

NOTICES

DEPARTMENT OF EDUCATION

Eligible Partnerships Postsecondary Grant Application Guidelines for Assistance for Teachers Teaching with Type 01 Emergency Permits to Become "Highly Qualified" as Defined by No Child Left Behind

The Department of Education (Department) has established Eligible Partnerships Postsecondary Grant Application Guidelines (Guidelines) to provide direction to eligible partnerships for submitting applications targeting assistance for teachers to become highly qualified under the No Child Left Behind Act. An eligible partnership that receives a grant under these Guidelines shall limit its programs to those that provide an innovative approach for classroom teachers currently teaching with a Type 01 emergency permit in a high-need local educational agency to earn a teacher intern certificate after having fulfilled all of the entrance requirements and thereafter completing the certificate program within 2 to 3 years—although a 2-year model is preferred. The areas of certification will be limited to the core academic subjects of English, reading or language arts, mathematics, science, foreign languages, civics and government, economics, arts, history and geography. The Guidelines define a partnership that is eligible to apply; each partnership must designate

either an institution of higher education or an intermediate unit as the lead organization to execute a contract or memorandum of understanding with the Commonwealth. Approximately \$2.5 million is available on a competitive basis under these Guidelines. Three to five contracts or memoranda of understanding will be awarded in amounts not to exceed \$750,000.

Copies of the Guidelines are available on the Department's web page at www.pde.state.pa.us or from the issuing office, which is the sole point of contact for the Guidelines: Division of Program Services, Bureau of Postsecondary Services, Department of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 772-3623, TDD (717) 783-8445.

A preproposal conference is scheduled for August 23, 2006, from 10 a.m. to 1 p.m. in the Honors Suite, 333 Market Street, Harrisburg, PA 17126-0333. Attendance at the preproposal conference is a prerequisite for submitting an application.

Applications submitted in response to the Guidelines for assisting teachers with Type 01 emergency permits to become highly qualified are due in the Division of Program Services no later than 5 p.m., Friday, September 15, 2006.

GERALD L. ZAHORCHAK, D. Ed.
Secretary

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0064106 (Minor Sewage)	Benton-Nicholson Joint Sewer Authority P. O. Box 355 Factoryville, PA 18419	Wyoming County Nicholson Township	UNT to South Branch Tunkhannock Creek 4F	Y

Chesapeake Bay Strategy nutrient monitoring requirement was added to this permit.

<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>
PA0041912	Deer Haven, LLC 41 Elm Street Morristown, NJ 07960	Palmyra Township Pike County	Lake Wallenpaupack 1C	N

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>
PA0084816 (Industrial Waste)	Sunoco Pipeline, LP 525 Fritztown Road Sinking Spring, PA 19608	Berks County Sinking Spring Borough	Swale Tributary to Cacoosing Creek 3C	Y
PA0081884 (Sewage)	Cuttin Co., LLC P. O. Box 3038 Gettysburg, PA 17325	Adams County Straban Township	UNT Beaver Dam Creek 7F	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA0113093 (Sewage)	Christ Wesleyan Church 363 Stamm Road Milton, PA 17847	Turbot Township Northumberland County	UNT to Limestone Run WWF	Y
PA0007498 IW	Wise Foods, Inc. 228 Raseley Street Berwick, PA 18603	Berwick Borough Columbia County	Susquehanna River 5D	N

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0008541	York International Corp. P. O. Box 1592-082K York, PA 17405	Spring Garden Township York County	Codorus Creek 7-H	Y

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

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

PA0244163, Industrial Waste, SIC 2744, **Quebecor World Atglen, Inc.**, 4581 Lower Valley Road, Atglen, PA 19310. This proposed facility is located in West Sadsbury Township, **Chester County**.

Description of Proposed Activity: This proposed action is for the renewal and an amendment of an NPDES permit for the discharge of stormwater from an industrial facility.

The receiving stream, Valley Creek (Pa Stream Code 07131), is in the State Water Plan Watershed 7K and is classified for TSF, MF. The nearest downstream public water supply intake for Chester Water Authority is located on Octoraro Lake and is approximately 15 miles below the point of discharge.

The proposed effluent limits for Outfalls 001, 002 and 003 are based on a stormwater event.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅					Monitor and Report
COD					Monitor and Report
Oil and Grease					Monitor and Report
pH					Monitor and Report
Total Suspended Solids					Monitor and Report
Total Phosphorus					Monitor and Report
Total Kjeldahl Nitrogen					Monitor and Report
Iron, Total					Monitor and Report
Zinc, Total					Monitor and Report
Copper, Total					Monitor and Report
Silver, Total					Monitor and Report
Chromium, Total					Monitor and Report
Chloroform, Total					Monitor and Report
Toluene					Monitor and Report
Xylene					Monitor and Report
Ethylbenzene					Monitor and Report

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

NPDES Permit No. PA0057819, Amendment No. 1, Sewage, SIC 4952, **New Hanover Township Authority**, 2990 Fagleysville Road, Gilbertsville, PA 19525.

Description of Activity: Amendment of Sewage Treatment Plant's NPDES Permit to increase annual average flow from 0.825 mgd to 1.925 mgd.

The receiving water, Swamp Creek, is in the State Water Plan Watershed 3E-Perkiomen and is classified for TSF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Aqua-PA is located on Perkiomen Creek and is approximately 12 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.925 mgd and would take effect after completion of plant expansion:

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅				
(5-1 to 10-31)	10.0	15.0		20.0
(11-1 to 4-30)	15.0	22.5		30.0
Total Suspended Solids	10.0	15.0		20.0
NH ₃ -N				
(5-1 to 10-31)	1.50	2.25		3.0
(11-1 to 4-30)	3.0	4.5		6.0
Phosphorus as P	0.9	1.35		1.8
Fecal Coliform*	200 #/100 ml	Monitor and Report		
pH (Standard Units)	6.0 (Min)			9.0
Nitrite and Nitrate as N	Monitor and Report			
Dissolved Oxygen	5.0 (Min)			

*Ultra-Violet Disinfection.

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

1. Discharge must not cause nuisance.
2. Whole Effluent Toxicity testing to be conducted after plant expansion.
3. Proper sludge disposal.

PA0021857, Sewage, SIC 4952, **Souderton Borough**, 31 West Summit Street, Souderton, PA 18964. This Souderton facility is located in Franconia Township, **Montgomery County**. The following notice reflects addendum to the notice published in the 36 Pa.B. 3122 (June 24, 2006).

The water quality-based effluent limit for copper in this proposed NPDES permit is based on conditions specific to the discharge site. The water quality criteria for copper found in 25 Pa. Code Chapter 16 has been revised based upon a recalculation of the criteria and the application of a Water Effect Ratio (WER) as allowed in 25 Pa. Code § 93.8.

The revised copper criterion hardness equations for the wastewater discharge from the Souderton sewage treatment plant to Skippack Creek are as follows:

$$\text{CCCr: } e^{(0.8545 \log_e(H) - 0.99)}$$

$$\text{CMCr: } e^{(0.9422 \log_e(H) - 0.9837)}$$

The pooled slopes for the chronic and acute equations are not revised for this recalculation and neither is the final acute-chronic ratio (FACR). Therefore, using these new equations and the site hardness of 143 mg/l as CaCO₃ for the Skippack Creek, the site-specific recalculated copper criterion values are:

$$\text{CCCr} = 25.9 \text{ ug/L}$$

$$\text{CMCr} = 40.1 \text{ ug/L}$$

The WER for this discharge was established as listed:

$$\text{WER (Dissolved)} = 2.27$$

$$\text{WER (Total Recoverable)} = 2.55$$

Based on the previous data and using available dilution, the effluent limits for Copper (Total Recoverable) is 0.067 mg/l as an average monthly.

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

Application No. PA 0021075, Sewage, **Borough of Myerstown**, 101 East Washington Avenue, Myerstown, PA 17067-1142. This facility is located in Jackson Township, **Lebanon County**.

Description of activity: The application is for an NPDES permit to expand an existing discharge of treated sewage from 1.6 mgd to 2.0 mgd.

The receiving stream, Tulpehocken Creek, is in Watershed 3-C and classified for TSF, water supply, recreation and fish consumption. The nearest downstream public water supply intake for Western Berks Water Authority is located on the Tulpehocken Creek, approximately 32 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 for a design flow of 2.0 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	17	37	34
(11-1 to 4-30)	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	5.5		11
(11-1 to 4-30)	16.5		33
Total Phosphorus	1.0		2.0
Total Residual Chlorine	0.5		1.6
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)		3,500/100 ml as a geometric average	

Persons may make an appointment to review the Department of Environmental Protection files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is not in effect.

Application No. PA 0007765, Industrial Waste, SIC Code 3751, **Harley Davidson Motor Company**, 1425 Eden Road, York, PA 17402. This facility is located in Springettsbury Township, **York County**.

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

The receiving stream, UNT of Codorus Creek, is in Watershed 7-H and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is Wrightsville Water Supply Company located on the Susquehanna River, approximately 17 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 002 based on a design flow of 0.099 mgd are:

<i>Parameter</i>	<i>Instantaneous Minimum</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH		from 6.0 to 9.0 inclusive		
Oil and Grease		10		20
Temperature		See Below*		

* Temperature limits are as follows: January—64°F, February—59°F, March—83°F, April—75°F, May—88°F, June—110°F, July—108°F, August—109°F, September—97°F, October—88°F, November—70° and December—75°F.

The proposed effluent limits for Outfall 004 based on a design flow of 0.00039 mgd are:

<i>Parameter</i>	<i>Instantaneous Minimum</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH	Monitor and Report			Monitor and Report
Oil and Grease			Monitor and Report	Monitor and Report

The proposed effluent limits for Outfall 005 are:

<i>Parameter</i>	<i>Instantaneous Minimum</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH			Monitor and Report	
Oil and Grease			Monitor and Report	
COD			Monitor and Report	
CBOD ₅			Monitor and Report	
Total Nickel			Monitor and Report	
Total Suspended Solids			Monitor and Report	
Total Phosphorus			Monitor and Report	
Total Kjeldahl Nitrogen			Monitor and Report	
Total Iron			Monitor and Report	

The proposed effluent limits for Outfall 006 based on a design flow of 0.00088 mgd are:

<i>Parameter</i>	<i>Instantaneous Minimum</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH	Monitor and Report			Monitor and Report
Oil and Grease			Monitor and Report	
COD			Monitor and Report	
CBOD ₅			Monitor and Report	
Total Nickel			Monitor and Report	
Total Suspended Solids			Monitor and Report	
Total Phosphorus			Monitor and Report	
Total Kjeldahl Nitrogen			Monitor and Report	
Total Iron			Monitor and Report	

The proposed effluent limits for Outfall 007 are:

<i>Parameter</i>	<i>Instantaneous Minimum</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH			Monitor and Report	
Oil and Grease			Monitor and Report	
COD			Monitor and Report	
CBOD ₅			Monitor and Report	
Total Nickel			Monitor and Report	
Total Suspended Solids			Monitor and Report	
Total Phosphorus			Monitor and Report	
Total Kjeldahl Nitrogen			Monitor and Report	
Total Iron			Monitor and Report	

The proposed effluent limits for Outfall 008 are:

Parameter	Concentration (mg/l)			Instantaneous Maximum
	Instantaneous Minimum	Average Monthly	Maximum Daily	
pH				Monitor and Report
Oil and Grease				Monitor and Report
COD				Monitor and Report
CBOD ₅				Monitor and Report
Total Nickel				Monitor and Report
Total Suspended Solids				Monitor and Report
Total Phosphorus				Monitor and Report
Total Kjeldahl Nitrogen				Monitor and Report
Total Iron				Monitor and Report

Persons may make an appointment to review the Department of Environmental Protection's files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is in effect.

Application No. PA 0248461, Concentrated Animal Feeding Operation (CAFO), **Robert and Karen Gochenaur**, 3449 Delta Road, Airville, PA 17302.

Robert and Karen Gochenaur have submitted an NPDES permit application for Stone Chimney Hollow Farm located in Lower Chanceford Township, **York County**. The CAFO is situated near a UNT of Orson Run (Watershed 7-I), which is classified as a TSF. The CAFO has a target animal population of approximately 560 animal equivalent units consisting of 2,200 finishing pigs, 61,000 starter and finishing turkeys, 30 calves and 35 deer. Dry manure is cleaned out of three turkey barns periodically, and liquid swine manure is contained within a below ground concrete structure with a capacity of approximately 550,000 gallons. A release or discharge to waters of this Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department of Environmental Protection (Department) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

The permit application and draft permit are on file at the Southcentral Regional Office of the Department. Persons may make an appointment to review the files by calling the file review coordinator at (717) 705-4732.

Persons wishing to comment on the proposed permit are invited to submit written comments to the previous address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based.

Following the 30-day comment period, the Watershed 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 the determination may be appealed to the Environmental Hearing Board.

The Environmental Protection Agency permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

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

PA0110540, Sewerage SIC, 2033, **Furman Foods, Inc.**, P. O. Box 500, Northumberland, PA, 17857-0500. This existing facility is located in Point Township, **Northumberland County**.

Description of Proposed Activity: This application is for renewal of an NPDES permit to discharge treated process wastewater, sewage and cooling water to the West Branch of the Susquehanna River and to a UNT to the Susquehanna River in Point Township, Northumberland County. These are existing discharges.

Both receiving streams are classified for the following uses: WWWW, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply considered during the evaluation is Sunbury Water Authority located at Sunbury, Northumberland County on the Susquehanna River.

The proposed effluent limits for Outfall 001 based on a design flow of 0.238 mgd.

Parameter	Concentration mg/l				Mass lbs	
	Monthly Average	Weekly Average	Daily Maximum	Instantaneous Maximum	Monthly Load	Annual Load
pH	within the range of 6.0 to 9.0					
Dissolved Iron	1.5		3.0	3.0		
Oil and Grease	15		30	30		
Temperature	Report			Report		
Total Halogens	0.2			0.6		
Ammonia-N	Report					

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Parameter	Concentration mg/l				Mass lbs	
	Monthly Average	Weekly Average	Daily Maximum	Instantaneous Maximum	Monthly Load	Annual Load
Kjeldahl-N	Report				Report	
Nitrate/Nitrite-N	Report				Report	
Total Nitrogen	Report				Report	Report
Total Phosphorus	Report				Report	Report

The proposed effluent limits for Outfall 003 based on a design flow of 0.5 mgd. This is an Emergency Outfall.

Parameter	Concentration mg/l				Mass lbs	
	Monthly Average	Weekly Average	Daily Maximum	Instantaneous Maximum	Monthly Load	Annual Load
pH	within the range of 6.0 to 9.0					
CBOD ₅	75			100		
TSS	75			100		
Ammonia-N						
(5-1 to 10-31)	1.5		3	3.5		
(11-1 to 4-30)	4.5		9	11		
Oil and Grease	15		30	30		
Fecal Coliforms	200 #/100 ml geometric mean and not greater than 1,000 #/100ml in more than 10% of the samples tested					
Ammonia-N	Report					
Kjeldahl-N	Report				Report	
Nitrate/Nitrite-N	Report				Report	
Total Nitrogen	Report				Report	Report
Total Phosphorus	Report				Report	Report

The proposed effluent limits for Outfall 004 based on a design flow of 0.5 mgd.

Parameter	Concentration mg/l				Mass lbs	
	Monthly Average	Weekly Average	Daily Maximum	Instantaneous Maximum	Monthly Load	Annual Load
pH	within the range of 6.0 to 9.0					
CBOD ₅	75			100		
TSS	75			100		
Ammonia-N						
(5-1 to 10-31)	1.5		3	3.5		
(11-1 to 4-30)		4.5	9	11		
Oil and Grease	15		30	30		
Fecal Coliforms:	200 #/100 ml geometric mean and not greater than 1,000 #/100 ml in more than 10% of the samples tested					
(5-1 to 9-30)	200 #/100 ml geometric mean and not greater than 1,000 #/100 ml in more than 10% of the samples tested					
(10-1 to 4-30)	2,000 #/100 ml geometric mean					
Total Chlorine Residual	1.0			2.3		
Ammonia-N	Report					
Kjeldahl-N	Report				Report	
Nitrate/Nitrite-N	Report				Report	
Total Nitrogen	Report				Report	Report
Total Phosphorus	Report				Report	Report

The EPA waiver is in effect.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701 (570) 327 3664.

PA0046159, Sewerage 4952, **Municipal Sewer Authority of Houtzdale Borough**, 116 Sterling Street, P. O. Box 277, Houtzdale, PA 16651-0277. This existing facility is located in Woodward Township, **Clearfield County**.

Description of Proposed Activity: This proposed action is for the renewal of a NPDES permit for the discharge of Treated Sewage Effluent.

The receiving stream, Beaver Run is in the Moshannon Creek Watershed 8-D and classified for CWF.

The proposed effluent limits for Outfall 001 based on a design flow of 0.300 mgd:

Parameter	Concentration mg/l			Mass lbs		
	Monthly Average	Weekly Average	Daily Maximum	Instantaneous Maximum	Monthly Load	Annual Load
pH	within the range of 6.0 to 9.0					
CBOD ₅						
(5-1 to 10-31)	20	30		40		
(11-1 to 4 to 30)	25	40		50		
TSS	30	45		60		
Ammonia-N						
(5-1 to 10-31)	10	15		20		
(11-1 to 4-30)	Monitor	Monitor		Monitor		
Total Chlorine Residual	0.5			1.6		
Fecal Coliforms:						
(5-1 to 9-30)	200 #/100 ml geometric mean and not greater than 1,000 #/100ml in more than 10% of the samples tested					
(10-1 to 4-30)	2,000 #/100 ml geometric mean					
Ammonia-N	Report					
Kjeldahl-N	Report				Report	
Nitrate/Nitrite-N	Report				Report	
Total Nitrogen	Report				Report	Report
Total Phosphorus	Report				Report	Report

The EPA waiver is in effect.

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

PA0003603, Industrial Waste, SIC, 3312, **Universal Stainless and Alloy Products, Inc.**, 600 Mayer Street, Bridgeville, PA 15017. This application is for renewal of an NPDES permit to discharge stormwater and untreated cooling water from Bridgeville Works in Collier Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Chartiers Creek, 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 West View Borough Municipal Water Authority, located at 210 Perry Highway, Pittsburgh PA 15229, 15 miles below the discharge point.

Outfall 007: existing discharge, design flow of 0.012 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow					Monitor and Report
Temperature					110°F
Oil and Grease			15		30
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is not in effect.

Outfall 008: existing discharge, design flow of 0.0014 mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow					Monitor and Report
Temperature					110°F
Oil and Grease			15		30
pH	not less than 6.0 nor greater than 9.0				

Outfall 003, 004 and 901—913: existing discharge flow of varied mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow					Monitor and Report
CBOD ₅					Monitor and Report
COD					Monitor and Report
Oil and Grease					Monitor and Report
Total Suspended Solids					Monitor and Report
Lead (Total)					Monitor and Report
Chromium					Monitor and Report

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<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>
Copper					Monitor and Report
Cadmium					Monitor and Report
Arsenic					Monitor and Report
Iron (Total)					Monitor and Report
Nitrate-Nitrite Nitrogen					Monitor and Report
Magnesium (Total)					Monitor and Report
Zinc (Total)					Monitor and Report
Aluminum					Monitor and Report
Boron					Monitor and Report
Nickel					Monitor and Report
Molybdenum					Monitor and Report
Titanium					Monitor and Report
pH	not less than 6.0 nor greater than 9.0				

PA0004278, Industrial Waste, SIC, 3295, **Lafarge North America, Inc.**, 5160 Main Street, Whitehall, PA 18052-1827. This application is for renewal of an NPDES permit to discharge treated process water and stormwater from the Duquesne Plant in West Mifflin Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Thompson Run, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is PA American Water Company, located at 410 Cooke Lane, Pittsburgh, PA 15234, 10.1 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.2376 mgd (Interim Limits)

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Suspended Solids			35	70	
Aluminum			Monitor and Report		
Iron			3.0	6.0	
Manganese			2.0	4.0	
Nickel			Monitor and Report		
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

Outfall 001: existing discharge, design flow of 0.2376 mgd (Final Limits).

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Suspended Solids			35	70	88
Aluminum			0.5	1.0	1.25
Iron			1.56	3.12	3.9
Manganese			2.0	4.0	5.0
Nickel			0.054	0.108	0.135
pH	not less than 6.0 nor greater than 9.0				

Outfalls 002 and 003: stormwater 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>
Suspended Solids			Monitor and Report		
Oil and Grease			Monitor and Report		
Aluminum			Monitor and Report		
Iron			Monitor and Report		
Manganese			Monitor and Report		
Nickel			Monitor and Report		
pH	Monitor and Report				

PA0014311-A1, Industrial Waste, SIC, 3315, **Keystone Profiles**, 220 Seventh Avenue, Beaver Falls, PA 15010. This application is for amendment of an NPDES permit to discharge treated process water, cooling water and stormwater from the Beaver Falls Plant in Beaver Falls, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, Walnut Bottom Run and Beaver River, classified as WWF with existing and/or potential uses for aquatic life, water supply and recreation.

Outfall 101: existing discharge, design flow of 0.024 mgd. These effluent limits are valid for an average monthly production rate of up to and including 100 tons/day.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Suspended Solids	5.5	12.9			88
Oil and Grease			15		30
Lead	0.002	0.004	0.021	0.042	0.053
Zinc	0.024	0.071			0.75
Chromium	0.028	0.071			1.3
Nickel	0.046	0.138			1.1
Production (tons/day)	Monitor and Report				
Total Monthly Production	Monitor and Report				
Daily Maximum Production	Monitor and Report				
Monthly Average Production	Monitor and Report				
Number of Days/Month of Production	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

Outfall 101: existing discharge, design flow of 0.024 mgd. These effluent limits are valid for an average monthly production rate of greater than 100 tons/day and less than or equal to 150 tons/day.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Suspended Solids	8.3	19.4			88
Oil and Grease			15		30
Lead	0.002	0.004	0.021	0.042	0.053
Zinc	0.035	0.106			0.75
Chromium	0.043	0.107			1.3
Nickel	0.069	0.208			1.1
Production (tons/day)	Monitor and Report				
Total Monthly Production	Monitor and Report				
Daily Maximum Production	Monitor and Report				
Monthly Average Production	Monitor and Report				
Number of Days/Month of Production	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0				

Outfall 101: existing discharge, design flow of 0.024 mgd. These effluent limits are valid for an average monthly production rate of greater than 150 tons/day and less than or equal to 200 tons/day.

<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	Monitor and Report				
Suspended Solids	11.0	25.8			88
Oil and Grease			15		30
Lead	0.002	0.004	0.021	0.042	0.053
Zinc	0.047	0.141			0.75
Chromium	0.057	0.142			1.3
Nickel	0.092	0.277			1.1
Production (tons/day)	Monitor and Report				
Total Monthly Production	Monitor and Report				
Daily Maximum Production	Monitor and Report				

NOTICES

<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>
Monthly Average Production	Monitor and Report				
Number of Days/Month of Production	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0				

Outfall 101: existing discharge, design flow of 0.024 mgd. These effluent limits are valid for an average monthly production rate of greater than 200 tons/day and less than or equal to 250 tons/day.

<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	Monitor and Report				
Suspended Solids	13.8	32.3			88
Oil and Grease			15		30
Lead	0.002	0.004	0.021	0.042	0.053
Zinc	0.059	0.177			0.75
Chromium	0.071	0.178			1.3
Nickel	0.115	0.346			1.1
Production (tons/day)	Monitor and Report				
Total Monthly Production	Monitor and Report				
Daily Maximum Production	Monitor and Report				
Monthly Average Production	Monitor and Report				
Number of Days/Month of Production	Monitor and Report				
pH	not less than 6.0 nor greater than 9.0				

Outfall 001: existing discharge.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Zinc			Monitor and Report		

Outfall 002: 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>
Flow (mgd)	Monitor and Report				
Temperature (°F)					110
pH	not less than 6.0 nor greater than 9.0				

Outfall 003—007 and 010: 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>
Zinc			Monitor and Report		

Outfall 008: existing discharge.

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

Outfall 009: existing discharge.

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

PA0252875, Industrial Waste, SIC, 4911 and 4912, **Wellington Development-WVDT**, LLC, 1620 Locust Avenue, Fairmont, WV 26554. This application is for issuance of an NPDES permit to discharge treated process water, sewage and untreated stormwater from Greene Energy Resource Recovery Project in Cumberland Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, Monongahela River, classified as a WWF with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply is Carmichaels Municipal Water Authority, located at Monongahela River, 3.0 miles below the discharge point.

Outfall 101: discharge, design flow of 0.005 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow	0.005	Monitor and Report			
CBOD ₅			25	50	
Suspended Solids			30	60	
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean				
(10-1 to 4-30)	2,000/100 ml as a geometric mean				
Total Residual Chlorine			1.4	3.3	
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is not in effect.

Internal Monitoring Point 201: new discharge, design flow of 0.1 mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Monitor and Report				
Suspended Solids			30	60	
Oil and Grease			15	20	30
pH	not less than 6.0 nor greater than 9.0				

Internal Monitoring Point 301: new discharge, design flow of varied mgd

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

Internal Monitoring Point 401: new discharge, design flow of varied mgd

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

Internal Monitoring Point Outfall 501: new discharge, design flow of 1.26 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Chromium			0.2	0.2	
Zinc			1.0	1.0	
Free Available Chlorine			0.2	0.5	
Total Residual Chlorine			0.5	1.0	
pH	not less than 6.0 nor greater than 9.0				

Internal Monitoring Point 601: new discharge, design flow of varied mgd

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

Outfall 001: new discharge, design flow of 1.26 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Total Suspended Solids			30	100	
Oil and Grease			15	20	30
Temperature (°F)					110
Total Dissolved Solids			Monitor and Report		
Iron			2.0		4.0
Aluminum			4.0		8.0
Manganese			1.0		2.0
pH	not less than 6.0 nor greater than 9.0				

Outfall 002: new discharge, design flow of 0.1 mgd

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

Internal Monitoring Point 103: new discharge, design flow of varied mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Suspended Solids					50
Oil and Grease					
pH	not less than 6.0 nor greater than 9.0				

Internal Monitoring Point 203: new discharge, design flow of varied mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	Monitor and Report				
Total Suspended Solids			Monitor and Report		
Iron			Monitor and Report		

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Aluminum					Monitor and Report
Manganese					Monitor and Report
pH					Monitor and Report

Outfall 003: new discharge, design flow of varied mgd

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
This discharge shall consist solely of those source previously monitored at IMPs 103 and 203.					

