Anthracite Coal Mine Act (52 P. S. §§ 70-101—70-145) or the Pennsylvania Bituminous Coal Mine Act (52 P. S. §§ 701-101—701-706) . . ." If the term "certified official" is defined in statute, the regulation should provide a specific cross-reference to where the definition and the associated qualifications can be found. If the term is not defined in statute, the regulation should define the term.

3. Section 207.215. Standards for issuing certificates of qualification.—Reasonableness; Clarity.

Subsection (a) requires applicants to pass an examination to obtain a certificate of qualification. In the Preamble, the EQB states the Department has been using a voluntary program to certify mine foremen for noncoal mines. Will foremen who hold a voluntary certificate of qualification be granted certification without taking another examination when this rulemaking is implemented? If so, language should be added to the final-form regulation to allow voluntary certificate holders to qualify.

4. Section 207.303. Approvals.—Clarity.

For a business to operate in a mined-out area, a developed facility must be "approved by the Department." Is there a specific provision or citation in which a developed facility is "approved by the Department"?

5. Section 207.312. Lighting.—Clarity.*Subsection (a)*

This subsection requires a "permanent lighting system," but does not specify what would meet this requirement. The regulation should include or reference what qualifies as "a permanent lighting system."

Subsection (b)

This subsection includes two vague requirements.

First, this subsection requires "an emergency lighting system meeting the requirements of the Department." Does the Department have existing regulations that address the requirements of an emergency lighting system? If so, this subsection should provide a cross-reference to the requirements. If not, this subsection should specify the requirements an emergency lighting system must meet.

Second, this subsection allows the owner to provide each worker with "an approved personal lamp." What is an approved personal lamp?

6. Section 207.314. Ventilation.—Clarity.

Subsection (a) requires mechanical ventilation systems to be approved by the Department. How does the owner obtain Department approval?

7. Section 207.317. Record of inspection.—Clarity.

This section includes the requirement that the log be dated and signed. It is unclear whether the requirement to date and sign applies to the entire log or each individual entry. The regulation should specify that each individual entry into the log should be dated and signed.

The last sentence of this section is unclear. It states, "Corrections or orders required by the Department representative shall be in writing and shall become part of the log." Can the Department representative require orders? Is the Department representative required to date and sign a log entry for a correction or order?

8. Section 207.318. Storage of flammable liquids.—Protection of the public safety; Clarity.

Both subsections (a) and (b) specify requirements for storage of flammable liquids, but end with the phrase "unless otherwise approved by the Department." How is this approval requested? Does a Department representative have authority to issue approval? Is the approval required to be in writing? This information should be included in the final-form regulation.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 02-476. Filed for public inspection March 22, 2002, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations on the dates indicated. To obtain the date and time of the meeting at which the Commission will consider these regulations, 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.

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
43-8	Public School Employees' Retirement Board Contributions and Benefits	3/7/02
10-137	Department of Health Newborn Disease Screening and Follow-Up	3/8/02
16A-639	State Board of Psychology Continuing Education—Ethics	3/12/02

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 02-477. Filed for public inspection March 22, 2002, 9:00 a.m.]

INSURANCE DEPARTMENT

**Goodwill Industries of the Conemaugh Valley;
Telephone Conference**

**Compliant of Goodwill Industries of the
Conemaugh Valley; Lackawanna Casualty
Company; Doc. No. CL02-02-002**

In accordance with discussions held and scheduling agreements made during a telephone conference held

March 7, 2002, attended by the parties in this case, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before April 5, 2002, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

An answer to a petition to intervene, if any, must be filed on or before April 17, 2002. A joint stipulation of facts must be filed with the Administrative Hearings Office by April 19, 2002. A status telephone conference initiated by this office is scheduled for April 24, 2002, at 10 a.m. Each party shall provide the Hearings Administrator, by April 22, 2002, a telephone number to be used for the telephone conference.