PA0035262, Sewage, **James F. Brandt, Matthews Mobile Home Park**, P. O. Box 537, Bainbridge, PA 17502-0537. This application is for renewal of an NPDES permit to discharge treated sewage from Matthews Mobile Home Park in Reade Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters known as Fallentimber Run which are classified as a CWF with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is more than 50 miles downstream.

Outfall 001: existing discharge, design flow of 0.0036 mgd.

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

The EPA waiver is in effect.

PA0092274, Sewage, **Unity Township Municipal Authority**, P. O. Box 506, Pleasant Unity PA 15676. This application is for renewal of an NPDES permit to discharge treated sewage from Pleasant Unity STP in Unity Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Sewickley 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 County Municipal Authority, McKeesport Plant, on the Youghiogheny River.

Outfall 001: existing discharge, design flow of 0.95 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅ (5-1 to 10-31)	10	15		20
(11-1 to 4-30)	15	23		30
Suspended Solids	20	30		40
Ammonia Nitrogen (5-1 to 10-31)	1.5	2.3		3.0
(11-1 to 4-30)	4.5	6.8		9.0
Nitrite/Nitrate			Monitor and Report	
Phosphorus	3.0	4.5		6.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Dissolved Oxygen	not less than 7.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0095401, Sewage, **Saint Victor's Roman Catholic Church**, Box 149, Bairford PA 15006. This application is for renewal of an NPDES permit to discharge treated sewage from St. Victor's Roman Catholic Church in West Deer Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as UNT of Dawson Run, which are classified as a WF 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 Oakmont Borough MWA.

Outfall 001: existing discharge, design flow of 0.0018 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)	7.5			15.0
(11-1 to 4-30)	20.0			40.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	Monitor and Report			
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0097799, Sewage, **Jerry F. Smith**, 1001 Clubhouse Drive, Donegal PA 15628. This application is for renewal of an NPDES permit to discharge treated sewage from Laurel Highlands Campland STP in Donegal Township, **Westmoreland County**.

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

Outfall 001: existing discharge, design flow of 0.043 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	3.5			7.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	.02			
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA0027367, Sewage, **Borough of Greenville**, 125 Main Street, P. O. Box 604, Greenville, PA 16125. This proposed facility is located in Greenville Borough, **Mercer County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Reynolds Water Company intake located on the Shenango River in Pymatuning Township, Mercer County, and is approximately 2 miles below the point of discharge.

The receiving stream, the Shenango River, is in Watershed 20-A and classified for WWF, aquatic life, water supply and recreation.

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

Parameters	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow (gpd)	XX	XX			
CBOD ₅					
(5-1 to 10-31)	467	700	20	30	40
(11-1 to 4-30)	584	934	25	40	50
Total Suspended Solids	700	1,050	30	50	60
NH ₃ -N					
(5-1 to 10-31)	175		7.5		15
(11-1 to 4-30)	525		22.5		45
Phosphorus as "P"	23		1		2
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			0.44		1.4
pH		6.0 to 9.0 standard units at all times			

XX—Monitor and report on monthly DMRs.

Special Conditions: Chronic whole effluent toxicity monitoring.

The EPA waiver is not in effect.

PA0027227, Sewage. **City of Farrell**, 500 Roemer Boulevard, Farrell, PA 16121. This facility is located in City of Farrell, **Mercer County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Western PA Water Company—New Castle District intake on the Shenango River located at New Castle, and is approximately 20 miles below the point of discharge.

The receiving stream, the Shenango River, is in watershed 20-A and classified for WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.57 gpd.

Parameters	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow (gpd)	XX	XX			
CBOD ₅	1,191	25	40	50	
Total Suspended Solids	1,240	30	45	60	
NH ₃ -N					
(5-1 to 10-31)	417		14		28
(11-1 to 4-30)	XX		XX		
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			0.5		1.6
pH		6.0 to 9.0 standard units at all times			

XX—Monitor and report on monthly DMRs.

Combined Sewer Overflow discharge points

Outfall 002 (Broadway Pump Station)

Outfall 006 (CSO related bypass)

Outfall 007 (Spearman Avenue)

Outfall 008 (Beechwood Avenue)

The proposed effluent limits for Outfall 009 are based on a design flow of n/a mgd. This discharge shall consist of uncontaminated stormwater runoff from the treatment plant site.

Special Conditions:

1. Superseding effluent limits in Water Quality Management permits.
2. Total Residual Chlorine Minimization.
3. Combined Sewer Overflows (CSO).

4. CSO related bypass.
5. Whole Effluent Toxicity testing for the renewal permit.
6. Stormwater Best Management Practices.

The EPA waiver is not in effect.

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

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

WQM Permit No. 0906405, Sewerage, **Bucks County Water & Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. This proposed facility is located in Richland Township, **Bucks County**.

Description of Action/Activity: Replacing pumps, pipes, and valves to increase the capacity of the pump station.

WQM Permit No. 1506413, Sewerage, **Valley Township**, 890 W. Lincoln Highway, P. O. Box 467, Coatesville, PA 19320. This proposed facility is located in Valley Township, **Chester County**.

Description of Action/Activity: Construction and operation of two pump stations and a force main.

WQM Permit No. 0906406, Sewerage, **Milford-Trumbauersville Area Sewer Authority**, 1825 Rosenberger Road, P. O. Box 126, Spinnerstown, PA 18968. This proposed facility is located in Milford Township, **Bucks County**.

Description of Action/Activity: Construction and operation of a new influent pump station including screening system, emergency generator and a stand-by pump.

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

WQM Permit No. 4506201, Industrial Waste, **Sanofi Pasteur Inc.**, Discovery Drive, Swiftwater, PA 18370-0187. This proposed facility is located in Pocono Township, **Monroe County**, PA.

Description of Proposed Action/Activity: This project consists of a rerate of the existing wastewater treatment plant from 350,000 gpd to 450,000 gpd.

WQM Permit No. 4506202, Industrial Waste, **Sanofi Pasteur Inc.**, Discovery Drive, Swiftwater, PA 18370-0187. This proposed facility is located in Pocono Township, **Monroe County**, PA.

Description of Proposed Action/Activity: This project consists of expansion of the existing wastewater treatment plant to a permitted rate of 550,000 gpd for discharge to Swiftwater Creek and a design flow of 950,000 gpd to meet long-term facility expansion.

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

WQM Permit No. 0606403, Sewerage, **Perry Township Municipal Authority**, 680 Moselem Springs Road, Shoemakersville, PA 19555-9415. This proposed facility is located in Perry Township, **Berks County**.

Description of Proposed Action/Activity: Application for upgrade/operation of the Water Street Pump Station to serve the Hunter View Subdivision.

WQM Permit No. 3106402, Sewerage, **James and Barbara Angelo**, P. O. Box 49, Huntingdon, PA 16652. This proposed facility is located in Walker Township, **Huntingdon County**.

Description of Proposed Action/Activity: Application for upgrade/operation of a small flow sewage treatment plant to serve their single family residence located along Turkey Farm Road.

WQM Permit No. 3696407, Amendment 06-1, Sewerage, **Northern Lancaster County Authority**, 983 Beam Road, Denver, PA 17517. This proposed facility is located in Brecknock Township, **Lancaster County**.

Description of Proposed Action/Activity: Application for the installation/operation of UV disinfection at the Gehman School Road Sewage Treatment Plant.

WQM Permit No. 3695402, Amendment 06-1, Sewerage, **Northern Lancaster County Authority**, 983 Beam Road, Denver, PA 17517. This proposed facility is located in Brecknock Township, **Lancaster County**.

Description of Proposed Action/Activity: Application for the installation/operation of UV disinfection at the Kramer Mill Road Sewage Treatment Plant.

WQM Permit No. 0606404, Sewerage, **Amity Township**, 2004 Weavertown Road, Douglassville, PA 19518. This proposed facility is located in Amity Township, **Berks County**.

Description of Proposed Action/Activity: Application for construction/operation of the Monocacy Pump Station.

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

WQM Permit No. 6506403, Sewerage, **Municipal Sanitary Authority of the City of New Kensington**, 120 Logans Ferry Road, New Kensington, PA 15068-2046. This proposed facility is located in the City of New Kensington, **Westmoreland County**.

Description of Proposed Action/Activity: Application for the construction and operation of headworks and blower building.

The Pennsylvania Infrastructure Investment Authority which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

WQM Permit No. WQG026110, Sewerage, **Beaver County Corporation for Economic Development**, 250 Insurance Street, Suite 300, Beaver, PA 15009. This proposed facility is located in Big Beaver Borough, **Beaver County**.

Description of Proposed Action/Activity: Application for the construction and operation of a pump station.

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

WQM Permit No. 2504403, Sewerage Amendment No. 1, **Stephen G. Hess**, 1718 Biebel Avenue, Erie, PA 16509. This proposed facility is located in Franklin Township, **Erie County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

WQM Permit No. 2503418, Sewerage, **Municipal Authority of the Borough of Waterford**, 30 South Park Row, P. O. Box 49, Waterford, PA 16441. This proposed facility is located in Waterford Borough, **Erie County**.

Description of Proposed Action/Activity: This project is to install secondary clarifier and modify the primary clarifier at an existing sewage treatment facility.

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010906014	Buckingham Ridgeview, LP 2347 Iris Court Jamison, PA 18929	Bucks	Buckingham Township	UNT Paunnacussing Creek HQ-CWF
PAI010906024	Nottingham Building Group, LLC 375 Ivyland Road Warminster, PA 18974	Bucks	Milford Township	UNT Unami Creek HQ-TSF
PAI011506052	Thomas Morelli 81 Lancaster Avenue Suite 209 Malvern, PA 19355	Chester	East Whiteland Township	Valley Creek EV

Northeast Region: Watershed 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 Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023906016	Joel Koehler Jet Development 266 Kristin Lane Allentown, PA 18104	Lehigh	South Whitehall Township	Little Lehigh Creek HQ-CWF
PAI023906017	Joe Posh Posh Properties 2216 Willow Park Road Bethlehem, PA 18017	Lehigh	Salisbury Township	Little Lehigh Creek HQ-CWF

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

Somerset County AG Center, Somerset Conservation District, 6024 Glades Pike, Suite 103, Somerset, PA 15501, (814) 445-4652.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI055606003	Lookout WindPower, LLC 10 St. Francis Way Suite 180 Cranberry Township, PA 16066	Somerset	Brothersvalley and Northampton Townships	Blue Lick Creek CWF UNT to Buffalo Creek CWF Ware Run HQ/CWF Brush Creek HQ/CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI061006001	Arden Woods Subdivision Donald Rodgers Arden Development Partners, LP 215 Executive Drive Suite 300 Cranberry Township, PA 16066	Butler	Lancaster Township	Scholars Run WWF Connoquenessing Creek WWF

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

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

PUBLIC WATER SUPPLY (PWS) PERMIT

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied for a PWS permit to construct or substantially modify a public water system.

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 5206503, Public Water Supply

Applicant	Aqua Pennsylvania, Inc. Lackawaxen Township Pike County
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Responsible Official	Roswell S. McMullen, P. E. HCR 6 Box 6040 Hawley, PA 18428
Type of Facility	PWS
Consulting Engineer	Entech Engineering, Inc. 4 South Fourth Street P. O. Box 32 Reading, PA
Application Received Date	July 10, 2006
Description of Action	The addition of a chlorination system at an existing well in the Woodledge Water System.

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

Permit No. 0606511, Public Water Supply.

Applicant	Sittler's Mobile Home Park
Municipality	Maxatawny Township
County	Berks
Responsible Official	Michael V. Katz, Owner 60 Quarry Road Box 303 Kutztown, PA 17530-0303
Type of Facility	Public Water Supply
Consulting Engineer	John P. Spitko, P. E. Spotts Stevens and McCoy, Inc. 1047 North Park Road Reading, PA 19610-0307
Application Received:	7/6/2006
Description of Action	Permit to use Well No.4.

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

Permit No. 1406504—Construction Public Water Supply.

Applicant	Trotter Farm Planned Community Association, Inc.
Township or Borough	Halfmoon Township
County	Centre

Responsible Official Rodney Frazier, President
Trotter Farm Planned
Community Association, Inc.
2121 Old Gatesburg Road
State College, PA 16803

Type of Facility Public Water
Supply—Construction

Consulting Engineer Marcus A. Marasco
Gwin, Dobson & Foreman, Inc.
3121 Fairway Drive
Altoona, PA 16602

Application Received July 27, 2006
Date

Description of Action Construction of new well, water
storage tank and
treatment/pump building.

*Central Office: Bureau Director, Water Standards and
Facility Regulation, P. O. Box 8467, Harrisburg, PA
17105-8467.*

Permit No. 9996374, Public Water Supply.

Applicant **CG Roxane, LLC**

Township or Borough Salem, SC

Responsible Official Keith Umberger, Plant Manager

Type of Facility Out-of-State Bottled Water
System

Application Received July 24, 2006
Date

Description of Action Applicant requesting
Department approval to sell
bottled water in this
Commonwealth under the brand
name Crystal Geysler Natural
Alpine Spring Water.

MINOR AMENDMENT

**Applications Received Under the Pennsylvania Safe
Drinking Water Act**

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

Application No. 0206505MA, Minor Amendment.

Applicant **Municipal Authority of the
Borough of Oakmont**
P. O. Box 73
721 Allegheny Avenue Oakmont,
PA 15139

Township or Borough Penn Hills and West Deer
Township

Responsible Official John Dunlap, General Manager
Municipal Authority of the
Borough of Oakmont
P. O. Box 73
721 Allegheny Avenue
Oakmont, PA 15139

Type of Facility Water storage tanks

Consulting Engineer NIRA Consulting Engineers Inc.
950 Fifth Avenue
Coraopolis PA 15108

Application Received July 20, 2006
Date

Description of Action Cleaning, painting and
structural steel repairs to the
Russellton and Rosedale
Standpipes.

Application No. 0206506MA, Minor Amendment.

Applicant **Harrison Township Water
Authority**
1705 Rear Freeport Road
Natrona Heights, PA 15065

Township or Borough Harrison Township

Responsible Official Charles V. Craig, General
Manager
Harrison Township Water
Authority 1705 Rear Freeport
Road
Natrona Heights, PA 15065

Type of Facility Water storage tank

Consulting Engineer NIRA Consulting Engineers Inc.
950 Fifth Avenue
Coraopolis, PA 15108

Application Received July 25, 2006
Date

Description of Action Painting of the Summit Avenue
Water Storage Tank.

WATER ALLOCATIONS

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

*Northcentral Region: Water Supply Management Pro-
gram Manager, 208 West Third Street, Suite 101,
Williamsport, PA 17701-6448.*

WA 14-1010, Water Allocations. **Gregg Township Wa-
ter Authority**, P. O. Box 165, Spring Mills, PA 16875,
Gregg Township, **Centre County**. Application submitted
to replace the expired Water Allocation Permit. A maxi-
mum daily withdrawal of 97,200 gpd from Fireman's
Spring.

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION**

UNDER ACT 2, 1995

PREAMBLE 1

**Acknowledgment of Notices of Intent to Remediate
Submitted under the Land Recycling and Envi-
ronmental Remediation Standards Act (35 P. S.
§§ 6026.10—6026.908).**

Sections 302—305 of the Land Recycling and Environ-
mental Remediation Standards Act (act) require the
Department of Environmental Protection (Department) to
publish in the *Pennsylvania Bulletin* an acknowledgment
noting receipt of Notices of Intent to Remediate. An
acknowledgment of the receipt of a Notice of Intent to
Remediate is used to identify a site where a person
proposes to, or has been required to, respond to a release
of a regulated substance at a site. Persons intending to
use the Background Standard, Statewide Health Stan-
dard, the Site-Specific Standard or who intend to remedi-
ate a site as a special industrial area must file a Notice of
Intent to Remediate with the Department. A Notice of
Intent to Remediate filed with the Department provides a

brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, a combination of the cleanup standards or who receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Gitlin Residence, Upper Dublin Township, **Montgomery County**. Mark Hawkins, Walter B. Satterthwaite Assoc., Inc., 720 Old Fern Hill Road, West Chester PA 19380 on behalf of Phyllis Gitlin 1723 Benjamin Drive, Ambler, PA 19002 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with No. 2 fuel oil. The future use of the property is residential.

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

Buckeye Pipeline—Tuckerton Station, Muhlenberg Township, **Berks County**. Groundwater & Environmental Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341, on behalf of Buckeye Pipeline Co., LP, 5002 Buckeye Road, Emmaus, PA 18049, submitted a Notice of Intent to Remediate site soils and groundwater contaminated by petroleum products. The applicant intends to remediate to the Site-Specific Standard. The property is used as an active pumping control station and will be used as such in the future.

Middlesex Elementary School, Cumberland Valley School District, Middlesex Township, **Cumberland County**. ARM Group, Inc., 1129 West Governor Road, P. O. Box 797, Hershey, PA 17033-0797, on behalf of

Cumberland Valley School District, 6746 Carlisle Pike, Mechanicsburg, PA 17050, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with heating oil from an AST release. The applicant intends to remediate to the residential Statewide Health Standard under the Department of Environmental Protection's Low Risk policy. The property is used as a public school and will continue to be used as such in the future

Walter Stein Residence, Oliver Township, **Mifflin County**. Marshall Miller Associates, 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 and Response Environmental, Inc., 912 Spring Circle, Mechanicsburg, PA 17055, on behalf of Walter Stein, 6157 US 522 South, McVeystown, PA 17051, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil that leaked from an AST. The applicants seek to remediate to a Statewide Health Standard. The property is a private residence and will remain a residence in the future.

Former Super Rite Facility, Hampden Township, **Cumberland County**. ARCADIS G & M, 6 Terry Drive, Suite 300, Newtown, PA 18940, on behalf of First Industrial Realty Truist, 311 South Wacker Drive, Suite 400, Chicago, IL 60606, submitted a Notice of Intent to Remediate groundwater contaminated with unleaded gasoline. The applicant seeks to remediate the site to a Site-Specific Standard.

Marietta Air Force Station, Fire Training Pit, East Donegal Township, **Lancaster County**. United States Army Corps of Engineers, 10 South Howard Street, Baltimore, MD 21203 on behalf of United States General Services Administration, Project Management Division, The Strawbridge Building, 20 North 8th Street, 9th Floor, Philadelphia, PA 19107-3191, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with metals and VOCs. The site will be remediated to a Statewide Health Standard. Current and future use will be mainly for industrial purposes.

RESIDUAL WASTE GENERAL PERMITS

Application Received Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and 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. WMGR113. Piney Creek Limited Partnership, 428 Power Lane, Clarion, PA 16214. Beneficial use of coal tar and oil contaminated waste as a fuel in a circulating fluidized boiler. The application for determination of applicability was accepted as administratively complete by the Division of Municipal and Residual Waste on June 29, 2006. This notice for general permit application WMGR113 supersedes and corrects a notice originally published June 22, 2006.

Comments concerning the application should be directed to General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17101-8472, (717) 787-7381. TDD users may contact the Depart-

ment through the Pennsylvania Relay Service (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS The

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

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

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

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

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

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

PLAN APPROVALS

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

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

40-305-028: CEI Anthracite (601 South Church Street, Hazleton, PA 18201) for construction of a coal processing operation and associated air cleaning devices at the facility located at 603 South Church Street, Hazleton, **Luzerne County**.

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

22-05046C: Haines and Kibblehouse, Inc. (P. O. Box 196, Skippack, PA 19474) for use of on-specification waste derived liquid fuel as an alternate fuel source for the asphalts plant dryer, Handwerk Materials plant in Lower Swatara Township, **Dauphin County**.

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

61-187C: SMS Millcraft (671 Colbert Avenue, Oil City, PA 16301) for modification of an existing air contamination source by no longer venting the copper plating tank to the fume scrubber in the Oil City Industrial Park in Oil City, **Venango County**.

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

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

66-399-005: The Procter and Gamble Paper Products, Co. (P. O. Box 32, Mehoopany, PA 19629) for modification of three paper production machines by installing glue containment boxes, at the facility along Route 87, Washington Township, **Wyoming County**. The company does not anticipate the installation of an air-cleaning device, at this time. The expected particulate emission rate will be less than 0.02 grain per dry standard cubic foot. The company will install and operate the glue containment boxes and maintain the equipment in accordance with the good engineering practices to assure proper operation of the system. The Plan Approval and Operating permit will contain additional record keeping and operating restrictions, that are designed to keep the process operating within all applicable air quality requirements. The facility has a valid Title V Operating Permit (66-00001). Once the equipment is operational and in compliance with all requirements, this plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit.

66-318-004: The Procter and Gamble Paper Products Co. (P. O. Box 32, Mehoopany, PA 19629) for construction of five adhesive application stations at the facility along Route 87, Washington Township, **Wyoming County**. The company does not anticipate the installation of an air-cleaning device, at this time. The expected particulate emission rate will be negligible. The project will result in a VOC increase of 3 tons per year. The company will install and operate the adhesive application equipment and maintain the equipment in accordance with the good engineering practices to assure proper operation of the system. The Plan Approval and Operat-

ing permit will contain additional recordkeeping and operating restrictions, that are designed to keep the process operating within all applicable air quality requirements. The facility has a valid Title V Operating Permit (66-00001). Once the equipment is operational and in compliance with all requirements, this plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit.

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

01-03031A: ISP Minerals, Inc. (P. O. Box O, 1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214-0914) for replacement of dust collectors. Existing sources will be controlled by the use of two new fabric filter baghouses. The facility is located in Hamiltonban Township, **Adams County**. This will result in a decrease in actual emissions of 10.6 tpy of PM. This plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

21-05028A: Fry Communications, Inc. (800 West Church Road, Mechanicsburg, PA 17055) for installation of an eight-unit three-web heatset web offset printing press controlled by an integrated dryer/oxidizer at their Building No. 3 facility (15 Pleasantview Drive, Mechanicsburg, PA 17055) in Silver Spring Township, **Cumberland County**. Overall VOC emissions resulting from the installation of the new press are not expected to increase beyond 1.6 tons per year. The plan approval and ensuing update to the facility-wide operating permit shall contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

28-05020C: T. B. Woods, Inc. (440 North Fifth Avenue, Chambersburg, PA 17201) for construction of a shake-out system and a no-bake sand reclamation system to be controlled by dedicated existing fabric collectors at their iron foundry in Chambersburg Borough, **Franklin County**. These sources have the combined potential to emit less than 0.1 ton PM10 per year. The plan approval and subsequent State-only operating permit administrative amendment will include emission restrictions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

28-05020D: T. B. Woods, Inc. (440 North Fifth Avenue, Chambersburg, PA 17201) for control of the existing 12 foot table blast machine by a reactivated fabric collector at their iron foundry in Chambersburg Borough, **Franklin County**. The source has the potential to emit less than 0.1 ton PM10 per year. The plan approval and subsequent State-only operating permit administrative amendment will include emission restrictions, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

36-05094A: Keystone Wood Specialties, Inc. (P. O. Box 10127, Lancaster, PA 17605) for construction of wood furniture coating booth for wood cabinet finishing operations, at East Lampeter Township, **Lancaster County**. The estimated annual emissions of the VOC from this source is approximately 2.8 tons. The Plan Approval will include restrictions and work practice requirements. This Plan Approval will be incorporated into the facility's synthetic minor operating permit No. 36-05094 in accordance with 25 Pa. Code § 127.450. The permit will contain

work practice standard and restriction, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

43-344A: Hillcrest Memorial Park (230 East State Street, Sharon, PA 16148) for construction of an animal crematory in the City of Hermitage, **Mercer County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection intends to issue a plan approval to construct an animal crematory in the City of Hermitage, Mercer County. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the State-only operating permit through an administrative amendment at a later date.

43-270E: CCL Container (One Llodio Drive, Hermitage, PA 16148-9015) for removal of SOx testing requirement established in plan approval 43-270B and construction of a new aluminum container manufacturing line (No. 110) rated at 180 cans per minute with an inside liner baghouse which will be controlled by an existing 45,000 thermal oxidizer in Hermitage City, **Mercer County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval at Title V facilities in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date. The source shall comply with the following conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology for the source:

- The PM emissions shall not exceed 0.02 gr/dscf.
- The SOx emissions shall not exceed 500 ppmv with compliance being shown through an initial stack test.
- The VOC destruction/removal efficiency (DRE) shall be greater than 95% by weight.
- Maintain and operate the control device at all times the source is in operation and in accordance with the manufacturer's specifications.
- As part of the CAM plan, monitor and record continuously the chamber temperature of the RTO and operate within the established indicator range of greater than 1,500°F.
- As part of the CAM plan, monitor and record continuously the airflow to the RTO and operate within the established indicator range of greater than 30,000 cfm (read as greater than 38 Hz).
- Monitor and record daily, the pressure drop across the baghouse and the inlet pressure to the RTO.
- Test for VOC DRE at operating permit renewal.
- Test the temporary total enclosure for capture efficiency at operating permit renewal.

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.

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

V05-013: ConocoPhillips Co.—Philadelphia Terminal (G Street and Hunting Park Ave., Philadelphia, PA 19124) for operation of a gasoline terminal facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two petroleum products loading racks, nine petroleum products storage tanks (five with vapor pressure less than 11 psia and three with vapor pressure less than or equal to 1.5 psia), and two oil-water separators. The facility's gasoline loading is controlled by a vapor recovery unit.

The operating permit will be issued under the 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Ave., Philadelphia, PA 19104. For further information, contact Edward Wiener (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least 30 days before the hearing.

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

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

23-00015: BMR, LP (145 King of Prussia Road, Radnor, PA 19087) for a Non-Title V Facility, State-only, Natural Minor Permit in Radnor Township, **Delaware County**. The sources of emissions include boilers and emergency generators. The facility has a potential to emit less than 25 tons per year of NO_x. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

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

06-05067: County of Berks (P. O. Box 520, Leesport, PA 19533-0520) for operation of five boilers at the county complex in Bern Township, **Berks County**. Three of the boilers are subject to 40 CFR Part 60, Subpart Dc, Standards of Performance for New Stationary Sources. This action is a renewal of the State-only operating permit issued in 2001.

67-03028: Dentsply International—Trubyte Division (570 West College Avenue, P. O. Box 872, York, PA 17405) for operation of their plant producing artificial teeth, crowns and bridgework. The Dentsply plant is in City of York, **York County**. Chromium Electroplating at the facility is subject to 40 CFR 63 Subpart N (National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks). Degreasers at the facility are subject to 40 CFR 63 Subpart T (National Emission Standards for Halogenated Solvent Cleaning). The State-only operating

permit will include monitoring, recordkeeping, reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

S06-004: Jeanes Hospital. (7600 Central Avenue, Philadelphia, PA 19111) for operation of a hospital facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes three 304 HP boilers and six emergency generators (one 750 kW generators, one 400 kW generator, four generators less than 130 kW).

The operating permit will be issued under the 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the operating permit must submit the protest or comments within 30 days from the date of this notice. Protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least 30 days before the hearing.

S06-006: Philadelphia Tramrail Co. (2207 East Ontario Street, Philadelphia, PA 19134) for manufacturing overhead cranes and hydraulic balers and compactors in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three 1.75 mmBtu/hr No. 2 oil-fired space heaters and three painting stations with filters.

The operating permit will be issued under the 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least 30 days before the hearing.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1-691—1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S.

§§ 1406.1—1406.21). Mining activity permits issued in response to applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

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

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. NPDES permits will contain, at a minimum, technology-based effluent limitations as identified in this notice for the

respective coal and noncoal applications. In addition, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit, when necessary, for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies who have requested review of NPDES permit requirements for a particular mining activity within the previously mentioned public comment period will be provided with a 30-day period to review and submit comments on the requirements.

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

Coal Applications Received

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

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

* The parameter is applicable at all times.

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

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

03801302 and NPDES Permit No. PA0235385. Keystone Coal Mining Corporation (400 Overview Drive, P. O. Box 219, Shelocta, PA 15774). To renew the permit for the Margaret No. 7 Water Treatment Plant in Plumcreek and Cowanshannock Townships, **Armstrong County** and related NPDES permit for water treatment. No additional discharges. Application received: June 5, 2006.

11841301 and NPDES Permit No. PA0001317. Pristine Resources, Inc. (4020 Kinross Lakes Parkway, Richfield, OH 44286). To renew the permit for the Cambria Slope Mine No. 33 in Cambria, Allegheny,

Munster, Portage, Summerhill and Croyle Townships, **Cambria County** and related NPDES permit for reclamation and water treatment. No additional discharges. Application received: October 11, 2005.

56841608 and NPDES Permit No. PA0213721. PBS Coals, Inc. (1576 Stoystown Road, P. O. Box 260, Friedens, PA 15541). To renew the permit for the Cambria Fuel Preparation Plant in Stonycreek Township, **Somerset County** and related NPDES permit. No additional discharges. Application received: June 22, 2006.

56841612 and NPDES Permit No. PA0588491. Svonavec, Inc. (150 West Union Street, Suite 201, Somerset, PA 15501). To renew the permit the Coal Preparation Plant No. 2 in Black Township, **Somerset County** and related NPDES permit. No additional discharges. Application received: May 23, 2006.

Noncoal Applications Received

Effluent Limits

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

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity ¹			
pH ¹		greater than 6.0; less than 9.0	

¹ The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

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

Permit No. 3369BSM32 and NPDES Permit No. PA0605824. General Refractories Company. (225 City Avenue, Suite 14, Bala Cynwyd, PA 19004). Renewal of NPDES Permit, Addison Township, **Somerset County**. Receiving streams: UNT to Casselman River classified for the following use: WWF. There are no potable water supply intakes within 10 miles downstream. Application received: July 19, 2006.

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

7574SM1A1C10. Pennsy Supply, Inc. (1001 Paxton Street, Harrisburg, PA 17105). Correction to change 5.27 acres from support to mining on an existing quarry operation in Silver Spring Township, **Cumberland County** affecting 167.3 acres, receiving stream: Conodoguinet Creek. Application received: July 20, 2006.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Individuals will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are

available for inspection between 8 a.m. and 4 p.m. on each working day at the regional office noted before the application.

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E09-895. Department of Transportation, 7000 Geerdes Blvd., King of Prussia, Hilltown Township, Bucks County, ACOE Philadelphia District.

To replace the existing three span stone masonry arch Walnut Street Bridge crossing (SR 0152, Section BU1) over a UNT to Pleasant Spring Creek (TSF) with a two span precast concrete arch culvert having a 28-foot span and a top-of-arch height of 6 feet, 6 inches. The water obstruction and encroachment impacts associated with this project are as follows:

1. To construct and maintain the twin arch culvert to include wingwalls and footing work in the streambed and a 10-foot wide multi-use trail adjacent to Walnut Street.
2. To construct and maintain a stormwater outfall and drainage channel in the floodway of the UNT to Pleasant Spring Creek.
3. To conduct grading activities and roadway widening in the floodway to accommodate the increase width of the new culvert and trail construction.
4. To construct temporary cofferdams within the stream and adjacent areas in the floodway as required facilitating bridge footing construction and erosion and sedimentation control measures.

The project will permanently impact approximately 75 linear feet of stream and 0.15 acre of floodway, and temporarily impact 88 linear feet of stream associated with cofferdam construction. The project is located approximately 227 feet south of the Walnut Street and Perkasio Road intersection in Hilltown Township, Bucks County (Telford PA, Quadrangle N: 20.03 inches; W: 4.33 inches).

E09-899. Bucks County Airport Authority, 3879 Old Easton Road, P. O. Box 1185, Doylestown, PA 18901, Milford Township, Bucks County, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities within the Unami Creek watershed (WWF, MF) associated with the Quakertown Airport expansion:

1. To construct and maintain two stream enclosures totaling 661 linear feet along two UNTs to Unami Creek to facilitate runway expansion.

2. To place and maintain fill within three wetland areas totaling 0.6 acre to facilitate runway expansion.

The project is located just south of SR 0663 (Milford Square ISGS Quadrangle, N: 11.0 inches; W: 1.0 inch).

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

E21-388: Mr. and Mrs. Robert B. Wicks, 24 East Pine Street, Mt. Holly Springs, PA 17065 in Mt. Holly Springs Borough, **Cumberland County**, ACOE Baltimore District.

To construct and maintain an average of 13.14-foot wide by 21-foot long by 2.5-foot high wooden deck to be connected at the back side of the existing home along the floodway of Mountain Creek (CWF) to enhance their property located along Pine Street about 500 feet east of the Pine Street and Baltimore Street intersection (Mount Holly Springs, PA Quadrangle N: 20.9 inches; W: 8.59 inches; Latitude: 40° 06' 54"; Longitude: 77° 11' 11") in Mount Holly Springs Borough, Cumberland County.

E22-510: Izaak Walton League of America, Doc Fritchey Chapter, 2319 Valley Road, Harrisburg, PA 17104 in Swatara Township, **Dauphin County**, ACOE Baltimore District.

To construct and maintain a stream restoration project on 2,200 feet of Spring Creek (CWF), including rock and log structures and bank grading for the purpose of correcting the stream pattern and improving streambank stabilization, sediment transport and aquatic habitat. The project is located just downstream of the Route 441 (Harrisburg East, PA Quadrangle N: 0.25 inch; W: 12.2 inches; Latitude: 40° 15' 5", Longitude: 76° 50' 14" to N: 0.3 inch, W: 13.1 inches; Latitude: 40° 15' 6", Longitude: 76° 50' 39") in Swatara Township, Dauphin County. No wetland impacts are proposed.

E67-804: Izaak Walton League of America, York Chapter, 7131 Ironstone Road, Dallastown, PA 17313 in Hopewell and Springfield Townships, **York County**, ACOE Baltimore District.

To construct and maintain a stream restoration project on 4,400 feet of the East Branch Codorus Creek (HQ-CWF), including channel reconstruction, rock and log structures and bank grading for the purpose of correcting the stream pattern and improving streambank stabilization, sediment transport and aquatic habitat. The project follows Line Road through Spring Valley Park (Glen Rock, PA Quadrangle N: 16.2 inches; W: 3.3 inches; Latitude: 39° 50' 21", Longitude: 76° 38' 53" to N: 17.5 inches, W: 3.9 inches; Latitude: 39° 50' 46", Longitude: 76° 39' 12") in North Hopewell and Springfield Townships, York County. No wetland impacts are proposed.

E67-805: Izaak Walton League of America, York Chapter, 7131 Ironstone Hill Road, Dallastown, PA 17313 in Springfield Township, **York County**, ACOE Baltimore District.

To construct and maintain a stream restoration project on 3,800 feet of a UNT to the East Branch Codorus Creek (CWF), including rock and log structures and bank grading for the purpose of correcting the stream pattern, improving streambank stabilization, sediment transport and aquatic habitat and establishing a riparian buffer. The project is located just west of Jacobus Borough (Glen Rock, PA Quadrangle N: 21.8 inches; W: 12.9 inches; Latitude: 39° 52' 11", Longitude: 76° 43' 4" to York, PA Quadrangle N: 0.6 inch, W: 14.1 inches; Latitude: 39° 52' 41", Longitude: 76° 43' 34") in Springfield Township, York County.

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

E14-490. Stephen T. Letterman, P. O. Box 217, Milesburg, PA 16853-0217. Ardery Hollow Run Culvert, in Worth Township, **Centre County**, ACOE Baltimore District (Port Matilda, PA Quadrangle N: 15.5 inches; W: 2.5 inches).

To: 1) remove an existing culvert; 2) construct, operate, and maintain a 35-foot long, 14-foot by 6-foot precast reinforced concrete box culvert with the invert depressed 1.5 feet below the streambed of Ardery Hollow with flared concrete wingwalls/apron projecting 8.75 feet upstream and a concrete "U" wall/apron projecting 20 feet downstream; 3) place and maintain an existing pedestrian walk bridge on the downstream wingwalls, all of which is located 2,150 feet up Ardery Hollow Road from SR 220. This project may permanently impact 63.75 linear feet of Ardery Hollow Run, which is classified as a CWF and should have no wetland impacts.

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

E03-439. Department of Transportation, District 10-0, P. O. Box 429, 2550 Oakland Avenue, Indiana, PA 15701. To construct a bridge in Hovey Township, **Armstrong County** and Foxburg Borough, **Clarion County**, Pittsburgh ACOE District. (Emlenton, PA Quadrangle N: 2.6 inches; W: 7.8 inches and Latitude: 41° 8' 24"—Longitude: 79° 41' 39"). The applicant proposes to remove the existing and aged SR 58 single lane, steel truss bridge that has three 180 ft. long each spans; and to construct and maintain a two lane bridge upstream and adjacent to the existing bridge, which will have two 165 ft. center spans and two 140 ft. end spans over the Allegheny River (WWF) and between Foxburg Borough, Clarion County and Hovey Township, Armstrong County. A temporary causeway is intended to be used to construct the pier nearest Foxburg Borough and barges are intended to be used to construct three other piers. The site is located approximately 1.65 miles north of the Allegheny River confluence with the Clarion River.

E30-217. Allegheny Energy Supply Company, LLC, 800 Cabin Hill Drive, Greensburg, PA 15601. To construct a conveyance channel in Monongahela Township, **Greene County**, Pittsburgh ACOE District. (Masontown, PA Quadrangle N: 18.14 inches W: 10.02 inches and Latitude: 39° 50' 59.66"—Longitude: 79° 56' 47.01"). The applicant proposes to construct and maintain stormwater conveyance channels to provide stormwater control for a CCB landfill. Approximately 4.27 acres of wetland and 6,640 feet of intermittent and ephemeral stream channel exist on the site. Total impacted length of stream bank will be 130 feet of a UNT to the Monongahela River (WWF). Approximately 0.55 acre of wetland will be

impacted which will be mitigated by construction of 0.92 acre of replacement wetland will be impacted which will be mitigated by construction of 0.92 acre of replacement wetland.

E32-475. Amfire Mining Company, LLC, One Energy Place, Latrobe, PA 15650-9628. To construct a bridge in Buffington Township, **Indiana County**, Pittsburgh ACOE District (Strongstown, PA Quadrangle N: 9.79 inches; W: 14.51 inches and Latitude: 40° 33' 14"—Longitude: 78° 58' 46"). The applicant proposes to construct and maintain a bridge having a normal clear span of 123.58 feet and an under clearance of 10.18 feet across Little Yellow Creek (HQ-CWF) located on Factory Hollow Road (T-974 and T-875).

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

E20-548, Donald W. and Margaret R. Heffernan, 431 Gilfillian Street, Franklin, PA 16323-2929. Retaining Wall, in Summit Township, **Crawford County**, ACOE Pittsburgh District (Harmonsborg, PA Quadrangle N: 2.0 inches; W: 7.1 inches).

The applicant proposes to construct and maintain a 6-foot high, 2.1-foot thick retaining wall having a length of 80 feet, adjacent to Conneaut Lake and constructed a maximum distance of three feet in front of the existing retaining wall approximately 1 mile SE of the intersection of SR 18 and SR 618. Conneaut Lake is a perennial body of water classified as a HQ-WWF.

E20-549, Atlantic Development Corporation of PA, 5048 Peach Street, Erie, PA 16509. Pizza Hut Park Avenue Plaza Meadville, in Vernon Township, **Crawford County**, ACOE Pittsburgh District (Meadville, PA Quadrangle N: 20.0 inches; W: 5.0 inches).

The applicant to construct and maintain an approximately 3,200 square foot Pizza Hut restaurant (Meadville, PA Quadrangle N: 20.0 inches; W: 5.0 inches) in the FEMA detailed floodway of French Creek in the Park Avenue Plaza in Vernon Township, Crawford County approximately 1 mile east of the intersection of SR 322 and US 79. French Creek is a perennial stream classified as a WWF. The project proposes to directly impact approximately 3,200 feet of floodway.

E24-245, Sheetz, Inc., 817 Brookfield Drive, Seven Fields, PA 16046. Sheetz St. Marys, in the City of Saint Marys, **Elk County**, ACOE Pittsburgh District (Saint Marys, PA Quadrangle N: 9.6 inches; W: 8.7 inches).

The applicant proposes to remove existing buildings over Elk Creek and in the Elk Creek FEMA detailed floodway within the St. Marys Historic District for a length of approximately 120 feet associated with the construction of a Sheetz convenience store and gas station. Project includes grading and construction and maintenance of a fence within the floodway, maintenance of existing retaining walls and construction and maintenance of retaining walls, riprap streambank protection and stormwater outfalls. Elk Creek is a perennial stream classified as a CWF. The project proposes to directly impact approximately 120 feet of stream and the FEMA adjacent floodway.

ENVIRONMENTAL ASSESSMENTS

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

EA05-007: Broad Top Township, P. O. Box 57, Defiance, PA 16633 in Broad Top Township, **Bedford County**, ACOE Baltimore District.

To construct and maintain a passive AMD treatment system consisting of two limestone settling ponds and one conventional settling pond with associated conveyances on approximately 0.86 acre of the right floodway and floodplain of Sixmile Run (WWF), and to construct and maintain a 10.0-foot wide single span temporary bridge having a normal span of 34.0 feet and an underclearance of approximately 2.5 feet across Sixmile Run (WWF). The project will impact 212 linear feet of a UNT to Sixmile Run (WWF) at a site approximately 625 west of the intersection of SR 1023 and SR 1036 (Saxton, PA Quadrangle N: 7.4 inches, W: 9.9 inches; Latitude: 40° 09' 57", Longitude: 78° 11' 41") in Broad Top Township, Bedford County

EA22-004: Hershey Center for Applied Research, Inc., c/o Wexford Science & Technology, LLC, 7312 Parkway Drive, Hanover, MD 21076 in Derry Township, **Dauphin County**, ACOE Baltimore District.

To daylight and restore approximately 1,325 LF of a UNT to Swatara Creek (WWF) and perform bank stabilization on another 1,250 LF (in five separate areas), for a total linear stream impact of 2,575 LF, including installation of a rock energy dissipater, 8 rock-lined riffles, 6 "A" vanes, 4 cross-rock vanes, 5 bank rock-toe protection areas, an area of removal of accumulated gravel and cobble, seeding and mulching the riparian corridor with a grass, native herbaceous plant, shrub, and tree mixture (Hershey, PA Quadrangle, upstream starting point, Latitude: 40° 15' 30", Longitude: 76° 41' 6", downstream ending point, Latitude : 40° 15' 54", Longitude: 76° 41' 13").

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

EA01-009. Kenneth Hughbanks, 3129 Fairfield Road, Gettysburg, PA 17325, Highland Township, **Adams County**, ACOE Baltimore District.

Project proposes to construct, operate and maintain a nonjurisdictional dam in the Lower Marsh Creek watershed (CWF) for recreational and aesthetic purposes. The project will impact approximately 0.0492 acre of palustrine scrub shrub and palustrine emergent wetlands. The dam is located approximately 1,850 feet west of the intersection of SR 116 and Knoxlyn Road (SR 3013) (Fairfield, PA Quadrangle, N: 10.95", W: 10.9").

WATER QUALITY CERTIFICATIONS REQUESTS

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

REQUESTS FOR CERTIFICATION UNDER SECTION 401 OF THE FEDERAL WATER POLLUTION CONTROL ACT

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

Prior to final approval of the proposed certification, consideration will be given to any comments, suggestions and objections, which are submitted in writing 30 days

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

Southeast Regional Office: Regional Water Management Program Manager, 2 East Main Street, Norristown, PA 19401, telephone (484) 250-5970.

Certification
Request Initiated By: Department of the Army,
Philadelphia District, Corps of
Engineers, Wanamaker Building,
100 Penn Square East,
Philadelphia, PA 19107-3390

Project
Description/Location: This project involves the discharge of supernatant from the Money Island dredge disposal area to the Delaware River. Emergency maintenance dredging is proposed due to deposits from recent flooding at locations within the Shipping Channel between Trenton, NJ and Burlington, NJ, and the Fairless Turning Basin and berthing areas located at the Port of Bucks County in Falls Township. Approximately 745,000 cubic yards of sediment will be removed and placed in the Money Island dredge disposal area (675,000 cubic yards) and the Biles Island dredge disposal area (70,000 cubic yards) both located in Falls Township, Bucks county. Sediments will settle out in the basin and the supernatant will be returned to the Delaware Estuary.

Certification
Request Initiated By: Department of the Army,
Philadelphia District, Corps of
Engineers, Wanamaker Building,
100 Penn Square East,
Philadelphia, PA 19107-3390

Project
Description/location: Project Description/Location: This project involves the discharge of supernatant from the Fort Mifflin dredge disposal area resulting from the dredging of the Philadelphia Naval Business Center Reserve Basin. Approximately 860,000 cubic yards of sediment will be removed and placed in the disposal area located at the confluence of the Schuylkill and Delaware Rivers. Sediments will settle out in the basin and the supernatant will be returned to the Delaware Estuary.

DAM SAFETY

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

D11-111. Cambria Slurry Pond No. 4. Cambria Township, 7 Riverside Plaza, P. O. Box 38, Blossburg, PA 16912-1137. To modify, operate and maintain the No. 33 Refuse Site/No. 4 Slurry Pond across a tributary to Howells Run (CWF), for the purpose of performing a long-term, controlled breach of the dam structure and removal of the fine coal slurry. The material from the dam and slurry will be used to fuel a power plant constructed by Reliant Energy new Seward, PA (Ebensburg, PA Quadrangle N: 16.3 inches; W: 11.0 inches) Cambria Township, **Cambria County**.

ACTIONS

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

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

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

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

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA-0029483 (Minor Sewage)	Buck Hill Falls Company P. O. Box 426 Buck Hill Falls, PA 18323-0426	Monroe County Barrett Township	Buck Hill Creek (1E)	Y
PA-0061565 (Minor Sewage)	Torah Va'Avodah Institute 25 West 26th Street New York, NY 10010	Berlin Township Wayne County	Beach Lake (1A)	Y
PA0064114 (Minor Sewage)	Jim Thorpe Area School District 1100 Center Street Jim Thorpe, PA 18229	Carbon County Kidder Township	Dilldown Creek (2A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PAR10C30R3	Christopher Bradley Bradley Management Group, Inc. 35 Pinehurst Court Phoenixville, PA 19460-5756	Berks County Maidencreek and Ruscombmanor Townships	UNT to Willow Creek CWF	Y
PAR10M239R	Sunset Townhomes Mike Weiner Gem Craft Homes 2205 Commerce Drive, Suite A Forrest Hills, MD 21050	Franklin County Greene Township	UNT Conococheague Creek CWF	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0029572 (Sewage)	Village of Laurel Run Health Care Facility 6375 Chambersburg Road Fayetteville, PA 17222	Adams County Franklin Township	Clear Run 13-C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0115321	Eric J. Pennington 95 Horn Road Cogan Station, PA 17728	Lycoming County Lycoming Township	Little Gap Run (SWP 10A)	Y
PA0114758 Sewerage	GSP Management Co. P. O. Box 677 Morgantown, PA 19543-0677	West Chillisquaque Township Northumberland County	West Branch Susquehanna River 10D	Y

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

<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>
PA0217166 Sewage	Kenneth W. Grey 13259 SR 422 Kittanning, PA 16201	Armstrong County Kittanning Township	UNT of Cowanshannock Creek	Y

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

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

NPDES Permit No. PA0012424, Industrial Waste, **McAdoo & Allen, Inc.** 201 South Hellertown Avenue, Quakertown, PA 18951. This proposed facility is located in Quakertown Borough, **Bucks County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge from a facility known as Quaker Color Cooling & SW System into Beaver Run in Watershed 2D—Three Mile Run.

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

NPDES Permit No. PA0239798, Sewage, **Mark Herrmann**, 9915 Jones Road, Erie, PA 16510. This proposed facility is located in Greene Township, **Erie County**.

Description of Proposed Action/Activity: This is a single residence sewage treatment plant discharging to Six Mile Creek in Watershed 15-6M.

NPDES Permit No. PA0239836, Sewage, **Robert C. and Helen McCanna**, 8 Deer Run Road, Bradford, PA 16701. This proposed facility is located in Corydon Township, **McKean County**.

Description of Proposed Action/Activity: This is a single residence sewage treatment plant discharging to the South Branch Willow Creek in Watershed 16-B.

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

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

WQM Permit No. 4806403, Sewerage, **Borough of Glendon**, 24 Franklin Street, Easton, PA 18042-6805. This proposed facility is located in Glendon Borough, **Northampton County**.

Description of Proposed Action/Activity: Issuance of Water Quality Management Permit. The project consists of construction of a sewer extension to service approximately 45 EDUs in the Borough's Sanitary Sewer District I.

WQM Permit No. 6406402, **Camp Wayne for Boys, Inc.**, 15 Camp Wayne Road, Preston Park, PA 18455. This proposed facility is located in Buckingham Township, **Wayne County**.

Description of Proposed Action: Issuance of Water Quality Management Permit.

WQM Permit No. 4506407, Sewerage, **Great Wolf Lodge of the Poconos, LLC**, 1 Great Wolf Drive, Scotrun, PA 18355. This proposed facility is located in Pocono Township, **Monroe County**.

Description of Proposed Action: Issuance of Water Quality Management Permit. This project involves modification of the existing 0.09 mgd Great Wolf Lodge Sewage Treatment Plant to provide an additional equalization tank for the facility.

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

WQM Permit No. 2806404, Sewerage, **Rodney Mose**, 2779 Grand Point Road, Chambersburg, PA 17201. This proposed facility is located in Greene Township, **Franklin County**.

Description of Proposed Action/Activity: Approval of the construction/operation of sewerage facilities consisting of a small flow individual residence spray irrigation system for denitrification consisting of a septic tank, effluent filter, chlorine disinfection and sprayfield to serve their single family residence.

WQM Permit No. 2101402, Transfer 1, Sewerage, **Cam Nip Management, LLC**, 575 Underhill Boulevard, Suite 125, Syosset, NY 11791. This proposed facility is located in Dickinson Township, **Cumberland County**.

Description of Proposed Action/Activity: Permit Transfer.

WQM Permit No. WQG02280601, Sewerage, **Guilford Township Authority**, 115 Spring Valley Road, Chambersburg, PA 17201. This proposed facility is located in Guilford Township, **Franklin County**.

Description of Proposed Action/Activity: Approval of the construction/operation of the Woodstock Diversion Pump Station.

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

WQM Permit No. 01470601, Sewerage 4952. **Scott P. Singer**, 131 Waltmyer Road, Turbotville, PA 17772. This proposed facility is located in Anthony Township, **Montour County**.

Description of Proposed Action/Activity: Applicant is granted a Water Quality Management General permit for the installation of a small flow wastewater treatment plant.

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

WQM Permit No. 6306401, Sewerage, **Universal Electric Corporation**, 3089 Washington Pike, Bridgeville, PA 15017. This proposed facility is located in Cecil Township, **Washington County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of a 6,000 gpd sewage treatment plant.

WQM Permit No. WQG026105, Sewage, **Harmony Township Municipal Authority**, 2501 Woodland Road, Ambridge, PA 15003. This proposed facility is located in Harmony Township, **Beaver County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of Ridge Road and Cedar Avenue Areas sanitary sewer extension.

WQM Permit No. WQG026109, Sewerage, **Burgettstown-Smith Township Joint Sewer Authority**, 1616 Smith Township State Road, Atlasburg, PA 15004. This proposed facility is located in Mount Pleasant Township, **Washington County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of Cherry Valley Phase VIII pump station.