The purpose of this conference is to determine if the case may be submitted on a written record and briefs or will require an evidentiary hearing. In the event a hearing is required, on or before May 16, 2002, each party shall file with the Administrative Hearings Office a prehearing statement which shall contain: (1) names and address of witnesses along with the specialties of experts to be called; (2) a list of documents to be used at the hearing; (3) special evidentiary or other legal issues; and (4) the estimated time for that party's case. Contemporaneously with service of the prehearing statement on the opposing party, each party shall supply the other with a copy of any report generated by an expert witness designated on the prehearing statement. Any report subsequently received from a party's expert witness prior to hearing shall be supplied to the other party within 2 business days. Copies of expert reports need not be filed with the Administrative Hearings Office. A hearing in this appeal is scheduled for May 30, 2002, at 10 a.m. in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Except as established at the prehearing conference, both parties shall appear at the scheduled hearing prepared to offer all relevant testimony or other 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 for photographs into evidence shall bring enough copies for the record and for each opposing party.

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 hearings should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-478. Filed for public inspection March 22, 2002, 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 hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the

Insurance Department's regional offices in Philadelphia and Harrisburg, PA. Failure by the appellants to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Philadelphia Regional Office, Room 1701 State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Gerard L. Discher; file no. 02-267-00363; Erie Insurance Exchange; doc. no. PH02-03-004; April 12, 2002, at 9:30 a.m.

Appeal of Geddes Gibbs; file no. 02-188-00688; State Farm Mutual Automobile Insurance Company; doc. no. PH02-03-006; April 12, 2002, at 1 p.m.

Appeal of Joanna Lignelli; file no. 02-188-00471; Progressive Insurance Company; doc. no. PH02-03-007; April 12, 2002, at 2 p.m.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Susan and Stephen Underwood; file no. 01-280-05469; Great American Insurance Company; doc. no. PH02-03-003; April 25, 2002, at 10:30 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. 02-479. Filed for public inspection March 22, 2002, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insurers have requested a hearing as authorized by section 8 of the Unfair Insurance Practices

Act (40 P. S. § 1171.8) in connection with their company's termination of the insured's policies. The administrative hearings will be held in the Insurance Department's regional offices in Harrisburg and Philadelphia, PA. Failure by the appellants to appear at the scheduled hearings may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Anna Jean Muckler; file no. 02-188-00796; Utica First Insurance Company; doc. no. P02-03-008; April 9, 2002, at 10:30 a.m.

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 George M. and Diane Horner, Jr.; file no. 01-215-06599; State Farm Fire and Casualty Insurance Company; doc. no. PH02-03-005; April 12, 2002, at 10:30 a.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 02-480. Filed for public inspection March 22, 2002, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Philadelphia County, Wine & Spirits Shoppe #5143, 2429 South Street, Philadelphia, PA 19146-1035.

Lease Expiration Date: March 31, 2002

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,500 net useable square feet of new or existing retail commercial space on South Street, west of 15th Street and east of 25th Street, Philadelphia.

Proposals due: April 5, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: George J. Peller, (215) 482-9671

Philadelphia County, Wine & Spirits Shoppe #5165, 7322 Castor Avenue, Philadelphia, PA 19152-4205.

Lease Expiration Date: May 31, 2002

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 6,000 to 8,000 net useable square feet of new or existing retail commercial space within 1/2 mile radius of Castor and Cottman Avenues, Philadelphia.

Proposals due: April 5, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, 8305 Ridge Avenue, Philadelphia, PA 19128-2113
Contact: George J. Peller, (215) 482-9671

Carbon County, Wine & Spirits Shoppe #1304, 143 South Street, Lehighton, PA 18235.

Lease Expiration Date: January 31, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 2,300 to 3,100 net useable square feet of new or existing retail commercial space within the Borough of Lehighton or adjacent municipality.

Proposals due: April 19, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110
Contact: Ronald Hancher, Jr., (717) 657-4228

Lehigh County, Wine & Spirits Shoppe #3914, 1604 South Fourth Street, Allentown, PA 18103.