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

WQM Permit No. WQG018474, Sewerage, **Todd T. and Wendy A. Lowry**, 5624 Obed Heights, Edinboro, PA 16412. This proposed facility is located in McKean Township, **Erie County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

WQM Permit No. 2506404, Sewerage, **Mark Herrmann**, 9915 Jones Road, Erie, PA 16510. This proposed facility is located in Greene Township, **Erie County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

WQM Permit No. WQG018460, Sewerage, **Robert C. and Helen McCanna**, 8 Deer Run Road, Bradford, PA 16701. This proposed facility is located in Corydon Township, **McKean County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

WQM Permit No. WQG028301, Sewerage, **Farmington Township**, 32691 Route 66, P. O. Box 148, Leeper, PA 16233. This proposed facility is located in Farmington Township, **Clarion County**.

Description of Proposed Action/Activity: This project is for the construction of a pump station and sanitary sewer lines to serve SR 66 and the Crown area of Farmington Township and will be conveyed to the Farmington Township sewage treatment plant.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI011505015	Robert Cook 124 Woodview Lane Oxford, PA 19363	Chester	East Nottingham Township	West Branch Big Elk Creek (HQ-TSF-MF)

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI012306003	Penn State University Office of Physical Plant 101P University Park, PA 16802	Delaware	Middletown Township	Rocky Run/Chester Creek (HQ-CWF-MF)
PAI011506036	Hofstad Builders, Inc. 600 South Five Points Road West Chester, PA 19382	Chester	West Caln Township	Indian Spring Run (EV)

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>
PAI023903021(1)	Liberty Property Trust, LLP 1510 Valley Center Parkway Suite 240 Bethlehem, PA 18017	Lehigh	Upper Macungie Township.	Iron Run Creek HQ-CWF
PAI024506008	Knob Crest Associates P. O. Box 426 Shamokin Dam, PA 17876	Monroe	Mount Pocono Borough	Forest Hills Run HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI061606001	Farmington Township	Clarion	Farmington Township	Licking Creek CWF Toby Creek CWF Groemund Run CWF Foy Run CWF Walley Run CWF

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

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

List of NPDES and/or Other General Permit Types

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

General Permit Type—PAG-2

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Doylestown Township Bucks County	PAG2000906106	Carrollton Contractors 521 West Lancaster Road Haverford, PA 19041	Neshaminy Creek (TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Bristol Township and Borough Bucks County	PAG2000904004	Department of Transportation 7000 Geerdes Boulevard King of Prussia, PA 19406	Addams Hollow Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
East Rockhill Township Bucks County	PAG2000906058	Crest View, LLC 2300 Cattail Lane Perkasie, PA 18944	Three Mile Run (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Perkasie Borough Bucks County	PAG2000906100	Peter Zavitsanos P. O. Box 412 Gwynedd Valley, PA 19437	East Branch Perkiomen Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Bensalem Township Bucks County	PAG2000906039	School Lane Charter School 2400 Bristol Pike Bensalem, PA 19020	Delaware/Poquessing Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Wrightstown Township Bucks County	PAG2000905138	Orleans Homebuilders, Inc. One Greenwood Square 3333 Street Road Bensalem, PA 19020	Jericho Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Wrightstown Township Bucks County	PAG2000906017	Toll Brothers, Inc. 374 Stoopville Road Newtown, PA 19040	Mill Creek South/Neshaminy Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Southampton Township Bucks County	PAG2000906007	Tilghman Builders, Inc. 19 Byberry Road Hatboro, PA 19040	Rock Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Bristol Township Bucks County	PAG20009050971	Department of Conservation and Natural Resources 3401 State Road Bensalem, PA 19020	Delaware River (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Morrisville Borough Bucks County	PAG2000906074	Toll Integrated Systems 449 South Pennsylvania Avenue Morrisville, PA 19067	Delaware River Canal (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Pennsbury Township Chester County	PAG2001506030	War and Dorothy Kissell 1382 Hickory Hill Road Chadds Ford, PA 19317	Brandywine Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
East Nottingham Township Chester County	PAG2001505034	William Hostetter 481 Limestone Road Oxford, PA 19363	UNT Tweed Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Springfield Township Delaware County	PAG20023030061	Claude deBotton 1604 Walnut Street Philadelphia, PA 19103	Darby Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Chichester Township Delaware County	PAG2002306009	ABF Freight System, Inc. P. O. Box 10048 Ft. Smith, AR 72917-0048	Marcus Hook Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Upper Chichester Township Delaware County	PAG2002303045	Upper Chichester Partners 3344 Market Street Twin Oaks, PA 19014	Marcus Hook Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Concord Township Delaware County	PAG2002306012	Bodo Development Corporation 202 Coventry Lane Media, PA 19063	Green Creek/West Branch Chester Creek (CWF, MF/TSF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Chester Township Delaware County	PAG2002306032	Fleetman Family, LTD Partnership 35 Stanley Drive Aston, PA 19014	Chester Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Montgomery Township Montgomery County	PAG2004606013	Commerce Bank 11000 Atrium Way Mt. Laurel, NJ 08054	Little Neshaminy Creek (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Salford Township Montgomery County	PAG2004606075	Advent Lutheran Church 470 Landis Road Harleysville, PA 19438	West Branch Perkiomen and East Branch Skippack Creek	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Upper Dublin Township Montgomery County	PAG2004606087	Liberty Property, LP 500 Chesterfield Parkway Malvern, PA 19355	Pine Run (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Montgomery Township Montgomery County	PAG20046051141	Moulton Builders 301 North Broad Street Lansdale, PA 19446	West Branch Neshaminy Creek	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Towamencin Township Montgomery County	PAG2004605144	Real Pro Enterprises 2310 North Broad Street Colmar, PA 18915	Towamencin Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Limerick Township Montgomery County	PAG2004605210	Paul Henry 52 Keen Road Linfield, PA 19468	Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG2015106014	Philadelphia Housing Authority 12 South 23rd Street Philadelphia, PA 19103	Combined Sewers-Delaware River (WWF, MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
South Abington Township Lackawanna County	PAG2003506017	William Stevens 322 Northern Blvd. P. O. Box 421 Chinchilla, PA 18410	Summit Lake Creek TSF	Lackawanna Co. Cons. Dist. (570) 281-9495
Washington Township Schuylkill County	PAG2005406012	Trent Stauffer 91 Mill Rd. Myerstown, PA 17067	Little Swatara Creek 1200 Feet CWF	Schuylkill Co. Cons. Dist. (570) 622-3742
Lehigh Township Northampton County	PAG2004806031	Cathy Gabel 614 Cherryville Rd. Cherryville, PA 18035	Tributaries to Lehigh River (PA 903 Bridge to Allentown Dam) CWF	Northampton Co. Cons. Dist. (610) 746-1971
Exeter Borough Luzerne County	PAG2004005042	Lehigh Construction Attn: Frank Braccini 295 Schooley Ave. Exeter, PA 18643	Hicks Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991

NOTICES

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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 & Phone No.</i>
Dallas Township Luzerne County	PAG2004006021	Joseph Murphy Masonic Village at Dallas One Masonic Drive Elizabethtown, PA 17022 and Matthew Hartzler Warfel Construction Co. P. O. Box 4488 Lancaster, PA 17604	Toby Creek CWF	Luzerne Co. Cons. Dist. (570) 674-7991
East St. Clair Township Bedford County	PAG2030506005	Thomas Otis 3281 Valley Road Fishertown, PA 15539	Stone Creek WWF	Bedford County Conservation District 702 West Pitt Street, Suite 3 Bedford, PA 15522 (814) 623-8099, Ext. 4
Spring Township Berks County	PAG2000606048	Douglas Young Douglas Young Builders 2308 Lancaster Pike Reading, PA 19607	Little Muddy Creek WWF	Berks County Conservation District 1238 County Welfare Road P. O. Box 520 Leesport, PA 19533-0520 (610) 372-4657, Ext. 201
Union Township Lebanon County	PAG2003806011	Andrew Lautenbach Amerada Hess Corporation One Hess Plaza Woodbridge, NJ 07095	Swatara Creek WWF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
Union Township Lebanon County	PAG2003806019	Anthony Fitzgibbons 279 N. Zinns Mill Road Suite D Lebanon, PA 17042	Forge Creek WWF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
Jackson Township Lebanon County	PAG2003806014	Delmar Stauffer 1274 Hilltop Road Myerstown, PA 17067	Swatara Creek WWF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
Cornwall Borough Lebanon County	PAG2003805044	John Byler Byler Management Co. LLC 1821 Oregon Pike Lancaster, PA 17601	Furthermost Uplands of Snitz Creek TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4
Cornwall Borough Lebanon County	PAG2003806020	Joseph H. Schott 2166 Quentin Road Lebanon, PA 17042	Snitz Creek TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 (717) 272-3908, Ext. 4

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
1270 Fairfield Road at Deatrck Drive Cumberland Township Adams County	PAR100138R	David L. Sites Realty Leasing & Management 1270 Fairfield Road Gettysburg, PA 17325 and Keith Sunderman/VP S&A Custom Built Homes, Inc. 2121 Old Gatesburg Rd. Suite 200 State College, PA 16803 and Cumberland Township (Co-applicant) 1370 Fairfield Road Gettysburg, PA 17325 and James Williams, Pres. (Co-applicant) C. E. Williams Sons, Inc. 1141 Highland Ave Rd Gettysburg, PA 17325	Willoughby Run WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Between Highland Avenue and Route 15 Mount Joy Township Adams County	PAG2000105013	Gary Weiland 126 Heritage Drive Gettysburg, PA 17325	Rock Creek WWF	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 (717) 334-0636
Columbia County Briar Creek Township Briar Creek Borough	PAG2001906009	Berwick Area Joint Sewer Authority 1108 Freas Avenue Berwick, PA 18603	Briar Creek and Susquehanna River CWF	Columbia County Conservation District 702 Sawmill Rd, Suite 204 Bloomsburg, PA 17815 (570) 784-1310, Ext. 102
Lycoming County Piatt Township	PAG2004106010	Raye and Thomas Bierly 239 Zionview Road Jersey Shore, PA 17740	UNT to West Branch Susquehanna River WWF	Lycoming County Conservation District 542 County Farm Road Suite 202 Montoursville, PA 17754 (570) 433-3003
Lycoming County Jersey Shore Borough	PAG2004106011	Jersey Shore Hospital Lou Ditzel 1020 Thompson Street Jersey Shore, PA 17740	UNT to West Branch Susquehanna River WWF	Lycoming County Conservation District 542 County Farm Road Suite 202 Montoursville, PA 17754 (570) 433-3003
Lycoming County Mifflin Township	PAG2004106013	PPL Gas Utilities 651 Delp Road Lancaster, PA 17601	UNT to Larry's Creek WWF	Lycoming County Conservation District 542 County Farm Road Suite 202 Montoursville, PA 17754 (570) 433-3003
Allegheny County Robinson Township	PAR10A4281R	Secor Corporation 2559 Washington Road Pittsburgh, PA 15241	Chartiers Creek (WWF)	Allegheny County CD (412) 241-7645
Allegheny County South Fayette Township	PAR10A528R	Secor Corporation 2559 Washington Road Pittsburgh, PA 15241	Coal Run (WWF)	Allegheny County CD (412) 241-7645

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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 & Phone No.</i>
Allegheny County Pittsburgh	PAG2000206016	Carnegie Mellon University 5000 Forbes Avenue Pittsburgh, PA 15213	Monongahela River (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Findlay Township	PAG2000206023	Sahrista Development, Inc. 104 Kenyon Road Pittsburgh, PA 15205	Montour Run (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Turtle Creek Borough	PAG2000206039	Woodland Hills School District 2430 Greensburg Pike Pittsburgh, PA 15221	Turtle Creek (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Robinson Township	PAG2000206040	No. 1 Cochran Automotive 4520 William Penn Highway Monroeville, PA 15146	Campbells Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County West Mifflin Borough	PAG2000206044	Voyager Jet Center Allegheny County Airport No. 43 Lebanon Church Road West Mifflin, PA 15122-2605	Monongahela River (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Dormont Borough Mt. Lebanon	PAG2000206045	Keystone Oaks School District 1000 Kelton Avenue Pittsburgh, PA 15216	Sawmill Run (WWF)	Allegheny County CD (412) 241-7645
Allegheny County Pine Township	PAG2000206051	Gary R. Bolin 1906 Oakhurst Drive Allison Park, PA 15101	Montour Run (TSF)	Allegheny County CD (412) 241-7645
Allegheny County Robinson Township	PAG2000206062	Bearmate Land Development, Inc. 116 Shingle Hollow Road Harmony, PA 16037	Campbells Run (WWF)	Allegheny County CD (412) 241-7645
Washington County South Strabane Township	PAG20063060101	The Foundry Phase 1B The Foundry at South Strabane, LLC 5252 East 82nd Street Suite 300 Indianapolis, IN 46250 Pepper Construction Company 1850 West 15th Street Indianapolis, IN 46202	Tributary of Chartiers Creek (WWF)	Washington County CD (724) 228-6774
Clarion County Farmington Township	PAG2061606007	Passive Mine Drainage Treatment Farmington Township P. O. Box 148 Leeper, PA 16233	Little Coon Run CWF	Dept. Environmental Protection (814) 332-6984
Erie County Millcreek Township	PAG2002506016	St. Mary's Home of Erie 607 E. 26th Street Erie, PA 16504	Lake Erie	Erie Conservation District (814) 825-6403
Erie County Summit Township	PAG2002506027	Porreco Nissan P. O. Box 3086 Erie, PA 16508	LeBoeuf Creek TSF	Erie Conservation District (814) 825-6403
Penn Township Clearfield County	PAG2101706002	BAMR P. O. Box 8476 Harrisburg, PA 17105-8476	Kratzer Run to Anderson Creek (CWF)	BAMR P. O. Box 8476 Harrisburg, PA 17105-8476 (717) 783-1311

*General Permit Type—PAG-3**Facility Location:*

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Allentown City Lehigh County	PAR232210	AERC.com, Inc. 2591 Mitchell Avenue Allentown, PA 18103	Trout Creek CWF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-2511 (570) 826-2511
Lehigh County Bethlehem City	PAR202202	Air Products & Chemicals, Inc. Gardner Cryogenics 2136 City Line Road Bethlehem, PA 18017	UNT to Lehigh River CWF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-2511 (570) 826-2511
Franklin County Waynesboro Borough	PAR113511	Cinetic Landis Grinding Corporation 20 East 6th Street Waynesboro, PA 17268	UNT East Branch Antietam Creek CWF/13-C	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Franklin County Waynesboro Borough	PAR113543	York Refrigeration (Frick) 100 CV Avenue Waynesboro, PA 17268-0997	West Branch Antietam Creek CWF/13-C	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Quarryville Borough	PAR603511	James Groff & Son, Inc. 17 North Hess Street Quarryville, PA 17566-1221	UNT To South Fork Big Beaver Creek TSF/7-K	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Mifflinburg Union County	PAR224812	Yorktowne, Inc 5 North Eighth Street Mifflinburg, PA 17844-1003	UNT to Buffalo Creek CWF	Water Management Program Manager 208 West Third Street Williamsport, PA 17701 (570) 327 3664

*General Permit Type—PAG-4**Facility Location:*

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Westtown Township Chester County	PAG040052	Edward P. Harvey 1132 Cardinal Drive West Chester, PA 19382	UNT to the Chester Creek Watershed 3G-Darby Crum	Southeast Regional Office 2 East Main Street Norristown, PA 19401
Bedford County Liberty Township	PAG043849	Saxton Congregational Church of Jehovah's Witness—Gary Peters 122 Pioneer Trail Lane Saxton, PA 16678-9718	UNT Sugar Camp Run WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Anthony Township Montour County	PAG045219	Scott P Singer 131 Waltimyer Rd. Turbotville, PA 17772	McKee Run WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
McKean Township Erie County	PAG049265	Todd T. and Wendy A. Lowry 5624 Obed Heights Edinboro, PA 16412	UNT to Lamson Run, 15-EC	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 & Phone No.</i>
McKees Rocks Borough Allegheny County	PAG056106	Sunoco, Inc. 350 Eagleview Boulevard Suite 300 Exton, PA 19341	Chartiers Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000
Robinson Township Allegheny County	PAG056158	Sunoco, Inc. 5733 Butler Street Pittsburgh, PA 15201	Moon Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000
Peters Township Washington County	PAG056103	Snyder's Automotive Service 801 East McMurray Road Venetia, PA 15367	UNT to Brush Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

General Permit Type—PAG-8 (SSN)

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Berks County Windsor Township	PAG080002 PAG080005 PAG080011 PAG080013 PAG080017 PAG080018 PAG083522 PAG083551	Jesse Baro, Inc. 4 Quarry Road Douglassville, PA 19518	Dean Adams Farm	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707

General Permit Type—PAG-9 (SSN)

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
City of St. Marys Elk County	PAG098309	Buerk's Septic Service 1039 Bruxelles Street St. Marys, PA 15857	Ron Buerk Farm Biosolids Site 1501 Rosely Road St. Marys, PA 15857	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

PUBLIC WATER SUPPLY (PWS) PERMITS

The Department of Environmental Protection has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

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

Pennsylvania Bulletin, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 0606508 MA, Minor Amendment, Public Water Supply.

Applicant	Hamburg Municipal Authority
Municipality	Hamburg Borough
County	Berks
Type of Facility	Addition of a cyclone separator and a rate of flow control valve to existing system.
Consulting Engineer	Gregory T. Unger, P. E. Systems Design Engineering, Inc. 1032 James Drive Leesport, PA 19533

Permit to Construct Issued: 7/31/2006

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

EMERGENCY Permit issued to **Village of Rockingham**, 124 Robin Street, Cairnbrook, PA 15924, (PWS ID 4560023) Shade Township, **Somerset County** on July 26, 2006 for the use of a 5,000 gallon water storage tank.

Operations Permit issued to **Jennerstown Municipal Authority**, P. O. Box 99, School and Saylor Streets, Jennerstown, PA 15547, (PWS ID 4560038) Jenner Township, **Somerset County** on August 1, 2006 for the operation of facilities approved under Construction Permit No. 5600502.

Operations Permit issued to **Carrolltown Borough Municipal Authority**, P. O. Box 307, 140 East Carroll Street, Carrolltown, PA 15722, (PWS ID 4110004) East Carroll Township, **Cambria County** on August 1, 2006 for the operation of facilities approved under Construction Permit No. 1106501MA.

Permit No. 0406502MA, Minor Amendment. Public Water Supply.

Applicant	Beaver Falls Municipal Authority, 1426 8th Avenue P. O. Box 400 Beaver Falls, PA 15010
Borough or Township	Patterson Township
County	Beaver
Type of Facility	Patterson water tank No.1
Consulting Engineer	Michael Baker, Jr., Inc. 4301 Dutch Ridge Road Beaver PA 15009
Permit to Construct Issued	July 17, 2006

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

Transfer of Operations Permit issued to **Hayfield Estates LLC**, 18539 Reservoir Road, Saegertown, PA 16433, PWS ID 6200049, Hayfield Township, **Crawford County**. Permit No. 2089505-T2, issued July 27, 2006, reflecting change of ownership of the Hayfield Estates Mobile Home Park.

Operations Permit issued to **Lewis Run Borough**, 60 Main Street, Lewis Run PA 16738, PWSID 6420020, Lewis Run Borough, **McKean County**. Permit No. EMER OP 4206501, issued for the operation of the emergency interconnection between Lewis Run Borough and the Bradford City Water Authority, issued July 27, 2006.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

Borough or Township	Borough or Township Address	County
Franklin Township	150 Century Lane Dillsburg, PA 17019	York

Plan Description: Lorin and Sandra Stough, A3-67923-259-2: The plan consists of an existing single-family residential subdivision with two undeveloped lots (Lots 6 and 7) and one developed lot (Lot 5), all served by individual on-lot sewage disposal systems and water supplies. Lot 5 was permitted for a denitrification system. The proposed development is located on the east side of Capitol Hill, between Scotch Pine Road and Meadowview Drive in Franklin Township, York County. The plan was disapproved because an incorrect recharge rate was apparently used in the calculations for the preliminary hydrogeologic study. When the correct value is used, the onsite sewage systems in the subdivision, as proposed, will pollute the groundwater. Pollution of the water of the Commonwealth is a violation of the PA Clean Streams Laws. Such a condition is considered a nuisance and is prohibited.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

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

tion supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the Environmental Cleanup Program manager in the Department regional office after which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

HiLine Storage System, East Rockhill Township, **Bucks County**. Douglas B. Scott, Walter B. Satterthwaite Assoc., Inc., 720 Old Fern Hill Rd., West Chester, PA19380 on behalf of Timothy Hughes, Rock Hill Assoc., LP and Rock Hill GP, LLC., 211 Commerce Dr., Montgomeryville, PA 18936 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents and lead. The report is intended to document remediation of the site to meet the Statewide Health Standard and Site-Specific Standard.

Leverington Holdings, City of Philadelphia, **Philadelphia County**. Craig Herr, RT Environmental Svcs., Inc., 215 W. Church Rd., King of Prussia, PA 19406 on behalf of John Capoferri, Leverington Holding, LP, 310 S. Easton Rd. Glenside, PA 19038 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with other organics. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Gitlin Residence, upper Dublin Township, **Montgomery County**. Mark Hawkins, Walter B. Satterthwaite Assoc., Inc., 720 Old Fern Hill Rd., West Chester, PA 19380 on behalf of Phyllis Gitlin, 1723 Benjamin Dr., Ambler, PA 19002 has submitted a Final Report concerning remediation of site soil contaminated with No. 2. Fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Flats Redevelopment Site. City of Coatesville, **Chester County**. Sharon Smith, Weston Solutions, Inc., 1400 Weston Way, West Chester, PA 19380 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with inorganic and organic compounds. The report is intended to document remediation of the site to meet the Site-Specific Standard.

PECO Doylestown MGP, Doylestown, **Bucks County**. Bruce Middletown, P. G. Jacques Whitford Company, 450 S. Graves Rd. Suite, 105, Plymouth Meeting, PA 19462 on behalf of Jack Stein, Keystone Volvo, 235 Main St., Doylestown, PA 18901 has submitted a Cleanup Plan concerning remediation of site soil and groundwater contaminated with lead, inorganics, PAH's and other organics. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

Middlesex Elementary School, Cumberland Valley School District, Middlesex Township, **Cumberland County**. ARM Group, Inc. 1129 W. Governor Road, P. O. Box 797, Hershey, PA 17033-0797, on behalf of Cumberland Valley School District, 6746 Carlisle Pike, Mechanicsburg, PA 17050, submitted a Final Report concerning remediation of site soils and groundwater contaminated with a heating oil release from an AST. The report is intended to document remediation of the site to the residential Statewide Health Standard. The report was submitted under the Department's Low Risk policy.

Lakeview Mobile Home Park, Gene Kulp Residence, Mount Joy Township, **Lancaster County**. ARM Group, Inc., 1129 W. Governor Road, P. O. Box 797, Elizabethtown, PA 17033-0797, on behalf of Charles Bailey, 1501 Mill Road, Elizabethtown, PA 17022, submitted a Final Report within 90 days of a release concerning remediation of site soils contaminated with heating oil. The report is intended to document remediation of the site to the Statewide Health Standard. The property is a private residence and will remain the same in the future.

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

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

Mellisa A. Burns, City of Shamokin, **Northumberland County**. Northridge Group Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Mellisa A. Burns, 122 East Arch St., Shamokin, PA 17872 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 heating oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Nu-Brite Chemical Company, Haysville Borough, **Allegheny County**. Steve McGuire, Veolia Water/NA Water Systems, 250 Airside Drive, Moon Township, PA 15108 (on behalf of Andrzej Bernat, Nu-Brite Chemical Company, 2505 Rue de la Metropole, Longueuil, Quebec J4G 1E5) has submitted a Revised Remedial Investigation Report, Risk Assessment Report, Cleanup Plan and a Final Report concerning remediation of site soil and groundwater contaminated with organic solvents, lead and arsenic. The reports are intended to document remediation of the site to meet the Site-Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

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

The Department has received the following plans and reports:

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

Darby Creek Jt. Auth., Sewage Treatment Plt., Upper Darby Township, **Delaware County.** Charles Catania, Catania Engineering Assoc., Inc., 520 W.

MacDade Blvd., Milmont Park, PA 19033 and Edward Kashdam, Gannett Fleming, Inc., P. O. Box 80794, Valley Forge, PA 19484 on behalf of Charles Barton, Darby Creek Joint Authority, 100 E. Fifth St., P. O. Box 999, Chester, PA 19016 has submitted a Remedial Investigation and Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with PCB, lead, heavy metals, PHC, PAH and pesticides. The Remedial Investigation Report and Risk Assessment Report was approved by the Department on February 23, 2006.

PECO Doylestown MGP, Doylestown Borough, **Bucks County.** Bruce Middletown, P. G. Jacques Whitford Company, 450 S. Graves Rd., Suite, 105, Plymouth Meeting, PA 19462 on behalf of Jack Stein, Keystone Volvo, 235 Main St., Doylestown, PA 18901 has submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with lead, inorganics, PAHs and other organics. The Remedial Investigation Report was approved by the Department on July 25, 2006.

Crown Cork & Seal Fac., City of Philadelphia, **Philadelphia County.** Peter Beyer, REM, 856 Springdale, Dr., Exton, PA 19341 on behalf of Revi Chawla, St. Prop., 12700 Townsend Rd., Philadelphia, PA 19154 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents, MTBE, other organics, No. 5 fuel oil, PAHs and unleaded gasoline. The Final Report demonstrated attainment of the Statewide Health Standard and Site-Specific Standard was approved by the Department on July 26, 2006.

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

Inglis Gardens at Elmwood, City of Philadelphia, **Philadelphia County.** Scott Smith, Powell-Harstead, Inc., 800 E. Washington St., West Chester, PA 19380 on behalf of Arthuret Morris-Stone, Inglis Housing Corp., 2600 Belmont Ave., and Philadelphia, PA 19193 has submitted a Final Report concerning the remediation of site soil contaminated with other organic. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on June 23, 2006.

Five Points Shopping Center, West Goshen Township, **Chester County.** Phil Gray, Phoenix Geo Environmental LLC, 73 Wethersfield Circle, Telford, PA 18969 on behalf of Gloria Terranova, 7 Summit Dr., Glen Mills, PA 19342 has submitted a Remedial Investigation Report and Final Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents. The Remedial Investigation and Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on May 16, 2006.