Lease Expiration Date: February 28, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 to 6,000 net useable square feet of new or existing retail commercial space along Route 145 within 1/4 mile of the intersection of South Fourth Street and West Federal Street in the City of Allentown.

Proposals due: April 19, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110
Contact: Ronald Hancher, Jr., (717) 657-4228

Dauphin County, Wine & Spirits Shoppe #2209, 333 Market Street, Harrisburg, PA 17101.

Lease Expiration Date: February 28, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space within the following market area: Commonwealth Avenue to the east, Walnut Street to the north, Market Street to the south and the Susquehanna River to the west in Harrisburg City.

Proposals due: April 19, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110
Contact: Charles D. Mooney, (717) 657-4228

Allegheny County, Wine & Spirits Shoppe #0273, 3202 Brighton Road, Pittsburgh, PA 15212.

Lease Expiration Date: March 31, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space near the intersection of Brighton Road and Woods Run Avenue in the City of Pittsburgh.

Proposals due: April 12, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: George Danis, (412) 565-5130.

Allegheny County, Wine & Spirits Shoppe #9210, 1103 Milltown Road, Verona, PA 15147.

Lease Expiration Date: March 31, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,200 net useable square feet of new or existing retail commercial space within 1/2 mile of the Hulton Road and Unity Road intersection. Off-street parking and good loading facilities are preferred.

Proposals due: April 12, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Thomas Deal, (412) 565-5130

Blair County, Wine & Spirits Shoppe #0707, 613 Pleasant Valley Boulevard, Altoona, PA 16602.

Lease Expiration Date: March 31, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 2,500 net useable square feet of new or existing retail commercial space within .30 mile of the Valley View Shopping Center. Off-street parking and good loading facilities are preferred.

Proposals due: April 12, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Thomas Deal, (412) 565-5130

Blair County, Wine & Spirits Shoppe #0709, 3415 Pleasant Valley Boulevard, Altoona, PA 16602.

Lease Expiration Date: April 30, 2005

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 9,000 net useable square feet of new or existing retail commercial space fronting Business Route 220 south of 27th Street and north of I-99. Site must have free, off-street parking, rear tractor-trailer delivery access and excellent highway ingress/egress.

Proposals due: April 12, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Bruce VanDyke, (412) 565-5130

Butler County, Wine & Spirits Shoppe #1003, 608 Morraine Pointe Plaza, Butler, PA 16001.

Lease Expiration Date: March 31, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space within a shopping center environment on State Route 356 west of Duffy Road.

Proposals due: April 12, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: George Danis, (412) 565-5130

Elk County, Wine & Spirits Shoppe #2402, 832 South Saint Marys Road, Saint Marys, PA 15857.

Lease Expiration Date: March 31, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in the strip commercial area along State Route 255 south of Saint Marys. A shopping center environment is preferred.

Proposals due: April 12, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Bruce VanDyke, (412) 565-5130

Fayette County, Wine & Spirits Shoppe #2601, 111 West Fayette Street, Uniontown, PA 15401.

Lease Expiration Date: January 31, 2003

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 net useable square feet of new or existing retail commercial space in downtown Uniontown. Site must have free, off-street parking and access for rear tractor-trailer deliveries.

Proposals due: April 12, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Bruce VanDyke, (412) 565-5130

Schuylkill County, Wine & Spirits Shoppe #5408, 888 Gordon Nagle Trail, Pottsville, PA 17901.

Lease Expiration Date: March 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,160 net useable square feet of new or existing retail commercial space within the City of Pottsville on Gordon Nagle Trail, within 1/2 mile of the intersection of Routes 61 and 209.

Proposals due: April 12, 2002, at 12 noon

Department: Liquor Control Board
Location: Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110

Contact: Willard Rhodes, (717) 657-4228

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 02-481. Filed for public inspection March 22, 2002, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (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 April 15, 2002, as set forth in 52 Pa. Code § 3.381 (relating to the applications for the transportation of property, household goods in use and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under each application.