Georgia Pacific Connelly Fac., Lower Merion Township, **Montgomery County.** Jeffrey Walsh, Penn Env. & Remediation, Inc., on behalf of Richard Heany, Righter's Ferry Assoc., LP, 700 S. Henderson Rd., Suite, 225, King of Prussia, PA 19406 has submitted a Remedial Investigation/Risk Investigation Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with petroleum hydrocarbon compounds and VOCs. The Remedial Investigation/Risk Investigation Report and Cleanup Plan was disapproved by the Department on May 26, 2006.

Nicolet Industries Site, Ambler Borough, **Montgomery County.** Darryl Borell, Manko, Gold, Katcher & Fox, LLP, 401 City Line Ave., Suite, 500 Bala Cynwyd, PA 19004 on behalf of Arnold Frumin, AMA/American Mar-

keting Assoc., Inc., 57 Old Post No. 2 Road, Greenwich, CT 06830 has submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with PAH's. The Remedial Investigation Report was approved by the Department on June 27, 2006.

Colorcon, Inc., Upper Gwynedd Township, **Montgomery County**. Rick Wroblewski, ERM Inc., 350 Eagleview Blvd., Suite, 200, Exton, PA 19341 on behalf of Terri Johnson, Colorcon, Inc., 415 Moyer Blvd., West Point, PA 19485 has submitted a Final Report concerning the remediation of site groundwater contaminated with inorganics. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on June 29, 2006.

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

Bayliss Oldsmobile/Saturn of Reading, Muhlenberg Township, **Berks County**. Alliance Environmental Services, Inc. 1820 Linglestown Road, Harrisburg, PA 17110, on behalf of Kommakle LP, 2526 Centre Avenue, Reading, PA 19605, submitted a Final Report concerning remediation of site soils and groundwater contaminated with TCE and petroleum hydrocarbons. The Final Report demonstrated attainment of a nonresidential Statewide Health Standard, and was approved by the Department on July 28, 2006.

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

Exxon Services Station No. 22387 (Former), City of Pittsburgh **Allegheny County**. Gary Antoinette, Geologic Services Corporation, 129 McCarrell Lane, Suite 2B, Zelienople, PA 16063 on behalf of Exxon Mobil Corporation, 220 Commerce Drive, Suite 205, Ft. Washington, PA 19034 has submitted a Remedial Investigation, Risk Assessment and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with lead, BTEX and MTBE. The Remedial Investigation, Risk Assessment and Cleanup Plan were approved by the Department on July 20, 2006.

Liberty Park Development Site, City of Pittsburgh, **Allegheny County**. Joseph M. Harrick, Penn Environmental and Remediation Inc., 359 Northgate Drive, Warrendale, PA 15066 on behalf of John Coyne, P. E., Director of Engineering and Construction, Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219 has submitted a Remedial Investigation Report/Final Report concerning the remediation of site groundwater contaminated with chlorinated solvents. The Remedial Investigation/Final Report was approved by the Department on April 7, 2006, The Final Report demonstrated attainment of the Site-Specific Standard.

RESIDUAL WASTE GENERAL PERMITS

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

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

General Permit No. WMGI005. Merck & Co., Inc., 770 Sumneytown Pike, West Point PA 19486-0004. General Permit No. WMGI005 authorizes processing of infectious waste through chemical and thermal inactivation. The permit was renewed by Central Office on July 27, 2006.

The renewed general permit covers the following Merck & Co., Inc. facilities:

Merck & Co., Inc., West Point, 770 Sumneytown Pike, West Point, PA 19486-0004 (WMGI005A)

Merck & Co., Inc., Cherokee, 100 Avenue C, Riverside, PA 17868 (WMGI005B)

Merck & Co., Inc., Wayne, 466 Devon Park Drive, Wayne, PA 19087 (WMGI005C)

Merck & Co., Inc., MRL North Wales, 502 and 503 Louise Lane, 140 Wissahickon Avenue, North Wales, PA 19545 (WMGI005D)

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

General Permit No. WMGI005D002. Centocor Inc., 200 Great Valley Parkway, Malvern PA 19355-1312. General Permit No. WMGI005 authorizes processing of infectious waste through chemical and thermal inactivation. The permit was renewed by Central Office on July 27, 2006.

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

AIR QUALITY

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

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

15-310-047GP: Limestone Properties, LLC (1020 Broad Run Road, Landenberg, PA 19350) on July 27, 2006, to operate a crusher/screening equipment in Avondale Borough, **Chester County**.

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

GP3-67-05098: O-N Minerals (PenRoc) Company, LP (P. O. Box 1967, 100 South Zarfoss Drive, York, PA 17405) on July 24, 2006, for Portable Nonmetallic Mineral Processing Plants under GP3 in West Manchester Township, **York County**.

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

GP5-32-00357: The Peoples Natural Gas Co. (1201 Pitt Street, Pittsburgh, PA 15221) on July 24, 2006, to operate a compressor engine at Creekside Compressor Station in White 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, 2 East Main Street, Norristown, PA 19401; Thomas McGinley, New Source Review Chief, (484) 250-5920.

46-0005AA: Merck and Co., Inc. (770 Summeytown Pike, West Point, PA 19486) on July 26, 2006, to operate a disinfectant operation in Upper Gwynedd Township, **Montgomery County**.

09-0087E: Air Products and Chemicals Inc. (351 Phila Avenue, Morrisville, PA 19067) on July 27, 2006, to revise the permit of a silicon tetrofluoride production process in Falls Township, **Bucks County**.

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

45-399-016: Sanofi Pasteur, Inc. (Discovery Drive, Swiftwater, PA 18370) on July 25, 2006, to construct a vaccine manufacturing process in Pocono Township, **Monroe County**.

45-02-076: Sanofi Pasteur, Inc. (Discovery Drive, Swiftwater, PA 18370) on July 25, 2006, to construct two natural gas/No. 2 fuel oil fired boilers in Pocono Township, **Monroe County**.

45-329-001: Sanofi Pasteur, Inc. (Discovery Drive, Swiftwater, PA 18370) on July 25, 2006, to construct three emergency generators in Pocono Township, **Monroe County**.

66-315-046: Procter and Gamble Paper Products Co. (P. O. Box 32, Mehoopany, PA 18629) on July 20, 2006, to modify the 2M paper machine in Washington Township, **Wyoming County**.

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

36-03162A: Ivy Creek Custom Cabinetry, Inc. (449 Running Pump Road, Suite 113, Lancaster, PA 17603-2250) on July 25, 2006, to construct a custom cabinet facility, including two surface coating booths in East Hempfield Township, **Lancaster County**.

38-03051A: Grace Alloys (200 East Richland Avenue, Myerstown, PA 17067-1545) on July 31, 2006, to install a secondary aluminum sweat furnace in Myerstown Borough, **Lebanon County**.

67-03103A: Gerhardt USA (400 East Locust Street, Dallastown, PA 17313-1902) on July 31, 2006, to construct a hard chrome plating line in Dallastown Borough, **York County**.

67-03136A: Service Tire Truck Center, Inc. (3403 Concord Road, York, PA 17402) on July 26, 2006, to install a truck retreading process in Springettsbury Township, **York County**.

67-05049A: Oldcastle APG Northeast, Inc. (1 Connelly Road, Emigsville, PA 17318) on July 25, 2006, to install a concrete block coating system and to vent several existing fabric filters to atmosphere in Manchester Township, **York County**.

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

10-350A: Cloverleaf Group, Inc. (1 Trueserve Way, East Butler, PA 16029) on July 18, 2006, to construct the various process needed for the point of purchase display manufacturing operation (NAICS 323100) in East Butler Borough, **Butler County**. This is a State-only facility.

42-206B: Holm Industries (700 1/2 Elk Avenue, Kane, PA 16735) on July 19, 2006, to modify existing plan approval language regarding ph limits for the scrubber control device at the Kane facility in the Borough of Kane, **McKean County**.

25-1006A: Lake Erie Bio-fuels, LLC (1001 State Street, Erie, PA 16501-1814) on July 20, 2006, to construct a bio-diesel production plant in City of Erie, **Erie County**. This is a State-only facility.

42-172A: Hexion Specialty Chemicals, Inc. (Hutchins Road, Mt. Jewett, PA 16740) on July 25, 2006, to modify plan approvals 42-302-021A and 42-399-017A to reflect conditions that are no longer applicable for the facility in Sergeant Township, **McKean County**. The facility is a Natural Minor.

24-012F: C/G Electrodes LLC—St. Marys Plant (800 Theresia Street, St. Marys, PA 15857-1898) on July 31, 2006, to construct two car bottom baking kilns Nos. 493 and 494 exhausting to existing thermal incinerator and wet-limestone scrubber in St. Marys City, **Elk County**. This is a Title V facility.

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

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

23-0024D: Hanson Aggregates PA, Inc. (P. O. Box 231, Easton, PA 18044) on July 24, 2006, to operate two baghouses in Middletown Township, **Delaware County**.

23-0059: Lyondell Chemical Co. (3801 West Chester Pike, Newtown Square, PA 19073) on July 24, 2006, to operate an integrated propylene oxide pilot unit in Newtown Township, **Delaware County**.

46-0169A: H & N Packaging Inc. (92 County Line Road, Colmar, PA 18915) on July 24, 2006, to operate a graphic arts facility in Hatfield Township, **Montgomery County**.

46-0169B: H & N Packaging Inc. (92 County Line Road, Colmar, PA 18915) on July 24, 2006, to operate a five color flexographic printing presses in Hatfield Township, **Montgomery County**.

23-0001W: Sunoco, Inc.—R & M (P. O. Box 426, Marcus Hook, PA 19061-0426) on July 24, 2006, to operate a desulphurize gasoline (Tier II) in Marcus Hook Borough, **Delaware County**.

46-0035B: SmithKline Beecham d/b/a GlaxoSmith-Kline (709 Swedeland Road, King of Prussia, PA 19406) on July 24, 2006, to operate an emergency electric generator in Upper Merion Township, **Montgomery County**.

23-0001Z: Sunoco, Inc.—R & M (P. O. Box 426, Marcus Hook, PA 19061-0426) on July 28, 2006, to operate four (4) auxiliary boilers in Marcus Hook Borough, **Delaware County**.

09-0143A: Naceville Materials (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on July 28, 2006, to operate a scalping screen and conveyors in West Rockhill Township, **Bucks County**.

23-0012: Epsilon Product Co., LLC (Post Road and Blueball Avenue, P. O. Box 432, Marcus Hook, PA 19061) on July 31, 2006, to operate a plant 2 and thermal oxidizer in Marcus Hook Borough, **Delaware County**.

23-0089: FPL Energy Marcus Hook, LP (P. O. Box 426 Delaware Avenue and Green Street, Marcus Hook, PA 19061) on July 31, 2006, to operate a 750 megawatt (MW) combined cycle in Marcus Hook Borough, **Delaware County**.

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

01-05016G: ISP Minerals, Inc. (P. O. Box O, 1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214-0914) on July 21, 2006, to install a new Headlap Plant in Hamiltonban Township, **Adams County**. This plan approval was extended.

28-05040A: INGENCO (2250 Dabney Road, Richmond, VA 23230) on June 1, 2006, to increase use of landfill gas for up to 96% of heat input at their existing electric generating facility in Peters Township, **Franklin County**. This plan approval was extended.

67-05001B: LWB Refractories (320 Baker Road, P. O. Box 1189, York, PA 17405-1189) on July 31, 2006, to install a regenerative thermal oxidizer on Tunnel Kilns TK5 and TK6 in West Manchester Township, **York County**. This plan approval was extended.

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

30-00077A: Texas Eastern Transmission, LP (P. O. Box 1642, Houston, TX) on July 25, 2006, to allow time for review of the source testing report at the Holbrook Compressor Station in Richhill Township, **Greene County**. This plan approval was extended.

04-00013B: Jewel Acquisition, LLC (100 River Road, Brackenridge, PA 15014) on July 25, 2006, to conduct an initial operating permit inspection at the Midland Facility in Midland Borough, **Beaver County**. This plan approval was extended.

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

43-270B: CCL Container (One Llodio Drive, Hermitage, PA 16148-9015) on July 31, 2006, to replace an existing 15,000 cfm incinerator with a new 45,000 cfm regenerative thermal oxidizer and to install an additional aluminum container line rated at 180 cans per minute in Hermitage City, **Mercer County**. This is a Title V facility.

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

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

36-05027: R. R. Donnelley and Sons Co. (216 Greenfield Road, Lancaster, PA 17601-5885) on July 28, 2006, to install a printing press (Goss S-3000) to replace an existing unit in City of Lancaster, **Lancaster County**. This operating permit was administratively amended to incorporate the following Plan Approvals 36-05027C, 36-05027E and 36-05027F. This is revision No. 1.

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; Ronald Davis, New Source Review Chief, (717) 705-4702.

06-05005: Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9467) on July 24, 2006, to operate their limestone crushing and asphalt plants at the quarry in Oley Township, **Berks County**.

07-03049: A. P. Green Refractories, Inc. (R. R. 1, Box 588D, Claysburg, PA 16625) on July 24, 2006, to operate a refractory manufacturing facility in Greenfield Township, **Blair County**. This operating permit was administratively amended to incorporate Plan Approval 07-03049A. This is revision No. 1.

21-05040: Valley Quarries, Inc. (470 Newville Road, Shippensburg, PA 17257-9504) on July 27, 2006, to construct a triple deck screen to replace a double deck screen for the Shippensburg facility in Southampton Township, **Cumberland County**. This is a renewal of the State-only operating permit.

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

63-00901: Allegheny Millwork and Lumber Co. (104 Commerce Boulevard, Lawrence, PA 15055) on July 18, 2006, to operate a custom millwork facility in Cecil Township, **Washington County**.

03-00188: Carson Industries, Inc. (189 Foreman Road, Freeport, PA 16229) on July 25, 2006, for an aluminum giftware manufacturing facility in South Buffalo Township, **Armstrong County**.

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

61-00187: SMS Millcraft—Oil City (671 Colbert Avenue, PA 16301) on July 18, 2006, for a Natural Minor Operating Permit to operate the Plating and Polishing Plant in Oil City, **Venango County**.

42-00133: Collins Pine Cos.—Kane Hardwood—Kane Borough (95 Hardwood Drive, PA 16735) on July 13, 2006, for a Natural Minor Operating Permit to operate the Sawmill and Planning Mills Plant in Kane Borough, **McKean County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Actions

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

03830116 and NPDES Permit No. PA0599727. Walter L. Houser Coal Co., Inc. (12968 U. S. Route 422, Kittanning, PA 16201-5446). Permit revised to allow for mining activities on the central and eastern portions of the permit at an existing bituminous surface /auger mining site located in Kittanning Township, **Armstrong County**, affecting 812.0 acres. Receiving streams: UNTs of Mill Run to Cowanshannock Creek to the Allegheny River. Application received: April 12, 2006. Revised permit issued: July 24, 2006.

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

16060101 and NPDES Permit No. PA0258105. Ancient Sun, Inc. (P. O. Box 129, Shippensburg, PA 16254). Commencement, operation and restoration of a bituminous strip operation in Ashland Township, **Clarion County** affecting 23.0 acres. Receiving stream: UNT to Little East Sandy Creek. Application received: January 20, 2006. Permit Issued: July 25, 2006.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

14820103 and NPDES No. PA0611719. AMFIRE Mining Company, LLC. (One Energy Place, Latrobe, PA 15650). Transfer of an existing bituminous surface mine from Junior Coal Contracting, Inc. (2330 Six Mile Road, Philipsburg, PA 16866), located in Rush Township, **Centre County**, affecting 379.7 acres. Receiving streams: UNT to Trout Run and UNT to Moshannon Creek to West Branch Susquehanna River. Application received: April 26, 2006. Transfer permit issued: July 17, 2006.

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

40840202R4 and NPDES Permit No. PA0613703. Silverbrook Anthracite, Inc. (1 Market Street, Wilkes-Barre, PA 18702). Renewal of an existing anthracite coal refuse reprocessing operation and discharge of treated mine drainage in Laflin Borough, **Luzerne County** affecting 30.30 acres. Receiving stream: Garden Creek. Application received: September 22, 2004. Renewal issued: July 27, 2006.

54713002R4 and PA0123293. Reading Anthracite Company. (P. O. Box 1200, Pottsville, PA 17901). Renewal of an existing anthracite surface mine operation in New Castle Township, **Schuylkill County** affecting 218.0 acres. Receiving stream: East Branch Norwegian Creek. Application received: March 16, 2005. Renewal issued: July 27, 2006.

Noncoal Permits Actions

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

14960802. Mountaintop Coal Co., Inc. (500 West Sycamore Road, Snow Shoe, PA 16874). Noncoal mining operation in Snow Shoe Township, **Centre County**. Restoration of 2.35 acres completed. Receiving Stream: UNT to North Fork of Beech Creek. Application received: June 28, 2006. Final bond release: July 6, 2006.

08960801. Dennis L. Newhart (R. R. 5, Box 180, Tunkhannock, PA 18675). Noncoal mining operation in Tuscarora Township, **Bradford County**. Restoration of 1.0 acre completed. Receiving streams: UNT to Fargo Creek, tributary to Tuscarora Creek. Application received: July 6, 2006. Final bond release: July 14, 2006.

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

58032810. Timothy Mark Smith. (R. R. 3 Box 239E, Montrose, PA 18801). Commencement, operation and restoration of a quarry operation in Lanesboro Borough and Harmony Township, **Susquehanna County** affecting 5.0 acres. Receiving stream: none. Application received: July 14, 2003. Permit issued: July 28, 2006.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 (73 P. S. §§ 151—161) and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

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

26064004. Walsh Construction, Inc. (605 Pittsburgh Road, Uniontown, PA 15401). Blasting activity permit for construction of the Mon/Fayette Expressway, Section 51A2, located in Georges Township, **Fayette County**, with an expected duration of 120 days. Blasting activity permit issued: July 20, 2006.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200.

18064101. J Roys, Inc. (P. O. Box 125, Bowmansville, PA 17507). Construction blasting for a warehouse in Castanea Township, **Clinton County**. Application received: June 13, 2006. Permit issued: June 26, 2006.

08064101. Hayduk Enterprises, Inc. (257 Riverside Drive, Factoryville, PA 18419). Construction blasting for a warehouse/barn in Terry Township, **Bradford County**. Application received: July 10, 2006. Permit issued: July 13, 2006.

08064102. Hayduk Enterprises, Inc. (257 Riverside Drive, Factoryville, PA 18419). Blasting for shale pit for owner's use in Terry Township, **Bradford County**. Application received: July 11, 2006. Permit issued: July 18, 2006.

14064014. Glenn O. Hawbaker, Inc. (P. O. Box 135, State College, PA 16804). Construction blasting for Remodelers Workshop located in Spring and Benner Townships, **Centre County**. Application received: July 21, 2006. Permit issued: July 25, 2006.

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

01064116. Douglas Explosives, Inc. (P. O. Box 77, Philipsburg, PA 16866). Construction blasting for Keller Farms Development in Straban Township, **Adams County** with an expiration date of July 20, 2007. Permit issued: July 24, 2006.

01064117. Douglas Explosives, Inc. (P. O. Box 77, Philipsburg, PA 16866). Construction blasting for Gettysburg Museum & Visitor Center in Gettysburg Borough and Cumberland Township, **Adams County** with an expiration date of November 1, 2006. Permit issued: July 24, 2006.

06064121. Schlouch, Inc. (P. O. Box 69, Blandon, PA 19510). Construction blasting for Rosecliff Development in Amity Township, **Berks County** with an expiration date of July 1, 2007. Permit issued: July 24, 2006.

38064120. Keystone Blasting Service. (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for a single dwelling in Heidelberg Township, **Lebanon County** with an expiration date of August 30, 2006. Permit issued: July 24, 2006.

38064121. Keystone Blasting Service. (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for a manure storage pit in Jackson Township, **Lebanon County** with an expiration date of September 30, 2006. Permit issued: July 24, 2006.

09064125. Allan A. Myers, Inc. d/b/a Independence Construction Materials. (P. O. Box 98, Worcester, PA 19490). Construction blasting for Coventry Meadows in Hilltown Township, **Bucks County** with an expiration date of December 31, 2007. Permit issued: July 25, 2006.

23064106. American Rock Mechanics, Inc. (7531 Chestnut Street, Zionsville, PA 18092). Construction blasting for Concordville Town Center in Concord Township, **Delaware County** with an expiration date of December 30, 2006. Permit issued: July 25, 2006.

40064123. Austin Powder Company. (25800 Science Park Drive, Cleveland, OH 44122). Construction blasting for Humboldt Industrial Park in Hazleton City, **Luzerne County** with an expiration date of July 17, 2007. Permit issued: July 25, 2006.

40064124. Austin Powder Company. (25800 Science Park Drive, Cleveland, OH 44122). Construction blasting for Valmont Industrial Park in West Hazleton Borough, **Luzerne County** with an expiration date of July 17, 2007. Permit issued: July 25, 2006.

40064125. Austin Powder Company. (25800 Science Park Drive, Cleveland, OH 44122). Construction blasting for Hanover Industrial Park in Hanover Township, **Luzerne County** with an expiration date of July 17, 2006. Permit issued: July 25, 2006.

48064119. Silver Valley Drilling & Blasting, Inc. (R. R. 4 Box 4196, Saylorsburg, PA 18353). Construction blasting for Patriot Hills subdivision in Lower Nazareth Township, **Northampton County** with an expiration date of July 31, 2007. Permit issued: July 25, 2006.

58064101. Hayduk Enterprises, Inc. (257 Riverside Drive, Factoryville, PA 18419). Construction blasting for Precision Pipeline in Lathrop and Springville Townships,

Susquehanna County with an expiration date of July 31, 2007. Permit issued: July 25, 2006.

06064122. Schlouch, Inc. (P. O. Box 69, Blandon, PA 19510). Construction blasting for Woods Edge in Amity Township, **Berks County** with an expiration date of August 1, 2007. Permit issued: July 27, 2006.

06064123. Schlouch, Inc. (P. O. Box 69, Blandon, PA 19510). Construction blasting for Park View Development in Saint Lawrence Borough, **Berks County** with an expiration date of September 1, 2007. Permit issued: July 27, 2006.

22064122. Douglas Explosives, Inc. (P. O. Box 77, Philipsburg, PA 16866). Construction blasting for roadwork at Hershey Medical Center in Derry Township, **Dauphin County** with an expiration date of July 26, 2007. Permit issued: July 27, 2006.

36064172. Gerlach's Drilling & Blasting. (172 Bender Mill Road, Lancaster, PA 17603). Construction blasting for Clearview Gardens in Clay Township, **Lancaster County** with an expiration date of August 1, 2007. Permit issued: July 27, 2006.

36064173. Gerlach's Drilling & Blasting. (172 Bender Mill Road, Lancaster, PA 17603). Construction blasting for Turkey Hill gas station in Mt. Joy Borough, **Lancaster County** with an expiration date of August 1, 2007. Permit issued: July 27, 2006.

36064174. Keystone Blasting Service. (381 Reifsnyder Road, Lititz, PA 17543). Construction blasting for a manure storage facility in West Cocalico Township, **Lancaster County** with an expiration date of November 30, 2006. Permit issued: July 27, 2006.

28064162. M & J Explosives, Inc. (P. O. Box 608, Carlisle, PA 17013). Construction blasting for Martin Ridge Development in Washington Township, **Franklin County** with an expiration date of July 31, 2007. Permit issued: July 28, 2006.

67064128. J. Roy's, Inc. (Box 125, Bowmansville, PA 17507). Construction blasting for a warehouse in West Manchester Township, **York County** with an expiration date of August 1, 2007. Permit issued: July 28, 2006.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302), The Clean Streams Law (35 §§ 691.1—691.702) and notice of final action for certification under section 401 of the FWPCA (33 U.S.C.A. § 1341).

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E09-874. Lower Makefield Township, 1100 Edgewood Road, Yardley, PA 19067, Lower Makefield Township, **Bucks County**, ACOE Philadelphia District.

To stabilize and maintain a 1,200-linear foot reach of Brock Creek (WWF-MF) at Yardley Meadows, by regrading the stream banks; providing vegetative plantings, j-hook vanes, root-wads and rock cross-vane structures. Temporary cofferdams, temporary dewatering of the stream, and temporary stream crossings will be utilized to facilitate construction at the site. The site is located approximately 1,200 feet north of the intersection of Heacock and Oxford Valley Roads (Trenton West, NJ-PA, USGS Quadrangle N: 15.5 inches; W: 15.5 inches) in Lower Makefield Township, Bucks County.

The issuance of this permit also constitutes approval of a Water Quality Certification under section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

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

E58-269. Village of Four Seasons Association, Inc., R. R. 2, Box 3350, Uniondale, PA 18470. Herrick Township, **Susquehanna County**, Army Corps of Engineers Baltimore District.

To regrade and to construct facilities associated with the expansion of an existing sewage treatment plant, impacting a de minimus area of PEM/PSS wetlands equal to 0.05 acre, within the watershed of East Branch Tunkhannock Creek (HQ-CWF). The permittee is required to provide 0.05 acre of replacement wetlands. The project is located on the west side of T470, approximately

800 feet south of the intersection of T470 and SR 0374. (Clifford, PA Quadrangle N: 18.6 inches; W: 6.5 inches). (Subbasin: 04F)

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

E21-377: Skipjack PA LLC, 7061 Columbia Gateway Drive, Columbia, MD 21046 in Silver Spring Township, **Cumberland County**, ACOE Baltimore District.

To construct and maintain a 1-foot depressed, 54.5-foot wide, dual 28.0-foot by 5.0-foot cell concrete box culvert and associated channel widening in Trindle Spring Run (CWF) for the purpose of constructing Warm Sunday Way associated with the proposed Rivendell Subdivision located about 1,100 feet downstream of Wood Drive culvert (Mechanicsburg, PA Quadrangle N: 20.5 inches; W: 1.4 inches, Latitude: 40° 06' 46"; Longitude: 77° 00' 36") in Silver Spring Township, Cumberland County.

E36-810: Lititz Borough Memorial Wall Committee, 103 West End Avenue, Lititz, PA 17543 in Lititz Borough, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a memorial plaque wall and seat within the 100-year floodway of Lititz Run in Lititz Springs Park (Lititz, PA Quadrangle N: 5.9 inches; W: 8.3 inches; Latitude: 40° 09' 27"; Longitude: 76° 18' 34").