A-00118694. Premier Transportation Service, Inc. (4236 Madison Drive, Bethlehem, Northampton County, PA 18020)—persons in limousine service, between points in the counties of Bucks, Chester, Delaware, Lehigh, Montgomery, Northampton and Philadelphia, and from points in said counties, to points in Pennsylvania, and return.

A-00118710. John C. Naturale (R. R. 1, Box 111, Dingmans Ferry, Pike County, PA 18328)—persons upon call or demand in the township of Delaware, Pike County and within an airline distance of 10 statute miles of the limits thereof.

Application of the following for *amendment* to the contract carrier permit approving the operation of motor vehicles as *contract carriers* for transportation of *persons* as described the application.

A-00110266, F.1, Am-B. Delaware Express Shuttle, Inc. (P. O. Box 7736, Newark, DE 19714), a corporation of the State of Delaware, inter alia—persons in airport transfer service, from the Philadelphia International Airport in the city and county of Philadelphia and the township of Tinicum, Delaware County, to points in the townships of Birmingham and Thornbury, Chester County and vice versa: *So as to Permit* the transportation of persons, in airport transfer service, from points in the county of Delaware, to the Philadelphia International Airport, located in the city and county of Philadelphia, and the township of Tinicum, Delaware County.

Application of the following for approval of the right to *begin* to operate as a *broker* for the transportation of *persons* as described under the application.

A-00113632, Folder 2. Gold Glove Sport Tours, Inc. (R. D. 1, Schuylkill Haven, Schuylkill County, PA 17972),

a corporation of the Commonwealth of Pennsylvania—Brokerage License—to arrange for the transportation of persons, between points in Pennsylvania.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-482. Filed for public inspection March 22, 2002, 9:00 a.m.]

Telecommunications

A-310985F7001. Verizon North Inc. and Citynet Telecommunications, Inc. Joint Petition of Verizon North Inc. and Citynet Telecommunications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and Citynet Telecommunications, Inc. filed on February 22, 2002, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Citynet Telecommunications, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 02-483. Filed for public inspection March 22, 2002, 9:00 a.m.]

TURNPIKE COMMISSION

Retention of a Design Management Firm

**Mon/Fayette Expressway Project;
Allegheny County, PA**

Reference No. E-018

The Turnpike Commission (Commission) will retain a design management firm to provide project management services for the design development of a limited access highway on new alignment from PA 51 to I-376, a distance of approximately 24 miles. It is anticipated that the design manager will manage, direct and coordinate the efforts of approximately 12 roadway design consultants, 1 consultant for the design of the Monongahela River Bridge and 1 toll plaza design consultant.

The design manager will act as an agent of the Commission. All project correspondence, except contractual issues, will be directed to the design manager for recommendation to the Commission. The design manager will assist the Commission in resolution and response.

Design management activities will begin with review of the scopes-of-work for the design consultants and end with the bidding of the final construction contract on the PA 51 to I-376 Mon/Fayette Project. The work will be divided into two parts—preliminary design management

activities before the design field view and final design management activities after the design field view. A minimum of 13 major construction contracts and approximately 4 minor construction contracts are anticipated. This contract may be financed with Federal, State and Commission funds and will be subject to Federal review and oversight in accordance with Federal Aid Regulations (23 CFR Chapter 1). The project has an estimated construction cost of \$1.4 billion as developed in the draft Environmental Impact Statement, section 4(f) evaluation and Section 404 Permit application.

The selected firm will be required to provide engineering review services during the design phase of the project and to provide sufficient staff to adequately maintain project coordination and schedule from preliminary design through bidding of the construction contracts.

Tasks required include, but are not limited to: prepare master schedules to coordinate all phases of the project; monitor schedules to assure compliance with the master schedule; monitor design costs to keep cost within budget; review of design submissions, preliminary and final right-of-way plans, design drawings, special provisions, specifications and estimates prepared by other consulting engineering firms; conduct design review meetings and plan checks; provide constructibility reviews; review environmental items of work; coordinate required permit applications; standardize design details; coordinate design and right-of-way acquisition activities; and coordinate with the Department of Transportation (Department), Federal Highway Administration environmental agencies, township officials, municipal authorities and utility companies by means of periodic meetings.

The selected firm will be required to provide a full-time, permanent staff of qualified and experienced professional engineers and support personnel required to maintain project control. In addition to the full-time staff, other in-house specialists may be required to assist with specific work tasks encountered. The Commission must approve the individual who will head the design management team.

The selected firm is required to furnish a fully equipped office in this Commonwealth, conveniently accessible and within 50 miles of the Commission Western Regional Office, 2200 North Center Avenue, New Stanton, PA 15672-9602. The office must include a conference room capable of seating at least 25 people.

The following factors will be considered by the Commission during the evaluation of the firms submitting statements of interest for this project:

a. Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate experience and competence on management of large-scale public works design projects.

b. Past record of performance with respect to cost control, work quality ability to meet schedules and previous experience on management projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project and the client.

c. The specific experience and number of individuals who constitute the firm.

d. Location of consultant's office where the work will be performed.

e. Workload of the prime consultant and subconsultants for all Department and Commission projects.

f. Other factors, if any, specific to the project.

Address these items and any necessary further details in a brief yet comprehensive manner in the statement of interest.

Firms expressing interest in this project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st Century (act) and currently certified by the Department shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBE) be included, as a presumptive group, within the definition of DBE. The goal of DBE participation in this contract will be established prior to the submission of technical proposals from the shortlisted firms for this project. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act), WBEs or combinations thereof. Proposed DBE firms must be certified at the time of submission of the statement of interest. If the selected firm fails to meet the established goal, it shall be required to demonstrate its good faith efforts to attain the goal. If further information is desired concerning DBE/MBE/WBE participation, direct inquiries to the Contracts Administration Department, Turnpike Commission at the previous address or by calling (717) 939-9551 ext. 4241.

Direct inquiries about this advertisement to P. Gregory Bednar at (724) 755-5182; or by e-mail at gbednar@paturpike.com. Direct contractual questions to George M. Hatalowich at (717) 986-8737 or by e-mail at ghatalow@paturpike.com.

General Requirements and Information

Firms interested in providing the previous work and services are invited to submit a statement of interest with the required information. The statements of interest must include the following:

1. One page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)

2. A three-page statement of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for this project and provide explanation of the technical approach, stressing the team's ability to coordinate several construction contracts that were designed by different design consultants.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultant's listed in the statement of interest will require written approval from the Commission.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or

one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain at a minimum the following information for the prime consultant and all subconsultants and attached to the back of the statement of interest (subs to follow primes):

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, either not more than 1 year old as of the date of the advertisement.

- Resumes of key personnel expected to be involved in the project. (Limit to two 8 1/2 × 11 pages, per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.

- A copy of the Department's DBE/WBE Certification, if applicable.

If a joint venture responds to a project advertisement, the Commission will not accept separate statements of interest from joint venture constituents. A firm will not be permitted to submit a statement of interest on more than one joint venture for the same project reference number. Also, a firm that responds to a project as a prime may not be included as a designated subconsultant to another firm that responds to the same project advertisement. This does not preclude a firm from being set forth as a designated subconsultant to more than one prime consultant responding to the project advertisement.

Firms interested in performing the previous services are invited to submit a statement of interest and required information to George M. Hatalowich, Engineering Contract Manager, Turnpike Commission Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The statement of interest and required information must be received by 12 p.m., Friday, April 12, 2002. Any statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to these solicitations, a minimum of three firms will be shortlisted for this contract. Technical proposals will be requested from the shortlisted firms prior to the establishment of the final ranking. An order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission.

The Commission reserves the right to reject all statements of interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Chairperson

[Pa.B. Doc. No. 02-484. Filed for public inspection March 22, 2002, 9:00 a.m.]