E21-382: Cumberland Valley School District, 6746 Carlisle Pike, Mechanicsburg, PA 17055 in Hampden Township, **Cumberland County**, ACOE Baltimore District.

To: 1) place and maintain fill in 0.01 acre of PFO wetland and to construct and maintain a 6-inch depressed, 105.0-foot long, 36-inch diameter reinforced concrete pipe (RCP) culvert and a 15-inch diameter outfall pipe in and along an UNT to Sears Run (WWF), in order to construct Public Street B associated with the proposed Shaul Elementary School located about 1,500 feet north from the intersection of Wertzville Road and Lambs Gap Road, (Wertzville, PA Quadrangle N: 7.53 inches; W: 0.85 inch; Latitude 40° 17' 29"; Longitude 77° 00' 22"); 2) to temporarily impact 0.01 acre of PFO wetland by the installation and maintenance of an 8-inch sanitary sewer line (Wertzville, PA Quadrangle N: 7.0 inches; W: 0.8 inch; Latitude 40° 17' 19"; Longitude 77° 00' 21"); and 3) to place and maintain fill in 0.07 acre of PEM wetland for roadway improvement and to construct and maintain three manholes, a 43.0-foot long, 8-inch diameter sanitary sewer line along and across a UNT to Sears Run (WWF) located just downstream of Pa. 944 culvert (Wertzville, PA Quadrangle N: 6.85 inches; W: 0.45 inch; Latitude 40° 17' 16"; Longitude 77° 00' 17") in Hampden Township, **Cumberland County**. To compensate for wetland impacts, the permittee will construct 0.12 acre of replacement wetlands onsite.

E67-800: Muddy Creek Trout Unlimited Chapter 575, P. O. Box 211, Dallastown, PA 17313 in Lower Chanceford and Peach Bottom Townships, **York County**, ACOE Baltimore District.

To construct and maintain 1,896 linear feet of stream restoration/bank stabilization in and along Muddy Creek (CWF) as well as 60 linear feet of Bald Eagle Creek (TSF) using a natural stream design approach, including the installation of in-stream rock structures (rock vanes and rock toe protection), bank grading, channel reconstruction and planting of a riparian buffer. The purpose of the project is to stabilize the streambanks, improve fish

habitat and improve sediment transport. The site is located near Woodbine (Airville, PA Quadrangle N: 6.5 inches; W: 4.4 inches to N: 5.9 inches; W: 4.0 inches; Latitude: 39° 47' 09"; Longitude: 76° 24' 23" to Latitude: 39° 46' 57" Longitude: 76° 24' 13") in Lower Chanceford and Peach Bottom Townships, York County. The project will not impact wetlands.

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

E18-408. Department of Conservation and Natural Resources, 15187 Renovo Road, Renovo, PA 17764. Three Chuck Keiper Trail Bridges, in Beech Creek Township, **Clinton County**, ACOE Baltimore District (Renovo NE, PA Quadrangle N: 16.53 inches; W: 0.53 inch).

To construct, operate and maintain three bridges: 1) an aluminum I-beam wood deck pedestrian bank-to-bank bridge with 20-foot long, wooden abutments and a 3-foot underclearance to carry the Chuck Keiper Hiking Trail over East Branch Big Run located 1.1 miles downstream of the Run's crossing of Coon Run Road; 2) an aluminum I-beam wood deck pedestrian bank-to-bank bridge with 25-foot long, wooden abutments and a 3-foot underclearance to carry the Chuck Keiper Hiking Trail over East Branch Big Run located 1.1 miles downstream of the Run's crossing of Coon Run Road; 3) an aluminum I-beam wood deck pedestrian bank-to-bank bridge with 35-foot long, wooden abutments and a 3-foot underclearance to carry the Chuck Keiper Hiking Trail over Swamp Branch Big Run located 800 feet northwest of the southern end of Swamp Branch Road. (Renovo NE, PA Quadrangle N: 16.53 inches; W: 0.53 inch). This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E16-129, Department of Transportation, District 10-0, P. O. 429, 2550 Oakland Ave., Indiana, PA. Dale Stom Advanced Wetland Compensation Site, in Clarion Township, **Clarion County**, ACOE Pittsburgh District (Strattanville, PA Quadrangle N: 8.5 inches; W: 7.25 inches).

The Department of Transportation proposes to place fill within 0.06 acre of PEM wetland habitat to construct and maintain a berm for the creation of approximately 1.8 acres of PEM/PSS wetland habitat to be used as an advanced wetland compensation site.

E25-603A, Commodore Perry Yacht Club, Bayfront Highway, P. O. Box 3455, Erie, PA 16507-2318. Yacht Club Wave Protection, in City of Erie, **Erie County**, ACOE Pittsburgh District (Erie North, PA Quadrangle N: 1.1 inches; W: 14.1 inches).

The applicant proposes to install wave protection and other improvements at the Commodore Perry Yacht Club, located at 664 West Bayfront Highway, near the north end of Poplar Street, in the City of Erie, Erie County (Erie North, PA Quadrangle N: 1.1 inches; W: 14.1 inches), involving and including: 1) to operate and maintain the Commodore Perry Yacht Club, including periodic maintenance dredging within the basin of the marina; 2) to construct and maintain rubble fill wave protection having a length of approximately 570 feet, and a width of approximately 15 feet, along the north side of the north breakwall, extending east from the end of the existing western breakwall; 3) to construct and maintain a rubble mound breakwater having a length of approximately 75 feet, and a width of approximately 32 feet, extending west

from the eastern marina wall, approximately 75 feet south of the end of the existing eastern marina wall; 4) to construct and maintain rubble fill wave protection having a length of approximately 1,048 feet, and a width varying from 9 to 12 feet, along the north side of the southern wall of the yacht club; 5) to install and maintain three floating docks, having lengths of 437.5 feet, 223 feet, and 437.5 feet, respectively, within the confines of the yacht club, and; 6) to remove the remaining portion of the eastern and western earthen fill. Presque Isle Bay is a body of water classified as a warm water fishery (WWF). This project proposes to fill 0.47 acres of Presque Isle Bay.

E42-320, Smethport Borough, 201 West Main Street, Smethport, PA 16749. Nelson Street Pedestrian Bridge Over Marvin Creek, in Smethport Borough, **McKean County**, ACOE Pittsburgh District (Smethport, PA Quadrangle N: 10.5 inches; W: 8.3 inches).

The applicant proposes to construct and maintain a steel girder pedestrian bridge having a clear span of 115.1 feet and an underclearance of approximately 9 feet across Marvin Creek approximately 1,500 feet SW of the intersection of SR 6 and SR 46. The project proposes to directly impact approximately 15 feet of stream channel. Marvin Creek is a perennial stream classified as a cold water fishery.

WATER QUALITY CERTIFICATIONS

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 323-3636.

Certification Request Initiated by Department of the Army, Baltimore District, Corps of Engineers, P. O. Box 1715, Baltimore, MD 21203. ACOE Baltimore District.

Department of the Army, Baltimore District, Corps of Engineers, P. O. Box 1715, Baltimore, Maryland 21203. ACOE Baltimore District. Mansfield Borough, **Tioga County**, ACOE Baltimore District.

The proposed action is to repair approximately 1,000 feet of eroded bank along a former landfill. The second and third components consist of removing sediment from within the confines of the Tioga River and Corey Creek Conduit as future conditions warrant. The fourth component consists of excavating a low flow channel in the Tioga River for about 2,000 feet. The final component is to remove 5,000 cubic yards of gravel, sand and other materials from the Tioga River. This material will be moved to three separate disposal sites adjacent to the Tioga River. Multiple work sites associated with this project will be located in Mansfield Borough north and south of the SR 6 bridge crossing over the Tioga River on property owned by the Army Corps of Engineers. Work will also take place above and below the Corey Creek Conduit located on Mansfield 7.5' Quadrangle, N: 11.0 inches; W: 11.3 inches.

Final Action on Request: Proposed.

ENVIRONMENTAL ASSESSMENTS

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

D60-055EA. Troy Eichenlaub, 2808 New Berlin Mountain Road, Mifflinburg, PA 17844, Buffalo Township, **Union County**, ACOE Baltimore District.

Project proposes to breach and remove Bailey Dam across a tributary to Turtle Creek (WWF) for the purpose of restoring the stream to a free flowing condition. The

project will restore approximately 80 feet of stream channel. The dam is located approximately 800 feet northeast of the intersection of Turkey Run Road (T327) and New Berlin Mountain Road (SR2003) (Lewisburg, PA Quadrangle N: 6.65 inches; W: 12.1 inches).

D31-018EA. Orbisonia Lions Civic Association, R. R. 1 Box 1156, Three Springs, PA 17264. Cromwell Township, **Huntingdon County**, ACOE Baltimore District.

Project proposes to breach and remove Old Furnace Dam across Blacklog Creek (CWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The project will restore approximately 500 feet of stream channel. The dam is located approximately 2,500 feet southeast of the intersec-

tion of US 522 and SR 944 (Orbisonia, PA Quadrangle N: 20.2 inches; W: 1.9 inches).

DAM SAFETY

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

D65-009. John and Jessie Ferrante, R. R. 36, Route 30 West, Greensburg, PA 15601. To modify, operate and maintain Jeannette Dam across a tributary to Brush Creek (TSF), impacting .21 acres of open water, for the purpose of rehabilitating the existing dam creating the Mountain Valley Lake, (Greensburg, PA Quadrangle N: 10.5 inches; W: 12.1 inches) in Hempfield Township, **Westmoreland County**.

STORAGE TANKS SITE-SPECIFIC INSTALLATION PERMITS

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

<i>SSIP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
06-42-003	American Refining Group, Inc. 77 N. Kendall Ave. Bradford, PA 16701 Attn: Steve Sherk	McKean	Foster Township	Five ASTs storing regulated oils	155,000 gallons total

SPECIAL NOTICES

Certification to Perform Radon-Related Activities in this Commonwealth

In the month of July 2006 the Department of Environmental Protection, under the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the following persons to perform radon-related activities in this Commonwealth. The period of certification is 2 years. For a complete list of persons currently certified to perform radon-related activities in this Commonwealth and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (800) 23RADON.

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Bruce Atkins	1341 North Delaware Avenue Suite 205 Philadelphia, PA 19125	Testing
Roger Baker	1564 Dry Hollow Road Warriors Mark, PA 16877	Testing
Brian Cessna	407 West Sample Street Ebensburg, PA 15931	Testing
Ralph D'Angelo	P. O. Box 1105 Havertown, PA 19083	Testing
William Dare	P. O. Box 75 Perkiomenville, PA 18074	Testing
Joe Donnelly	1341 North Delaware Avenue Suite 205 Philadelphia, PA 19125	Testing
Samuel Falcone Falcone Building Inspections, Inc.	4204 Greenridge Road Pittsburgh, PA 15234	Testing
Fidelity Inspection & Consulting Services	626 Jacksonville Road Suite 200 Warminster, PA 18974	Testing

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
David Grammer RAdata, Inc.	27 Ironia Road, Unit 2 Flanders, NJ 07836	Mitigation
William Gushue	813 North Street Jim Thorpe, PA 18229	Testing
David Janshego	151 Bethel Street Hollsopple, PA 15935	Testing
Kenneth Lewis	1341 North Delaware Avenue Suite 205 Philadelphia, PA 19125	Testing
G. Richard Lininger, Jr. Penn-Mar Services	122 Madison Avenue Waynesboro, PA 17268	Mitigation
Thomas McCormick	P. O. Box 977 Milford, PA 18337	Testing
Karl Orwig	471 Hemlock Lane Nazareth, PA 18064	Testing
Steve Platz	4220 Carney Avenue Erie, PA 16510	Testing
Jeffrey Porte	1962 Wager Road Erie, PA 16509	Testing and Laboratory
Radon Testing Corporation Of America (RTCA)	2 Hayes Street Elmsford, NY 10523	Testing and Laboratory
Michael Rhodes	R. R. 2, Box 193 Selinsgrove, PA 17870	Testing
Clarence Sisco Cape Atlantic, Inc.	P. O. Box 954 Blue Bell, PA 19422	Testing
Chris Smith Pocono Environmental Labs, LLC	1 Old Mill Road Tannersville, PA 18372	Testing
Sean Torongeau	830 Nittany Ridge Road Howard, PA 16841	Testing
Terry Wigfield	511 Salem Avenue Hagerstown, PA 21740	Testing
Robert Wilmoth Radon Management of Erie	3410 Ellsworth Avenue Erie, PA 16508	Mitigation

[Pa.B. Doc. No. 06-1547. Filed for public inspection August 11, 2006, 9:00 a.m.]

Alternative Fuels Incentive Program; Program Opportunity Notice

The Department of Environmental Protection (Department), Bureau of Energy, Innovations and Technology Deployment announces an opportunity to apply for grants under the Alternative Fuels Incentive Program to expand the use of biodiesel and ethanol, when used in E85, which is an alternative fuel comprised of 85% ethanol and 15% gasoline.

Grant funds awarded under the Alternative Fuels Incentive Program can be used to cover the added cost to purchase E85 or biodiesel. Eligible applicants include tax-exempt entities such as school districts, local government agencies, transit authorities, colleges and universities and nonprofit entities. Eligible applicants requesting funding for the purchase of biodiesel or E85 may be eligible for funding to install refueling equipment. Commonwealth producers of biodiesel or ethanol used in E85 are eligible for a reimbursement of \$.05 a gallon for up to

12.500 million gallons covering a 12-month period. Project costs cannot be incurred before the submittal of an application during the grant open opportunity time period.

Grant applications can be requested by contacting Cleo Arp, Department of Environmental Protection, Bureau of Energy, Innovations and Technology Deployment, P. O. Box 8772, Harrisburg, PA 17105-8772, (717) 772-8912, fax (717) 783-2703, arp@state.pa.us. Specify the project type when requesting an application package. The application package is also available electronically on the Department's website at www.depweb.state.pa.us (DEP Keywords "Alternative Fuels"). The deadline for submitting an application to the Department is by 4 p.m. October 2, 2006.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-1548. Filed for public inspection August 11, 2006, 9:00 a.m.]

Availability of Final General Plan Approval and/or General Operating Permit for Dry Abrasive Blasting Operations (BAQ-GPA/GP-19)

The Department of Environmental Protection (Department) has finalized the General Plan Approval and/or General Operating Permit for Dry Abrasive Blasting Operations (BAQ-GPA/GP-19).

BAQ-GPA/GP-19 applies to the construction, operation and modification of both new and existing dry abrasive blasting operations. Prior to constructing and/or operating under this General Permit, the permittee must notify the Department using the General Permit Application provided by the Department and receive prior written approval from the Department. The owners and operators of existing permitted dry abrasive blasting operations may either continue to operate under an existing operating permit or they may elect to apply for authorization to use this General Permit. BAQ-GPA/GP-19 is now approved by the Department and available for use by qualifying applicants.

Notice requesting comments on the proposed General Permit was published at 36 Pa.B. 1187 (March 11, 2006). During the 45-day public comment period, EPA Region III submitted minor comments on the proposed General Permit. A Comment and Response Document has been prepared, which summarizes the Environmental Protection Agency's comments and the changes included in the final general permit. These documents can be obtained by contacting Jeanette Van Skike, Bureau of Air Quality, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. The documents have also been placed on the Department's website: www.depweb.state.pa.us (DEP Keywords: "Air Permits").

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-1549. Filed for public inspection August 11, 2006, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) website at www.depweb.state.pa.us (DEP Keywords: "Technical Guidance"). The "Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2006.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

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

about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

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

Final Technical Guidance

DEP ID: 294-2309-001. Title: Radon Certification Policy. Description: This document contains guidelines used by the Bureau of Radiation Protection to administer a radon certification program for persons conducting radon gas and radon progeny testing and laboratory analysis and mitigation of radon contamination in buildings. The policy is established under the authority of the Radon Certification Act (act) (63 P. S. §§ 2001—2014) and the Radiation Protection Act (35 P. S. §§ 7110.101—7110.703). It is also an implementation of the radon certification regulations at 25 Pa. Code Chapter 240 (relating to radon certification), which were promulgated under the act. Substantive revisions were made to the guidance, including the incorporation of provisions that require employees of certified mitigation firms to receive written approval and an identification card from the Department prior to commencing radon mitigation activities in this Commonwealth. Notice advertising a 30-day public comment period on the draft version of the document was published at 36 Pa.B. 2863 (June 10, 2006). The Department did not receive any comments on the draft guidance document during the public comment period. Contact: Questions regarding this technical guidance document should be directed to Michael Pyles, Department of Environmental Protection, Bureau of Radiation Protection, 400 Market Street, P. O. Box 8469, Harrisburg, PA 17105-8469, (717) 783-3594, mpyles@state.pa.us. Effective Date: August 12, 2006.

Draft Technical Guidance

DEP ID: 392-0830-001. Title: Locational Data Policy for Water Allocation Program and the Water Use Data System. Description: This guidance implements the Department's Locational Data Policy (Document ID# 013-0830-003) by establishing a consistent method for locating and documenting latitude and longitude coordinates and elevation data for water resources facilities. The intent of the policy is to ensure the uniformity, reliability and compatibility of the Department's locational data, which should meet the goal of a 10-meter/32.8 feet or better level of accuracy. Written Comments: The Department is seeking comments on draft technical guidance #392-0830-001. Interested persons may submit written comments on this draft technical guidance document by September 11, 2006. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Thomas L. Denslinger, Department of Environmental Protection, Bureau of Watershed Management, Division of Water Use Planning, Rachel Carson State Office Building, 10th Floor, P. O. Box 8555, Harrisburg, PA 17105-8555 or by e-mail to tdenslinge@state.pa.us. CONTACT: Questions regarding the draft technical guidance document should be directed to Thomas Denslinger at (717) 772-5679 or e-mail at the

address provided previously. Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-1550. Filed for public inspection August 11, 2006, 9:00 a.m.]

Proposed Revision to the State Implementation Plan for Reasonably Available Control Technology (RACT) under the 8-Hour Ozone National Ambient Air Quality Standard (NAAQS); Public Hearings

The Department of Environmental Protection (Department) plans to submit to the Environmental Protection Agency (EPA) a proposed State Implementation Plan (SIP) Revision for meeting the requirements of Reasonably Available Control Technology (RACT) set forth by the Federal Clean Air Act (CAA). The CAA requires that states achieve the health-based 8-hour ozone National Ambient Air Quality Standard (NAAQS) by specified dates, based on the severity of an area's air quality problem. Furthermore, EPA's Final Rule to Implement the 8-Hour Ozone NAAQS (70 FR 71612, November 29, 2005) states that areas classified as "moderate" nonattainment for ozone must submit a demonstration that their existing rules fulfill the 8-hour ozone RACT requirements. For the purposes of regulating stationary sources, the entire Commonwealth is considered a "moderate" ozone nonattainment area for the Federal 8-hour ozone NAAQS because it is in the Ozone Transport Region established under Section 184 of the CAA. Attaining and maintaining concentrations of ground-level ozone below the health-based standard is important because ozone is a serious human health threat and also can cause damage to important food crops, forests and wildlife.

The Department is certifying through this proposed SIP Revision that the Commonwealth's existing Federally approved SIP meets the CAA RACT requirements under the 8-hour ozone NAAQS. The Department is seeking public comment on this proposed SIP Revision. This proposal is available on the Department's Bureau of Air Quality website at www.dep.state.pa.us/dep/deputate/airwaste/aq/plans/Clean_air_plans.htm, or through the contact persons in the following list..

The Department will hold three public hearings to receive comments on the proposed SIP Revision. These hearings will be held at 10 a.m. as follows:

- | | |
|--------------------|---|
| September 11, 2006 | Department of Environmental Protection
Southwest Regional Office
Monongahela Room
400 Waterfront Drive
Pittsburgh, PA 15222 |
| September 12, 2006 | Department of Environmental Protection
Southcentral Regional Office
Codorus Creek Room
909 Elmerton Avenue
Harrisburg, PA 17105 |

September 13, 2006 Department of Environmental Protection
Southeast Regional Office
Stony Creek Conference Room
2 East Main Street
Norristown, PA 19401

Persons wishing to present testimony at any of the hearings should contact Yvette House, P. O. Box 8468, Harrisburg, PA 17105, (717) 787-9495, yhouse@state.pa.us to reserve a time. Persons who do not reserve a time will be able to testify only as time allows. Witnesses should keep testimony to 10 minutes and should provide two written copies of their statement at the hearing.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact Wick Havens at the previously listed address and telephone number. TDD users may contact the AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

Comments must be received by the Department no later than September 14, 2006. Written comments should be sent to J. Wick Havens, Chief, Division of Air Resource Management, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, jhavens@state.pa.us. Use "RACT SIP for 8-Hour Ozone" in the subject line.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-1551. Filed for public inspection August 11, 2006, 9:00 a.m.]

Small Systems Technical Assistance Center Advisory Board; Meeting Cancellation

The August 17, 2006, quarterly board meeting of the Small Systems Technical Assistance Center Advisory Board (Board) is cancelled. The Board's next quarterly meeting will occur on November 16, 2006, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

An agenda, including meeting materials, for the November 16, 2006, meeting will be available on the Department of Environmental Protection's (Department) website at www.depweb.state.pa.us (DEP Keywords: Public Participation, Participate).

A work group of the Board has been established to assist the Department in the development of notification procedures for public water suppliers to follow to alert residents when there is an imminent threat to drinking water supplies. See 36 Pa.B. 4562 (August 12, 2006) for a complete schedule of work group meeting dates.

Questions concerning any of the meetings referenced in this notice should be directed to Ray Braun at (717) 772-2186 or rbraun@state.pa.us.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-1552. Filed for public inspection August 11, 2006, 9:00 a.m.]

Small Systems Technical Assistance Center Advisory Board; Schedule of Work Group Meeting Dates

The Small Systems Technical Assistance Center Advisory Board (Board) has convened a work group composed of board members to assist the Department of Environmental Protection (Department) in the development of notification procedures for public water suppliers to follow to alert residents when there is an imminent threat to drinking water supplies. The workgroup will meet from 9 a.m. to 3 p.m. in the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA on the following dates to discuss public notice delivery system options:

August 29, 2006 Rachel Carson State Office Building
12th Floor Conference Room

September 15, 2006 Rachel Carson State Office Building
10th Floor Conference Room

An agenda, including meeting materials, will be available for the work group meetings on the Department's website at www.depweb.state.pa.us (DEP Keywords: Public Participation, Participate). The Board's next quarterly board meeting will occur on November 16, 2006, at 10:00 a.m. in Room 105, Rachel Carson State Office Building. (See 36 Pa.B. 4562 (August 12, 2006).)

Questions concerning any of the meetings referenced in this notice should be directed to Ray Braun at (717) 772-2186 or rbraun@state.pa.us.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-1553. Filed for public inspection August 11, 2006, 9:00 a.m.]

Water Resources Advisory Committee Meeting Cancellation

The Water Resource Advisory Committee meeting scheduled for September 13, 2006, has been cancelled. The meeting has been rescheduled to occur on October 13, 2006, at 9:30 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the cancellation of the September 13, 2006, meeting or the rescheduled October 13, 2006, meeting should be directed to Phil Consonery, Bureau of Water Standards and Facilities Regulation, (717) 772-2184 or pconsonery@state.pa.us. The agenda and meeting materials for the October 13, 2006, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at www.depweb.state.pa.us (DEP Keywords: "Participation, Participate").

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact the Department at (717) 772-5668 or through the AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,
Secretary

[Pa.B. Doc. No. 06-1554. Filed for public inspection August 11, 2006, 9:00 a.m.]

DEPARTMENT OF HEALTH

Health Policy Board Meeting

The Health Policy Board is scheduled to hold a meeting on Wednesday, September 13, 2006, at 10 a.m. in Room 812, Health and Welfare Building, Seventh and Forster Streets, Harrisburg, PA 17120.

For additional information or persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Cynthia Trafton, Bureau of Health Planning at (717) 772-5298, ctrafton@state.pa.us or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

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

[Pa.B. Doc. No. 06-1555. Filed for public inspection August 11, 2006, 9:00 a.m.]

Requests for Exception; Long-Term Care Nursing Facilities

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.18(e) (relating to management).

Altoona Center for Nursing Care
1020 Green Avenue
Altoona, PA 16601
FAC ID 065402

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

St. Paul Homes
339 East Jamestown Road
Greenville, PA 16125

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.36(h) (relating to bathing facilities).

Bradford Ecumenical Home, Inc.
100 St. Francis Drive
Bradford, PA 16701

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

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the division at the previously listed address or phone number or for speech and/or

hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

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

[Pa.B. Doc. No. 06-1556. Filed for public inspection August 11, 2006, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

**Exelon Generation Company, LLC v. DEP; EHB
Doc. No. 2006-170-K, 6-20-06 NPDES Permit No.
PA0011631**

Exelon Generation Company, LLC has appealed the issuance by the Department of Environmental Protection of an NPDES Permit to same for a facility in East Pikeland Township, Chester 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 interested parties on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

MICHAEL L. KRANCER,
Chairperson

[Pa.B. Doc. No. 06-1557. Filed for public inspection August 11, 2006, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
7-395	Environmental Quality Board Administration of the Storage Tank and Spill Prevention Act 36 Pa.B. 1851 (April 22, 2006)	6/29/06	7/31/06
14-506	Department of Public Welfare Child Care Facilities 36 Pa.B. 2686 (June 3, 2006)	7/3/06	8/2/06

Environmental Quality Board Regulation #7-395 (IRRC #2532)

Administration of the Storage Tank and Spill Prevention Act

July 31, 2006

We submit for your consideration the following comments on the proposed rulemaking published in the April 22, 2006 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Environmental Quality Board (EQB) to respond to all comments received from us or any other source.

1. Section 245.1. Definitions.—Statutory authority; Reasonableness; Clarity.

Aboveground storage tank and Underground storage tank—The phrase “used, will be used” is being added to the existing definition of aboveground storage tank and the phrase “were used or will be used” is being added to the definition of underground storage tank. The statutory definition of aboveground storage tank only references a tank “which is or was used,” and the statutory definition of underground storage tank only references tanks “which are used.” The EQB should explain its statutory authority to regulate tanks that are not yet in use. In the alternative, the proposed language should be deleted from the final-form regulation.

Pipeline facilities (including gathering lines)—The amended definition is one sentence that contains over 125 words. It includes a list of equipment that may be regulated and a list of equipment that is not regulated. To

improve clarity, we suggest that the definition be broken into subsections.

Regulated substance—This definition is being amended to include certain nonpetroleum regulated substances. Subsection (i)(C)(I) pertains to specific nonpetroleum oils. Subsection (i)(C)(II) pertains to compounds for use as additives in gasoline and not already found on the list from the Comprehensive Environmental Response, Compensation, and Liability Act of 1980. Subsection (i)(C)(III) pertains to nonpetroleum substances listed in Department of Labor and Industry regulations at 34 Pa. Code Chapter 323 (relating to hazardous substance list.) We have three concerns.

First, we believe it is inappropriate to incorporate by reference the nonpetroleum substances listed in the Department of Labor and Industry's regulation. A number of commentators contend that the incorporation makes it difficult for both the regulated community and the EQB to provide input on what substances are included in the list. They also note that the inclusion of the additional substances will impose a substantial economic burden on the regulated community. In addition, the Pennsylvania Chemical Industry Council has noted that the regulations from the Department of Labor and Industry are not intended to regulate material found in storage tanks. Rather, they are intended to inform employees about hazardous substances found in the workplace.

We agree that including the new substances in this rulemaking, rather than incorporating them by reference, would provide the EQB with greater control over the substances it regulates. We also note that including the substances in EQB regulations would make compliance easier for the regulated community. This approach could also lessen the fiscal impact on the regulated community by potentially eliminating some of the 400 regulated substances included in Chapter 323. Therefore, we suggest the nonpetroleum substances the EQB intends to regulate be specified in this regulation.

Second, the EQB should explain the rationale of the "one-pound reportable quantity" referenced in Subsection (i)(C)(III).

Third, Subsections (i)(C)(I), (II) and (III) of the definition include substantive provisions. Specifically, each of the subsections includes provisions that specify when a substance would be regulated or not regulated. Since substantive provisions in a definition are not enforceable, they should be deleted from the definition and moved to more appropriate sections in the body of the regulation.

2. Section 245.31. Underground storage tank tightness testing requirements.—Reasonableness.

Subsection (e) adds a requirement that a written test report shall be provided to the tank owner within 20 days of the test. A commentator believes this time frame is too short. The EQB should consider extending the time frame for providing the report.

3. Section 245.41. Tank registration requirements.—Clarity.

Subsection (b) requires tank owners to register storage tanks with the Department "except as specifically excluded by Department policy or this chapter." (Emphasis added.) A Department policy does not have the full force and effect of law. Therefore, Departmental policy cannot exclude a tank that regulations require to be registered. The language noted above should be deleted and the specific exclusions should be included in the final-form regulation.

4. Section 245.43. Failure to pay registration fee.—Statutory authority; Clarity.

Subsection (a) states that an owner who fails to pay the required fee shall be subject to "Commonwealth policy and guidelines" for collection of delinquent debts due the Commonwealth. We have two questions. What is the EQB's statutory authority for enforcing policies and guidelines as regulations? Where can the regulated community find these guidelines and policies? If the EQB does not have the statutory authority, the pertinent provisions of the policies and guidelines should be included in the final-form rulemaking.

Subsection (b) states that failure to pay the registration fee could result in Departmental action against the storage tank owner and the operator. Sections 245.42(a) and (b), relating to tank registration fees, state that registration fees are to be paid by tank owners. Therefore, the reference to tank operators should be deleted from this subsection.

Subsection (c) states the Department may withhold an operating permit for a tank if the owner has a delinquent registration debt for any regulated storage tank. Under what circumstances would the Department withhold a permit?

Subchapter B. CERTIFICATION PROGRAM FOR INSTALLERS AND INSPECTORS OF STORAGE TANKS AND STORAGE TANK FACILITIES

5. Section 245.114. Renewal and amendment of certification.—Clarity.

Subsection (c) requires an applicant to meet "minimum training requirements or number of activities in the appropriate category for renewal of installer certification." The number of activities that need to be completed for renewal is specified, but the number of hours of training is not specified. The final-form regulation should include the number of hours of training needed for renewal. Similarly, Subsection (d), relating to renewal of inspector certification, should include the required number of hours of training.

Subsection (g)(2) requires an applicant for renewal to "document current safety training which is appropriate for the certification category." We have two questions. First, how will an applicant know if the safety training is appropriate? Second, how much training is required? The final-form regulation should provide criteria for what is appropriate.

Subchapter E. TECHNICAL STANDARDS FOR UNDERGROUND STORAGE TANKS

6. Section 245.405. Codes and standards.—Need; Clarity.

Subsection (a) lists 12 associations and their codes and standards that will be used in conjunction with manufacturers' specifications to comply with this subchapter. Subsection (b) states, in part, the following: "Other Nationally recognized associations and their codes and standards not referenced in this part may also be used to comply with this subchapter, when appropriate." *Pennsylvania Code and Bulletin Style Manual* discourages the use of indefinite terms and phrases (§ 616(b)(6)). "When appropriate" is such a phrase. The purpose of a regulation is to establish binding norms that are enforceable. The provision quoted above does not accomplish this and should be deleted and replaced with specific criteria for when other codes and standards are permissible. We note that § 245.432(d)(1) of this rulemaking references the

national associations identified in this Section, but not other nationally recognized associations.

Subsection (c) states that if codes, standards or specifications are updated, facilities or storage tank systems installed prior to the updates “will not automatically be required to be upgraded to meet the new standards.” The inclusion of the term “automatically” implies that the facilities or storage tank systems may have to be updated in the future. The final-form regulation should include specific details on when the upgrades will be required.

The language contained in Subsections (b) and (c) can also be found in existing sections of Chapter 245. Those sections are §§ 245.504, relating to technical standards for aboveground storage tanks and 245.604, relating to simplified program for small aboveground storage tanks. If the EQB amends § 245.405(b) and (c), we recommend that §§ 245.504 and 245.604 also be amended.

Subsection (d) states: “Regulatory requirements prevail over codes and standards whenever there is a conflict.” This provision is not needed because regulations have the full force and effect of law and already prevail over codes and standards. If the EQB decides to retain this provision, similar language should also be added to §§ 245.504 and 245.604.

7. Section 245.411. Inspection frequency.—Reasonableness; Clarity.

Subsection (d) relates to additional inspections and mandatory training. A provision is being added that would allow the Department to require facility owners and operators to complete a release detection or operator maintenance training course when related violations are documented through an inspection. The Preamble explains that this provision is being added because owners and operators that have noncompliant inspections often express the need for training. The final-form regulation should provide details on when this mandatory training will be imposed, what the training will entail and who must pay for the training.

8. Section 245.421. Performance standards for underground storage tank systems.—Fiscal impact; Clarity.

Subsection (a) pertains to new underground storage tank systems. Subsection (a)(3) states the following: “An owner or operator of a tank system changing from unregulated to regulated service shall provide certification or documentation that the tank system meets new tank system requirements.” We have three concerns. First, Subsection (a) relates to “new” tank systems, but Subsection (a)(3) relates to existing tank systems. The requirements of Subsection (a)(3) should be moved to a separate subsection that addresses the requirements for owners or operators changing from unregulated to regulated service. Second, this provision should include a time frame for when the certification or documentation must be provided. Third, the provision should explain what type of certification or documentation would be acceptable to prove the tank system meets the new tank system requirements.

Subsection (b)(2) requires replacement of the entire piping system whenever more than 30% of the piping system is replaced. Commentators have suggested that an alternative compliance method based on evidence of piping manufacturer or installer financial responsibility be available as an option. Has the EQB considered such an approach?

9. Section 245.432. Operation and maintenance including corrosion protection.—Clarity.

Under Subsection (g), excess water in petroleum tanks must be disposed in accordance with “applicable State and Federal requirements.” The final-form regulation should reference the applicable requirements. Similar language is found at § 245.451(c).

10. Section 245.441. General requirements for underground storage tank systems.—Clarity.

Subsection (e) requires monthly monitoring of certain existing tank system equipment “when practicable.” “When practicable” should be replaced with a term or phrase that is definitive and enforceable or specify when monthly monitoring would not apply. Similar language is found at § 245.553(c), relating to out-of-service inspections.

11. Section 245.444. Methods of release detection for tanks.—Statutory authority; Reasonableness.

Paragraph (5), relating to vapor monitoring, and Paragraph (6), relating to groundwater monitoring, are being amended to require site evaluations to be performed by professional geologists. Commentators have noted that other professionals, such as civil, environmental, geotechnical or geological engineers are actively engaged in this type of work and could also perform the required evaluations. What is the EQB’s statutory authority for allowing only professional geologists to perform the site evaluations?

Subchapter F. TECHNICAL STANDARDS FOR ABOVEGROUND STORAGE TANKS AND FACILITIES

12. Section 245.523. Aboveground storage tanks in underground vaults.—Clarity.

Paragraph (11) requires certain underground piping distribution systems to “be appropriately monitored.” The term “appropriately” is indefinite. The final-form regulation should include specific monitoring requirements.

13. Section 245.534. Interior linings and coatings.—Clarity.

Subsection (c) will require inspections when “major modifications” are made to interior linings or coatings. Similar to our concern above, the phrase “major modifications” is vague and indefinite. The criteria used to determine if a modification is major should be included in the final-form rulemaking. Similar language is also found at § 245.552(e), relating to in-service inspections.

14. Section 245.541. Overfill prevention requirements.—Fiscal impact.

Subsection (e) will require tank systems to be upgraded with a high-level alarm with a cut-off device or a high-level alarm with a manned operator shutdown procedure. Commentators have suggested that the use of a visual gauge, instead of a high-level alarm, for aboveground storage tanks with a manned operator, could be just as effective and also reduce costs. We encourage the EQB to consider this alternative which will lessen the economic burden on the regulated community, yet will still protect against overfills.

15. Section 245.541. Overfill prevention requirements and Section 245.542. Containment requirements for above-ground storage tank systems.—Fiscal impact.

A commentator believes that the three-year installation requirements for alarm systems and containment struc-

tures do not take financial and logistical considerations into account. Has the EQB considered providing a longer time period to allow the regulated community to meet the new requirements?

16. Section 245.542. Containment requirements for above-ground storage tank systems and Section 245.561. Permanent closure or change-in-service.—Statutory authority.

Both of these sections require certain activities to be conducted in a manner consistent with technical documents of the Department. Several commentators are concerned that incorporating technical documents of the Department into regulations is not appropriate because any changes to those documents would by-pass the regulatory review process. This would prevent them from having the ability to provide meaningful input on future changes. We agree and question the EQB's statutory authority for enforcing technical documents as regulations. We recommend that the requirements contained in the technical documents be included in the final-form regulation.

17. Section 245.543. Leak detection requirements.—Reasonableness; Need; Clarity.

Subsection (d) states the following:

Tank test for tightness shall be based on a scientific or statistical method and procedure. The test method and procedure shall be third-party certified with a specific leak detection rate or a method and procedure that is recognized by a National association, such as *API Publication 334 Guide to Leak Detection in Aboveground Storage Tanks*. The test shall be performed by a third-party expert qualified in the test procedure and not an employee of the tank owner.

We have five questions. First, what is required for a third-party to certify the test method and procedure to be used? The final-form regulation should provide details on how certification is accomplished. Second, if the method or procedure must be recognized by a National association, what is the need for the certification? Third, why must a third-party expert perform the test? Fourth, who determines if the third-party is an expert? Finally, can the party that performs the pre-test certification be the same party that performs the test?

Miscellaneous clarity.

- The title of the act referenced in the definition of "Air Pollution Control Act" under § 245.1 is incorrect. The correct reference is the "Uniform Interstate Air Pollution Agreements Act."

- Several sections of this proposed rulemaking add a phrase identical or similar to the following, "... unless otherwise agreed upon by the Department." This language appears in the following sections:

- § 245.41(b)
- § 245.41(d)
- § 245.41(e)
- § 245.41(f)(4)
- § 245.111(g)
- § 245.411(b)(2)
- § 245.421(a)(2)
- § 245.451(h)
- § 245.561(3)

This is nonregulatory language that should be deleted from the final-form rulemaking. In the alternative, language could be inserted that explains the process that the

Department will follow and the criteria the Department will use to allow an exemption.

- The phrase, "include, but not limited to" appears as new text in the following sections of the proposed rulemaking:

- § 245.41(f)
- § 245.43(b)
- § 245.432(c)
- § 245.435(b)(1)(i)
- § 245.612(d)
- § 245.616(c)

The phrase "but not limited to" is unnecessary and should be deleted..

- Phrases such as "engineering practices," "engineering specification" and "engineering criteria" are included in the following sections:

- § 245.234(a)(3)
- § 245.522(a)
- § 245.522(d)
- § 245.522(f)
- § 245.524(d)
- § 245.552(a)
- § 245.552(e)
- § 245.553(a)
- § 245.553(f)
- § 245.616(a)

These phrases are vague and would be difficult for the regulated community to know exactly what is expected of them. It would also be difficult for the Department to enforce provisions that include this language. These phrases should be defined or replaced with terms that are more definitive.

- We have the same concern with the phrases "scientific or statistical method and procedure" and "scientific or statistical procedure" used in §§ 245.543(d) and 245.553(c) respectively. These phrases should be defined or deleted.

- The first paragraph of § 245.505 notes that existing tanks that "became" regulated due to the addition of new regulated substances are subject to the requirements of this "subsection." The word "became" should be changed to "become." In addition, should the reference to this "subsection" be changed to "subchapter?"

**Department of Public Welfare Regulation #14-506
(IRRC #2539)**

Child Care Facilities

August 2, 2006

We submit for your consideration the following comments on the proposed rulemaking published in the June 3, 2006 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Department of Public Welfare (Department) to respond to all comments received from us or any other source.

1. Regulatory authority and nonprofit child care facilities.—Statutory authority.

We question the statutory authority of the Department to regulate nonprofit child care centers. Section 1001 of the Public Welfare Code (62 P. S. § 1001) defines a "child day care center" as:

... any premises operated *for profit* in which child day care is provided simultaneously for seven or more children who are not relatives of the operator . . . (62 P. S. § 1001) [Emphasis added.]

In *St. Elizabeth's Child Care Center v. Department of Public Welfare*, the Commonwealth Court held that Article IX (62 P. S. §§ 901—922) authorizes the Department to regulate both for-profit and nonprofit child care centers for the purpose of examination and inspection. However, Article X (62 P. S. §§ 1001—1087) does not give the Department oversight of nonprofit child care centers. Consequently, the Department has no authority to require nonprofit centers to obtain a certificate of compliance to operate.

We understand that the Department has filed a petition for allowance of appeal to the Supreme Court of Pennsylvania. However, our concern remains as we are required to consider pertinent opinions of Pennsylvania's courts in determining the statutory authority of an agency to promulgate a regulation (71 P. S. § 745.5b(1)).

2. Sections 3270.4, 3280.4 and 3290.4. Definitions.—Reasonableness; Consistency with other regulations; Clarity.

IEP and IFSP

The terms "Individualized Education Program (IEP)" and "Individualized Family Service Plan (IFSP)" are used repeatedly in the proposed regulation but are not defined. Existing regulations at 22 Pa. Code §§ 14.101 and 14.131 and 14.132 provide a definition for IEP. The term IFSP is defined in 55 Pa. Code Chapter 4226. The final-form regulation should include definitions for these terms that cross-reference the existing regulations where they are defined.

Service Agreement

The Education Law Center and Disability Law Project recommend that the proposed regulation include a reference to a "Service Agreement" as described in 22 Pa. Code Chapter 15. This would assist in identifying children with disabilities who do not qualify for an IEP. However, it should be used only for identification. Child care facilities should not be required to implement the Service Agreement. The final-form regulation should be amended to include a definition for the term which cross-references the existing regulations which define the term.

Age level—Preschool child—and Young school-age child

Commentators expressed diverse reactions to the shift of kindergarten students from "preschool" to "young school-age" child. Although many expressed support for this change, others, including Representative Jerry Birmelin, Majority Chairman of the House Children and Youth Committee, expressed concern with the impact of this change on subsidies and costs. The Department should carefully examine the impact of this change on facilities that provide care primarily to "preschool" children. If they include a few kindergarten children, these facilities may not be able to take advantage of the less stringent staff-to-children ratios for "young school-age" children. At the same time, these facilities will receive less funding under the subsidized child care program for children in kindergarten.

Child with special needs

As noted above, a "Service Agreement" could be used to identify a child with a disability. This term should be added to Subparagraph (i).

The use of the word "formal" in the Subparagraph (ii) is unclear. It is our understanding that it will be replaced with the word "written" in the final-form regulation. In addition, the term "certified behavioral analyst" should be added to the list of clinicians in this subparagraph who are responsible for the behavioral plan.

3. Sections 3270.17, 3280.16 and 3290.15. Service to child with special needs.—Reasonableness; Implementation procedure; Clarity.

In response to Subsection (b), some commentators raised the concern that parents may not be willing to share IEPs or other plans with child care facilities. If an IEP, IFSP or Service Agreement is developed by other entities, what can a child care facility do to get a copy of the document? How can these facilities get involved in the team that develops the program or plan? If the availability of the documents or participation on the teams is contingent on parents or other entities, then the proposed regulation should acknowledge this fact and instruct child care staff that they will need the appropriate authorization. In Chapter 4226, are "early intervention services" providers required to include child care facilities on the teams for IFSPs?

Commentators, including parents and facility staffs, expressed concerns with the requirements in Subsection (c). Child care staffs are being asked to identify children who may need assessments for special needs and give referral information to parents. For parents, receiving this type of information could be traumatic for a variety of reasons.

The regulation should indicate whether the Department will provide checklist forms or informational handouts that child care staffs could use when making observations that might lead them to suggest to a parent that their child should be assessed or evaluated by a trained professional in pediatric development or a related field. The Department should identify the level of training necessary to prepare child care staffs for these challenges. The regulation should also require child care staffs to complete the appropriate training before they are required to observe and assess for disabilities, and approach parents or families with referral information.

4. Sections 3270.27, 3280.26 and 3290.24. Emergency plan.—Protection of public safety; Reasonableness; Consistency with other regulations; Clarity.

The term "emergency" is not defined. Department staff referred Commission staff to an "Emergency Planning Guide" for child care facilities produced by the Pennsylvania Emergency Management Agency (PEMA). The term "emergency" as described by the PEMA document means any urgent situation which may directly impact the facility and may include severe weather conditions, fire and explosions, utility failures, hazardous materials and radiological emergencies, or acts of terrorism or civil unrest. The proposed regulation should include a similar definition in these sections related to an emergency plan or in Sections 3270.4, 3280.4 and 3290.4 related to definitions.

A second concern is that the list of requirements for the emergency plan is unclear and incomplete. Subsection (a) states the facility "shall have an emergency plan that provides for" four items which are described in a list format. There are two examples of this concern.

First, Subsection (a)(1) requires a facility emergency plan to provide for "shelter of children during an emergency." This is an overly broad statement. According to the PEMA document, a child care facility needs to compile

a listing of shelter areas or relocation areas for different types of emergencies. These areas could be inside the facility if dangerous conditions exist outside or could be outside if there is a need to evacuate. According to the descriptions in the PEMA document, these shelters are intended to be temporary and to consist of existing structures to provide protection. If the intent of the Department is that facilities will adopt the detailed plans and policies developed by PEMA, then the proposed regulation should reference the specific PEMA publications.

A second example is Subsection (a)(2) which requires that the facility plan provide for "evacuation of children during an emergency." However, it is unclear when an evacuation would be necessary. According to PEMA, not all emergencies require an evacuation. Some dangers could require that the children be moved to a different area within a facility (such as away from windows) and not outside. PEMA indicates that it is the facility director who determines the appropriate response. This is another example of why the regulation should reference the PEMA documents rather than use broad statements that omit important details.

Finally, the proposed regulation should require that plans for evacuations during a fire cross-reference the existing regulations on "evacuation routes" and "evacuation plans" in Subsections (f) and (g) of Sections 3270.94, 3280.94 and 3290.94 relating to fire drills. This will help facilities to avoid "re-inventing the wheel" in planning for these emergencies, and will prevent possible conflict or confusion with the routes and plans developed in response to the existing regulations.

5. Sections 3270.70, 3280.70 and 3290.68. Indoor temperature.—Protection of public health; Reasonableness; Clarity.

Even though the proposed regulation reduces the allowable temperature level, the Visiting Nurse Association of Central Pennsylvania (VNA) expressed concern that the rule does not factor in the "heat index." This organization indicated that Temperatures in the 80 degree range with a relative humidity of 50 percent can be dangerous. The National Resource Center for Health and Safety in Child Care recommends the following standards for indoor temperature:

A draft-free temperature of 65 degrees F to 75 degrees F shall be maintained at 30% to 50% relative humidity during the winter months. A draft-free temperature of 68 degrees F to 82 degrees F shall be maintained at 30% to 50% humidity during the summer months. All rooms that children use shall be heated, cooled, and ventilated to maintain the required temperatures, humidity, and air exchange and to avoid accumulation of odors and fumes. Air exchange shall be a minimum of 15 cubic feet per minute (or 7.5 liters/second) per person of outdoor air. (Source: http://nrc.uchsc.edu/CFOC/HTMLVersion/Chapter_5.html, Standard 5.028) (*Caring for Our Children*, 2nd ed.—(Copyright 2002))

Since the VNA's concerns with temperature and humidity mirror the limits prescribed by the recommended national standard, the Department should review its policy concerning the allowable high temperature.

6. Sections 3270.119, 3280.119 and 3290.118. Program plan.—Fiscal impact; Reasonableness; Implementation procedure.

Several commentators, including Representative Birmelin, raised a variety of concerns with the requirement for a program plan for each child. For example, one

commentator expressed concern that subsections appeared to blend procedures and requirements for plans for children who have IEPs or IFSPs with the plans for children who don't have IEPs or IFSPs. In these sections, it is difficult to identify which requirements apply to each situation. This blending also generated concern that child care staffs would be required to develop plans similar to IEPs and IFSPs for all children regardless of whether the child was receiving services from other institutions, educators or early intervention specialists.

Some also expressed concern with the prospect of child care staffs taking the lead in developing comprehensive plans for children. When the child has an IEP or IFSP, the educators or specialists providing the special education or early intervention services are responsible for developing the plan. In addition, child care staff members need permission from a parent or guardian to get a copy of the plan or other information from special education or early intervention staffs. Some commentators also noted that schools are not required to develop plans for students without "special needs." Administrators and educators at public schools have years of experience and expertise in developing IEPs. We question whether child care staff will have sufficient experience, training and education to develop program plans for children and families who have never been exposed to this process.

Finally, many questioned the cost of this requirement. Facilities may need to hire additional staff to maintain the required staff-to-child ratios while staff members spend time developing and writing plans, and meeting with parents and others to seek input on plans.

It is our understanding that the Department intends to significantly reduce these sections by removing the requirements for a program plan. It will replace the provisions in the proposed regulation with a mandate for a semi-annual statement for each child concerning the use of child care services and the child's developmental progress. We suggest that the Department carefully consider the contents of this statement and give serious consideration to developing a form with prescribed contents that can be used by the facilities. If the Department retains the requirement for a program plan for each child, then it will need to address the costs to facilities and operators in the Department's written response to comments received and in the Regulatory Analysis Form. In addition, the Department will need to amend the final-form regulation to identify the appropriate training requirements for facility staff, family cooperation in accessing IEPs and IFSPs, and adequate coordination with special education and early intervention staffs.

7. Sections 3270.120, 3280.120 and 3290.119. Infant sleep position.—Protection of public health and safety; Reasonableness; Implementation procedure; Clarity.

Many commentators expressed support for this new provision. In addition, the Allegheny County Health Department and others suggested that the regulation should include other recommendations from the American Academy for Pediatrics (AAP) for preventing sudden infant death syndrome. We agree and recommend that this provision reference the AAP recommendations and provide information on how facilities can obtain copies.

8. Sections 3270.131, 3280.131 and 3290.131. Health information.—Protection of public health; Reasonableness; Consistency with other state programs.

Although it is maintaining requirements for periodic health reports for each child and proof of immunizations,

the Department is deleting the requirement for the health assessments recommended by the AAP. The AAP Pennsylvania Chapter, VNA, Allegheny County Health Department, child care providers, and health care practitioners expressed serious concerns with the changes in this provision.

Several commentators indicated that the AAP recommended policy for health assessments provides critical information necessary to monitor the development of infants and children. This information is necessary to help pediatricians and others react quickly to potential health problems that could interfere with healthy growth and development. In addition, the AAP Pennsylvania Chapter contended that the deletion of the AAP recommendations for health assessments would be inconsistent with the policies for Head Start, the treatment schedule for Early and Periodic Screening, Diagnosis and Treatment program in Medicaid, and the goals of the Department of Health.

There are improvements in the proposed regulation since the Department is requiring new and useful information in the health reports. However, by deleting the AAP recommendations, the Department is eliminating requirements for health screenings at one month, two months, four months, nine months, and 15 months. We understand the concerns with enforcement for child care facilities, and the difficulties for parents related to health care access and affordability, limited insurance coverage, and privacy issues. However, the Department could readily address these situations by allowing for exceptions when families are unable to meet the requirement or have privacy concerns. By acknowledging and documenting exceptions, the Department can gather useful information, provide facilities with relief from enforcement complications, and still encourage families to obtain the recommended screenings for their children. We request that the Department further explain the benefits of the approach taken in the proposed regulation.

9. Sections 3270.133, 3280.133 and 3290.133. Child medication and special diets.—Public health and safety; Consistency with other regulations; Clarity.

Comments from the Early Childhood Education Linkage System recommended training in medication administration for facility staff members that provide medications to children. This type of training is required for staff in personal care homes (see 55 Pa. Code § 2600.190). The Department should amend the final-form regulation to require training for medication administration or explain why such training should not be required for child care staff. This concern is especially important for staff working with children with special needs who may need regular access to medications.

These sections should include a specific citation to the pertinent section of the ADA requiring "reasonable accommodation." In addition, the generic reference to a "medication or special diet" could be interpreted to require that facility persons administer any and all medications or special diets prescribed for children with special needs. It is our understanding that the intent of the Department is for this requirement to apply only to medications or special diets prescribed for special needs. The final-form regulation should be amended to clearly state this intent.

ALVIN C. BUSH,
Chairperson

[Pa.B. Doc. No. 06-1558. Filed for public inspection August 11, 2006, 9:00 a.m.]

INSURANCE DEPARTMENT

Agency Contract Termination of Griffin Agency under Act 143; Erie Insurance Company; Doc. No. AT06-06-031

A prereview telephone conference initiated by this office is scheduled for August 8, 2006. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before August 3, 2006. A date for a review shall be determined, if necessary, at the prereview telephone conference.

Motion preliminary to those at the review, protests, petitions to intervene or notices of intervention, if any, must be filed on or before July 25, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 1, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1559. Filed for public inspection August 11, 2006, 9:00 a.m.]

Alleged Violation of Insurance Laws; Curtis A. Barringer, Jr.; Doc. No. SC06-06-027

Notice is hereby given of the Order to Show Cause issued on June 22, 2006, by the Deputy Insurance Commissioner of the Commonwealth in the previously referenced matter. Violation of the following is alleged: 63 P. S. §§ 1601—1608.

Respondent was ordered to file a written answer to the Order to Show. If the respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Kathryn J. Culbertson, Disability Services Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1560. Filed for public inspection August 11, 2006, 9:00 a.m.]

William Edward Davis, M. D.; Prehearing**Appeal of William Edward Davis, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM06-07-006**

On or before August 24, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's June 15, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for September 14, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 8, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 31, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before September 7, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1561. Filed for public inspection August 11, 2006, 9:00 a.m.]

Stephen DeBlasio; Prehearing**Appeal of Stephen DeBlasio under 40 P. S. §§ 991.2101—991.2193; Aetna US Healthcare;
Doc. No. HC06-06-022**

Under 40 P. S. §§ 991.2101—991.2193, notice is hereby given that the appellant in this action has requested a hearing in connection with the appellant's managed health care plan. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and any other relevant procedure provisions of law.

A prehearing telephone conference initiated by the Administrative Hearings Office shall be conducted on August 10, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before August 4, 2006.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before July 27, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene shall be filed on or before August 3, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1562. Filed for public inspection August 11, 2006, 9:00 a.m.]

Lisa Ann Dructor, D. O.; Prehearing**Appeal of Lisa Ann Dructor, D. O. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM06-06-032**

On or before August 2, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's May 23, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for August 24, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before August 17, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 9, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 16, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1563. Filed for public inspection August 11, 2006, 9:00 a.m.]

Frankford Hospital; Prehearing**Appeal of Frankford Hospital under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM06-07-013**

On or before August 24, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's June 14, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for September 14, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 8, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 31, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before September 7, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1564. Filed for public inspection August 11, 2006, 9:00 a.m.]

Ben Zion Friedman, M. D.; Prehearing**Appeal of Ben Zion Friedman, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM06-06-036**

On or before August 1, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's May 23, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for August 22, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before August 17, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 8, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 15, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1565. Filed for public inspection August 11, 2006, 9:00 a.m.]

Harmar Village Care Center; Prehearing**Appeal of Harmar Village Care Center under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM06-06-037**

On or before August 2, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's May 26, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for August 23, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before August 17, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 9, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 16, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1567. Filed for public inspection August 11, 2006, 9:00 a.m.]

Andrew I. Glantz; Prehearing**Appeal of Andrew I. Glantz under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM06-06-035**

On or before August 1, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's May 17, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for August 22, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before August 17, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 8, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 15, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1566. Filed for public inspection August 11, 2006, 9:00 a.m.]

Zahid Husain, M. D.; Prehearing**Appeal of Zahid Husain, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM06-07-019**

On or before August 17, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's June 20, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for September 7, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 1, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 24, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 31, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1568. Filed for public inspection August 11, 2006, 9:00 a.m.]

Infectious Disease Associates, P. C.; Prehearing**Appeal of Infectious Disease Associates, P. C. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM06-07-025**

On or before August 17, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's June 20, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for September 7, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 1, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 24, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 31, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1569. Filed for public inspection August 11, 2006, 9:00 a.m.]

Jameson Memorial Hospital; Prehearing**Appeal of Jameson Memorial Hospital under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM06-07-021**

On or before August 17, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's June 20, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for September 7, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 1, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 24, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 31, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1570. Filed for public inspection August 11, 2006, 9:00 a.m.]

Lehigh Valley Orthopedics, Leo J. Scarpino, M. D., Randy Jaeger, M. D.; Prehearing**Appeal of Lehigh Valley Orthopedics, Leo J. Scarpino, M. D., Randy Jaeger, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM06-07-015**

On or before August 17, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's May 31, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for September 8, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 1, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 24, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 31, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1571. Filed for public inspection August 11, 2006, 9:00 a.m.]

James McDonald, D. O.; Prehearing**Appeal of James McDonald, D. O. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM06-06-034**

On or before August 2, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's May 23, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for August 24, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before August 17, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 9, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 16, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1572. Filed for public inspection August 11, 2006, 9:00 a.m.]

Gerard Myers, D. O.; Prehearing**Appeal of Gerard Myers, D. O. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM06-07-008**

On or before August 17, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's June 20, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for September 8, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 1, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 24, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 31, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1573. Filed for public inspection August 11, 2006, 9:00 a.m.]

Howard Nesbitt, D. O.; Prehearing**Appeal of Howard Nesbitt, D. O. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM06-06-033**

On or before August 2, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's May 23, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for August 24, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before August 17, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 9, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 16, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1574. Filed for public inspection August 11, 2006, 9:00 a.m.]

Northeast Medical Practice, Ltd.; Prehearing**Appeal of Northeast Medical Practice, Ltd. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910);
Doc. No. MM06-06-038**

On or before August 2, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's May 23, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for August 24, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before August 17, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 9, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 16, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1575. Filed for public inspection August 11, 2006, 9:00 a.m.]

Philadelphia Orthopedic Group, LLP; Prehearing**Appeal of Philadelphia Orthopedic Group, LLP under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM06-07-007**

On or before August 17, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's June 14, 2006, determination. The statement may be in narrative form or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for September 8, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 1, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 24, 2006, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 31, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1576. Filed for public inspection August 11, 2006, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insurer has requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insured's automobile policy. The hearing will be held in accordance with the requirements of Act 68, 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Pittsburgh Regional Office, Room 304, State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Allstate Insurance Company; file no. 06-119-17918; Martha and James Bernard; doc. no. P06-06-041; September 26, 2006, at 9 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Kathryn Culbertson, Agency Coordinator, (717) 705-4194.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1577. Filed for public inspection August 11, 2006, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insureds' automobile policies. The hearings will be held in

accordance with the requirements of Act 68, 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Harrisburg. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Margaret Balls; file no. 06-119-18456; Progressive Insurance Co.; Doc. No. P06-06-042; August 30, 2006, at 10 a.m.

Appeal of Johnny Quinones; file no. 06-119-20681; Progressive Insurance Co.; Doc. No. P06-07-005; September 26, 2006, at 10 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 an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Kathryn Culbertson, Agency Coordinator, (717) 705-4194.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1578. Filed for public inspection August 11, 2006, 9:00 a.m.]

Richard B. Schlessel, M. D.; Prehearing

Appeal of Richard B. Schlessel, M. D. under the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. §§ 1303.101—1303.910); Doc. No. MM06-06-07-009

On or before August 24, 2006, the appellant shall file a concise statement setting forth the factual and/or legal basis for the disagreement with MCARE's June 20, 2006 determination. The statement may be in narrative form

or in numbered paragraphs, but in either event shall not exceed two pages. A prehearing telephone conference initiated by this office is scheduled for September 14, 2006. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 8, 2006. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 31, 2006 with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before September 7, 2006.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1579. Filed for public inspection August 11, 2006, 9:00 a.m.]

United Services Automobile Association and USAA Casualty Insurance Company; Private Passenger Automobile Rate Revisions; Rate Filing

On July 20, 2006, the Insurance Department (Department) received from United Services Automobile Association and USAA Casualty Insurance Company a filing for rate level changes for private passenger automobile insurance.

United Services Automobile Association requests an overall 0.8% increase amounting to \$0.692 million annually, to be effective October 23, 2006.

USAA Casualty Insurance Company requests an overall 5.4% decrease amounting to -\$3.465 million annually, to be effective October 23, 2006.

Unless formal administrative action is taken prior to September 18, 2006, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's website at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to Michael P. McKenney, Insurance Department, Insurance Product Regulation and Market Enforcement, 1311 Strawberry Square, Harrisburg, PA 17120, mmckenney@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 06-1580. Filed for public inspection August 11, 2006, 9:00 a.m.]

PENNSYLVANIA GAMING CONTROL BOARD

Category 1, 2 and 3 Slot Machine License Hearing Schedule

The Pennsylvania Gaming Control Board (Board) under 58 Pa. Code § 441.19 (relating to licensing hearings for slot machine licenses), has adopted a schedule for the slot machine licensing hearings for Category 1, 2 and 3 slot machine license applications.

Under the act of July 5, 2004 (P. L. 572, No. 71), the Board is authorized to award 14 slot-machine gaming licenses to facilities across this Commonwealth. Seven Category 1 licenses are authorized for horse-race tracks; five Category 2 licenses are authorized for standalone slots facilities—two in Philadelphia, one in Pittsburgh and two at tourism-enhanced locations across the State; and two Category 3 licenses are authorized for existing resorts.

Licensing hearings provide the Board with an opportunity to question applicants about their character, operational and financial suitability, community impact, diversity plans, plans for the prevention of compulsive gaming and other issues.

All hearings, which will be open to the public, will take place in the auditorium of the State Museum on Third and North Streets in Harrisburg, except as noted. The dates and times of the hearings are as follows:

Conditional Category 1*

Monday, September 11 (Hearing Room No. 1, North Office Building, Harrisburg)

- 9 a.m.—11 a.m. Washington Trotting Association, Inc.
- 11 a.m.—1 p.m. Presque Isle Downs, Inc.
- 2 p.m.—4 p.m. Downs Racing, LP
- 4 p.m.—6 p.m. Chester Downs and Marina, LLC

Tuesday, September 12 (Auditorium, State Museum, Harrisburg)

- 12:30 p.m.—2:30 p.m. Mountainview Thoroughbred Racing Association
- 3 p.m.—5 p.m. Greenwood Gaming and Entertainment, Inc.

*Note change from previously announced schedule.

Category 3*

Wednesday, October 25 (Auditorium, State Museum, Harrisburg)

- 1 p.m.—3 p.m. Woodlands Fayette, LLC
- 3 p.m.—5 p.m. Seven Springs Farm, Inc.

*Note change from previously announced schedule.

Category 2—At-Large

Monday, November 6 (Auditorium, State Museum, Harrisburg)

- 10 a.m.—1 p.m. Tropicana Pennsylvania, LLC
- 2 p.m.—5 p.m. Sands Bethworks Gaming, LLC

Tuesday, November 7 (Auditorium, State Museum, Harrisburg)

- 10 a.m.—1 p.m. Pocono Manor Investors, LP
- 2 p.m.—5 p.m. Mt. Airy No. 1, LLC

- 6 p.m.—9 p.m. Boyd Pennsylvania Partners, LP

See Nov. 21 schedule for Crossroads Gaming hearing.

Category 2—Philadelphia

Monday, November 13 (Auditorium, State Museum, Harrisburg)

- 10 a.m.—1 p.m. HSP Gaming, LP
- 2 p.m.—5 p.m. Riverwalk Casino, LP

Tuesday, November 14 (Auditorium, State Museum, Harrisburg)

- 10 a.m. — 1 p.m. Philadelphia Entertainment and Development Partners, LP
- 2 p.m.—5 p.m. Keystone Redevelopment Partners, LLC

Wednesday, November 15 (Auditorium, State Museum, Harrisburg)

- 9 a.m.—noon Pinnacle Entertainment, Inc.

Category 2—Pittsburgh/Gettysburg

Monday, November 20 (Auditorium, State Museum, Harrisburg)

- 10 a.m.—1 p.m. Station Square Gaming, LP
- 2 p.m.—5 p.m. Isle of Capri

Tuesday, November 21 (Auditorium, State Museum, Harrisburg)

- 9 a.m.—12 p.m. PITG Gaming, LLC
- 2:30 p.m.—5:30 p.m. Crossroads Gaming Resort & Spa, LP

Permanent Category 1

Monday, December 4 (Auditorium, State Museum, Harrisburg)

- 10 a.m.—11 a.m. Washington Trotting Association, Inc.
- 11 a.m.—12 p.m. Presque Isle Downs, Inc.
- 1 p.m.—2 p.m. Downs Racing, LP
- 2 p.m.—3 p.m. Chester Downs and Marina, LLC

Tuesday, December 5 (Auditorium, State Museum, Harrisburg)

- 10 a.m.—11 a.m. Mountainview Thoroughbred Racing Association
- 11 a.m.—12 p.m. Greenwood Gaming and Entertainment, Inc.

The Board expects to act on conditional Category 1 license applications in September 2006 and on Category 2, Category 3 and permanent Category 1 applications in December 2006.

THOMAS A. DECKER,
Chairperson

[Pa.B. Doc. No. 06-1581. Filed for public inspection August 11, 2006, 9:00 a.m.]

Fees for Copies

The Pennsylvania Gaming Control Board (Board), under 58 Pa. Code § 407.2 (relating to minutes of public meeting and annual report), has adopted a fee schedule for copies of Board minutes or annual reports requested by the public.

Requests for copies of documents should be made to Paul Resch, Board Secretary, (717) 214-2436.

Payment for copies shall be by check or money order made out to the "Commonwealth of Pennsylvania." Cash will not be accepted by the Board.

Schedule of Fees

Type of Copy	Fee
Single-sided	\$.15 per page if using the PGCB copiers—prevailing cost otherwise
Double-sided	\$.30 per page if using the PGCB copiers—prevailing cost otherwise
Single-sided Irregular (not 8 1/2 by 11)	Prevailing cost
Double-sided Irregular (not 8 1/2 by 11)	Prevailing cost
Certified copies	\$1.00 per page
Compact Disk	\$5.00 plus cost of labor
Postage—Material fitting into a standard envelope	No charge
Postage—Other	Actual cost

THOMAS A. DECKER,
Chairperson

[Pa.B. Doc. No. 06-1582. Filed for public inspection August 11, 2006, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Electric Service

P-00062227. PPL Electric Utilities Corporation. Petition of PPL Electric Utilities Corporation for approval of a competitive bridge plan to establish the terms and conditions under which PPL Electric Utilities Corporation will supply provider of last resort service during 2010, as a transition to a fully competitive Statewide market beginning January 1, 2011.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 28, 2006. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: PPL Electric Utilities Corporation

Through and By Counsel: Paul E. Russell, Associate General Counsel, Two North Ninth Street, Allentown, PA 18101

JAMES J. MCNULTY
Secretary

[Pa.B. Doc. No. 06-1583. Filed for public inspection August 11, 2006, 9:00 a.m.]

Petition for a Finding

P-00062226. Pennsylvania-American Water Company. Petition of Pennsylvania-American Water Company for a finding of reasonable necessity under section 619 of the Pennsylvania Municipalities Planning Code (53 P. S. § 10619) for the subdivision of lands and for the proposed situation and construction of the buildings comprising an expansion of the wastewater treatment plant on a site in South Coatesville Borough, Chester County, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 28, 2006. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: Pennsylvania-American Water Company

Through and By Counsel: Michael D. Klein, Esquire, LeBoeuf, Lamb, Greene & MacRae, LLP, 200 North Third Street, Suite 300, Harrisburg, PA 17108-2105

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-1584. Filed for public inspection August 11, 2006, 9:00 a.m.]

Proposed Revisions to Pennsylvania Guidelines (GL) Based on Footprint GL Changes

Comment and Reply Comment Schedule for M-00011468 F0010—PMO II Proposed Revisions to PA Guidelines (GL) Based on Footprint GL Changes Stemming from NY PCS July 2006 Consensus GL Changes¹ Regarding: Transactions Provided to Former MCI Entities Are Retail Performance Joint State Subcommittee (JSC) and Other Administrative Changes

This notice sets forth a 10-day comment period and a 10-day reply comment period for proposed changes to the Pennsylvania Carrier-to-Carrier Guidelines (PA Guidelines).

Verizon PA filed and electronically served the proposed changes on July 14, 2006, and has posted them at <http://www22.verizon.com/wholesale/clecsupport/content/1,,east-performancemeasures-pa,00.html>. The comment and reply schedule was initially proposed and circulated to the PA Carrier Working Group (PA CWG) on July 28, 2006. The proposed changes were reviewed at the regularly scheduled, public session of the PA CWG on August 1, 2006, at which time, the comment period was agreed upon. Comments are due August 11, 2006; reply comments are due August 21, 2006. Consistent with the procedures at this docket, persons must file their pleadings in hard copy with the Commission's Office of the Secretary at Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 and serve the parties with electronic copies on or before the due dates.

¹The NY PSC order is posted at [http://www3.dps.state.ny.us/pscweb/WebFileRoom.nsf/ArticlesByCategory/7D451E90B959CDBC8525718800679D65/\\$File/97c0139_06_26_06.pdf?OpenElement](http://www3.dps.state.ny.us/pscweb/WebFileRoom.nsf/ArticlesByCategory/7D451E90B959CDBC8525718800679D65/$File/97c0139_06_26_06.pdf?OpenElement).

Persons who have questions should contact Ted Farrar, Bureau of Fixed Utility Services, (717) 783-5941 or Louise Fink Smith, Law Bureau, (717) 787-8866.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-1585. Filed for public inspection August 11, 2006, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by September 5, 2006. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-00122959. (Corrected) Denise S. Polydor, t/a Polydor Services (113 Dairy Lane, Ellwood City, Beaver County, PA 16117)—persons in limousine service, from points in the Counties of Allegheny, Beaver, Butler, Lawrence and Mercer, to points in Pennsylvania, and return.

A-00123004. Janet Landis Eberly (1320 Springville Road, East Earl, Lancaster County, PA 17519)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster to points in Pennsylvania, and return.

A-00123007 William G. Whiteside. (316 Mt. Eden Road, Kirkwood, Lancaster County, PA 17536)—persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster, to points in Pennsylvania, and return.

A-00123008. Shelly Limousine, Inc. (400 Mulberry Street, York, York County, PA 17403)—a corporation of the Commonwealth—persons in limousine service, between points in Pennsylvania. *Attorney:* James W. Patterson, Esquire, Saul-Ewing LLP, 1500 Market Street, 38th Floor, Philadelphia, PA 19102.

A-00123010. Baldwin Limousines, Inc. (308 Michele Lane, Bartonsville, Monroe County, PA 18321)—persons, in limousine service, from points in the Counties of Monroe, Pike, Northampton and Lehigh, to points in Pennsylvania, and return. *Attorney:* Scott M. Amori, Esquire, 717 Sarah Street, Stroudsburg, PA 18360.

A-00123011. Parliament Limousine, Inc. (2517 Dunksferry Road, Suite H306, Bensalem, Bucks County, PA 19020)—persons, in limousine service, from points in the Counties of Philadelphia and Bucks, to points in Pennsylvania, and return.

A-00123014. Shelva J. Charles (230 Mt. Hope School Road, Willow Street, Lancaster County, PA 17584)—persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster, to points in Pennsylvania, and return.

A-00123020. Linda M. Bush, t/a Big Woods Adventures (368 Sizerville Road, Emporium, Cameron County, PA 15834)—persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Cameron and Elk, to points in Pennsylvania, and return.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.

A-00123015. Transom, Inc. (117 Pletcher Road, White, Fayette County, PA 15490), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, from points in the County of Somerset, to points in Pennsylvania, and return; which is to be a transfer of all the rights authorized under the certificate issued at A-00114800 to Donna J. Hay, t/a Hay's Van Service, subject to the same limitations and conditions. *Attorney:* C. Gregory Frantz, 118 West Main Street, Suite 301, Somerset, PA 15501.

A-00123021. Q Limousine, LLC (432 Spruce Street, West Reading, Berks County, PA 19611)—persons in limousine service, between points in the County of Berks, to points in Pennsylvania and return, which is to be a transfer of all the right authorized under the certificate issued at A-00119661 to PMT Enterprises, LLC, t/d/b/a Toll Free Excursions, subject to the same limitations and conditions. *Attorney:* David P. Temple, Esquire, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.

A-00120051, F.2 AAA. Cab Company, t/a Pottstown Coach (67 King Street, Pottstown, Montgomery County, PA 19464), a corporation of the Commonwealth—persons, in paratransit service, from points in the Counties of Chester and Montgomery, to points in Pennsylvania, and return.

A-00121551, F.3. Luxury Limousine of Harrisburg, LLC (2205 Forest Hills Drive, Suite 10, Harrisburg, Dauphin County, PA 17112), a limited liability company of the Commonwealth for the additional right to begin to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of York, Dauphin, Cumberland and Lancaster, to points in Pennsylvania and return.

Application of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of household goods by transfer of rights as described under the application.

A-00094076, Folder 1, Am-D. Glose Moving & Storage, Inc. (7566 Morris Court, Suite 350, Allentown, Lehigh County, PA 18106), a corporation of the Commonwealth—household goods in use: the transportation of household goods in use, from points in the County of Chester, and within an airline distance of 50 statute miles of the limits thereof, to points in Pennsylvania; which is to be a transfer of all the rights authorized under the certificate issued at A-00116153, F. 1, Am-A to BDB & Sons Moving, Inc., t/a Crews 2 Use, subject to the same limitations and conditions. *Attorney:* William H. R. Casey, 99 East Court Street, Doylestown, PA 18901.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 06-1586. Filed for public inspection August 11, 2006, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept faxed bids for Project #06-105.P, Trash Removal, Tioga Marine Terminal (TMT), LMSR Project until 2 p.m. on Thursday, August 24, 2006. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available August 15, 2006. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 06-1587. Filed for public inspection August 11, 2006, 9:00 a.m.]

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #06-116.1, U/G Storage Tank Removal at Pier 98 S. Annex until 2 p.m. on Thursday, September 14, 2006. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available August 22, 2006. Additional information and project listings may be found at www.philaport.com. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal opportunity laws and regulations. Bidders must provide to the Procurement Department in writing, the names of individuals that will be attending prebid meetings. This information is needed 24 hours prior to the meeting. Fax to (215) 426-6800, ATTN: Procurement Department.

A mandatory prebid job site meeting will be held August 31, 2006, at 11 a.m. at 140 E. Oregon Ave. (Pier entrance west of corner of Columbus Blvd. and Oregon Ave.), Philadelphia, PA 19148.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 06-1588. Filed for public inspection August 11, 2006, 9:00 a.m.]

STATE BOARD OF MEDICINE

**Bureau of Professional and Occupational Affairs v.
Doug Lenhart; Doc. No. 0553-49-06**

On June 13, 2006, Doug Lenhart, of New Kensington, Westmoreland County, was assessed a civil penalty of \$10,000, based on his practice of medicine and surgery without a license.

Individuals may obtain a copy of the adjudication by writing to Sabina I. Howell, Board Counsel, State Board of Medicine, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represent the final State Board of Medicine (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the petition for review. The Board contact for receiving service of appeals is the previously named Board counsel.

CHARLES D. HUMMER, JR. M. D.,
Chairperson

[Pa.B. Doc. No. 06-1589. Filed for public inspection August 11, 2006, 9:00 a.m.]

STATE BOARD OF NURSING

**Bureau of Professional and Occupational Affairs v.
Angel Hadley; Doc. No. 0448-51-06**

Angel Hadley, license no. PN-10356-L of Harrisburg, Dauphin County, was automatically suspended for 2 years as a result of the respondent's guilty pleas to misdemeanors under the Drug Act.

Individuals may obtain a copy of the adjudication by writing to Carmen L. Rivera, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represent the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of the

petition for review. The Board contact for receiving service of appeals is the previously named Board counsel.

JOANNE L. SORENSEN, R. N., MS,
Chairperson

[Pa.B. Doc. No. 06-1590. Filed for public inspection August 11, 2006, 9:00 a.m.]

STATE REAL ESTATE COMMISSION

**Bureau of Professional and Occupational Affairs v.
Jean A. Cleary; Doc. No. 0616-56-04, File No.
02-56-05011**

On June 9, 2006, the State Real Estate Commission (Commission) suspended for 60 days respondent's Real Estate License No. RS-220821-L. It is further ordered that respondent pay a civil penalty of \$3,000 due to her substantial misrepresentation of her agency role in the transaction, substantial misrepresentation on, and/or regarding, the contents and/or status of the release, acting for more than one party in a transaction without the knowledge and consent in writing of all parties for whom Respondent acted, knowingly being a party to a materially false or inaccurate representation in a writing regarding a real estate transaction in which Respondent was acting in a representative capacity and engaging in conduct in a real estate transaction demonstrating bad faith, dishonesty, untrustworthiness or incompetency.

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Board Counsel, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represents the final Commission decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Commission with a copy of the petition for review. The Commission contact for receiving service of appeals is the previously named Commission counsel.

JOSEPH TARANTINO, Jr.
Chairperson

[Pa.B. Doc. No. 06-1591. Filed for public inspection August 11, 2006, 9:00 a.m.]

**Bureau of Professional and Occupational Affairs v.
William T. Tunstall; Doc. No. 1419-56-05; File No.
02-56-00945**

On June 22, 2006, the State Real Estate Commission (Commission) revoked respondent's Real Estate License No. RS-213718-L due to respondent pleading guilty to felony charges of insurance fraud and theft by deception, and a misdemeanor charge of tampering with public records.

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Board Counsel, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represents the final Commission decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Commission with a copy of the petition for review. The Commission contact for receiving service of appeals is the previously named Commission counsel.

JOSEPH TARANTINO, Jr.
Chairperson

[Pa.B. Doc. No. 06-1592. Filed for public inspection August 11, 2006, 9:00 a.m.]
